

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Ratifying 1982 Lease of Sells Post Office
to United States Postal Service)

RES. NO. 307-88

1 WHEREAS, on November 2, 1982, Max H. Norris, Chairman of the
2 Papago Council, executed a standard form Postal Service
3 Lease for the lease of the Sells Post Office to the
4 United States Postal Service; and
5 WHEREAS, the lease is for a five-year term ending September 30,
6 1988, with two (2) thirty-six (36) month renewal options
7 with annual rentals of Six Thousand Dollars (\$6,000.00)
8 and Seven Thousand Two Hundred Dollars (\$7,200.00),
9 respectively; and
10 WHEREAS, the Postal Service has exercised the first renewal
11 option and is currently paying the nation Five Hundred
12 Dollars (\$500.00) a month for the privilege of leasing
13 the Sells Post Office; and
14 WHEREAS, because the lease executed in 1982 was not approved by
15 the Papago Council or by the Superintendent, the lease
16 and the options to renew contained therein are legally
17 ineffective; and
18 WHEREAS, the most cost efficient way in which to cure the legal
19 deficiencies in the lease and to assure continued lease
20 payments by the Postal Service is for the nation,
21 through its Legislative Council, by resolution to ratify
22 the 1982 lease and the Postal Service's exercise of the
23 option to renew for the term October 1, 1988 through
24 September 30, 1991, and then have the Superintendent
25 approve the resolution; and
26 WHEREAS, the Superintendent has expressed his willingness to
27 approve such a resolution.
28 NOW, THEREFORE, BE IT RESOLVED that the lease of the Sells Post
29 Office to the United States Postal Service executed on
30 November 2, 1982 by Max H. Norris, Chairman of the
31 Papago Council, is hereby ratified and approved, as is
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1 the Postal Service's exercise of a three-year renewal
2 option effective October 1, 1988 under the terms of the
3 1982 lease.

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5 The foregoing Resolution was passed by the Tohono O'odham Council
6 on the 7th. day of November, 1988 at a meeting at which a quorum
7 was present with a vote of 873.0 for; 58.0 against; 709.0 not
8 voting; and 04 absent, pursuant to the powers vested in the
9 Council by Section 2 (d) of Article VI of the Constitution of
10 the Tohono O'odham Nation, adopted by the Tohono O'odham Nation
11 on January 18, 1986, and approved by the Acting Deputy Assistant
12 Secretary - Indian Affairs (Operations) on March 6, 1986,
13 pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.
14 984).

15 TOHONO O'ODHAM LEGISLATIVE COUNCIL

16
17 Harriet Toro
18 Harriet Toro, Legislative Chairperson
19 15th day of November, 1988.

20 ATTEST:

21 Teresa M. Choyguha
22 Teresa M. Choyguha, Legislative Secretary
23 15th day of November, 1988.

24 Said Resolution was submitted for approval to the office of the
25 Chairman of the Tohono O'odham Nation on the 15 day of
26 Nov, 1988, at 3:33 o'clock, P.M.,
27 pursuant to the provisions of Section 5 of Article VII of the
28 Constitution and will become effective upon (1) his approval or
29 upon his failure to either approve or disapprove it within 48
30 hours of submittal, (2) upon approval of the Secretary of the
31 Interior or his authorized representative

32 TOHONO O'ODHAM LEGISLATIVE COUNCIL

33 Andrew M. Patricia
34 Harriet Toro, Legislative Chairperson

35 [] APPROVED) on the 18th day of November, 1988,
36 [] DISAPPROVED) at 7:37 o'clock, A.M.

37 Enos J. Francisco, Jr.
38 Enos J. Francisco, Jr., Chairman
39 TOHONO O'ODHAM NATION

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1 Returned to the Legislative Secretary on the 18th day of
2 November, 1988, at 8:57 o'clock, a.M.

3
4 Frederica Allen for
5 Teresa M. Choyguha
6 Legislative Secretary

7
8 [] APPROVED) on the _____ day of _____ 1988,
9 [] DISAPPROVED) at _____ o'clock, _____ .M.

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12 Superintendent
Sells BIA Agency

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MOVED: Virgil Lewis

SUBJECT: Ratifying 1982 Lease

SECOND: Cross Antone

of Sells Post Office to U.S.

DATE: November 07, 1988

Postal Service

RESOLUTION #307-88

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 138.0	1. Nicholas Jose (Letitia Garcia)	69.0	X			
	2. Willard Juan, Sr. (Melissa Gregorio)	69.0	X			
SELLS 257.0	1. Andrew Patricio (Daniel Lopez)	128.5			X	
	2. Fred Stevens ()	128.5			X	X
SCHUK TOAK 105.0	1. Julia Carrillo (JoAnn Francisco)	52.5	X			X
	2. Joseph Juan (Frances Francisco)	52.5	X			
SAN XAVIER 126.0	1. Eugene Enis (Michael Rios)	63.0			X	
	2. Tony Felix (Carmelita Mattias)	63.0			X	X
BABOQUIVARI 241.0	1. Kenneth Chico, Sr. ()	120.5			X	X
	2. Joann Garcia (Frances Miguel)	120.5			X	
GU ACHI 158.0	1. Percy Lopez ()	79.0	X			
	2. Fernando Joaquin ()	79.0	X			
PISINEMO 116.0	1. Johnson Jose ()	58.0	X			
	2. Edward Manuel ()	58.0		X		
SAN LUCY 85.0	1. Max Jose (Dewey Ortega)	42.5			X	
	2. John Reno ()	42.5			X	
GU VO 117.0	1. Virgil Lewis (Roy Montana)	58.5	X			
	2. Cross Antone (Juan Joe Cipriano)	58.5	X			
HICKIWAN 128.0	1. Henry Ramon (Billy Manuel)	64.0	X			
	2. Lloyd Francisco (Eleanor Santos)	64.0	X			
CHUKUT KUK 169.0	1. Rosita Ruiz (Rosemary Lopez)	84.5	X			
	2. Harriet Toro ()	84.5	X			
TOTAL		1,640.0	873.0	58.0	709.0	04