

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing Advanced Ceramics Manufacturing to Present Informal Geothermal
Proposal to Department of Energy)**

RESOLUTION NO. 10-093

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power to "administer land**
2 **and other public property, and by law, ordinance or resolution...to manage, protect,**
3 **preserve and regulate the use of the property, wildlife, land, air and natural resources**
4 **(including surface and ground waters) of the Tohono O'odham Nation" (Constitution**
5 **of the Tohono O'odham Nation, Article VI, Section 1(i)(2)); and**

6 **WHEREAS, geothermal is a clean and sustainable energy, which generates continuous, reliable**
7 **baseload power; and**

8 **WHEREAS, the Tohono O'odham Nation has potential geothermal resources that could produce**
9 **utility-scale electricity for sale and for use by Nation members; and**

10 **WHEREAS, the American Recovery and Reinvestment Act ("ARRA"), commonly referred to as the**
11 **"Stimulus Act" is an economic stimulus package enacted by the 111th United States**
12 **Congress in February, 2009. The package included \$6 billion designated for renewable**
13 **energy and electric transmission; and**

14 **WHEREAS, the Tohono O'odham Nation, or entities in which the Nation or a District holds an**
15 **interest, are well-positioned to apply for these dwindling ARRA funds; and**

16 **WHEREAS, Advanced Ceramics Manufacturing is a private corporation with majority ownership**
17 **by the San Xavier Development Authority, an enterprise created by the Papago Council**
18 **by Ordinance No. 1-79; and**

19 **WHEREAS, Advanced Ceramics recognizes the Nation's need for baseload, sustainable electricity**
20 **and is proposing a three Phase project to potentially construct a geothermal plant on**
21 **Nation lands; and**

22 **WHEREAS, Phase 1 of this proposal will gather information, including the mapping of geothermal**
23 **resources on the Nation; Phase 2 of this proposal, if approved by the Nation, would be**
24 **to construct a 25 megawatt geothermal power plant; Phase 3 of this proposal, if**
25 **approved by the Nation, would turn the ownership, operation, and maintenance of the**
26 **geothermal power plant over to the Nation; and**

27 **WHEREAS, Advanced Ceramics seeks approval of the Nation to informally present this three**
28 **Phase proposal to the Undersecretary of the Department of Energy, Kristina Johnson;**
29 **and**

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1 **WHEREAS, if Undersecretary Johnson responds favorably to the informal proposal, Advanced**
2 **Ceramics will meet with all interested Districts and return to the Legislative Council**
3 **for approval to submit a formal proposal on this three Phase project to the**
4 **Department of Energy; and**

5 **WHEREAS, the Commerce, Natural Resources, Budget and Finance, and Water Resources**
6 **Committees have reviewed the Advanced Ceramics proposal to submit the informal**
7 **three Phase proposal to the Undersecretary of the Department of Energy.**

8 **NOW, THEREFORE, BE IT RESOLVED that:**

- 9 **1. The Tohono O'odham Legislative Council authorizes Advanced Ceramics**
10 **Manufacturing to informally present the three Phase geothermal power plant**
11 **proposal to the Undersecretary of the Department of Energy, Kristina Johnson.**
12 **2. This Resolution shall not be interpreted as approval of the three Phase geothermal**
13 **project.**

14 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11TH Day**
15 **of MARCH, 2010 at a meeting at which a quorum was present with a vote of 1,376.0 FOR; 1,045.0**
16 **AGAINST; -0- NOT VOTING; and 174.50[04] ABSENT, pursuant to the powers vested in the Council**
17 **by Article VI, Section 1 (1)(2) of the Constitution of the Tohono O'odham Nation, adopted by the**
18 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
19 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
20 **18, 1934 (48 Stat. 984).**

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22 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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

27
28 12 day of March, 2010

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30 **ATTEST:**

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33 **Evonne Wilson, Legislative Secretary**

34
35 12 day of March, 2010.

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37 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
38 **Nation on the 12 day of March, 2010 at 2:13 o'clock, P..M.,**
39 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
40 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
41 **submittal.**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



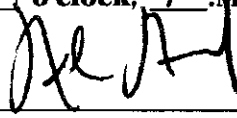
Verlon M. Jose, Legislative Chairman

APPROVED

on the 12th day of March, 2010

DISAPPROVED

at 2:37 o'clock, P.M.



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

Returned to the Legislative Secretary on the 12 day of

March, 2010, at 2:41 o'clock, P.M.



Evonne Wilson, Legislative Secretary

ACTION: AUTHORIZING ADVANCED CERAMICS MANUFACTURING TO PRESENT INFORMAL GEOTHERMAL PROPOSAL TO DEPARTMENT OF ENERGY

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILMAN EDWARD MANUEL

DATE: MARCH 11, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			X
	2. MARY LOPEZ ()	99.35	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 (<i>Absent</i>) (Agnes Joaquin(<i>Present</i>))	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 ()	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
GU VO 206.3	1. GRACE MANUEL ()	103.15		X		
	2. PAMELA ANGHILL (<i>Absent</i>) (Angela Ortiz) (<i>Present</i>)	103.15		X		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			
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	162.0	X			
TOTAL		2,595.50	1,376.0	1,045.0	-0-	174.50 [04]