

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approval for Request for Extension of Time and Authorization to Expend Funds for**  
**FY 2008 on Bureau of Reclamation 638 Construction Contract No. 02-NA-32-0030**  
**for Schuk Toak New Farm Development)**

**RESOLUTION NO. 07-674**

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 construction**  
7 **items for the Schuk Toak New Farm Development as including, but not necessarily**  
8 **limited to block lateral upgrades and repairs and structural remediation of the**  
9 **delivery system; and**

10 **WHEREAS, BOR and the Nation's Water Projects Office have identified the remaining funds under**  
11 **Construction Contract No. 02-NA-32-00 and will fund efforts to explore possible**  
12 **expansion and establishment of a CAP water recharge project at Schuk Toak Farm;**  
13 **and**

14 **WHEREAS, the current expiration date of the Construction Contract 02-NA-32-0030 is September**  
15 **30, 2007, and the construction and the management work now scheduled cannot be**  
16 **completed within the time remaining; and**

17 **WHEREAS, the Water Projects Office has assessed the work in progress and funds remaining, and**  
18 **has recommended to the Legislative Council that the Construction Contract be**  
19 **extended for an additional year so as to expire on September 30, 2008, and include the**  
20 **budget for FY 2008 as attached and incorporated by this reference; and**

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

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council:**

- 24 **1. Approves a one-year extension of Construction Contract 02-NA-32-0030 with the**  
25 **Bureau of Reclamation from October 1, 2007 through September 30, 2008, in order**  
26 **to complete activities related to construction.**
- 27 **2. Grants authorization to the Water Projects Office to expend funds of \$299,668.58**  
28 **in accordance with Construction Contract 02-NA-32-0030 FY2008 budget and**  
29 **incorporated by this reference.**

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- 1           **3. Authorizes and directs the Chairperson of the Nation to negotiate and execute a**
- 2                           **one-year extension of BOR Construction Contract 02-NA-32-0030.**
- 3           **4. The FY2008 budget is retroactive to October 01, 2007.**

4 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council hereby authorizes the**

5                           **Chairperson and any designated official to expend and administer the budget as**

6                           **attached, provided that any amendments affecting the funds or funding level shall be**

7                           **submitted for further prior approval by the Tohono O'odham Legislative Council.**

8 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12<sup>TH</sup> Day**

9 **of OCTOBER, 2007 at a meeting at which a quorum was present with a vote of 2,534.5 FOR; -0-**

10 **AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by**

11 **Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**

12 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**

13 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**

14 **Stat. 984).**

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16 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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20 **Verlon M. Jose, Legislative Chairman**

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22 26 day of October, 2007

23 **ATTEST:**

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27 **Lucille Lopez, Acting Legislative Secretary**

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29 12 day of October, 2007.

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31 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**

32 **Nation on the 26 day of October, 2007 at 2:00 o'clock, P.M.,**

33 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**

34 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**

35 **submittal.**

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37 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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41 **Verlon M. Jose, Legislative Chairman**

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**RESOLUTION NO. 07-674**

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APPROVED

on the 29 day of October, 2007

DISAPPROVED

at 11:55 o'clock, 6 .M.

  
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NED NORRIS, JR., CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 29 day of

October, 2007, at 3:30 o'clock, P .M.

  
\_\_\_\_\_  
Lucille Lopez, Acting Legislative Secretary

**ACTION: APPROVAL FOR REQUEST FOR EXTENSION OF TIME AND AUTHORIZATION TO EXPEND FUNDS FOR FY 2008 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 CACHORA**

**DATE: OCTOBER 12, 2007**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI</b> 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (Vernon Smith)	158.45	X			
<b>CHUKUT KUK</b> 264.8	1. ETHEL GARCIA ( )	132.40	X			
	2. VERLON M. JOSE ( )	132.40	X			
<b>GU ACHI</b> 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ( )	113.95	X			
<b>GU VO</b> 199.2	1. GRACE MANUEL ( )	99.60	X			
	2. MICHAEL FLORES ( )	99.60	X			
<b>HICKIWAN</b> 172.0	1. MICHELLE ORTEGA ( )	86.00	X			
	2. SANDRA ORTEGA ( )	86.00	X			
<b>PISINEMO</b> 182.4	1. CHESTER ANTONE ( )	91.20	X			
	2. GERALD FAYUANT ( )	91.20	X			X
<b>SAN LUCY</b> 181.1	1. LORRAINE EILER ( )	90.55	X			
	2. GLORIA RAMIREZ ( )	90.55	X			X
<b>SAN XAVIER</b> 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			
<b>SCHUK TOAK</b> 154.6	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
<b>SELLS</b> 444.7	1. KIMBERLY LISTO ( )	222.35	X			
	2. EVELYN B. JUAN MANUEL ( )	222.35	X			
<b>SIF OIDAK</b> 194.4	1. WAVALENE ROMERO ( )	97.20	X			
	2. MARY LOPEZ ** ( )	97.20	X			
<b>TOTAL</b>		<b>2,534.5</b>	<b>2,534.5</b>	<b>-0-</b>	<b>-0-</b>	<b>[02]</b>

\*\*PASSED VOTES