

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approval of the Application and Acceptance of the Grant Award for the USEPA**  
**Brownfields 128(a) Tribal Response Grant)**

RESOLUTION NO. 04-621

1 WHEREAS, Article XVIII of the Constitution of the Tohono O'odham Nation sets out the Council's  
2 continuing responsibility to assure for all members safe and healthful surroundings;  
3 and

4 WHEREAS, the Tohono O'odham Nation has taken steps to protect its members and its  
5 environment by applying for and receiving grants funds from the United States  
6 Environmental Protection Agency (USEPA) under the Superfund Division and other  
7 programs; and

8 WHEREAS, the Brownfields Section 128(a) Tribal Response Program is tasked with  
9 demonstrating that the response program addresses the baseline assessment, survey,  
10 inventory, and oversight remediation of Brownfields sites and other contaminated  
11 sites; and

12 WHEREAS, the USEPA has reserved \$150,000 for the Brownfields Section 128(a) Tribal Response  
13 Program Grant that will extend from October 1, 2004 through September 30, 2005.

14 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby accepts  
15 the award for \$150,000 from the Environmental Protection Agency to implement the  
16 Brownfields Section 128(a) Tribal Response Program.

17 BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that Tohono O'odham  
18 Nation's Officials, to wit: the Chairwoman, Vice-chairman and any designated official  
19 are hereby authorized to negotiate and execute the grant, provided however, that any  
20 amendments affecting the funding or funding level of the grant shall be submitted  
21 for further prior approval.

22 BE IT FURTHER RESOLVED that the Brownfields Section 128(a) Program is authorized to expend  
23 funds from this grant beginning on October 1, 2004.

24 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 30<sup>TH</sup>. Day  
25 of NOVEMBER, 2004 at a meeting at which a quorum was present with a vote of 2,463.4 FOR; -0-  
26 AGAINST; -0- NOT VOTING; and 166.3 [06] ABSENT, pursuant to the powers vested in the Council by  
27 Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono  
28 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -  
29 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48  
30 Stat. 984).

31 TOHONO O'ODHAM LEGISLATIVE COUNCIL

32   
33 \_\_\_\_\_  
34 Isidro Lopez, Legislative Chairman

35 2<sup>nd</sup> day of December, 2004  
36

RESOLUTION NO. 04-621

(Approval of the Application and Acceptance of the Grant Award for the USEPA Brownfields 128(a) Tribal Response Grant)

Page 2 of 2

1 ATTEST:

2   
3 \_\_\_\_\_  
4 **Lucille Lopez, Acting Legislative Secretary**

5 2<sup>nd</sup> day of December, 2004.  
6

7  
8 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono  
9 O'Odham Nation on the 2<sup>nd</sup> day of December, 2004 at 10:30 o'clock,  
10 A .M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become  
11 effective upon her approval or upon her failure to either approve or disapprove it within 48 hours  
12 of submittal.

13  
14 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**


15   
16 \_\_\_\_\_  
17 **Isidro Lopez, Legislative Chairman**

18  
19  
20  
21  APPROVED

on the 2<sup>nd</sup> day of December, 2004

22  
23  DISAPPROVED

at 2:25 o'clock, P .M.

24  
25   
26 \_\_\_\_\_  
27 **VIVIAN JUAN-SAUNDERS, CHAIRWOMAN**  
28 **TOHONO O'ODHAM NATION**

29  
30  
31 Returned to the Legislative Secretary on the 2<sup>nd</sup> day of

32 December, 2004, at 3:25 o'clock, P .M.  
33

34  
35  
36   
37 \_\_\_\_\_  
38 **Lucille Lopez, Acting Legislative Secretary**

39  
40  
41  
42  
43  
44  
45

**ACTION: APPROVAL OF THE APPLICATION AND ACCEPTANCE OF THE GRANT AWARD FOR THE USEPA BROWNFIELDS 128(A) TRIBAL RESPONSE GRANT**

**MOVED: COUNCILWOMAN PATRICIA CRUZ**

**SECOND: COUNCILMAN VERLON JOSE**

**DATE: NOVEMBER 30, 2004**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF Oidak</b> <b>192.6</b>	1. ISIDRO LOPEZ (Nicholas Jose)	96.30	X			
	2. DARLENE ANDREW (Rita Martinez)	96.30	X			
<b>SELLS</b> <b>465.6</b>	1. DENNIS E. JOSE ( )	232.80	X			
	2. EVELYN JUAN ( )	232.80	X			
<b>SCHUK TOAK</b> <b>176.1</b>	1. FRANCES B. CONDE ( )	88.05	X			
	2. PHYLLIS JUAN ( )	88.05	X			
<b>SAN XAVIER</b> <b>215.4</b>	1. FELICIA NUÑEZ (Olivia Liston-Villegas)	107.70	X			
	2. DENNIS RAMON (Eleanor Hunter)	107.70	X			
<b>SAN LUCY</b> <b>166.3</b>	1. JOHN W. LAWSON, SR. ( )	83.15				X
	2. GLORIA RAMIREZ ( )	83.15				X
<b>PISINEMO</b> <b>175.4</b>	1. BARBARA SALVICIO ( )	87.70	X			X
	2. PATRICIA CRUZ ( )	87.70	X			
<b>HICKIWAN</b> <b>170.3</b>	1. DELMA GARCIA (Mary E. Sam)	85.15	X			X
	2. SANDRA ORTEGA ( )	85.15	X			
<b>GU VO</b> <b>191.4</b>	1. RAYMOND VICTOR ( )	95.70	X			
	2. MICHAEL FLORES (Willard Manuel)	95.70	X			X
<b>GU ACHI</b> <b>253.6</b>	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80	X			
	2. JEROME JOAQUIN (Roberta Picard)	126.80	X			
<b>CHUKUT KUK</b> <b>258.9</b>	1. KENNETH WILLIAMS (Juanita Homer)	129.45	X			X
	2. VERLON M. JOSE (David Garcia)	129.45	X			
<b>BABOQUIVARI</b> <b>364.1</b>	1. FRANCES MIGUEL ( Lucilda Norris-Valenzuela )	182.05	X			
	2. FRANCES G. ANTONE ( )	182.05	X			
<b>TOTAL</b>		<b>2,629.7</b>	<b>2,463.4</b>	<b>-0-</b>	<b>-0-</b>	<b>166.3 [06]</b>

**\*\*PASSED VOTES**