

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Submission of a P.L. 93-638 Construction Contract with the U.S. Bureau of Reclamation for Remaining Construction Activities on Schuk Toak Farm)

RESOLUTION NO. 02-317

1 **WHEREAS, by Resolution No. 02-273 the Tohono O'odham Legislative Council approved a**
2 **proposal to enter into a new Construction Contract (the "Contract") under P.L. 93-638,**
3 **25 CFR, Subpart J, §900.110 et seq., with the U.S. Bureau of Reclamation (the "BOR")**
4 **to finance the remaining construction items that were not included in the original**
5 **BOR Grant Agreement No. 6-FG-32-00100; and**

6 **WHEREAS, BOR and the Nation's Water Projects Office have identified the remaining**
7 **construction items for the Schuk Toak New Farm Development as including, but not**
8 **necessarily limited to, the following tasks (1) shade structures, (2) a main access road,**
9 **(3) a chemical storage facility and (4) general remediation; and**

10 **WHEREAS, the Office of the Chairman has drafted a Contract between BOR and the Nation to**
11 **finance the remaining construction items or tasks, as attached and incorporated by**
12 **this reference, which remains subject to negotiation with BOR; and**

13 **WHEREAS, the Nation's Water Projects Office has proposed an initial Funding Agreement and**
14 **budget for a Task Order No. 1 for installation of turnout meter shade structures, in**
15 **the amount of \$36,240, as attached and incorporated by this reference; and**

16 **WHEREAS, the Nation's Water Projects Office also has proposed a Funding Agreement and**
17 **budget for a Task Order. No. 2 for construction of the Schuk Toak Farm Access Road**
18 **in the amount of \$1,804,000, as attached and incorporated by this reference; and**

19 **WHEREAS, the Nation's Water Projects Office has presented the Contract and funding**
20 **agreements to the appropriate oversight committees for review and approval.**

21 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby**
22 **authorizes and directs the Chairman of the Nation to:**

- 23 **1. Submit the attached Contract to BOR to finance the remaining construction items**
24 **for Schuk Toak New Farm Development that were not included in the original**
25 **BOR Grant Agreement No. 6-FG-32-00100; and**
- 26 **2. Submit the attached Funding Agreements and budgets for Task Order No. 1 and**
27 **Task Order No. 2; and**
- 28 **3. Negotiate maximum funding and acceptance by the BOR of the terms and**
29 **conditions contained in the Contract, budgets and the funding agreements; and**

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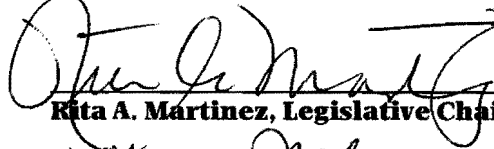
Page 2 of 3

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- 4. Upon acceptance by the BOR of those terms and conditions contained therein, the Chairman is hereby authorized to execute the Contract and funding Agreements.
- 5. The attached budgets for the Funding Agreements are hereby approved and the Chairman of the Nation is authorized to expend funds received from BOR accordingly.

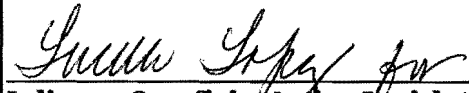
The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 15TH Day of JULY, 2002 at a meeting at which a quorum was present with a vote of 2,256.8 FOR; -0- AGAINST; 160.7 NOT VOTING; and [07] ABSENT, pursuant to the powers vested in the Council by Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Rita A. Martinez, Legislative Chairwoman

16th day of July, 20 02

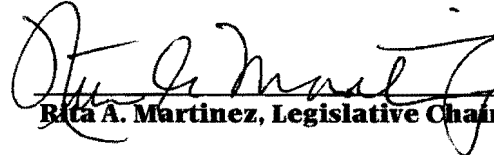
ATTEST:


Julianna Saraficio, Acting Legislative Secretary

15th day of July, 20 02.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 16th day of July, 20 02 at _____ o'clock, _____ M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Rita A. Martinez, Legislative Chairwoman

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Page 3 of 3


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APPROVED

on the 17th day of July, 20 02

DISAPPROVED

at 8:24 o'clock, A..M.


EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 17th day of

July, 20 02, at 9:55 o'clock, A..M.


Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING SUBMISSION OF A P.L. 93-638 CONSTRUCTION CONTRACT WITH THE U.S. BUREAU OF RECLAMATION FOR REMAINING CONSTRUCTION ACTIVITIES ON SCHUK TOAK FARM

MOVED: COUNCILMAN ISIDRO LOPEZ

SECOND: COUNCILWOMAN MARY FLORES

DATE: JULY 15, 2002

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 317.7	1. FRANCES MIGUEL ()	158.85	X			X
	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85	X			
CHUKUT KUK 248.1	1. KENNETH WILLIAMS (Juanita Homer)	124.05	X			X
	2. DAVID GARCIA (Mary Audrey Juan)	124.05	X			
GU ACHI 230.7	1. CAMILLUS LOPEZ ()	115.35	X			
	2. ALEX J. RAMON (Jerome Joaquin)	115.35	X			X
GU VO 188.3	1. FERN SALCIDO ()	94.15	X			
	2. EMILIO LEWIS (Michael Flores)	94.15	X			
HICKIWAN 167.3	1. SHIRLEY MOLINA ()	83.65	X			X
	2. SANDRA ORTEGA ()	83.65	X			
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35	X			
	2. PATRICIA CRUZ (Johnson Jose)	87.35	X			
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35			X	X
	2. GLORIA RAMIREZ ()	80.35			X	
SAN XAVIER 184.7	1. (VACANT) ()	92.35	X			
	2. DENNIS RAMON ()	92.35	X			
SCHUK TOAK 144.5	1. MARY FLORES ()	72.25	X			
	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25	X			X
SELLS 416.1	1. DENNIS E. JOSE ()	208.05	X			X
	2. EVELYN JUAN ()	208.05	X			
SIF OIDAK 184.7	1. ISIDRO LOPEZ ()	92.35	X			
	2. RITA MARTINEZ (Nicholas Jose)	92.35	X			
TOTAL		2,417.5	2,256.8	-0-	160.7	[07]

****PASSED VOTES**