

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the FY2025 San Xavier Cooperative Association 9B Farm Cashout
Budget and Expenditure of SAWRSA Amendments 9B Farm Cashout Fund)**

RESOLUTION NO. 24-343

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Legislative Council with
2 the authority to "consult, negotiate and conclude agreements and contracts . . .
3 with Federal, State, and local governments . . ." and to "consult with the Congress
4 of the United States and appropriate federal agencies regarding federal activities
5 that affect the Tohono O'odham Nation . . ." and to "enact laws, ordinances and
6 resolutions necessary or incidental to the exercise of its legislative powers."
7 (Constitution, Article VI, Section 1(f), 1(j), and 1(1)); and

8 **WHEREAS,** on December 10, 2004, the United States Congress enacted the Arizona Water
9 Settlement Act, P.L. 108-451, including Title III, the Southern Arizona Water
10 Rights Settlement Act Amendment ("SAWRSA Amendments"), which authorized
11 the San Xavier District to elect to receive \$18.3 million in lieu of the federal
12 government's obligation to construct the proposed "9B Farm" (SAWRSA
13 Amendments, Section 304 (c)(3)(A)(ii)); and

14 **WHEREAS,** the San Xavier District Council elected to receive the in lieu payment plus interest
15 pursuant to SXDC Resolution No. 10-09-10 ("9B Farm Cashout Fund"); and

16 **WHEREAS,** expenditures from the 9B Cashout Fund must be authorized and approved in
17 accordance with a budget authorized by the San Xavier District Council and
18 approved by resolution of the Legislative Council (SAWRSA Amendments, Section
19 304(f)(1)(B)(i) and (ii)); and

20 **WHEREAS,** the SAWRSA Amendments provide that the 9B Farm Cashout Fund may be
21 expended for various designated purposes, including; subjugation of land,
22 development of water resources, or construction, operation, maintenance or
23 replacement of facilities within the San Xavier Reservation not required to be
24 carried out by the United States under the SAWRSA amendments; economic
25 development loans and assistance; to provide benefits to allottees; and to pay any
26 administrative costs incurred by the Nation or the San Xavier District in
27 conjunction with any of these uses (SAWRSA Amendments, Section 304(f)(1)(C));
28 and

29 **WHEREAS,** the San Xavier District Council has authorized the FY 2025 San Xavier Cooperative
30 Association 9B Farm Cashout Fund Budget, which is incorporated by this
31 reference, in the amount of \$1,280,000.00 to be funded from the San Xavier
32 District 9B Farm Cashout Fund for salaries and wages and farm operations
33 (Resolution No. SXDC 09-24-19); and

RESOLUTION NO. 24-343

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1 **WHEREAS, the Budget and Finance Committee has reviewed the FY 2025 San Xavier**
2 **Cooperative Association 9B Farm Cashout Fund Budget and recommends**
3 **approval.**

4 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council:**

- 5 (1) **approves the FY 2025 San Xavier Cooperative Association 9B Farm Cashout**
6 **Fund Budget in the amount of \$1,280,000.00, effective October 1, 2024**
7 **through September 30, 2025, which shall be funded by the San Xavier**
8 **District 9B Farm Cashout Fund, provided that any amendments or**
9 **modifications shall submitted for prior approval by the San Xavier District**
10 **Council and the Tohono O'odham Legislative Council; and**
- 11 (2) **approves the expenditure of the SAWRSA Amendments 9B Farm Cashout**
12 **Funds in accordance with the FY 2025 San Xavier Cooperative Association**
13 **9B Farm Cashout Budget.**

14 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08TH**
15 **day of OCTOBER 2024 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0-**
16 **AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by**
17 **Article VI, Section 1(f) 1(j) and 1(1) 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).**

21
22 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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25 
26 **Wavalene M. Saunders, Legislative Chairwoman**

27
28 11TH day of OCTOBER, 2024

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31 **ATTEST:**

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33
34 **Evonne Wilson, Legislative Secretary**

35 11 day of October, 2024

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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 11TH day of OCTOBER, 2024 at 4:05 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.**

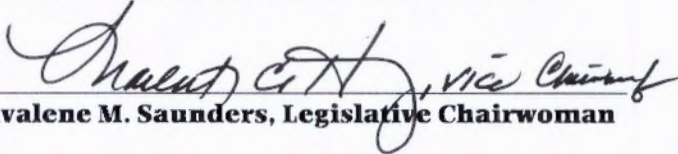
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(Approving the FY2025 San Xavier Cooperative Association 9B Farm Cashout Budget and Expenditure of SAWRSA Amendments 9B Farm Cashout Fund)

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

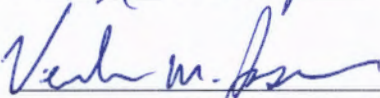

Wavalene M. Saunders, Legislative Chairwoman

APPROVED

on the 14 day of October, 2024

DISAPPROVED

at 3:56 o'clock, p. .m.


VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 15 day of

October, 2024, at 10:15 o'clock, a .m.


Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE FY2025 SAN XAVIER COOPERATIVE ASSOCIATION 9B FARM CASHOUT BUDGET AND EXPENDITURE OF SAWRSA AMENDMENTS 9B FARM CASHOUT FUND**MOVED: COUNCILWOMAN JANICE FELIX****SECOND: COUNCILWOMAN THEORIA CAMPILLO****DATE: OCTOBER 08, 2024**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (Alberta J. Ray)	197.1 197.1	X X			
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ()	177.35 177.35	X X			X
GU ACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. JEROME F. JOAQUIN ()	141.35 141.35	X X			
GU VO 276.0	1. DALLAS LEWIS () 2. LESLIE LUNA ()	138.0 138.0	X X			
HICKIWAN 220.5	1. DELMA M. GARCIA () 2. LOUIS R. LOPEZ (Loretta A. Ortega)	110.25 110.25	X X			
PISINEMO 236.2	1. EDWARD D. MANUEL () 2. PAMELA J. BENAVIDEZ (Nora J. Ruelas)	118.1 118.1	X X			
SAN LUCY 257.6	1. ROGER MANUEL (Christina Andrews) 2. GLORIA M. RAMIREZ (Lorraine M. Eiler)	128.8 128.8	X X			
SAN XAVIER 244.5	1. JANICE FELIX () 2. DANIEL L.A. PRESTON III ()	122.25 122.25	X X			X
SCHUK TOAK 191.8	1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine)	95.9 95.9	X X			
SELLS 558.0	1. EVELYN JUAN MANUEL (Arvada Liston) 2. JANET B. ELEANDO ()	279.0 279.0	X X			
SIF OIDAK 247.1	1. FRANCIS HOMEWYTEWA () 2. WAVALENE M. SAUNDERS (Mary Lopez)	123.55 123.55	X X			
	TOTAL	3,263.30	3,263.3	-0-	-0-	[02]