

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Business Leases Between the Tohono O'odham Nation and the
Baboquivari Unified School District for the Lease of School Sites)

RESOLUTION NO. 26-316

1 **WHEREAS,** the Tohono O'odham Legislative Council is authorized "to manage, protect,
2 preserve and regulate the use of the property... of the Tohono O'odham Nation"
3 and "to manage and lease or otherwise deal with lands, or interests in land"
4 belonging to the Nation (Constitution of the Tohono O'odham Nation, Article VI,
5 Section 1(i)(2) and Section 2(d)); and

6 **WHEREAS,** Baboquivari Unified School District ("BUSD") is an Arizona public school district
7 located within the Tohono O'odham Nation ("Nation") that serves approximately
8 1,200 students in grades preschool through grade 12; and

9 **WHEREAS,** BUSD operates public school and administrative facilities at three land sites
10 within the Nation; and

11 **WHEREAS,** the BUSD public school facilities serve and benefit the children and
12 communities of the Nation; and

13 **WHEREAS,** the three land sites are (1) the Primary School Campus located in Sells, Arizona
14 and (2) the Intermediate and Administrative Campus located in Sells, Arizona
15 and (3) the Topawa Campus located near Topawa, Arizona; and

16 **WHEREAS,** the legal land description and Business Lease for each land site is attached and
17 incorporated by this reference, as follows:

- 18 • the Primary School Campus is labeled as Exhibit 1
- 19 • the Intermediate and Administrative Campus is labeled as Exhibit 2; and
- 20 • the Topawa Campus is labeled as Exhibit 3; and

21 **WHEREAS,** in 1933, the United States of America issued a patent to BUSD for a 2.5 acre
22 parcel for the original Primary School; and

23 **WHEREAS,** in 1961, the Nation leased 12.23 acres of land surrounding the original Primary
24 School site to BUSD for a twenty-five year term at a rental rate of \$1.00, with the
25 option to renew for one additional twenty-five year term; and

26 **WHEREAS,** in 1987, BUSD renewed the lease for the Primary School Campus and this
27 renewal term expired on December 31, 2012; and

28 **WHEREAS,** in 2011, the Governing Board of BUSD adopted a resolution authorizing BUSD to
29 enter into a new lease for the Primary School Campus; and

30 **WHEREAS,** since 2011, BUSD has not entered into a new lease with the Nation for the
31 Primary School Campus; and

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1 **WHEREAS,** in 1969, the Nation leased 49.816 acres of land to BUSD for the Intermediate and
2 Administrative Campus for a twenty-five year term at a rental rate of \$1.00, with
3 the option to renew for one additional twenty-five year term; and

4 **WHEREAS,** the 1995, BUSD renewed the lease for the Intermediate and Administrative
5 Campus and this renewal term expired in July of 2019; and

6 **WHEREAS,** since 2019, BUSD has not entered into a new lease with the Nation for the
7 Intermediate and Administrative Campus; and

8 **WHEREAS,** in 1994, the Nation leased 44.936 acres of land to BUSD for the Topawa Campus
9 for a twenty-five year term at a rental rate of \$1.00, with the option to renew for
10 one additional twenty-five year term; and

11 **WHEREAS,** the original term of the Topawa Campus lease expired in 2019; and

12 **WHEREAS,** since 2019, BUSD has neither renewed the 1994 lease nor entered into a new
13 lease with the Nation for the Topawa Campus; and

14 **WHEREAS,** the Governing Board of Baboquivari Unified School District No. 40 of Pima
15 County, Arizona requested by resolution that the Tohono O'odham Legislative
16 Council approve (1) the execution of a new lease for the Primary School Campus
17 at a rental rate of \$1.00 for twenty-five years with an option to renew for an
18 additional twenty-five years; (2) the execution of a new lease for the
19 Intermediate and Administrative Campus at a rental rate of \$1.00 for twenty-five
20 years with an option to renew for an additional twenty-five years; and (3) the
21 renewal of the June 3, 1994 lease for the Topawa Campus for twenty-five years,
22 effective as of June 3, 2019 (Governing Board Resolution approved January 13,
23 2025); and

24 **WHEREAS,** the Agricultural and Natural Resources and Human Resources Development
25 Committees have reviewed the proposed business leases and recommend
26 approval.

27 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the
28 twenty-five year Business Lease for the Primary School Campus at a rental rate
29 of \$1.00 with one option to renew for one additional twenty-five year term.

