

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Accepting \$150,000 in Federal Funding for Gila River  
Adjudication Program, and Authorizing Related  
Modification to P.L. 93-638 Contract and  
Amendment to Subcontract)**

**RESOLUTION NO. 94-388**

**WHEREAS, by Resolution 91-364, the Tohono O'odham  
Legislative Council authorized the execution of a  
P.L. 93-638 Contract (the "Contract") to conduct the  
Gila River Adjudication Program (formerly known  
as the Chuichu Water Inventory Study) and further  
authorized the execution of a subcontract (the  
"Subcontract") with Natural Resources Consulting  
Engineers ("NRCE") to carry out the Program; and**

**WHEREAS, the Contract has since been entered into (Contract  
No. CTH54T61016) and, pursuant to authorization of  
the Legislative Council in Resolutions 92-273 and  
93-072, has been modified to reflect the award of  
additional funding and an expansion in the scope of  
work; and**

**WHEREAS, the Subcontract and authorized amendments  
thereto have been entered into with NRCE; and**

**WHEREAS, the Nation has received an award of an additional  
\$150,000., in federal funding for the Contract; and**

**RESOLUTION NO. 94-388**  
**(Accepting \$150,000 in Federal Funding for Gila River**  
**Adjudication Program, and Authorizing Related**  
**Modification to P.L. 93-638 Contract and**  
**Amendment to Subcontract)**  
**Page 2 of 5**

**WHEREAS, NRCE's fees under the Subcontract have been**  
**maintained at the original hourly rates established**  
**in the Subcontract executed in 1991; and**

**WHEREAS, NRCE has requested approval of the attached**  
**modification to such hourly fees which reflects**  
**subsequent increases in billing rates; and**

**WHEREAS, the Water Resources Committee recommends**  
**acceptance by the Legislative Council of the**  
**additional funding award for the Contract and the**  
**negotiation of a modification to incorporate such**  
**funding and extend the term of the Contract**  
**through March 31, 1997, and further recommends**  
**approval of NRCE's modified hourly rates.**

**NOW, THEREFORE, BE IT RESOLVED THAT:**

- 1. The Tohono O'odham Legislative Council hereby**  
**accepts the award of \$150,000., in supplemental**  
**funding for the P.L. 93-638 Contract on the Gila**  
**River Adjudication Program.**

**RESOLUTION NO. 94-388**  
**(Accepting \$150,000 in Federal Funding for Gila River**  
**Adjudication Program, and Authorizing Related**  
**Modification to P.L. 93-638 Contract and**  
**Amendment to Subcontract)**  
**Page 3 of 5**

1  
2  
3  
4  
5           **2. The Legislative Council approves the increases in**  
6           **hourly rates for NRCE personnel which are set**  
7           **forth in the Proposed Modification of Hourly Rates**  
8           **attached hereto.**

9  
10           **3. The Chairman of the Nation is authorized to**  
11           **negotiate and execute (a) a Contract modification**  
12           **which (i) incorporates the supplemental funding**  
13           **and (ii) extends the term of the Contract through**  
14           **March 31, 1997, and (b) an amendment to the**  
15           **NRCE Subcontract which (i) incorporates the**  
16           **supplemental funding, (ii) extends its term**  
17           **through March 31, 1997 and (iii) modifies the**  
18           **hourly rates as approved herein.**

19  
20  
21           **4. The Chairman of the Nation is further authorized**  
22           **to execute such other modifications to the**  
23           **Contract and Subcontract as may be appropriate,**  
24           **provided that any such modifications shall not**  
25           **change the amount of funding or the scope of**  
26           **work without prior approval of the Legislative Council.**  
27  
28

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

**RESOLUTION NO. 94-388**  
**(Accepting \$150,000 in Federal Funding for Gila River**  
**Adjudication Program, and Authorizing Related**  
**Modification to P.L. 93-638 Contract and**  
**Amendment to Subcontract)**  
**Page 4 of 5**

The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 15TH day of SEPTEMBER, 1994 at a meeting at which a quorum was present with a vote of 1,763.0 FOR; -0- AGAINST; -0- NOT VOTING; and 08 ABSENT, pursuant to the powers vested in the Council by Section 1(f) 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).

