

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Turning of Operation & Maintenance of Authorized District and
Community Systems over to TOUA)**

RES. NO. 92-291

**WHEREAS, the following Communities and Districts have requested funding
for projects from DHUD-ICDBG for FY-1992:**

*Hickiwan/Hickiwan
Lower Covered Wells/Gu Achi
San Xavier/San Xavier
Nolic/Sells/Gu Achi
San Simon/Pisinemo
Chui Chu/Sif Oidak
Pisinemo/Pisinemo
Big Fields/Sells*

**WHEREAS, the cost and technical expertise required to Operate and Maintain
(O&M) Community wide systems are such that it is not feasible
for the Communities and/or Districts to assume O&M of the
systems; and**

**WHEREAS, TOUA has the technical expertise and resources required to
provide adequate O&M of such systems; and**

**WHEREAS, it is in the best interests of the following Communities, and
Districts and the Tohono O'odham Nation that O&M be provided
by TOUA:**

*Lower Covered Wells/Gu Achi Community Wastewater
Collection and Treatment System*

Nolic/Sells/Gu Achi Communities' Water Systems

*San Simon/Pisinemo Community Wastewater Collection
and Treatment System*

RESOLUTION NO. 92-291

(Turning of Operation and Maintenance of Authorized Districts and Community Systems over to TOUA)

Page 2

Pisinemo/Pisinemo

Sewer Lagoon

Big Fields/Sells

Water Storage Tank

NOW, THEREFORE, BE IT RESOLVED that the systems listed-above are turned over to TOUA, to provide O&M of the systems, once they are completed and operational.

BE IT FURTHER RESOLVED that TOUA is hereby granted Rights of Way in order to be able to provide maintenance and operation of the systems.

BE IT FURTHER RESOLVED that the O&M Rights of Way granted to TOUA shall allow TOUA to construct other utility lines within the ROW, if the Communities and Districts through which the ROW passes concur with the construction of such utilities.

The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 16th day of July, 1992 at a meeting at which a quorum was present with a vote of 758.0 FOR; 513.5 AGAINST; 338.5 NOT VOTING; and 114.0 [06] ABSENT, pursuant to the powers vested in the Council by Section 1 (c) (2)(d) & (f) of Article VI 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

for Mary Ann Antone, Legislative Chairwoman

17th day of July, 1992

RESOLUTION NO. 92-291

(Turning of Operation and Maintenance of Authorized Districts and Community Systems over to TOUA)

Page 3

ATTEST:

Teresa M. Choyguha
Teresa M. Choyguha, Legislative Secretary
17th day of July, 1992.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 17th day of July, 1992, at 3:45 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

Joanne C. Preston
for Mary Ann Antone, Legislative Chairwoman

APPROVED on the 17 day of July, 1992

DISAPPROVED) at 16:19 o'clock, P.M.

Josiah Moore
JOSIAH MOORE, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 17th day of July,
1992, at 4:59 o'clock, P.M.

Teresa M. Choyguha
Teresa M. Choyguha, Legislative Secretary

MOVED: COUNCILMAN JOHN RENO SUBJECT: TURNING OF OPERATION & MAINTENANCE OF
 SECOND: COUNCILMAN EARL A. FRANCISCO AUTHORIZED DISTRICT AND COMMUNITY SYSTEMS OVER TO
 DATE: JULY 16, 1992 TOUA

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
	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		
	2. Chester Antone (Fernando Valentine)	59.5		X		X
GU ACHI 166.0	1. Alex Ramon (Fernando Joaquin)	83.0	X			X
	2. Willard Anita ()	83.0	X			
BABOQUIVARI 229.0	1. Earl A. Francisco (Kenneth Chico, Sr.)	114.5	X			
	2. Frances Miguel ()	114.5	X			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		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	758.0	513.5	338.5	114.0[06]

**PASSED VOTES