

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Authorizing the Chairman to Execute Service Line Agreements with Public Utility**  
**Providers for Utility Services at the Settlement Property)**

**RESOLUTION NO. 15-115**

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council**  
2 **with the management and control of Nation's lands (Constitution, Article XVI,**  
3 **Section 1); and**

4 **WHEREAS, pursuant to Resolution No. 09-049, as amended by Resolution No. 09-397, the**  
5 **Legislative Council requested that the Secretary of the Interior acquire 134.88**  
6 **acres of real property (the "Settlement Property") in trust for the benefit of the**  
7 **Nation under the terms of the Gila Bend Indian Lands Replacement Act; and**

8 **WHEREAS, the Legislative Council of the Nation enacted Resolution 14-318 authorizing the**  
9 **Tohono O'odham Gaming Enterprise to "utilize, improve, maintain, operate and**  
10 **manage" the Nation's Settlement Property; and**

11 **WHEREAS, Resolution 14-318 also authorized the Tohono O'odham Gaming Enterprise to**  
12 **"grant or consent on behalf of the Nation to utilize easements necessary to**  
13 **provide utilities serving the Settlement Property; and**

14 **WHEREAS, the Tohono O'odham Gaming Enterprise has negotiated and come to terms with**  
15 **various utility providers to provide the necessary utility service for the**  
16 **Settlement Property and drafted Service Line Agreements, pursuant to 25 CFR**  
17 **169.22 for that purpose; and**

18 **WHEREAS, following execution of the Service Line Agreements by the Tohono O'odham**  
19 **Gaming Enterprise, the utility providers have requested that the Service Line**  
20 **Agreements also be executed by an authorized representative of the Tohono**  
21 **O'odham Nation as further evidence of the Nation's intent to allow the utility**  
22 **providers to provide the requested services.**

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council authorizes**  
24 **the Chairman of the Tohono O'odham Nation to execute the Service Line**  
25 **Agreements negotiated and executed by the Tohono O'odham Gaming**  
26 **Enterprise and the respective utility providers to provide utility services to the**  
27 **Settlement Property.**

28 **BE IT FINALLY RESOLVED that nothing in this resolution constitutes an encumbrance of the**  
29 **Settlement Property.**

**RESOLUTION NO. 15-115**

**(Authorizing the Chairman to Execute Service Line Agreements with Public Utility Providers for Utility Services at the Settlement Property)**

**Page 2 of 3**

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 29<sup>TH</sup> day of APRIL, 2015 at a meeting at which a quorum was present with a vote of 2,752.7 FOR; 174.20 AGAINST; -0- NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council by Article XVI, Sections 1 of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

*Timothy Joaquin*  
\_\_\_\_\_  
Timothy Joaquin, Legislative Chairman  
1 day of May, 2015

ATTEST:

*Evonne Wilson*  
\_\_\_\_\_  
Evonne Wilson, Legislative Secretary

30 day of April, 2015

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 1 day of May, 2015 at 10:37 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

*Timothy Joaquin*  
\_\_\_\_\_  
Timothy Joaquin, Legislative Chairman

APPROVED

on the 1 day of May, 2015

DISAPPROVED

at 12:40 o'clock, P.m.

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

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**RESOLUTION NO. 15-115**

**(Authorizing the Chairman to Execute Service Line Agreements with Public Utility Providers for Utility Services at the Settlement Property)**

**Page 3 of 3**

Returned to the Legislative Secretary on the   1   day of

  May  , 2015, at   2:21   o'clock,   P  .m.

  Evonne Wilson    
Evonne Wilson, Legislative Secretary

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**ACTION: AUTHORIZING THE CHAIRMAN TO EXECUTE SERVICE LINE AGREEMENTS WITH PUBLIC UTILITY PROVIDERS FOR UTILITY SERVICES AT THE SETTLEMENT PROPERTY**

**Moved: COUNCILWOMAN FRANCES MIGUEL**

**SECOND: COUNCILMAN BILLMAN LOPEZ**

**DATE: APRIL 29, 2015**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF OIDAK</b> <b>224.2</b>	1. LUCINDA ALLEN (Nicholas Jose)	112.1	X			
	2. MARY LOPEZ ( )	112.1	X			X
<b>SELLS</b> <b>502.0</b>	1. ARTHUR WILSON (Ophelia Patten)	251.0	X			
	2. BARBARA HAVIER (Beverly Rivas)	251.0	X			
<b>SCHUK TOAK</b> <b>174.2</b>	1. FRANCES B. STEPHENS (Anthony J. Rios)	87.1		X		X
	2. QUINTIN C. LOPEZ (John Fendenheim)	87.1		X		
<b>SAN XAVIER</b> <b>224.2</b>	1. HILARION CAMPUS (Daniel L.A. Preston, III)	112.1	X			
	2. RACHEAL VILSON-STONER <i>(Absent)</i> (Olivia Villegas-Liston) <i>(Present)</i>	112.1	X			
<b>SAN LUCY</b> <b>219.6</b>	1. DIANA MANUEL (Gloria Ramirez)	109.8	X			X
	2. JANA MONTANA ( )	109.8	X			
<b>PISINEMO</b> <b>210.6</b>	1. CHESTER ANTONE (Tony Murrletta)	105.3	X			
	2. EDWARD MANUEL, SR. ( )	105.3	X			
<b>HICKIWAN</b> <b>196.9</b>	1. LOUIS R. LOPEZ ( )	98.45	X			
	2. SANDRA ORTEGA (Manuel Osequeda, Jr.)	98.45	X			X
<b>GU VO</b> <b>241.0</b>	1. GRACE MANUEL (Floyd Flores)	120.5	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	120.5	X			X
<b>GU ACHI</b> <b>257.3</b>	1. TIMOTHY L. JOAQUIN ( )	128.65	X			
	2. LORETTA LEWIS (Louis Johnson)	128.65	X			X
<b>CHUKUT KUK</b> <b>319.2</b>	1. ETHEL GARCIA (Marlakay C. Henry)	159.6	X			
	2. BILLMAN LOPEZ ( )	159.6	X			
<b>BABOQUIVARI</b> <b>357.7</b>	1. FRANCES MIGUEL (Robertta Harvey)	178.85	X			
	2. VERNON J. SMITH (Gloria Zazueta)	178.85	X			
<b>TOTAL</b>		<b>2,926.9</b>	<b>2,752.7</b>	<b>174.20</b>	<b>-0-</b>	<b>[06]</b>