

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Tohono O'odham Nation Comments to Indian Reservation Roads
Program Proposed Rule)

RESOLUTION NO. 02-541

1 **WHEREAS, sovereign Indian tribes, including the Tohono O'odham Nation, share a unique trust**
2 **relationship with the United States of America, which is embodied in the Constitution**
3 **of the United States, numerous court opinions, statutes, executive orders, and federal**
4 **agency policies; and**

5 **WHEREAS, by its passage and implementation of the Indian Self-Determination and Education**
6 **Assistance Act (25 U.S.C. § 450 et seq.) and similar legislation, the United States of**
7 **America has recognized the need to work with Indian tribes on a government-to-**
8 **government basis and to support Indian tribal self-determination and self-**
9 **governance; and**

10 **WHEREAS, on August 7, 2002 the Department of the Interior issued in the Federal Register, Vol.**
11 **67, No. 152 a notice of proposal rulemaking on 25 CFR Part 170, Indian Reservation**
12 **Roads Program; and**

13 **WHEREAS, this proposed rule would establish policies and procedures governing the Indian**
14 **Reservation Roads ("IRR") Program, which funds the construction and maintenance**
15 **of 945 BIA roadway system miles on the Tohono O'odham Nation ("Nation"); and**

16 **WHEREAS the poor conditions of the Nation's road and bridges jeopardizes the health, safety,**
17 **security and economic well-being of the Nation's members; and**

18 **WHEREAS, policies and procedures contained in the Indian Reservation Roads Program Final**
19 **Rule will impact the Nation's ability to plan a safe roadway system, it is important that**
20 **the Nation have input on the Proposed Rule.**

21 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby adopts**
22 **the attached "Tohono O'odham Nation Comments to Indian Reservation Roads**
23 **Program; Proposed Rule" which is incorporated by this reference, as the Nation's**
24 **official position on the Proposed 25 CFR Part 170 Indian Reservation Roads Program**
25 **Rule.**


26 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 07TH Day**
27 **of NOVEMBER, 2002 at a meeting at which a quorum was present with a vote of 1,837.4 FOR; -0-**
28 **AGAINST; 580.1 NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
29 **Section 1(f) & (c)(2) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
30 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
31 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
32 **18, 1934 (48 Stat. 984).**

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(Approving Tohono O'odham Nation Comments to Indian Reservation Roads Program Proposed Rule)
Page 2 of 2

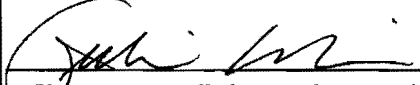
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TOHONO O'ODHAM LEGISLATIVE COUNCIL


Rita A. Martinez, Legislative Chairwoman

14th day of November, 20 02

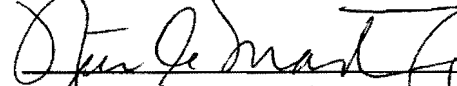
ATTEST:


Julianna Saraficio, Acting Legislative Secretary

07 day of November, 20 02

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 14th day of November, 20 02 at 3:10 o'clock, P.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

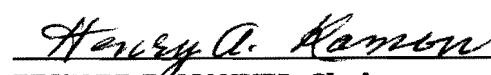

Rita A. Martinez, Legislative Chairwoman

APPROVED

on the 18 day of November, 20 02

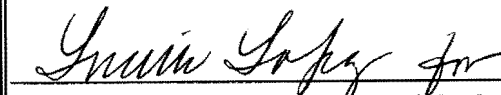
DISAPPROVED

at 10:30 o'clock, A.M.


EDWARD B. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 18th day of

November, 20 02, at 2:09 o'clock, P.M.


Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING TOHONO O'ODHAM NATION COMMENTS TO INDIAN RESERVATION ROADS PROGRAM
PROPOSED RULE

MOVED: COUNCILWOMAN FERN SALCIDO

SECOND: COUNCILMAN DAVID GARCIA

DATE: NOVEMBER 07, 2002

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 317.7	1. FRANCES MIGUEL ()	158.85	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. JEROME JOAQUIN ()	115.35	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	
	2. SANDRA ORTEGA ()	83.65	X			
PISINEMO 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35	X			X
	2. PATRICIA CRUZ (Johnson Jose)	87.35	X			
SAN LUCY 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35	X			
	2. GLORIA RAMIREZ ()	80.35			X	
SAN XAVIER 184.7	1. FELICIA NUÑEZ ()	92.35	X			
	2. DENNIS RAMON ()	92.35	X			
SCHUK TOAK 144.5	1. MARY FLORES ()	72.25	X			X
	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25	X			
SELLS 416.1	1. DENNIS E. JOSE** ()	208.05			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	1,837.4	-0-	580.1	[03]

**PASSED VOTES