

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving a Confidentiality Agreement Between ASARCO LLC and the Tohono
O'odham Nation)**

RESOLUTION NO. 15-013

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power to "consult,**
2 **negotiate and conclude agreements and contracts on behalf of the Tohono**
3 **O'odham Nation with Federal, State and local governments..." (Constitution of**
4 **the Tohono O'odham Nation, Article VI, Section 1(f)); and**

5 **WHEREAS, ASARCO LLC has approached the Tohono O'odham Nation ("Nation"), the San**
6 **Xavier District, and the San Xavier Allottees Association with a proposal that**
7 **would facilitate a northward pushback of the main pit; and**

8 **WHEREAS, the Nation, the San Xavier District, and the San Xavier Allottees Association has**
9 **requested certain information to inform their decision regarding this proposal;**
10 **and**

11 **WHEREAS, ASARCO LLC has indicated that they will release the requested information, but**
12 **that the parties receiving the information must execute a confidentiality**
13 **agreement; and**

14 **WHEREAS, the Agricultural and Natural Resources Committee has reviewed the**
15 **Confidentiality Agreement and recommends that it be approved.**

16 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it**
17 **approves the Confidentiality Agreement substantially in the form attached**
18 **hereto and authorizes the Chairperson of the Nation to execute it and any**
19 **related documents reasonably necessary to implement the Confidentiality**
20 **Agreement.**

21 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH**
22 **day of JANUARY, 2015 at a meeting at which a quorum was present with a vote of 2,946.5 FOR;**
23 **-0- AGAINST; [01] NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council**
24 **by Article VI, Section 1(f) of the Constitution of the Tohono O'odham Nation, adopted by the**
25 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
26 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of**
27 **June 18, 1934 (48 Stat.984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Timothy Joaquin, Legislative Chairman

13 day of January, 2015

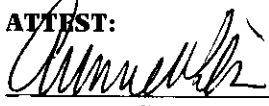
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RESOLUTION NO. 15-013

(Approving a Confidentiality Agreement Between ASARCO LLC and the Tohono O'odham Nation)

Page 2 of 2

1 ATTEST:

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3 _____
4 Evonne Wilson, Legislative Secretary

5 13 day of January, 2015

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8 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
9 O'odham Nation on the 13 day of January, 2015 at 2:44 o'clock, P.m.,
10 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
11 effective upon his approval or upon his failure to either approve or disapprove it within 48
12 hours of submittal.

13
14 TOHONO O'ODHAM LEGISLATIVE COUNCIL

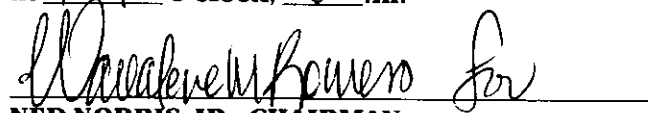
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16 _____
17 Timothy Joaquin, Legislative Chairman

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23 APPROVED

24 on the 15 day of January, 2015

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26 DISAPPROVED

27 at 10:44 o'clock, A.m.

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

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37 Returned to the Legislative Secretary on the 15 day of

38 January, 2015, at 12:00 o'clock, P.m.

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40 _____
41 Evonne Wilson, Legislative Secretary

ACTION: APPROVING A CONFIDENTIALITY AGREEMENT BETWEEN ASARCO LLC AND THE TOHONO O'ODHAM NATION

Moved: COUNCILMAN BILLMAN LOPEZ

SECOND: COUNCILMAN LOUIS R. LOPEZ

DATE: JANUARY 09, 2015

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 224.2	1. LUCINDA ALLEN (Nicholas Jose)	112.1	X			
	2. MARY LOPEZ ()	112.1	X			X
SELLS 502.0	1. ARTHUR WILSON (Ophelia Patten)	251.0	X			
	2. BARBARA HAVIER (Beverly Rivas)	251.0	X			X
SCHUK TOAK 174.2	1. FRANCES B. STEPHENS (Anthony J. Rios)	87.1	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	87.1	X			X
SAN XAVIER 224.2	1. HILARION CAMPUS (Daniel L.A. Preston, III)	112.1	X			
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	112.1	X			
SAN LUCY 219.6	1. DIANA MANUEL (Gloria Ramirez)	109.8	X			X
	2. JANA MONTANA ()	109.8	X			
PISINEMO 210.6	1. CHESTER ANTONE (Tony Murrletta)	105.3	X			
	2. EDWARD MANUEL, SR. ()	105.3	X			
HICKIWAN 196.9	1. LOUIS R. LOPEZ ()	98.45	X			
	2. SANDRA ORTEGA (Manuel Osequeda, Jr.)	98.45	X			
HIA CED 19.6	1. PATRICK ANDREWS (Janice E. Paul)	9.8	X			
	2. VIRGINIA GARCIA ()	9.8	X			
GU VO 241.0	1. GRACE MANUEL (Floyd Flores)	120.5	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	120.5	X		X	
GU ACHI 257.3	1. TIMOTHY L. JOAQUIN ()	128.65	X			
	2. LORETTA LEWIS (Louis Johnson)	128.65	X			
CHUKUT KUK 319.2	1. ETHEL GARCIA (Marlakay C. Henry)	159.6	X			
	2. BILLMAN LOPEZ ()	159.6	X			
BABOQUIVARI 357.7	1. FRANCES MIGUEL (Roberta Harvey)	178.85	X			
	2. VERNON J. SMITH (Gloria Zazueta)	178.85	X			
TOTAL		2,946.5	2,946.5	-0-	[01]	[04]