

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Nation to Enter into a P.L. 93-638 Contract, on behalf of the Schuk Toak District, with U.S. Department of the Interior for Developing a Water Management Plan and Conducting Groundwater Monitoring Activities)

RESOLUTION NO. 16-126

1 **WHEREAS, The Tohono O'odham Nation ("Nation") is a Federally recognized Indian Tribe**
2 **and the Tohono O'odham Legislative Council ("Legislative Council") is the**
3 **governing body of the Nation; and**

4 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council with**
5 **the power "to consult, negotiate and conclude agreements and contracts on**
6 **behalf of the Tohono O'odham Nation with Federal, State and local governments**
7 **and other Indian tribes or their departments, agencies, or political subdivisions,**
8 **or with private persons or organizations on all matters within the authority of the**
9 **Tohono O'odham Council." (Constitution, Article VI, Section 1(f)); and**

10 **WHEREAS, the Nation, on behalf of the Schuk Toak District, seeks to enter into an**
11 **Intergovernmental Agreement, P.L. 93-638 Agreement No. R16AV00002**
12 **(Agreement), with the U.S. Department of the Interior ("DOI") for development of**
13 **a water management plan and to conduct groundwater monitoring activities in**
14 **Eastern Schuk Toak District ("Project"); and**

15 **WHEREAS, pursuant to the Agreement, the DOI will obligate funds to the Nation in the**
16 **amount of \$412,200.00 for the Project; and**

17 **WHEREAS the Nation has informed the DOI that the Nation plans to subcontract with a**
18 **private water resource consulting firm to develop the water management plan**
19 **and to conduct groundwater monitoring activities; and**

20 **WHEREAS the Schuk Toak District Council has reviewed the Agreement and by Schuk Toak**
21 **District Council Resolution No. ST-03-08-16-020 have approved the Agreement;**
22 **and**

23 **WHEREAS, the Agreement was reviewed by the Water Resources Committee of the Legislative**
24 **Council, which recommends its approval.**

25 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves P.L.**
26 **93-638 Self Determination Model 108 Non Construction Contract between the**
27 **Secretary of the Interior and the Tohono O'odham Nation on behalf of the Schuk**
28 **Toak District and authorizes P.L. 93-638 Agreement No. R16AV00002 with the DOI,**

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1 **substantially in the form attached hereto; provided that a budget to expend the**
2 **funds shall be presented to the Legislative Council for prior approval.**

3 **BE IT FINALLY RESOLVED that the Chairperson is authorized to execute the documents**
4 **necessary to fulfill the intent of this resolution.**

5 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 04TH**
6 **day of APRIL, 2016 at a meeting at which a quorum was present with a vote of 3,021.4 FOR; -0-**
7 **AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by**
8 **Article VI, Section 1(f) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono**
9 **O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
10 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934**
11 **(48 Stat.984).**

12 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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14 _____
15 **Timothy Joaquin, Legislative Chairman**

16 6 day of April, 2016

17 **ATTEST:**

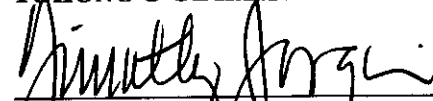
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19 _____
20 **Evonne Wilson, Legislative Secretary**

21 6 day of April, 2016

22 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
23 **O'odham Nation on the 6 day of April, 2016 at 9:40 o'clock, a.m.,**
24 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
25 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
26 **hours of submittal.**

27 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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30 **Timothy Joaquin, Legislative Chairman**

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APPROVED

on the 7 day of April, 2016

DISAPPROVED

at 6:14 o'clock, p.m.


EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 8 day of

April, 2016, at 9:09 o'clock, a.m.


Evonne Wilson, Legislative Secretary

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ACTION: APPROVING THE NATION TO ENTER INTO A P.L. 93-638 CONTRACT, ON BEHALF OF THE SCHUK TOAK DISTRICT, WITH U.S. DEPARTMENT OF THE INTERIOR FOR DEVELOPING A WATER MANAGEMENT PLAN AND CONDUCTING GROUNDWATER MONITORING ACTIVITIES

MOVED: COUNCILMAN QUINTIN C. LOPEZ

SECOND: COUNCILMAN ANTHONY J. FRANCISCO JR.

DATE: APRIL 04, 2016

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (Roberta E. Harvey)	183.60	X			
	2. VERNON J. SMITH (Gloria Zazueta)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marlakay K. Henry)	166.05	X			
	2. BILLMAN LOPEZ (Patricia Vicenti)	166.05	X			X
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.3	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.3	X			X
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ()	102.90	X			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 ()	114.3	X			
	2. RACHEAL VILSON-STONER (<i>Absent</i>) (Olivia Villegas-Liston) (<i>Present</i>)	114.3	X			X
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ()	90.3	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	90.3	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			
TOTAL		3,021.4	3,021.4	-0-	-0-	[04]