

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Tohono O'odham Utility Authority Tas Tonlig Ki:/SMI Day Program Water
Main Right-of-Way, Gu Achi District, Tohono O'odham Nation)

RESOLUTION NO. 06-518

1 **WHEREAS, by Resolution No. 08-70 the Nation established the Papago Tribal Utility Authority, now**
2 **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 Water Main Right-of-Way and related facilities to**
10 **serve the Tas Tonlig Ki:/SMI Day Program Modular, Gu Achi District, Tohono O'odham**
11 **Nation; and**

12 **WHEREAS, the requested Water Main Right-of-Way is immediately parallel & adjacent to an**
13 **existing Overhead Electric Power Line that serves the approved site and is considered**
14 **a grandfathered TOUA Right-of-Way; and**

15 **WHEREAS, TOUA has respectfully submitted all documents and pertinent information (attached**
16 **hereto and incorporated herein by reference) for uses consistent with the authorized**
17 **purposes of TOUA; and**

18 **WHEREAS, the TOUA Water Main Right-of-Way and related facilities will be of substantial benefit**
19 **to the Tohono O'odham Nation and their respective members; and**

20 **WHEREAS, the Gu Achi District Council did authorize TOUA to provide the necessary services of**
21 **utility & sanitation facilities connections with enactment of Resolution No. 0305-506;**
22 **and**

23 **WHEREAS, the Natural Resources Committee reviewed the requested Right-of-Way on August 01,**
24 **2006 and by consensus does recommend further approval thereof by the Tohono**
25 **O'odham Legislative Council.**

26 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council does hereby**
27 **approve the Right-of-Way as requested by TOUA for the Tas Tonlig Ki:/SMI Day**
28 **Program Water Main and related facilities in the location (as more fully described in**

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the referenced route map & supporting documents) and construction by TOUA or its designated subsidiaries for uses consistent with the authorized purposes of TOUA.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08TH Day of AUGUST, 2006 at a meeting at which a quorum was present with a vote of 2,254.1 FOR; -0- AGAINST; -0- NOT VOTING; and 186.7 [03] ABSENT, pursuant to the powers vested in the Council by Section 1 (i) 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

Evelyn B. Juan Manuel, Legislative Chairwoman

14th day of August, 2006

ATTEST:

Lucille Lopez, Acting Legislative Secretary

08 day of August, 2006.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 14th day of August, 2006 at 4:22 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

Evelyn B. Juan Manuel, Legislative Chairwoman

APPROVED

on the 14 day of August, 2006

DISAPPROVED

at 6:02 o'clock, P.M.

VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

RESOLUTION NO. 06-518

**(Approving Tohono O'odham Utility Authority Tas Tonlig Ki:/SMI Day Program Water Main Right-of-Way,
Gu Achi District, Tohono O'odham Nation)**

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Returned to the Legislative Secretary on the 15 day of

August, 2006, at 9.22 o'clock, A.M.

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING TOHONO O'ODHAM UTILITY AUTHORITY TAS TONLIG KI:/SMI DAY PROGRAM WATER MAIN RIGHT-OF-WAY, GU ACHI DISTRICT, TOHONO O'ODHAM NATION

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN CYNTHIA MANUEL

DATE: AUGUST 08, 2006

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL (Vernon J. Smith)	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 <i>(Absent)</i> (Grace Manuel) <i>(Present)</i>	96.55	X			
HICKIWAN 167.4	1. DELMA GARCIA (Mary E. Sam)	83.70	X			
	2. SANDRA ORTEGA ()	83.70	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			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	96.90	X			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
TOTAL		2,440.80	2,254.1	-0-	-0-	186.7 [03]

**PASSED VOTES