

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Appropriating \$75,000 and Approving a Consultant
Contract for Development of a Tribal Water Code)

RESOLUTION NO. 92-090

1
2
3 **WHEREAS,** *adoption of a Tribal Water Code is essential for the Tohono*
4 *O'Odham Nation to effectively develop and manage its water*
5 *resources under the Southern Arizona Water Rights Settlement*
6 *Act of 1982 ("SAWRSA") and throughout the Nation; and*

7
8 **WHEREAS,** *adoption of an Interim Water Code for SAWRSA water*
9 *entitlements is a priority step in development of a comprehensive*
10 *Code due to the importance of the Nation's management and*
11 *control over SAWRSA water in reaching a final settlement of*
12 *these water rights; and*

13
14
15 **WHEREAS,** *funding for a consultant contract to develop a Water Code is a*
16 *permissible expenditure of the dividends and interest on the Trust*
17 *Fund established under Section 309 of SAWRSA (the "SAWRSA*
18 *Trust Fund"), in that such a contract is designed to assist in the*
19 *Nation's "development of water resources"; and*

20
21
22 **WHEREAS,** *the Water Resources Committee and the Budget & Finance*
23 *Committee recommend approval of a consultant contract with*
24 *Fain P. Gildea for this purpose and appropriation of \$75,000*
25 *from the SAWRSA Trust Fund to fund the contract.*
26
27
28

RESOLUTION NO. 92-090

(Appropriating \$75,000 and Approving a Consultant Contract for Development of a Tribal Water Code)

Page 2

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

NOW, THEREFORE BE IT RESOLVED THAT:

- 1. The Tohono O'Odham Legislative Council hereby approves a Consultant Contract with Fain P. Gildea, in the amount of \$75,000 and in the form attached hereto, for the purpose of assisting the Nation in the development of a Comprehensive Tribal Water Code, including an Interim Code for SAWRSA water resources.*
- 2. The foregoing sum of \$75,000 is hereby appropriated from the SAWRSA Trust Fund to fund the Consultant Contract.*
- 3. The Chairperson of the Water Resources Committee and the Chairman of the Nation are hereby authorized and directed to execute the Consultant Contract on behalf of the Nation.*

The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 11TH. day of MARCH, 1992 at a meeting at which a quorum was present with a vote of 1,154.0 FOR; 570.0 AGAINST; -0- NOT VOTING; and 04 ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2) of Article VI and Section 2 of Article XVII 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).

RESOLUTION NO. 92-090

(Appropriating \$75,000 and Approving a Consultant Contract for Development of a Tribal Water Code)

Page 3

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Mary Ann Antone

Mary Ann Antone, Legislative Chairwoman

12th day of March, 1992

ATTEST:

Teresa M. Choyguha

Teresa M. Choyguha, Legislative Secretary

12th day of March, 1992.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 12th day of March, 1992, at 5:03 o'clock, P.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

Mary Ann Antone
Mary Ann Antone, Legislative Chairwoman

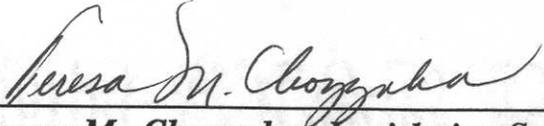
APPROVED on the 16 day of March, 1992

DISAPPROVED) at 10:32 o'clock, A.M.

Josiah Moore
JOSIAH MOORE, Chairman
TOHONO O'ODHAM NATION

RESOLUTION NO. 92-090
(Appropriating \$75,000 and Approving a Consultant
Contract for Development of a Tribal Water Code)
Page 4

Returned to the Legislative Secretary on the 16th day of March,
1992, at 11:45 o'clock, A.M.



Teresa M. Choyguha, Legislative Secretary

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

MOVED: COUNCILMAN JOHN RENOSUBJECT: APPROPRIATING \$75,000 AND APPROVING ASECOND: COUNCILMAN EARL A. FRANCISCOCONSULTANT CONTRACT FOR DEVELOPMENT OF A TRIBALDATE: MARCH 11, 1992WATER CODE

DISTRICTS	REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
CHUKUT KUK 163.0	1. Kenneth Williams (Harriet Toro)	81.5	X			
	2. Alberta M. Lopez (Berdella Jose)	81.5	X			
HICKIWAN 125.0	1. Lloyd Francisco (Billy C. Manuel)	62.5	X			
	2. Manuel Osequeda, Jr. ()	62.5	X			
GU VO 114.0	1. Michael Flores	57.0	X			X
	2. Emilio Lewis (Anthony Flores)	57.0	X			
SAN LUCY 106.0	1. Albert Manuel, Jr. (Max P. Jose)	53.0	X			
	2. John Reno ()	53.0	X			
PISINEMO 119.0	1. Johnson Jose ()	59.5		X		X
	2. Chester Antone (Fernando Valentine)	59.5		X		
GU ACHI 166.0	1. Alex Ramon (Fernando Joaquin)	83.0		X		
	2. Willard Anita ()	83.0		X		X
BABOQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico, Sr.)	114.5	X			
	2. Frances Miguel ()	114.5	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			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	1,154.0	570.0	-0-	04

**PASSED VOTES