30 **BE IT FURTHER RESOLVED** that the Tohono O'odham Legislative Council approves the twenty-
31 five year Business Lease for the Intermediate and Administrative Campus at a
32 rental rate of \$1.00 with one option to renew for one additional twenty-five year
33 term.

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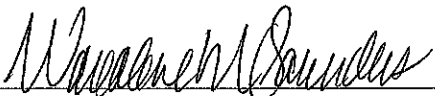
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BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council approves the twenty-five year Business Lease for the Topawa Campus, effective as of June 3, 2019, for a twenty-five year term beginning June 3, 2019, with one option to renew for one additional twenty-five year term.

BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council authorizes the Nation's chairperson to execute the new Business Leases for the Primary School Campus, for the Intermediate and Administrative Campus, and for the Topawa Campus, and any documents reasonably necessary to implement this resolution, provided that any renewals or any further amendments to these Leases shall be submitted for prior approval by the Tohono O'odham Legislative Council.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 16th day of **SEPTEMBER** 2026 at a meeting at which a quorum was present with a vote of **3,321.1 FOR; -0- AGAINST; -0- NOT VOTING;** and **[03] ABSENT**, pursuant to the powers vested in the Council by Article VI, Section 1(i)(2) and Section 2(d) 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

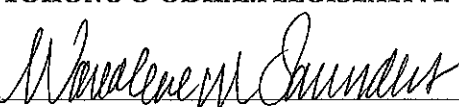

Wavalene M. Saunders, Legislative Chairwoman
20 day of September, 2026

ATTEST:


Evonne Wilson, Legislative Secretary
22 day of September, 2026

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 20 day of September, 2026 at 10:40 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

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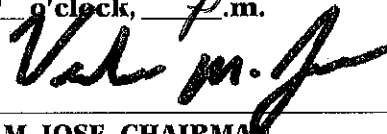
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☒ **APPROVED**

on the 24 day of September, 2026

☐ **DISAPPROVED**

at 2:35 o'clock, p.m.



**VERLON M. JOSE, CHAIRMAN
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 24 day of
September, 2026, at 3:17 o'clock, p.m.



Evonne Wilson, Legislative Secretary

**ACTION: APPROVING BUSINESS LEASES BETWEEN THE TOHONO O'ODHAM NATION AND THE BABOQUIVARI
UNIFIED SCHOOL DISTRICT FOR THE LEASE OF SCHOOL SITES**

Moved: COUNCILWOMAN DELISA M. RAMON

SECOND: COUNCILWOMAN GLORIA JOHNSON

DATE: SEPTEMBER 16, 2026

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 251.2	1. WAVALENE M. SAUNDERS (Mary Lopez) 2. FRANCIS HOMEWYTEWA (Dionne Kuth-Le)	125.6 125.6	X X			
SELLS 565.7	1. JANET B. ELEANDO () 2. EVELYN JUAN MANUEL (Juan Buendia)	282.85 282.85	X X			
SCHUK TOAK 195.3	1. THEORIA CAMPILLO (Rebecca Ann Valentine) 2. DELISA M. RAMON (Quintin C. Lopez)	97.65 97.65	X X			
SAN XAVIER 249.8	1. DANIEL L.A. PRESTON III () 2. JANICE FELIX ()	124.9 124.9	X X			
SAN LUCY 266.3	1. GLORIA M. RAMIREZ (Lorraine M. Eller) 2. ROGER MANUEL (Christina Andrews)	133.15 133.15	X X			
PISINEMO 240.3	1. PAMELA J. BENAVIDEZ (Nora J. Ruelas) 2. NAOMI MONTE (Edward D. Manuel)	120.15 120.15	X X			
HICKIWAN 222.9	1. LOUIS R. LOPEZ (Loretta A. Ortega) 2. DELMA M. GARCIA ()	111.45 111.45	X X			
GU VO 279.6	1. LESLIE LUNA () 2. BENNETT CHEWING ()	139.8 139.8	X X			
GU ACHI 289.2	1. GLORIA JOHNSON (Rodney T. Aguilla) 2. LUCIUS E. LOPEZ (<i>Absent</i>) (Victoria A. Hobbs) (<i>Present</i>)	144.6 144.6	X X			X
CHUKUT KUK 361.9	1. MARLAKAY HENRY () 2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	180.95 180.95	X X			X
BABOQUIVARI 398.9	1. JESSE NAVARRO () 2. NED NORRIS, JR. (Leander Mase)	199.45 199.45	X X			X
TOTAL		3,321.1	3,321.1	-0-	-0-	[03]