

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Accepting Fiscal Year 2022 through 2026 Tribal Transportation Improvement
Plan Funding and Approving a New Tribal Priority List for these Same Years)**

RESOLUTION NO. 22-155

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Tohono O'odham
2 Legislative Council with the authority "to promote, protect and provide for public
3 health, peace, morals, education and general welfare of the Tohono O'odham
4 Nation and its members" (Constitution, Article VI, Section 1(c)(2)); and

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

11 **WHEREAS,** on November 15, 2021, the Surface Transportation Reauthorization Act of 2021
12 (STRA-21) which invests in the United States' transportation infrastructure by
13 addressing equity, safety, and climate change was passed; and

14 **WHEREAS,** as a consequence of this new legislation, the Nation must submit a new 4 or 5 year
15 updated Fiscal Year 2022 through 2026 Tribal Transportation Improvement Plan
16 ("FY 2022 - 2026 TTIP") which must be approved by the federal government in
17 order for the government to obligate the Nation's transportation construction &
18 planning funds; and

19 **WHEREAS,** in accordance with program regulations, the Nation is required to seek public
20 comment for a minimum of thirty (30) days for its proposed FY 2022 - 2026 TTIP
21 and it has done this; and

22 **WHEREAS,** in light of this influx of new funds, the Nation proposes to amend its Tribal
23 Priority List ("TPL") for FY 2022 through 2026 as reflected below and in Exhibit A,
24 attached hereto and incorporated herein by reference; and

25 **WHEREAS,** as such, Resolution No. 21-214 and Resolution No. 21-051 which previously added
26 public road improvement projects to the Nation's TPL shall be amended for FY
27 2022 - 2026 and shall include a new project #11 and additional projects #24
28 through #28 as set forth below:

- 29 1. Sells Street Signs and Warning Lights, BIA Contract #A10AV00192
- 30 2. San Lucy Street Lights and Sidewalks, BIA Contract #A10AV00193
- 31 3. Artesia Wash Rridge, BIA Contract #A11AV00231
- 32 4. Cowlic Road, BIA Contract #A12AV01416

RESOLUTION NO. 22-155

(Accepting Fiscal Year 2022 through 2026 Tribal Transportation Improvement Plan Funding and Approving a New Tribal Priority List for these Same Years)

Page 2 of 5

- 1 5. **Gu Vo Loop, BIA Contract #A12AV00779**
- 2 6. **Gu Vo Road and Pisinemo School Bus Route, BIA Contract #A10AV00194**
- 3 7. **Wak Lane and Go'k Ka:wulk Road, BIA Contract #A15AV00794**
- 4 8. **Fresnal Canyon Wash Bridge, BIA Contract #A15AV00903**
- 5 9. **Road Safety Assessments BIA Route 15, 19, & 21, BIA Contract #A20AV01025**
- 6 10. **BIA Allocated School Bus Road Maintenance, BIA Contract #A20AV00154**
- 7 11. **Menegers Dam Road, BIA Route 1, Design Only**
- 8 12. **Ventana Community Loop, BIA Route 2304**
- 9 13. **Gunsight Community Loop, BIA Route 3**
- 10 14. **Santa Rosa Ranch Road, BIA Route 35**
- 11 15. **North Santa Rosa Ranch Road, BIA Route 34**
- 12 16. **North Komelic Community Loop, BIA Route 153 & 1531**
- 13 17. **San Luis Road, BIA Route 151**
- 14 18. **Kohatk Community Loop, BIA Route 4201**
- 15 19. **Ak Chin Road, BIA Route 341**
- 16 20. **Florence Village, BIA Route 105**
- 17 21. **Road Repair and Maintenance**
- 18 22. **Transportation Planning**
- 19 23. **Safety Plan**
- 20 24. **Fresnal Canyon Road (IR19 to Museum), BIA Route 10**
- 21 25. **San Lucy Community Roads, BIA Route 400**
- 22 26. **South Little Nogales Rd (San Xavier Rd. to Campus Dr.), BIA Route 301**
- 23 27. **Martinez Drive, (West of J. Stock Road), BIA Route 302**
- 24 28. **Miguel Street, BIA Route 1901**
- 25 29. **Baboquivari High School BIA Route 19 Mile Post 19.5**

26 **WHEREAS, the Nation has the capacity of entering into a P.L. 93-638 contract to provide labor,**
27 **materials, equipment and services to fulfill its obligations under its FY 2022 - 2026**
28 **TTIP; and**

29 **WHEREAS, the Agricultural and Natural Resources and Budget and Finance Committees**
30 **have reviewed the Nation's FY 2022 - 2026 TTIP and new Tribal Priority List for**
31 **these same years and recommends approval.**

32 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council accepts Fiscal**
33 **Year 2022 through 2026 Tribal Transportation Improvement Plan (TTIP) funding**

RESOLUTION NO. 22-155

(Accepting Fiscal Year 2022 through 2026 Tribal Transportation Improvement Plan Funding and Approving a New Tribal Priority List for these Same Years)

Page 3 of 5

and approves a new Tribal Priority List for these same years, with projects prioritized in descending order, as reflected below and in Exhibit A:

