

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Tohono O'odham Utility Authority Westside Health Clinic Wastewater Force
Main & Lagoon Expansion Right-of-Way, Pisinemo District, Tohono O'odham Nation)

RESOLUTION NO. 05-013

1 **WHEREAS, by Resolution No. 08-70 the Nation established the Papago Tribal Utility Authority,**
2 **now known as Tohono O'odham Utility Authority (TOUA) for purposes of constructing,**
3 **maintaining and operating various utility systems within the Nation to be owned**
4 **wholly by the Nation; and**

5 **WHEREAS, the Tohono O'odham Legislative Council did pass Resolution No. 91-175 (Adopting**
6 **Second Restated Plan of Operation for the Tohono O'odham Utility Authority) which**
7 **requires the Authority to submit for prior review and approval of the Legislative**
8 **Council and each affected District any proposed utility easement; and**

9 **WHEREAS, TOUA requests permission for a Right-of-Way to encompass a Wastewater Force Main**
10 **& Lagoon Expansion and related facilities to accommodate the Westside Health**
11 **Clinic, Pisinemo District, Tohono O'odham Nation; and**

12 **WHEREAS, TOUA has respectfully submitted all documents and pertinent information**
13 **(incorporated herein by reference) for uses consistent with the authorized purposes**
14 **of TOUA; and**

15 **WHEREAS, the TOUA Westside Health Clinic Wastewater Force Main & Lagoon Expansion Right-**
16 **of-Way and related facilities will be of substantial benefit to the Tohono O'odham**
17 **Nation and their respective members; and**

18 **WHEREAS, the Pisinemo District Council approved the requested Right-of-Way on December 07,**
19 **2004 by enacting Resolution No. 2004-24; and**

20 **WHEREAS, the Natural Resources Committee did review the requested Right-of-Way on**
21 **December 27, 2004 and by consensus recommends approval thereof by the Tohono**
22 **O'odham Legislative Council.**

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**
24 **approve the Right-of-Way as requested by TOUA for the Westside Health Clinic**
25 **Wastewater Force Main & Lagoon Expansion and related facilities in the location (as**
26 **more fully described in the referenced map and supporting documents) and**

RESOLUTION NO. 05-013

(Approving Tohono O'odham Utility Authority Westside Health Clinic Wastewater Force Main & Lagoon Expansion Right-of-Way, Pisinemo District, Tohono O'odham Nation)

Page 2 of 3

1 construction by TOUA or its designated subsidiaries for uses consistent with the
2 authorized purposes of TOUA.

3 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 03rd Day
4 of JANUARY, 2005 at a meeting at which a quorum was present with a vote of 2,629.7 FOR; -0-
5 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by
6 Section 1 (i) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono
7 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
8 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
9 Stat. 984).

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

for Isidro Lopez, Legislative Chairman
06th day of January, 2005

ATTEST:

Lucille Lopez, Acting Legislative Secretary

05th day of January, 2005.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono
O'Odham Nation on the 06th day of January, 2005 at 8:54 o'clock,
A.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

for Isidro Lopez, Legislative Chairman
on the 11th day of January, 2005
at 5:47 o'clock, P.M.

APPROVED

DISAPPROVED

Vivian Juan-Saunders
VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

RESOLUTION NO. 05-013

(Approving Tohono O'odham Utility Authority Westside Health Clinic Wastewater Force Main & Lagoon Expansion Right-of-Way, Pisinemo District, Tohono O'odham Nation)

Page 3 of 3

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Returned to the Legislative Secretary on the 10th day of

January, 2005, at 8:41 o'clock, A.M.


Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING TOHONO O'ODHAM UTILITY AUTHORITY WESTSIDE HEALTH CLINIC WASTEWATER FORCE MAIN & LAGOON EXPANSION RIGHT-OF-WAY, PISINEMO DISTRICT, TOHONO O'ODHAM NATION

MOVED: COUNCILWOMAN PATRICIA CRUZ

SECOND: COUNCILWOMAN SANDRA ORTEGA

DATE: JANUARY 03, 2005

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(Absent) (Rita Martinez)(Present)	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			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			
	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			
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			
	2. FRANCES G. ANTONE ()	182.05	X			
TOTAL		2,629.7	2,629.7	-0-	-0-	[01]

**PASSED VOTES