

**LEGISLATIVE ORDER OF THE TOHONO O'ODHAM COUNCIL
(Reaffirming Legislative Order No. 94-011,
"Recommendation to Rescind San Xavier Land Use Plan")**

**D E F E A T E D
LEGISLATIVE ORDER NO. 94-222**

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4 **WHEREAS, the Tohono O'Odham Legislative Council passed**
5 **Resolution No. 93-119, "Recognizing & Confirming the**
6 **Authority of the San Xavier District Council to adopt its**
7 **Land Use Plan"; and**

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9 **WHEREAS, on January 7, 1994 the Chukut Kuk District**
10 **Representatives presented to the Tohono O'Odham**
11 **Legislative Council, District Council Resolution No.**
12 **94-10, which recommended that the Tohono O'Odham**
13 **Legislative Council rescind the San Xavier Land Use Plan**
14 **and urged the Legislature to move the Desert Diamond**
15 **Casino gaming operations to tribal lands within the San**
16 **Xavier District; and**

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19 **WHEREAS, on January 7, 1994 the Tohono O'Odham Legislative**
20 **Council by Legislative Order No. 94-011 directed that the**
21 **issues raised in the Chukut Kuk District Council**
22 **Resolution be addressed by the District Councils of San**
23 **Xavier and Chukut Kuk; if no resolution could be found,**
24 **the issues would be returned to the Tohono O'Odham**
25 **Legislative Council; and**

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28 **WHEREAS, the Chukut Kuk District Council has not met with the**

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San Xavier District Council because they feel the problem is not between the two districts, and that the issues raised are a matter to be addressed by the Tohono O'Odham Legislative Council; and

WHEREAS, the Chukut Kuk District Council also raised concerns regarding the lack of legal review by the Attorney General's Office prior to the passage of the San Xavier Land Use Plan; and

WHEREAS, considering the concerns raised, the Natural Resources Committee, prepared a draft resolution for Council consideration that would amend portions of the San Xavier Land Use Plan; and

WHEREAS, the San Xavier District requests that before any amendments are considered that the two District Councils' meet and discuss the issues.

NOW, THEREFORE, BE IT ORDERED by the Tohono O'Odham Legislative Council that it hereby reaffirms Legislative Order No. 94-011, which provides that the issues raised in Chukut Kuk District Council Resolution #94-10 be

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addressed by the District Councils of San Xavier and
Chukut Kuk.

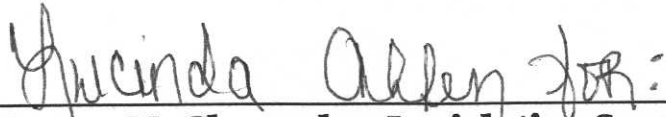
BE IT FURTHER ORDERED that if the issues are not resolved they will
be brought back to the Tohono O'Odham Legislative
Council.

The foregoing Legislative Order was Defeated by the Tohono
O'odham Council on the 8TH. day of JUNE, 1994 at a meeting at
which a quorum was present, by a vote of 197.0 FOR; 935.0
AGAINST; 533.0 NOT VOTING; AND 98.0 [04] ABSENT, failed to pass
because it did not receive a majority of the votes cast as required by
Section 2 of Article V of the Constitution of the Tohono O'Odham
Nation.

TOHONO O'ODHAM LEGISLATIVE COUNCIL


For, **Alex J. Ramon, Legislative Chairman**

ATTEST:


Teresa M. Choyguha, Legislative Secretary

ACTION: REAFFIRMING LEGISLATIVE ORDER NO. 94-011 "RECOMMENDATION TO RESCIND SAN XAVIER LAND USE PLAN

Moved: COUNCILMAN DENNIS RAMON

SECOND: COUNCILMAN EUGENE ENIS

DATE: JULY 08, 1994

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 151.0	1. WILLARD JUAN, SR. (Delbert Thomas)	75.5		X		
	2. MARY ANN ANTONE ** (Nellie Miguel)	75.5		X		
SELLS 290.0	1. ANDREW M. PATRICIO (Lucille Encinas)	145.0			X	
	2. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	145.0			X	
SCHUK TOAK 113.0	1. FRANCES FRANCISCO ()	56.5			X	X
	2. KENNETH J. ANTONE ()	56.5			X	
SAN XAVIER 135.0	1. EUGENE ENIS, SR. ()	67.5	X			
	2. DENNIS RAMON ()	67.5	X			
BABOQUIVARI 230.0	1. FRANCES MIGUEL ()	115.0		X		
	2. EARL A. FRANCISCO ()	115.0		X		
GU ACHI 180.0	1. WILLARD ANITA ()	90.0		X		
	2. ALEX J. RAMON (Marian Johnson)	90.0		X		
PISINEMO 128.0	1. CHESTER ANTONE (Fernando Valentine)	64.0		X		
	2. JOHNSON M. JOSE (Roseleen Antone)	64.0		X		
SAN LUCY 98.0	1. JOHN RENO ()	49.0				X
	2. ALBERT MANUEL, JR. (Ernestine Marquez)	49.0				X
GU VO 124.0	1. EMILIO LEWIS ()	62.0			X	
	2. MICHAEL FLORES (Fern Salcido)	62.0	X			
HICKIWAN 136.0	1. MANUEL OSEQUEDA, JR. ()	68.0		X		
	2. LLOYD FRANCISCO ()	68.0			X	
CHUKUT KUK 178.0	1. ALBERTA M. LOPEZ (Berdella Jose)	89.0		X		X
	2. KENNETH WILLIAMS ()	89.0		X		
TOTAL		1,763.0	197.0	935.0	533.0	98.0 [04]

****PASSED VOTES**