

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Acceptance of the Bureau of Indian Affairs Grant No. A22AV00493 PIR Road Maintenance**  
**Amendment No. 1 and Approving FY 2022 Planning and Economic Development Department**  
**Roads Program Road Maintenance and FY 2022 Road Maintenance HIP-CRRSAA Budgets)**

**RESOLUTION NO. 22-242**

- 1 **WHEREAS,** the Tohono O'odham Legislative Council is vested with the authority to "consult,  
2 negotiate and conclude agreements and contracts on behalf of the Tohono  
3 O'odham Nation with Federal, State and local governments and other Indian  
4 tribes or their departments, agencies, or political subdivisions, or with private  
5 persons or organizations on all matters within the authority of the Tohono  
6 O'odham Council" (Constitution of the Tohono O'odham Nation, Article VI,  
7 Section 1(f)); and
- 8 **WHEREAS,** the Tohono O'odham Legislative Council is authorized "to manage any funds  
9 within the exclusive control of the Tohono O'odham Nation . . . and to appropriate  
10 these funds for the benefit of the nation and its members" provided that "[a]ll  
11 expenditures of these funds shall be pursuant to appropriations or budgets"  
12 authorized by resolution or ordinance (Constitution of the Tohono O'odham  
13 Nation, Article VI, Section 1(d)(2)); and
- 14 **WHEREAS,** the Tohono O'odham Legislative Council approved the FY 2021-2024 Tribal  
15 Transportation Improvement Plan ("TTIP") which included Papago Indian  
16 Reservation ("PIR") road maintenance, by Resolution No. 21-214; and
- 17 **WHEREAS,** the Tohono O'odham Legislative Council accepted the one-time distribution of  
18 BIA Highway Infrastructure Program-Coronavirus Response and Relief  
19 Supplemental Appropriation Act ("HIP-CRRSAA") funds for preventive and/or  
20 routine maintenance of U.S. Bureau of Indian Affairs ("BIA") roads by Resolution  
21 No. 21-336; and
- 22 **WHEREAS,** the Tohono O'odham Nation ("Nation") received notice of award for Grant  
23 (Contract) No. A22AV00493 PIR Road Maintenance in the amount of \$4,655,408.59  
24 from the BIA, effective March 14, 2022, through September 30, 2025; and
- 25 **WHEREAS,** on May 25, 2022, the Nation received notice of award for the one-time distribution  
26 of BIA HIP-CRRSAA funds to amend and increase the Grant (Contract) No.  
27 A22AV00493 PIR Road Maintenance original amount of \$4,655,408.93 by  
28 \$765,183.59, for a total amended amount of \$5,420,592.18; and
- 29 **WHEREAS,** the purpose of the grant is to provide financial assistance for the Nation to  
30 provide for labor, materials, equipment, and services necessary to perform  
31 routine road maintenance activities on BIA Routes; and

**RESOLUTION NO. 22-242**

**(Acceptance of the Bureau of Indian Affairs Grant No. A22AV00493 PIR Road Maintenance Amendment No. 1 and Approving FY 2022 Planning and Economic Development Department Roads Program Road Maintenance and FY 2022 Road Maintenance HIP-CRRSAA Budgets)**

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1 **WHEREAS,** the Nation will need to separately track and report all HIP-CRRSAA Funds  
2 expended, pursuant to the requirement of 23 U.S.C. 201(c)(6)(c) and the Nation's  
3 TTIP; and

4 **WHEREAS,** the Planning and Economic Development Department, Roads Program, has  
5 prepared and submitted for review and approval its FY 2022 PIR Road  
6 Maintenance Budget in the amount of \$4,655,408.59 and FY 2022 PIR Road  
7 Maintenance HIP-CRRSAA Budget in the amount of \$765,183.59, which are  
8 incorporated by this reference, to be funded by the Nation's general fund,  
9 pending reimbursement from the grantor, the BIA; and

10 **WHEREAS,** the Agricultural and Natural Resources and Budget and Finance Committees  
11 have reviewed the Planning and Economic Development Department, Roads  
12 Program's FY 2022 PIR Road Maintenance Budget and FY 2022 PIR Road  
13 Maintenance HIP-CRRSAA Budget and recommend approval.

