

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing Implementation and Submission of Expression of Interest to the
Department of Interior's Land Buy Back Program for Tribal Nations)

RESOLUTION NO. 16-111

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

5 **WHEREAS, the Nation's Constitution provides in part that "[a]ny member of the Tohono**
6 **O'odham Nation who owns an allotment of land or any share in heirship land or**
7 **any deeded land may, with the approval of the Secretary of the Interior,**
8 **voluntarily transfer interests in such land to the Tohono O'odham Nation and**
9 **receive therefor an assignment to the same land or to land of equal value"**
10 **(Constitution, Article XVI, Section 4(c)); and**

11 **WHEREAS, the U.S. Department of the Interior Land Buy Back Program for Tribal Nations**
12 **addresses the issue of fractionation, the divided ownership of Indian lands, as**
13 **part of the *Cobell* Settlement, by purchasing fractional interests from willing**
14 **landowners at fair market value and restoring the land ownership in trust to**
15 **tribal nations; and**

16 **WHEREAS, the Land Buy Back Program offers tribal nations the opportunity to collaborate**
17 **with the Department of the Interior to educate landowners and to conduct**
18 **appraisals and to identify highly fractionated parcels of land and acquisition**
19 **opportunities; and**

20 **WHEREAS, March 11, 2016 is the deadline for submitting expressions of interest to the Land**
21 **Buy Back Program for Tribal Nations; and**

22 **WHEREAS, it is in the Nation's best interest to submit an expression of interest in**
23 **participating and implementing the Land Buy Back Program for Tribal Nations**
24 **and to designate the Nation's Director of Planning and Economic Development**
25 **as the Nation's point of contact for the Program.**

26 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it**
27 **authorizes implementation of the Land Buy-Back Program on the Tohono**
28 **O'odham Nation, provided that any subsequent cooperative agreement or**
29 **memorandum of agreement shall be subject to review and approval by**
30 **Legislative Council.**

31 **BE IT FURTHER RESOLVED by the Tohono O'odham Legislative Council that it authorizes the**
32 **Nation's chairperson or authorized designee to submit to the U.S. Department of**
33 **the Interior an expression of interest to participate in and to implement the**
34 **Land Buy Back Program for Tribal Nations on the Tohono O'odham Nation and**
35 **to request any and all information necessary to carry out this resolution.**

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Page 2 of 3

1 **BE IT FINALLY RSOLVED** by the Tohono O'odham Legislative Council that it designates the
2 **Nation's Director of Planning and Economic Development** as the Nation's point
3 **of contact for the Program.**

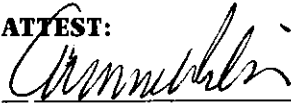
4 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 10TH**
5 **day of MARCH, 2016 at a meeting at which a quorum was present with a vote of 3,021.4 FOR; -0-**
6 **AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by**
7 **Article VI, Section 1 and Article XVI, Section 4(c) of the Constitution of the Tohono O'odham**
8 **Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the**
9 **Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to**
10 **Section 16 of the Act of June 18, 1934 (48 Stat.984).**

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13 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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17 **Timothy Joaquin, Legislative Chairman**

18 11 day of March, 2016

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22 **ATTEST:**

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25 **Evonne Wilson, Legislative Secretary**

26 11 day of March, 2016

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29 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
30 **O'odham Nation on the 11 day of March, 2016 at 8:47 o'clock, a .m.,**
31 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
32 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
33 **hours of submittal.**

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35 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

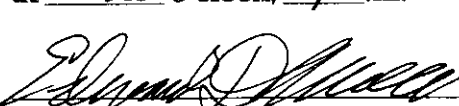
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39 **Timothy Joaquin, Legislative Chairman**

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44 **APPROVED**

on the 11 day of March, 2016

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47 **DISAPPROVED**

at 3:20 o'clock, P.m.

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51 **EDWARD D. MANUEL, CHAIRMAN**
52 **TOHONO O'ODHAM NATION**

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Page 3 of 3

Returned to the Legislative Secretary on the 11 day of
March, 2016, at 3:20 o'clock, p.m.

Evonne Wilson

Evonne Wilson, Legislative Secretary

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ACTION: AUTHORIZING IMPLEMENTATION AND SUBMISSION OF EXPRESSION OF INTEREST TO THE DEPARTMENT OF INTERIOR'S LAND BUY BACK PROGRAM FOR TRIBAL NATIONS

MOVED: COUNCILMAN LOUIS R. LOPEZ

SECOND: COUNCILWOMAN SANDRA ORTEGA

DATE: MARCH 10, 2016

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (<i>Absent</i>) (Roberta E. Harvey) (<i>Present</i>)	183.60	X			
	2. VERNON J. SMITH (Gloria Zazueta)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (<i>Absent</i>) (Marlakay K. Henry) (<i>Present</i>)	166.05	X			
	2. BILLMAN LOPEZ (<i>Absent</i>) (Patricia Vicenti) (<i>Present</i>)	166.05	X			
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			
GUVO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.30	X			
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ()	102.90	X			
PISINEMO 219.9	1. CHESTER ANTONE ()	109.95	X			
	2. MONICA K. MORGAN ()	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL ()	113.25	X			
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III ()	114.30	X			
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.30	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ()	90.30	X			
	2. QUINTIN C. LOPEZ (<i>Absent</i>) (John Fendenheim) (<i>Present</i>)	90.30	X			
SELLS 513.5	1. ARTHUR WILSON (Beverly Rivas)	256.75	X			
	2. BARBARA HAVIER ()	256.75	X			
SIF OIDAK 231.6	1. LUCINDA ALLEN (Nicholas Jose)	115.80	X			
	2. MARY LOPEZ ()	115.80	X			X
TOTAL		3,021.4	3,021.4	-0-	-0-	{01}