

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving a Tohono O'odham Utility Authority Encroachment Permit Application
for Utility Purposes on BIA Route 24 within the Sells District)

RESOLUTION NO. 26-155

1 **WHEREAS, the Constitution of the Tohono O'odham Nation ("Nation") provides that the**
2 **unalotted lands of the Nation "shall be held as national lands forever" and are**
3 **under the control and management of the Legislative Council (Constitution,**
4 **Article XVI, Section 1); and**

5 **WHEREAS, the Constitution of the Nation also vests the Legislative Council with the authority**
6 **to "promote, protect and provide for public health, peace, morals, education and**
7 **general welfare of the Tohono O'odham Nation and its members" and to "consult,**
8 **negotiate and conclude agreements and contracts on behalf of the Tohono**
9 **O'odham Nation with Federal, State and local governments... or their**
10 **departments, agencies, or political subdivisions..." (Constitution, Article VI,**
11 **Section 1(c)(2) and Section 1(f)); and**

12 **WHEREAS, the Nation has approved the issuance of a right-of-way to the Bureau of Indian**
13 **Affairs ("BIA") for BIA Route 24, which passes through the Sells District; and**

14 **WHEREAS, the Tohono O'odham Utility Authority ("TOUA") has proposed a project which will**
15 **provide installation of electrical service to a residence which will require**
16 **encroachment over BIA Route 24; and**

17 **WHEREAS, the BIA requires approval from the Tohono O'odham Legislative Council to issue**
18 **an encroachment permit; and**

19 **WHEREAS, TOUA has completed an encroachment permit application, which is incorporated**
20 **by this reference; and**

21 **WHEREAS, the Ge'Oidag Community issued Resolution No. GO-27-24, which grants a**
22 **homesite assignment for the location and supports TOUA in proceeding with any**
23 **processes necessary for the provision of utility services at the location; and**

24 **WHEREAS, the Agricultural and Natural Resources Committee has reviewed the**
25 **encroachment permit application and recommends approval.**

26 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
27 **attached TOUA encroachment permit application to provide utility services at the**
28 **location identified.**

29 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council approves the use**
30 **described in the attached encroachment permit application, provided that any**
31 **renewals or modifications to the permit be presented for prior approval of the**
32 **Legislative Council.**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05TH day of MAY 2026 at a meeting at which a quorum was present with a vote of 3,071.3 FOR; -0- AGAINST; 249.8 [02] NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(c)(2) and Section 1(f); Article XVI, Section 1 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

Wavalene M. Saunders, Legislative Chairwoman

7 day of May, 2026

ATTEST:

Evonne Wilson

Evonne Wilson, Legislative Secretary

7 day of May, 2026

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 8 day of May, 2026 at 9:37 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

Wavalene M. Saunders, Legislative Chairwoman

APPROVED

on the 8 day of May, 2026

DISAPPROVED

at 10 o'clock, A.m.

Verlon M. Jose

VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION

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1 Returned to the Legislative Secretary on the 8 day of

2
3 May, 2026, at 10:00 o'clock, a.m.

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8 **Evonne Wilson, Legislative Secretary**

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ACTION: APPROVING A TOHONO O'ODHAM UTILITY AUTHORITY ENCROACHMENT PERMIT APPLICATION FOR UTILITY PURPOSES ON BIA ROUTE 24 WITHIN THE SELLS DISTRICT**MOVED: COUNCILWOMAN JANET B. ELEANDO****SECOND: COUNCILWOMAN EVELYN JUAN MANUEL****DATE: MAY 05, 2026**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 251.2	1. WAVALENE M. SAUNDERS (Mary Lopez)	125.6	X			
	2. FRANCIS HOMEWYTEWA ()	125.6	X			
SELLS 565.7	1. JANET B. ELEANDO ()	282.85	X			
	2. EVELYN JUAN MANUEL (Juan Buendia)	282.85	X			
SCHUK TOAK 195.3	1. THEORIA CAMPILLO (Rebecca Ann Valentine)	97.65	X			
	2. DELISA M. RAMON (Quintin C. Lopez)	97.65	X			
SAN XAVIER 249.8	1. DANIEL L.A. PRESTON III ()	124.9			X	
	2. JANICE FELIX ()	124.9			X	
SAN LUCY 266.3	1. GLORIA M. RAMIREZ (Lorraine M. Eiler)	133.15	X			
	2. ROGER MANUEL (Christina Andrews)	133.15	X			
PISINEMO 240.3	1. PAMELA J. BENAVIDEZ (Nora J. Ruelas)	120.15	X			
	2. NAOMI MONTE (Edward D. Manuel)	120.15	X			
HICKIWAN 222.9	1. LOUIS R. LOPEZ (Loretta A. Ortega)	111.45	X			
	2. DELMA M. GARCIA ()	111.45	X			
GU VD 279.6	1. LESLIE LUNA ()	139.8	X			
	2. BENNETT CHEWING ()	139.8	X			
GU ACHI 289.2	1. GLORIA JOHNSON ()	144.6	X			X
	2. LUCIUS E. LOPEZ (Victoria A. Hobbs)	144.6	X			
CHUKUT KUK 361.9	1. MARLAKAY HENRY ()	180.95	X			
	2. VIVIAN JUAN-SAUNDERS (Absent) (Cornelius Antone) (Present)	180.95	X			X
BABOQUIVARI 398.9	1. JESSE NAVARRO ()	199.45	X			
	2. NED NORRIS, JR. (Leander Mase)	199.45	X			
TOTAL		3,321.1	3,071.3	-0-	249.8 [02]	[02]