

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing and Delegating to the San Xavier District Authority to Apply for Grants and
to Enter into Grant Agreements to Fund the Design and Construction of Mini-parks
within the District)**

RESOLUTION NO. 07-570

- 1 **WHEREAS, the Tohono O'odham Nation and the Tohono O'odham Legislative Council support**
2 **the districts in their efforts to improve quality of life for their community members;**
3 **and**
- 4 **WHEREAS, efforts to improve quality of life in any one district are beneficial for the Nation as a**
5 **whole; and**
- 6 **WHEREAS, the San Xavier District seeks to design and construct a series of parks throughout the**
7 **District, with a focus on parks in areas where community members are not within**
8 **walking distance of the newly built Recreation Center; and**
- 9 **WHEREAS, the District's Council, having previously approved the "Parks Conceptual Master**
10 **Plan", approved the development of a "Parks Master Plan" at its regular meeting on**
11 **January 23, 2007 (SXDC 01-07-05); and**
- 12 **WHEREAS, the development of this plan includes more detailed cost estimates, initial designs,**
13 **and the identification and pursuit of grant opportunities to fund this project; and**
- 14 **WHEREAS, funding is available for the different phases of this project at Federal, State, and local**
15 **levels through various grants; and**
- 16 **WHEREAS, many of these funding opportunities are open only to federally recognized tribes; and**
- 17 **WHEREAS, the San Xavier District is not a federally recognized tribe, but a political subdivision**
18 **of the Tohono O'odham Nation; and**
- 19 **WHEREAS, opportunities open to federally recognized tribes require the District to submit a**
20 **concurring resolution from the Tohono O'odham Legislative Council with its**
21 **application; and**
- 22 **WHEREAS, many of these funding opportunities have short application periods making it**
23 **difficult to seek Legislative Council approval to submit an application for each**
24 **individual opportunity; and**
- 25 **WHEREAS, the San Xavier District agrees to accept all responsibility for all aspects of the project**
26 **including, but not limited to, funding, contracting, design, construction,**
27 **maintenance, operation, financial management and reporting; and**

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(Authorizing and Delegating to the San Xavier District Authority to Apply for Grants and to Enter into Grant Agreements to Fund the Design and Construction of Mini-parks within the District)

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1 **WHEREAS, the Natural Resources Committee reviewed the Parks Conceptual Master Plan at its**
2 **normally scheduled meeting on July 26, 2007 and recommends that the Legislative**
3 **Council authorize the San Xavier District to seek out and apply for grant funding**
4 **pertaining to development, design, and construction of the parks within the District.**

5 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council authorizes and**
6 **delegates to the San Xavier District authority to apply for any and all grants, open to**
7 **federally recognized tribes, for the purpose of acquiring funding in the form of**
8 **technical assistance, design, and construction grants to assist the District in its**
9 **project to develop and build several parks within the District; and to enter into grant**
10 **agreements with any agencies that award grant funds to the District, provided that**
11 **the District will be the named "Grantee."**

12 **BE IT FURTHER RESOLVED that the San Xavier District agrees to provide the Natural Resources**
13 **Committee and Legislative Council with copies of the agreements and budgets for all**
14 **grants awarded in relation to the "Parks Project." Such budgets shall be subject to**
15 **Legislative Council approval in accordance with Article IX, Section 7, of the**
16 **Constitution of the Tohono O'odham Nation.**

17 **BE IT FURTHER RESOLVED that the San Xavier District will review its final plans for location and**
18 **construction of mini-parks with the Natural Resources Committee and the Legislative**
19 **Council before expenditure of any construction funds.**

20 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council, by authorizing and**
21 **delegating to San Xavier District authority to apply for grants and enter into**
22 **agreements with granting agencies, intends that all responsibility and liability,**
23 **including financial liability, related to the "Parks Project" and any grant agreements**
24 **shall remain with the San Xavier District, and no responsibility or liability, including**
25 **financial liability, shall fall upon the Tohono O'odham Nation.**

26 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 14TH. Day**
27 **of SEPTEMBER, 2007 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0-**
28 **AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by**
29 **Section 1(f) and 1(i)(2) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by**
30 **the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
31 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
32 **18, 1934 (48 Stat. 984).**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Munday for
Verlon M. Jose, Legislative Chairman
19th day of Sept., 2007

ATTEST:

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

14 day of September, 2007.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 20th day of Sept, 2007 at 10:53 o'clock, A.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Munday for
Verlon M. Jose, Legislative Chairman

APPROVED on the 24th day of September, 2007

DISAPPROVED at 12:26 o'clock, P.M.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 24 day of September, 2007, at 12:34 o'clock, P.M.

Lucille Lopez
Lucille Lopez, Acting Legislative Secretary

ACTION: AUTHORIZING AND DELEGATING TO THE SAN XAVIER DISTRICT AUTHORITY TO APPLY FOR GRANTS AND TO ENTER INTO GRANT AGREEMENTS TO FUND THE DESIGN AND CONSTRUCTION OF MINI-PARKS WITHIN THE DISTRICT

MOVED: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

SECOND: COUNCILWOMAN LORRAINE EILER

DATE: SEPTEMBER 14, 2007

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE ()	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			X
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95	X			
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			
	2. MICHAEL FLORES ()	99.60	X			
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			
	2. SANDRA ORTEGA ()	86.00	X			
PISINEMO 182.4	1. CHESTER ANTONE ()	91.20	X			
	2. GERALD FAYUANT ()	91.20	X			
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			
	2. GLORIA RAMIREZ ** ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
SELLS 444.7	1. KIMBERLY LISTO ()	222.35	X			
	2. EVELYN B. JUAN MANUEL ()	222.35	X			
SIF OIDA K 194.4	1. WAVALENE ROMERO ()	97.20	X			
	2. MARY LOPEZ ()	97.20	X			
TOTAL		2,534.5	2,534.5.	-0-	-0-	[01]

**PASSED VOTES