- 1. Sells Street Signs and Warning Lights, BIA Contract #A10AV00192**
- 2. San Lucy Street Lights and Sidewalks, BIA Contract #A10AV00193**
- 3. Artesia Wash Bridge, BIA Contract #A11AV00231**
- 4. Cowlic Road, BIA Contract #A12AV01416**
- 5. Gu Vo Loop, BIA Contract #A12AV00779**
- 6. Gu Vo Road and Pisinemo School Bus Route, BIA Contract #A10AV00194**
- 7. Wa:k Lane and Go'k Ka:wulk Road, BIA Contract #A15AV00794**
- 8. Fresno Canyon Wash Bridge, BIA Contract #A15AV00903**
- 9. Road Safety Assessment BIA Route 15, 19, & 21, BIA Contract #A20AV01025**
- 10. BIA Allocated School Bus Road Maintenance, BIA Contract #A20AV00154**
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- 21. Road Repair and Maintenance**
- 22. Transportation Planning**
- 23. Safety Plan**
- 24. Fresno Canyon Road (IR19 to Museum), BIA Route 10**
- 25. San Lucy Community Roads, BIA Route 400**
- 26. South Little Nogales Rd (San Xavier Rd. to Campus Dr.), BIA Route 301**
- 27. Martinez Drive, (West of Stock Road), BIA Route 302**
- 28. Miguel Street, BIA Route 1901**
- 29. Baboquivari High School BIA Route 19 Mile Post 19.5**

BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council approves the estimated cost amounts for the new road improvement projects and requests

RESOLUTION NO. 22-155

(Accepting Fiscal Year 2022 through 2026 Tribal Transportation Improvement Plan Funding and Approving a New Tribal Priority List for these Same Years)

Page 4 of 5

1 that the Nation's shares of available TTIP funds be programmed for these
2 projects.

3 **BE IT FURTHER RESOLVED** by the Tohono O'odham Legislative Council that the Nation's
4 chairperson or official designee is authorized to:

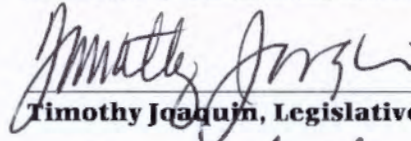
5 1. transmit this resolution and the attached FY 2022 - 2026 TTIP to the
6 Bureau of Indian Affairs, Western Regional Office, Division of
7 Transportation.

8 2. execute all documents required to carry out the intent of this resolution.

9 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that the Nation's
10 chairperson or official designee is authorized to enter into a new P.L. 93-638
11 contract or contracts, provided that the authorities of this resolution shall
12 remain in effect until such time that contract or contracts are closed,
13 renegotiated, or amended.

14 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 21ST**
15 **day of APRIL, 2022 at a meeting at which a quorum was present with a vote of 3,218.0 FOR;-0-**
16 **AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by,**
17 **Article VI, Section 1(c)(2) and (d)(2) of the Constitution of the Tohono O'odham Nation, adopted**
18 **by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy**
19 **Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the**
20 **Act of June 18, 1934 (48 Stat.984).**

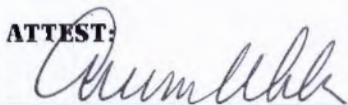
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22 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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26 **Timothy Joaquin, Legislative Chairman**

27
28 22 day of April, 2022

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31 **ATTEST:**

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34 **Evonne Wilson, Legislative Secretary**

35
36 22 day of April, 2022

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38 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
39 **O'odham Nation on the 22 day of April, 2022 at 7:33 o'clock, P.m.,**
40 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
41 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
42 **hours of submittal.**
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RESOLUTION NO. 22-155

(Accepting Fiscal Year 2022 through 2026 Tribal Transportation Improvement Plan Funding and Approving a New Tribal Priority List for these Same Years)

Page 5 of 5

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TOHONO O'ODHAM LEGISLATIVE COUNCIL


Timothy Joaquin, Legislative Chairman

APPROVED

on the 22 day of April, 2022

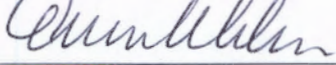
DISAPPROVED

at 7:36 o'clock, p.m.


NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 22 day of

April, 2022, at 7:34 o'clock, p.m.


Evonne Wilson, Legislative Secretary

ACTION: ACCEPTING FISCAL YEAR 2022 THROUGH 2026 TRIBAL TRANSPORTATION IMPROVEMENT PLAN FUNDING AND APPROVING A NEW TRIBAL PRIORITY LIST FOR THESE SAME YEARS

MOVED: COUNCILWOMAN MARLAKAY HENRY

SECOND: VICE CHAIRWOMAN ALBERTA J. RAY

DATE: APRIL 21, 2022

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. ARTHUR WILSON ()	278.25	X			
	2. EVELYN JUAN-MANUEL (Arvada Liston)	278.25	X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza)	95.25	X			
	2. DELISA M. RAMON (Sharon A. Francisco)	95.25	X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	121.3	X			
	2. JANICE FELIX (<i>Absent</i>) (Adam P. Andrews) (<i>Present</i>)	121.3	X			
SAN LUCY 243.8	1. JANA MONTANA (Lorraine M. Eiler)	121.9	X			
	2. ROGER MANUEL (Christina Andrews)	121.9	X			
PISINEMO 232.7	1. MARIETTA MARTIN ()	116.35	X			
	2. EDWARD D. MANUEL (Monica Morgan)	116.35	X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ ()	108.3	X			X
	2. DELMA M. GARCIA ()	108.3	X			
GU VO 270.7	1. GRACE MANUEL ()	135.35	X			
	2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35	X			
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN ()	139.25	X			
	2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25	X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez)	175.8	X			
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8	X			
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone)	194.45	X			
	2. LEANDER MASE (Francine Schooling)	194.45	X			
TOTAL		3,218.0	3,218.0	-0-	-0-	[01]