14 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council accepts the  
15 Bureau of Indian Affairs Grant Amendment No. 1, increasing the original amount  
16 of \$4,655,408.59 by \$765,183.59, for a total amended amount of \$5,420,592.18,  
17 effective March 14, 2022 through September 30, 2025, which will be used for the  
18 preventative and routine maintenance of Bureau of Indian Affairs roads located  
19 within the exterior boundaries of the Nation's reservation.

20 **BE IT FURTHER RESOLVED** that the Tohono O'odham Legislative Council approves the FY 2022  
21 PIR Road Maintenance Budget in the amount of \$4,655,408.59 and the FY 2022 PIR  
22 Road Maintenance HIP-CRRSAA Budget in the amount of \$765,183.59, effective  
23 March 14, 2022, that shall be funded by the Nation's general fund pending  
24 reimbursement from the grantor, the Bureau of Indian Affairs.

25 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that the Tohono O'odham  
26 Nation chairperson or any designated official is authorized to administer and  
27 expend FY 2022 Planning and Economic Development Department, Roads  
28 Program, PIR Road Maintenance and PIR Road Maintenance HIP-CRRSAA  
29 Budgets, provided that any amendments or modifications shall be submitted for  
30 prior approval by the Tohono O'odham Legislative Council.  
31  
32

RESOLUTION NO. 22-242

(Acceptance of the Bureau of Indian Affairs Grant No. A22AV00493 PIR Road Maintenance Amendment No. 1 and Approving FY 2022 Planning and Economic Development Department Roads Program Road Maintenance and FY 2022 Road Maintenance HIP-CRRSAA Budgets)

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 15<sup>TH</sup> day of JULY, 2022 at a meeting at which a quorum was present with a vote of 3,218.0 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by, Article VI, Section 1(d) (2) and (3) and Section 1(f) 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*

Timothy Joaquin, Legislative Chairman

19 day of July, 2022

ATTEST:

*Evonne Wilson*

Evonne Wilson, Legislative Secretary

19 day of July, 2022

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 19 day of July, 2022 at 3:05 o'clock, P.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*

Timothy Joaquin, Legislative Chairman

APPROVED

on the 19 day of July, 2022

DISAPPROVED

at 4:35 o'clock, P.m.

*Ned Norris, Jr.*

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

**RESOLUTION NO. 22-242**

**(Acceptance of the Bureau of Indian Affairs Grant No. A22AV00493 PIR Road Maintenance Amendment No. 1 and Approving FY 2022 Planning and Economic Development Department Roads Program Road Maintenance and FY 2022 Road Maintenance HIP-CRRSAA Budgets)**

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1 Returned to the Legislative Secretary on the 19 day of

2  
3 July, 2022, at 4:59 o'clock, p.m.

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5 Evonne Wilson

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7 **Evonne Wilson, Legislative Secretary**

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**ACTION: ACCEPTANCE OF THE BUREAU OF INDIAN AFFAIRS GRANT NO. A22AV00493 PIR ROAD MAINTENANCE AMENDMENT NO. 1 AND APPROVING FY 2022 PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT ROADS PROGRAM ROAD MAINTENANCE AND FY 2022 ROAD MAINTENANCE HIP-CRRSAA BUDGETS**

**MOVED: VICE CHAIRWOMAN ALBERTA J. RAY**

**SECOND: COUNCILMAN ROGER MANUEL**

**DATE: JULY 15, 2022**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 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			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 (Adam P. Andrews)	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 <i>(Absent)</i> (Dallas Lewis) <i>(Present)</i>	135.35	X			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 <i>(Absent)</i> (Francine Schooling) <i>(Present)</i>	194.45	X			
	<b>TOTAL</b>	<b>3,218.0</b>	<b>3,218.0</b>	<b>-0-</b>	<b>-0-</b>	<b>[03]</b>