

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Amending Tohono O'odham Nation Tribal Transportation Improvement Plan**  
**Exhibit A to Resolution No. 23-128, "Amending Resolution No. 22-155**  
**'Accepting Fiscal Year 2022 through 2026 Tribal Transportation**  
**Improvement Plan Funding and Approving a New**  
**Tribal Priority List for the Same Years'")**

**RESOLUTION NO. 23-134**

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,** by Resolution No. 22-208, the Legislative Council approved, "Amending  
12 Resolution No. 22-155 'Accepting Fiscal Year 2022 through 2026 Tribal  
13 Transportation Improvement Plan Funding and Approving a New Tribal Priority  
14 List (TPL) for the Same Years'" which includes 10 current BIA contracts awarded  
15 in 2010, 2011, 2012, 2015, and 2020 that are in various stages of design and/or  
16 construction, along with 19 road projects; and

17 **WHEREAS,** on April 13, 2023, the Legislative Council approved Resolution No. 23-128,  
18 "Amending Resolution No. 22-155 'Accepting Fiscal Year 2022 through 2026 Tribal  
19 Transportation Improvement Plan Funding and Approving a New Tribal Priority  
20 List for the Same Years,'" which approved an amendment to the Tohono O'odham  
21 Nation 2022 - 2026 Roads Tribal Priority List (TPL) to modify estimated project  
22 cost amounts as reflected in Exhibit A, Tohono O'odham Nation Tribal  
23 Transportation Improvement Plan; and

24 **WHEREAS,** following the Legislative Council's approval, the Planning and Economic  
25 Development Department received information from the WSP engineering firm  
26 that will require an amendment to the Exhibit A Tohono O'odham Nation Tribal  
27 Transportation Improvement Plan to allocate \$1,871,840.00 in FY 2023 for the  
28 Cowlic Road project; and

29 **WHEREAS,** the Agricultural and Natural Resources and Budget and Finance Committees  
30 have reviewed and recommend that the Council approve the updated Exhibit A,

**RESOLUTION NO. 23-134**

**(Amending Tohono O'odham Nation Tribal Transportation Improvement Plan Exhibit A to Resolution No. 23-128, "Amending Resolution No. 22-155 'Accepting Fiscal Year 2022 through 2026 Tribal Transportation Improvement Plan Funding and Approving a New Tribal Priority List for the Same Years'")**

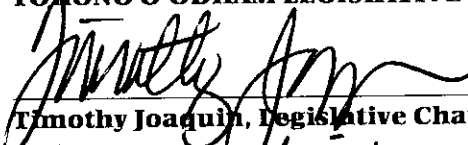
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Tohono O'odham Nation Tribal Transportation Improvement Plan as dated 4/14/23, which is incorporated by this reference.


**NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the Resolution No. 23-128, "Amending Resolution No. 22-155 "Accepting Fiscal Year 2022 through 2026 Tribal Transportation Improvement Plan Funding and Approving a New Tribal Priority List for the Same Years"" Exhibit A, Tohono O'odham Nation Tribal Transportation Improvement Plan as amended and dated for reference 4/14/23, which shall supersede and replace the Exhibit A originally approved by Resolution No. 23-128.**

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 17<sup>TH</sup> day of APRIL, 2023 at a meeting at which a quorum was present with a vote of 3,218.0 FOR; -0- AGAINST; -0- NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by, Article VI, Section 1(c)(2), 1(d)(2), and 1(f) 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  
17 day of April, 2023

**ATTEST:**

  
\_\_\_\_\_  
Evonne Wilson, Legislative Secretary  
17 day of April, 2023

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 17 day of April, 2023 at 5:03 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.

**RESOLUTION NO. 23-134**

**(Amending Tohono O'odham Nation Tribal Transportation Improvement Plan Exhibit A to Resolution No. 23-128, "Amending Resolution No. 22-155 'Accepting Fiscal Year 2022 through 2026 Tribal Transportation Improvement Plan Funding and Approving a New Tribal Priority List for the Same Years'")**

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**TOHONO O'ODHAM LEGISLATIVE COUNCIL**



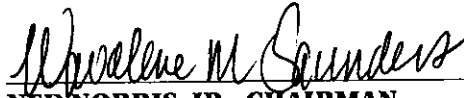
**Timothy Joaquin, Legislative Chairman**

**APPROVED**

on the 18 day of April, 2023

**DISAPPROVED**

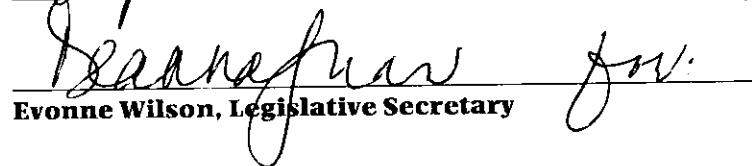
at 9:35 o'clock, a.m.



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

Returned to the Legislative Secretary on the 19 day of

April, 2023, at 8:15 o'clock, A.m.



**Evonne Wilson, Legislative Secretary**

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**ACTION: AMENDING TOHONO O'ODHAM NATION TRIBAL TRANSPORTATION IMPROVEMENT PLAN EXHIBIT A TO RESOLUTION NO. 23-128, "AMENDING RESOLUTION NO. 22-155 'ACCEPTING FISCAL YEAR 2022 THROUGH 2026 TRIBAL TRANSPORTATION IMPROVEMENT PLAN FUNDING AND APPROVING A NEW TRIBAL PRIORITY LIST FOR THE SAME YEARS'"**

**MOVED: COUNCILWOMAN MARLAKAY HENRY**

**SECOND: COUNCILWOMAN JANICE FELIX**

**DATE: APRIL 17, 2023**

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 ( <i>Absent</i> ) (Shelia Espino) ( <i>Present</i> )	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 ( )	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			
	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			
	<b>TOTAL</b>	<b>3,218.0</b>	<b>3,218.0</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>