

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Carryover Savings and Budget for Subcontract with Natural Resources
Consulting Engineers under Gila River Adjudication Program for Period Ending
September 30, 2006)**

RESOLUTION NO. 06-008

1 **WHEREAS, Natural Resources Consulting Engineers ("NRCE") was recommended by experts in the**
2 **field of Indian water law as uniquely and exceptionally qualified to perform the**
3 **technical studies necessary to prepare Indian water claims for settlement and**
4 **litigation; and**

5 **WHEREAS, the Tohono O'odham Nation entered into a contract with NRCE pursuant to a tribal**
6 **budget approved by the Legislative Council for fiscal year 1991 (the "NRCE Contract");**
7 **and**

8 **WHEREAS, the purpose of the NRCE Contract was to prepare a study which quantified the water**
9 **rights and assessed damages to such rights in the Sif Oidak and surrounding Districts**
10 **(the "Sif Oidak Claim"); and**

11 **WHEREAS, beginning in fiscal year 1991 the Nation has been awarded federal funding pursuant to**
12 **a P.L. 93-638 Contract ("638 Contract") to continue the assessment of the Sif Oidak**
13 **Claims, a project now designated as the Gila River Adjudication Program (the**
14 **"Program"); and**

15 **WHEREAS, all 93-638 funding to the Nation through the Bureau of Indian Affairs ("BIA"), including**
16 **funding under the 638 Contract, is now administered under a Contract with the BIA,**
17 **designated as Contract No. CTH54T61076 (the "BIA Master Contract"); and**

18 **WHEREAS, the technical work on the Program has been exclusively performed by NRCE pursuant**
19 **to a subcontract with the Nation, as modified by Amendment Nos. 1 through 11 thereto**
20 **(the "NRCE Subcontract"); and**

21 **WHEREAS, pursuant to Legislative Council Resolution 05-352 a new Master Contract was executed**
22 **on October 3, 2005 with an indefinite term; and**

23 **WHEREAS, the Grants and Contracts Office has determined that carryover savings of \$17,313.13 is**
24 **available for expenditure in fiscal year 2006 (October 1, 2005 to September 30, 2006)**
25 **(the "Available Funds"); and**

26 **WHEREAS, continuation of the Program requires that the Legislative Council approve a budget for**
27 **expenditure of the Available Funds through September 30, 2006; and**

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1 **WHEREAS, the Domestic Affairs and Budget & Finance Committees recommend approval of this**
2 **Resolution by the Legislative Council.**

3 **NOW, THEREFORE, BE IT RESOLVED THAT the Tohono O'odham Legislative Council hereby**
4 **approves the carryover savings and budget of \$17,313.13 as a P.L. 93-638 budget, and**
5 **authorizes expenditure for the consulting services of NRCE under the Gila River**
6 **Adjudication Program retroactive to October 1, 2005, for the period ending September**
7 **30, 2006.**

8 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH. Day**
9 **of JANUARY, 2006 at a meeting at which a quorum was present with a vote of 2,440.80 FOR; -0-**
10 **AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by**
11 **Section 1 (d)(2)&(3) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
12 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
13 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
14 **18, 1934 (48 Stat. 984).**

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16 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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20 **Evelyn B. Juan Manuel, Legislative Chairwoman**

21
22 10 day of January, 2006


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24 **ATTEST:**

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27 **Lucille Lopez, Acting Legislative Secretary**

28
29 10th day of January, 2006.

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31 **Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono**
32 **O'Odham Nation on the 10 day of January, 2006 at 4:36 o'clock,**
33 **P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
34 **effective upon her approval or upon her failure to either approve or disapprove it within 48 hours**
35 **of submittal.**

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37 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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41 **Evelyn B. Juan Manuel, Legislative Chairwoman**

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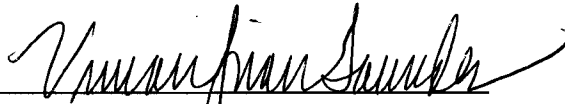
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APPROVED

on the 12 day of January, 2006

DISAPPROVED

at 10:09 o'clock, a.M.


VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 12th day of

January, 2006, at 10:52 o'clock, A.M.


Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING CARRYOVER SAVINGS AND BUDGET FOR SUBCONTRACT WITH NATURAL RESOURCES CONSULTING ENGINEERS UNDER GILA RIVER ADJUDICATION PROGRAM FOR PERIOD ENDING SEPTEMBER 30, 2006

MOVED: VICE CHAIRMAN VERLON JOSE

SECOND: COUNCILWOMAN GLORIA RAMIREZ

DATE: JANUARY 09, 2006

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL ()	155.40	X			
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40	X			
CHUKUT KUK 258.7	1. ETHEL GARCIA ()	129.35	X			
	2. VERLON M. JOSE (David Garcia)	129.35	X			
GU ACHI 221.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	110.80	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80	X			
GU VO 193.1	1. RAYMOND VICTOR ()	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			
HICKIWAN 167.4	1. DELMA GARCIA (Mary E. Sam)	83.70	X			
	2. SANDRA ORTEGA ()	83.70	X			X
PISINEMO 171.8	1. BARBARA SALVICIO ()	85.90	X			
	2. GERALD FAYUANT ()	85.90	X			
SAN LUCY 169.0	1. JOHN W. LAWSON, SR. ()	84.50	X			
	2. GLORIA RAMIREZ ()	84.50	X			
SAN XAVIER 193.8	1. FELICIA NUÑEZ ()	96.90	X			X
	2. OLIVIA VILLEGAS-LISTON ()	96.90	X			
SCHUK TOAK 146.9	1. FRANCES B. CONDE ()	73.45	X			
	2. PHYLLIS JUAN ()	73.45	X			
SELLS 421.0	1. MARLENE SARAFICIO-JUAN ()	210.50	X			
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50	X			
SIF OIDAK 186.7	1. WAVALENE SAUNDERS (Isidro Lopez)	93.35	X			
	2. DARLENE ANDREW (Rita Martinez)	93.35	X			X
TOTAL		2,440.80	2,440.80	-0-	-0-	[03]

****PASSED VOTES**