

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Road Maintenance and Construction Contract between the Tohono
O'odham Nation and Spencer Construction for Road Maintenance
Project No. 1 Roads)

RESOLUTION NO. 25-138

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 on
3 behalf of the Tohono O'odham Nation with . . . private persons or organizations
4 on all matters within the authority of the Tohono O'odham Council" (Constitution
5 of the Tohono O'odham Nation, Article VI, Section 1(f)); and

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

12 **WHEREAS,** the Tohono O'odham Nation Planning and Economic Development Department
13 Roads Program has prepared and submits for approval a road maintenance
14 contract with Spencer Construction for the maintenance and repair of Road
15 Maintenance Project No. 1 roads, which shall be funded by the Nation's general
16 fund pending reimbursement from the granting agency, the Bureau of Indian
17 Affairs; and

18 **WHEREAS,** the contract is for a flat fee price of \$4,688,971.96; and

19 **WHEREAS,** the Agricultural and Natural Resources Committee has reviewed the contract
20 documents in substantially the form attached and recommends approval.

21 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the
22 road maintenance and construction contract, in substantially the form attached,
23 between the Tohono O'odham Nation and Spencer Construction for the
24 maintenance and repair of the Road Maintenance Project No. 1 roads.

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 execute and
27 administer the road maintenance and construction contract, provided that any
28 amendments or modifications must be submitted to the Tohono O'odham
29 Legislative Council for prior approval.
30
31

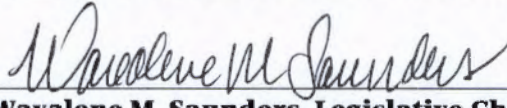
RESOLUTION NO. 25-138

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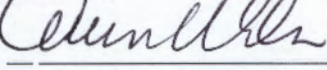
The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 07th day of MAY, 2025 at a meeting at which a quorum was present with a vote of 3,263.3 FOR; -0- AGAINST; [01] NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(d)(2), and Section 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


Wavalene M. Saunders, Legislative Chairwoman

18 day of May, 2025

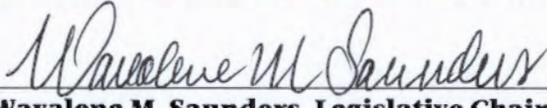
ATTEST:


Evonne Wilson, Legislative Secretary

9 day of May, 2025

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 18 day of May, 2025 at 10:50 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.

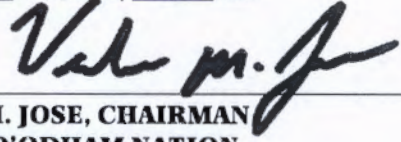
TOHONO O'ODHAM LEGISLATIVE COUNCIL


Wavalene M. Saunders, Legislative Chairwoman

☒ APPROVED

☐ DISAPPROVED

on the 13 day of May, 2025
at 10:10 o'clock, a.m.


VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

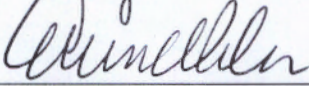
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Returned to the Legislative Secretary on the 13 day of

May, 2025, at 10:37 o'clock, a.m.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING ROAD MAINTENANCE AND CONSTRUCTION CONTRACT BETWEEN THE TOHONO O'ODHAM NATION AND SPENCER CONSTRUCTION FOR ROAD MAINTENANCE PROJECT NO. 1 ROADS

MOVED: COUNCILMAN ROGER MANUEL SECOND: COUNCILWOMAN GLORIA M. RAMIREZ

DATE: MAY 07, 2025

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE <i>(Absent)</i> (Francine Schooling) <i>(Present)</i> 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			
GU ACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. JEROME F. JOAQUIN (Gloria Johnson)	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 <i>(Absent)</i> (Loretta A. Ortega) <i>(Present)</i>	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. Eller)	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 <i>(Absent)</i> (Sharon A. Francisco) <i>(Present)</i> 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		3,263.3	3,263.3	-0-	[01]	-0-