

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the FY 2016 Wildlife and Vegetation Management Program-U.S. Fish
and Wildlife Service Natural Resource Damage Assessment and Restoration
Planning Budget)**

RESOLUTION NO. 16-153

1 **WHEREAS,** the Legislative Council is authorized "to manage any funds within the exclusive
2 control of the Tohono O'odham Nation...and to appropriate these funds for the
3 benefit of the nation and its members" provided that "[a]ll expenditures of these
4 funds shall be pursuant to the appropriations or budgets" authorized by
5 resolution or ordinance (Constitution of the Tohono O'odham Nation, Article VI,
6 Section 1(d)(2)); and

7 **WHEREAS,** the Tohono O'odham Legislative Council, with support of the Sif Oidak District
8 Council (Resolution No. 01-05-03), approved by Resolution No. 07-572 the
9 settlement agreement between the Natural Resources Trustee Council,
10 (composed of the U.S. Fish and Wildlife Service, the Bureau of Indian Affairs, and
11 the Tohono O'odham Nation) and the Cyprus Tohono Corporation for injuries to
12 natural resources in the amount of \$825,000.00; and

13 **WHEREAS,** the settlement agreement included \$78,710.00 for damage to the North Komelik
14 water system and household appliances, which Resolution No. 07-572 directed to
15 be spend for the benefit of the North Komelik Community, and the \$746,290.00 for
16 injuries to wildlife, which Resolution No. 07-752 directed to be spent primarily
17 within the Sif Oidak District; and

18 **WHEREAS,** the \$78,710.00 has been distributed to the North Komelik Community and the
19 planning process has commenced for the remaining \$746,290.00, which federal
20 regulation governing natural resource damage assessments require to be
21 designated for natural resources restoration plan and related activities; and

22 **WHEREAS,** the Wildlife and Vegetation Management Program and the U.S. Fish and Wildlife
23 Service ("USFWS") will jointly prepare the restoration, which will determine how
24 the USFWS NRDAR funds will be spent; and

25 **WHEREAS,** compensation for work in preparing the restoration plan has been set aside in the
26 amount of \$33,000.00, which was received on May 27, 2010; and

27 **WHEREAS,** the Wildlife and Vegetation Management Program has prepared an FY 2016
28 Wildlife and Vegetation Management Program-U.S. Fish and Wildlife Service
29 Natural Resource Damage Assessment and Restoration Planning Budget for
30 \$5,750.00 for natural resources planning, which is the amount the program
31 expects to utilize from the USFWS NRDAR funds; and

32 **WHEREAS,** the Agricultural and Natural Resources and Budget and Finance Committees
33 have reviewed the FY 2016 Wildlife and Vegetation Management Program-U.S.

RESOLUTION NO. 16-153

(Approving the FY 2016 Wildlife and Vegetation Management Program-U.S. Fish and Wildlife Service Natural Resource Damage Assessment and Restoration Planning Budget)

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Fish and Wildlife Service Natural Resource Damage Assessment and Restoration Planning Budget and recommend approval.

NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the FY 2016 Wildlife and Vegetation Management Program-U.S. Fish and Wildlife Service Natural Resource Damage Assessment and Restoration Planning Budget in the amount of \$5,750.00 to be funded by USFWS NRDAR funds.

BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the Tohono O'odham Nation chairperson or any designated official is authorized to administer and expend the Budget, provided that any amendments or modifications shall be submitted for prior approval by the Tohono O'odham Legislative Council.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 18TH day of APRIL, 2016 at a meeting at which a quorum was present with a vote of 3,021.4 FOR; -0- AGAINST; -0- NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(d)(2) 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, Legislative Chairman FOR

21 day of April, 2016

ATTEST:



Evonne Wilson, Legislative Secretary

20 day of April, 2016

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 21 day of April, 2016 at 12:4 o'clock, 1 .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, Legislative Chairman FOR

RESOLUTION NO. 16-153

**(Approving the FY 2016 Wildlife and Vegetation Management Program-U.S. Fish and Wildlife Service
Natural Resource Damage Assessment and Restoration Planning Budget)**


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APPROVED

on the 22 day of April, 2016

DISAPPROVED

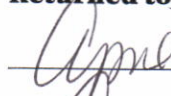
at 3:55 o'clock, p.m.



EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

EXCEEDED 48 HOURS

Returned to the Legislative Secretary on the 25 day of


_____, 2016, at 2:15 o'clock, p.m.



Evonne Wilson, Legislative Secretary

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ACTION: APPROVING THE FY 2016 WILDLIFE AND VEGETATION MANAGEMENT PROGRAM-U.S. FISH AND WILDLIFE SERVICE NATURAL RESOURCES DAMAGE ASSESSMENT AND RESTORATION PLANNING BUDGET

MOVED: COUNCILWOMAN MARY LOPEZ

SECOND: COUNCILMAN BILLMAN LOPEZ

DATE: APRIL 18, 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 (<i>Absent</i>) (Gloria Zazueta) (<i>Present</i>)	183.60	X			X
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marlakay K. Henry)	166.05	X			
	2. BILLMAN LOPEZ (Patricia Vicenti)	166.05	X			
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50				
	2. LORETTA LEWIS ()	132.50	X			
GU VO 250.6	1. GRACE MANUEL (<i>Absent</i>) (Dallas Lewis) (<i>Present</i>)	125.30	X			
	2. PAMELA ANGHILL (<i>Absent</i>) (Jeffery Antone, Sr.) (<i>Present</i>)	125.30	X			X
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			X
	2. SANDRA ORTEGA ()	102.90	X			
PISINEMO 219.9	1. CHESTER ANTONE ()	109.95	X			X
	2. MONICA K. MORGAN ()	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL ()	113.25	X			
	2. JANA MONTANA (<i>Absent</i>) (Gloria Ramirez) (<i>Present</i>)	113.25	X			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 (John Fendenheim)	90.30	X			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 (<i>Absent</i>) (Nicholas Jose) (<i>Present</i>)	115.80	X			
	2. MARY LOPEZ ()	115.80	X			
TOTAL		3,021.4	3,021.4	-0-	-0-	[06]