

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the System Conservation Implementation Agreement Between the United States Bureau of Reclamation and the Tohono O'odham Nation to Implement a Pilot System Conservation Program)

RESOLUTION NO. 16-389

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

8 **WHEREAS, by Resolution No. 16-115 the Tohono O'odham Nation ("Nation") approved a**
9 **proposal for the Lake Mead Pilot System Conservation Program, which**
10 **committed 9,817 acre-feet of the Nation's CAP water in 2016 to remain in Lake**
11 **Mead in order to help address the problem of declining water levels in Lake Mead,**
12 **in exchange for the benefits identified in the proposal; and**

13 **WHEREAS, in order to implement the Nation's proposal, the Bureau of Reclamation and the**
14 **Nation have negotiated an agreement, called the System Conservation**
15 **Implementation Agreement ("SCIA") Between the United States Bureau of**
16 **Reclamation and the Tohono O'odham Nation to Implement a Pilot System**
17 **Conservation Program ("Pilot Program"); and**

18 **WHEREAS, the Nation previously approved a SCIA for calendar year 2015 by Resolution No.**
19 **15-331; and**

20 **WHEREAS, the Water Resources and Budget and Finance Committees have reviewed the SCIA**
21 **and recommend its approval.**

22 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
23 **System Conservation Implementation Agreement Between the United States**
24 **Bureau of Reclamation and the Tohono O'odham Nation to Implement a Pilot**
25 **System Conservation Program in substantially the form attached hereto, and**
26 **authorizes the Chairman of the Nation to execute it.**

27 **BE IT FINALLY RESOLVED that the funds generated by this program will be added to the Water**
28 **Resources Account established by Resolution No. 14-525.**

29

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 03RD day of AUGUST, 2016 at a meeting at which a quorum was present with a vote of 2,907.1 FOR; 114.3 AGAINST; -0- NOT VOTING; and [05] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(f) and 1(j) 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

5TH day of August, 2016

ATTEST:


Evonne Wilson, Legislative Secretary

8 day of August, 2016

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 8 day of August, 2016 at 9:20 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

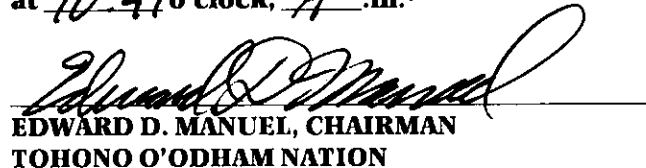

Timothy Joaquin, Legislative Chairman

APPROVED

on the 10 day of August, 2016

DISAPPROVED

at 10:47 o'clock, A.m.


EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

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1 **Returned to the Legislative Secretary on the 10 day of**

2 August, 2016, at 11:50 o'clock, a.m.

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5 Evonne Wilson

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7 **Evonne Wilson, Legislative Secretary**

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ACTION: APPROVING THE SYSTEM CONSERVATION IMPLEMENTATION AGREEMENT BETWEEN THE UNITED STATES BUREAU OF RECLAMATION AND THE TOHONO O'ODHAM NATION TO IMPLEMENT A PILOT SYSTEM CONSERVATION PROGRAM

MOVED: COUNCILMAN QUINTIN C. LOPEZ

SECOND: COUNCILMAN ANTHONY J. FRANCISCO, JR.

DATE: AUGUST 03, 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 (<i>Absent</i>) (Gloria Zazueta) (<i>Present</i>)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (<i>Absent</i>) (Marlakay K. Henry) (<i>Present</i>)	166.05	X			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			
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	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			
	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 ()	114.3		X		
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.3	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			X
TOTAL		3,021.4	2,907.1	114.3	-0-	[05]