

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Selection of Sikol Himatk Road IRR 232 Phase I Project for American Recovery & Reinvestment Act Construction Funds)

RESOLUTION NO. 09-358

1 **WHEREAS, the Constitution of the Tohono O'odham Nation authorizes the Tohono O'odham**
2 **Legislative Council to “promote, protect and provide for . . . [the] general welfare of the**
3 **Tohono O'odham Nation and its members” and vests the Legislative Council with the**
4 **authority to “consult, negotiate and conclude agreements and contracts on behalf of**
5 **the Tohono O'odham Nation with Federal, State and local governments. . .”**
6 **(Constitution, Article VI, Section 1(c) and (f)); and**

7 **WHEREAS, President Barack Obama signed the American Recovery and Reinvestment Act**
8 **(“ARRA”) of 2009 (H.R. 1) into law on February 17, 2009 as Public Law 111-5, which**
9 **included about \$2.5 billion for Indian Health, education, infrastructure, water and**
10 **other projects, and authorized \$2.2 billion in tribal tax bonding authority for**
11 **economic development and construction; and**

12 **WHEREAS, the ARRA appropriates funds to the Federal Highway Administration and the Federal**
13 **Lands Highway Program, including \$310 million to the Indian Reservation Roads**
14 **(“IRR”) Program; and**

15 **WHEREAS, the Nation annually receives funds from the IRR Program and therefore is qualified**
16 **to obtain funds from the ARRA appropriation; and**

17 **WHEREAS, the Nation selects Sikol Himatk Road IRR 232 Phase I, beginning at San Luis and**
18 **heading west for approximately 2.8 miles (map attached), as its IRR Program Road**
19 **Construction Project; and**

20 **WHEREAS, the total funding amount available to the Nation under ARRA appropriation is based**
21 **on FY 2008 IRR Construction Projects that are currently defined as “shovel ready” and**
22 **the Sikol Himatk Road IRR 232 Phase I Project qualifies as such; and**

23 **WHEREAS, the Nation acknowledges and understands that there will be stringent reporting**
24 **requirements associated with ARRA funds and the Nation accepts and will meet those**
25 **requirements; and**

26 **WHEREAS, the Natural Resources Committee, Budget and Finance Committee, and Executive**
27 **Branch have reviewed and recommended the Sikol Himatk Road IRR 232 Phase I**
28 **Project for ARRA appropriations.**

29 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it selects the**
30 **Sikol Himatk Road IRR 232 Phase I Project (map attached) as the Nation's FY 2009 IRR**
31 **Program Road Construction Project.**

RESOLUTION NO. 09-358

(Approving the Selection of Sikol Himatk Road IRR 232 Phase I Project for American Recovery & Reinvestment Act Construction Funds)

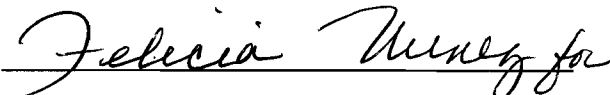
Page 2 of 3

1 **BE IF FINALLY RESOLVED by the Tohono O'odham Legislative Council that it authorizes and directs**
2 **the Nation's Chairman to:**


- 3 **1. Communicate the Nation's selection of Sikol Himatk Road IRR 232 Phase I Project**
4 **to the Bureau of Indian Affairs, Western Regional Office Division of**
5 **Transportation so that the Nation may obligate \$2,156,024.79 of the American**
6 **Recovery and Reinvestment Act Funds.**
- 7 **2. Coordinate with the Bureau of Indian Affairs Regional Office, Division of**
8 **Transportation, to implement, monitor, and report on the administration of the**
9 **\$2,156,024.79 in ARRA Funds.**

10 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11TH. Day**
11 **of JUNE, 2009 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0- AGAINST;**
12 **-0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by Article VI**
13 **Section 1 (c)&(f) of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono**
14 **O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
15 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
16 **Stat. 984).**

17
18 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

19
20 
21 **Verlon M. Jose, Legislative Chairman**
22 11th day of June, 2009

23
24 **ATTEST:**

25 
26 _____

27 **Evonne Wilson, Legislative Secretary**

28 11 day of June, 2009.

29 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**
30 **Nation on the 11th day of June, 2009 at 7:06 o'clock, PM.M.,**
31 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
32 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
33 **submittal.**

34 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

35
36 
37 **Verlon M. Jose, Legislative Chairman**

RESOLUTION NO. 09-358

(Approving the Selection of Sikol Himatk Road IRR 232 Phase I Project for American Recovery & Reinvestment Act Construction Funds)

Page 3 of 3

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46

APPROVED

on the 12 day of June, 2009

DISAPPROVED

at 2:03 o'clock, P.M.



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

Returned to the Legislative Secretary on the 12 day of

June, 2009, at 2:36 o'clock, P.M.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE SELECTION OF SIKOL HIMATK ROAD IRR 232 PHASE I PROJECT FOR AMERICAN RECOVERY & REINVESTMENT ACT CONSTRUCTION FUNDS

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN CYNTHIA E. MANUEL

DATE: JUNE 11, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			X
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
SAN XAVIER 204.7	1. FELICIA NUÑEZ ()	102.35	X			
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER (Charlotte Cadavas)	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			
	2. SANDRA ORTEGA ()	87.25	X			X
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL ()	115.05	X			
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			X
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE ()	162.0	X			
TOTAL		2,595.5	2,595.50	-0-	-0-	[04]