

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Intergovernmental Agreement with Pima County and Pima County Flood Control District for Construction of Sells Youth Center Drainage Improvements)

RESOLUTION NO. 04-695

1 WHEREAS, the Tohono O'odham Nation ("Nation") has obtained funding through the Pima
2 County bond election held on May 18, 2004 for construction of a storm water
3 channeling system for the Sells Youth Recreation Center in the amount of One Million
4 Five Hundred Thousand Dollars (\$1,500,000); and

5 WHEREAS, Pima County is prepared to transmit the funds to the Nation on a reimbursable basis
6 under the terms of an Intergovernmental Agreement negotiated between Pima
7 County, the Pima County Flood Control District, and the Nation in the form attached
8 hereto; and

9 WHEREAS, the construction of the storm water drainage improvements has already begun under
10 the terms of a contract between the Nation and Pace Pacific Construction
11 Corporation for the construction of the Sells Youth Recreation Center and a
12 subcontract between Pace Pacific Construction Corporation and Select Development
13 for construction of the storm water drainage improvements; and

14 WHEREAS, the Intergovernmental Agreement has been reviewed by the Commerce Committee
15 and the Budget & Finance Committee, which recommend approval by the Legislative
16 Council.

17 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the
18 "Intergovernmental Agreement between Pima County, the Pima County Flood Control
19 District, and the Tohono O'odham Nation for Construction of the Sells Youth
20 Recreation Center Drainage Improvements, Pima County, Arizona" substantially in
21 the form attached hereto, and authorizes the Chairwoman of the Nation to execute
22 the Agreement and any future amendments and related documents reasonably
23 necessary to complete the project.

24 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH Day
25 of DECEMBER, 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 [05] 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).

TOHONO O'ODHAM LEGISLATIVE COUNCIL



Isidro Lopez, Legislative Chairman

16th day of December, 2004

RESOLUTION NO. 04-695

(Approving Intergovernmental Agreement with Pima County and Pima County Flood Control District for Construction of Sells Youth Center Drainage Improvements)

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ATTEST:

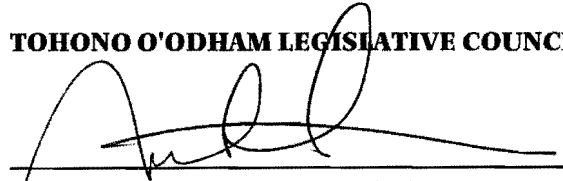


Lucille Lopez, Acting Legislative Secretary

14th day of December, 2004.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 16th day of December, 2004 at 4:01 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon her approval or upon her failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL



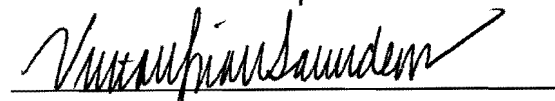
Isidro Lopez, Legislative Chairman

APPROVED

on the 20 day of December, 2004

DISAPPROVED

at 1:35 o'clock, P.M.



VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 20th day of

December, 2004, at 2:37 o'clock, P.M.



Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING INTERGOVERNMENTAL AGREEMENT WITH PIMA COUNTY AND PIMA COUNTY FLOOD CONTROL DISTRICT FOR CONSTRUCTION OF SELLS YOUTH CENTER DRAINAGE IMPROVEMENTS

Moved: COUNCILMAN DENNIS JOSE

SECOND: COUNCILWOMAN EVELYN JUAN

DATE: DECEMBER 13, 2004

| DISTRICT | LEGISLATIVE REPRESENTATIVES | # OF VOTES | FOR | AGAINST | NOT VOTING | ABSENT |
|-----------------------------|--|----------------|----------------|------------|------------|-------------------|
| SIF Oidak 192.6 | 1. ISIDRO LOPEZ (Nicholas Jose) | 96.30 | X | | | |
| | 2. DARLENE ANDREW (Rita Martinez) | 96.30 | X | | | |
| SELLS 465.6 | 1. DENNIS E. JOSE () | 232.80 | X | | | |
| | 2. EVELYN JUAN () | 232.80 | X | | | |
| SCHUK TOAK 176.1 | 1. FRANCES B. CONDE () | 88.05 | X | | | |
| | 2. PHYLLIS JUAN () | 88.05 | X | | | |
| SAN XAVIER 215.4 | 1. FELICIA NUÑEZ (Olivia Liston-Villegas) | 107.70 | X | | | |
| | 2. DENNIS RAMON (Eleanor Hunter) | 107.70 | X | | | |
| SAN LUCY 166.3 | 1. JOHN W. LAWSON, SR. () | 83.15 | | | | X |
| | 2. GLORIA RAMIREZ () | 83.15 | | | | X |
| PISINEMO 175.4 | 1. BARBARA SALVICIO () | 87.70 | X | | | X |
| | 2. PATRICIA CRUZ () | 87.70 | X | | | |
| HICKIWAN 170.3 | 1. DELMA GARCIA (Mary E. Sam) | 85.15 | X | | | |
| | 2. SANDRA ORTEGA () | 85.15 | X | | | |
| GU VO 191.4 | 1. RAYMOND VICTOR () | 95.70 | X | | | |
| | 2. MICHAEL FLORES (Willard Manuel) | 95.70 | X | | | X |
| GU ACHI 253.6 | 1. TIMOTHY L. JOAQUIN (Jonas Robles) | 126.80 | X | | | |
| | 2. JEROME JOAQUIN (Roberta Picard) | 126.80 | X | | | |
| CHUKUT KUK 258.9 | 1. KENNETH WILLIAMS (Juanita Homer) | 129.45 | X | | | |
| | 2. VERLON M. JOSE (David Garcia) | 129.45 | X | | | |
| BABOQUIVARI 364.1 | 1. FRANCES MIGUEL (Lucilda Norris-Valenzuela) | 182.05 | X | | | X |
| | 2. FRANCES G. ANTONE () | 182.05 | X | | | |
| TOTAL | | 2,629.7 | 2,463.4 | -0- | -0- | 166.3 [05] |

****PASSED VOTES**