

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approval for Request for Extension of Time and Authorization to Expend Funds for FY 2005
on Bureau of Reclamation 638 Construction Contract No. 02-NA-32-0030 for Schuk Toak New
Farm Development)

RESOLUTION NO. 04-697

1 **WHEREAS, by Resolution No. 02-317 the Tohono O'odham Legislative Council entered into a**
2 **Construction Contract (the "Contract") under P.L. 93-638, 25 CFR, Subpart J, §900.110**
3 **et seq., with the U.S. Bureau of Reclamation (the "BOR") to finance the remaining**
4 **construction items that were not included in the original BOR Grant Agreement No.**
5 **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 block lateral upgrades and repairs and structural remediation**
9 **of the delivery system; and**

10 **WHEREAS, the current expiration date of the Construction Contract 02-NA-32-0030 is September**
11 **30, 2004, and the construction and the management work now scheduled cannot be**
12 **completed within the time remaining; and**

13 **WHEREAS, the Water Projects Office has assessed the work in progress and funds remaining, and**
14 **has recommended to the Legislative Council that the Construction Contract be**
15 **extended for an additional year so as to expire on September 30, 2005, and include the**
16 **budget for FY 2005 as attached and incorporated by this reference; and**

17 **WHEREAS, the Nation's Water Project Office has presented the Contract and funding agreements**
18 **to the appropriate oversight committees for review and approval.**

19 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby**
20 **proposes a one-year extension of Construction Contract 02-NA-32-0030 with the**
21 **Bureau of Reclamation from October 1, 2004 through September 30, 2005, in order**
22 **to complete activities related to construction.**

23 **BE IT FURTHER RESOLVED that the FY 2005 budget in the amount of \$520,038.08 for the**
24 **one-year extension of Construction Contract 02-NA-32-0030 as attached hereto and**
25 **incorporated by this reference, and that the Water Projects Office is authorized to**
26 **expend funds in accordance with this budget.**

27 **BE IT FINALLY RESOLVED that the Chairwoman of the Nation is hereby authorized and**
28 **directed to execute a one-year extension of BOR Construction Contract 02-NA-32-**
29 **0030.**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH Day of DECEMBER, 2004 at a meeting at which a quorum was present with a vote of 2,463.4 OR; 166.3 AGAINST; -0- NOT VOTING; and [04] 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


Isidro Lopez, Legislative Chairman

16th day of December, 2004

ATTEST:


Lucille Lopez, Acting Legislative Secretary

16th 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 4:03 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 1:21 o'clock, P.M.


VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

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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: APPROVAL FOR REQUEST FOR EXTENSION OF TIME AND AUTHORIZATION TO EXPEND FUNDS FOR FY 2005 ON BUREAU OF RECLAMATION 638 CONSTRUCTION CONTRACT NO. 02-NA-32-0030 FOR SCHUK TOAK NEW FARM DEVELOPMENT

MOVED: COUNCILWOMAN FRANCES CONDE

SECOND: COUNCILWOMAN PHYLLIS 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		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	166.3	-0-	[04]

**PASSED VOTES