

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Supporting and Approving the Appointments of District Chairman  
and Vice Chairman made by Baboquivari and Gu Achi Districts)

RES. NO. 91-248A

1  
2 WHEREAS, the Tohono O'odham Legislative Council was advised by the  
3 Tohono O'odham Election Board that during the General  
4 Election held on May 27, 1991, there were no candidates  
5 for the offices of District Chairman and Vice Chairman for  
6 the Districts of Baboquivari, Gu Achi and Sells; and

7 WHEREAS, the Uniform Election Ordinance does not provide any  
8 guidance to the Election Board to appropriately address  
9 the appointment of District officials; and

10 WHEREAS, the Election Board further advised the Legislative Council  
11 that the Districts of Baboquivari and Gu Achi, pursuant  
12 to Article IX, Section 5 of the Tohono O'odham Nation's  
13 Constitution, which grants governing authority to the  
14 District Council on matters of local concern, have made  
15 appointments to the vacant offices; and

16 WHEREAS, the Legislative Council has not been notified by the Sells  
17 District Council of any action constituting the  
18 appointments or the election of their respective officers;  
19 and

20 WHEREAS, upon the request of the Legislative Council the Attorney  
21 General has advised that the Constitution contains two  
22 provisions under which the Council may act to resolve the  
23 matter, pursuant to Article IX, Section 5, the Council may  
24 recognize the authority of the District Councils to govern  
25 itself in matters of local concern and thereby recognizing  
26 their authority under Article VI Section C of the Election  
27 Ordinance to appoint officers to fulfill vacancies; and

28

WHEREAS, the Legislative Council does support and approve of the appointments made by the District of Baboquivari and Gu Achi.

NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it does hereby support and approve the appointments made by the Baboquivari and Gu Achi Districts pursuant to Article IX, Section 5 of the Constitution of the Tohono O'odham Nation.

The foregoing Resolution was passed by the Tohono O'odham Council on the 6th day of June, 1991 at a meeting at which a quorum was present with a vote of 1,002.5 for; 479.5 against; 242.0 not voting; 01 absent, pursuant to the powers vested in the Council by Section 1(b) of Article VI and Section 7 of Article X 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

*Mary Ann Antone*

Mary Ann Antone, Legislative Chairwoman

*24th* day of *June*, 19 *91*.

ATTEST:

*Teresa M. Choyguha*

Teresa M. Choyguha, Legislative Secretary

*24th* day of *June*, 19 *91*.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the *25th* day of *June*, 19 *91*, at *8:10* 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.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

*Mary Ann Antone*  
for Mary Ann Antone

Mary Ann Antone, Legislative Chairwoman

[  ] APPROVED ) on the 25<sup>th</sup> day of June, 1991,

[  ] DISAPPROVED) at 3:23 o'clock, P..M.

*Josiah Moore*  
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JOSIAH MOORE, Chairman  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 26<sup>th</sup> day of  
June, 1991, at 8:15 o'clock, A..M.

*Teresa M. Choyguha*  
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Teresa M. Choyguha  
Legislative Secretary

MOVED: COUNCILMAN CHESTER ANTONE  
 SECOND: COUNCILMAN WILLARD JUAN, SR.  
 DATE: JUNE 6, 1991

SUBJECT: SUPPORTING AND APPROVING THE APPOINTMENTS OF  
DISTRICT CHAIRMAN AND VICE CHAIRMAN MADE BY BABOQUIVARI  
AND GU ACHI DISTRICTS

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico)	114.5	X			
	2. Frances Miquel (Joann Garcia)	114.5	X			
CHUKUT KUK 163.0	1. Kenneth Williams (Harriet Toro)	81.5	X			
	2. Alberta Lopez** (Berdella Jose)	81.5	X			
GU ACHI 166.0	1. Alex Ramon (Fernando Joaquin)	83.0	X			X
	2. Willard Anita (Jonas Robles)	83.0	X			
GU VO 114.0	1. Virgil Lewis (Michael Flores)	57.0	X			
	2. Emilio Lewis (Anthony Flores)	57.0	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5			X	
	2. Manuel Osequeda, Jr. ( )	62.5			X	
PISINENO 119.0	1. Johnson Jose ( )	59.5	X			
	2. Chester Antone (Fernando Valentine)	59.5	X			
SAN LUCY 106.0	1. Albert Manuel, Jr. (Max P. Jose)	53.0		X		
	2. John Reno ( )	53.0		X		
SAN XAVIER 127.0	1. Joanne C. Preston (Carmelita Mattias)	63.5		X		
	2. Eugene Enis, Sr. (Michael R. Rios)	63.5			X	
SCHUK TOAK 107.0	1. JoAnn Francisco (David Valenzuela, Sr)	53.5	X			
	2. Frances Francisco (Joseph Juan)	53.5			X	
SELLS 310.0	1. Joseph T. Joaquin (Larry Garcia)	155.0		X		
	2. Andrew Patricio (Lucille Encinas)	155.0		X		
SIF OIDAK 158.0	1. Mary Ann Antone** (Nina Jose)	79.0	X			
	2. Willard Juan, Sr. (Delbert Thomas)	79.0	X			
	TOTAL	1,724.0	1,002.5	479.5	242.0	01

\*\*PASSED VOTES