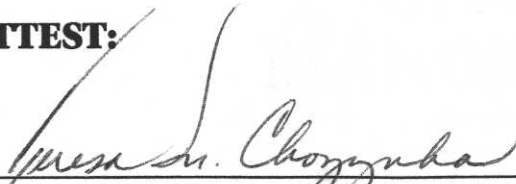
**TOHONO O'ODHAM LEGISLATIVE COUNCIL**



**Alex J. Ramon, Legislative Chairman**

21<sup>st</sup> day of September, 1994

**ATTEST:**



**Teresa M. Choyguha, Legislative Secretary**

21<sup>st</sup> day of September, 1994.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 21 day of Sept., 1994 at 1:52 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.

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

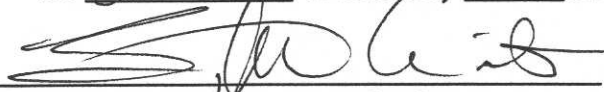
**RESOLUTION NO. 94-388**  
**(Accepting \$150,000 in Federal Funding for Gila River**  
**Adjudication Program, and Authorizing Related**  
**Modification to P.L. 93-638 Contract and**  
**Amendment to Subcontract)**  
**Page 5 of 5**

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

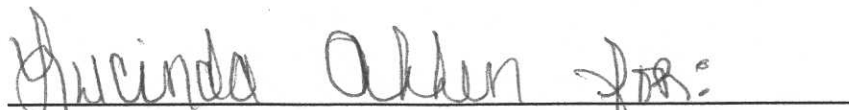
  
For **Alex J. Ramon, Legislative Chairman**

**APPROVED** on the 21 day of September, 19 94

**DISAPPROVED** at 3:48 o'clock, P..M.

  
**SYLVESTER LISTO, Chairman**  
**TOHONO O'ODHAM NATION**

**Returned to the Legislative Secretary on the** 21<sup>st</sup> **day of**  
September, 19 94, at 3:44 o'clock, P..M.

  
**Teresa M. Choyguha, Legislative Secretary**

**ACTION:** ACCEPTING \$150,000., IN FEDERAL FUNDING FOR GILA RIVER ADJUDICATION PROGRAM, AND AUTHORIZING RELATED MODIFICATION TO P. L. 93-638 CONTRACT AND AMENDMENT TO SUBCONTRACT

**MOVED:** COUNCILWOMAN FRANCES FRANCISCO

**SECOND:** COUNCILMAN JOHN RENO

**DATE:** SEPTEMBER 15, 1994

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF OIDAK</b> 151.0	1. WILLARD JUAN, SR. (Delbert Thomas)	75.5	X			X
	2. MARY ANN ANTONE (Nellie Miguel)	75.5	X			
<b>SELLS</b> 290.0	1. ANDREW M. PATRICIO (Lucille Encinas)	145.0	X			X
	2. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	145.0	X			
<b>SCHUK TOAK</b> 113.0	1. FRANCES FRANCISCO ( )	56.5	X			
	2. KENNETH J. ANTONE ( )	56.5	X			X
<b>SAN XAVIER</b> 135.0	1. EUGENE ENIS, SR. ( )	67.5	X			X
	2. DENNIS RAMON ( )	67.5	X			
<b>BABOQUIVARI</b> 230.0	1. FRANCES MIGUEL ( )	115.0	X			
	2. EARL A. FRANCISCO ( )	115.0	X			
<b>GU ACHI</b> 180.0	1. WILLARD ANITA ( )	90.0	X			
	2. ALEX J. RAMON (Marian Johnson)	90.0	X			X
<b>PISINEMO</b> 128.0	1. CHESTER ANTONE (Fernando Valentine)	64.0	X			X
	2. JOHNSON M. JOSE (Roseleen Antone)	64.0	X			
<b>SAN LUCY</b> 98.0	1. JOHN RENO ( )	49.0	X			
	2. ALBERT MANUEL, JR. (Ernestine Marquez)	49.0	X			X
<b>GU VO</b> 124.0	1. EMILIO LEWIS ( )	62.0	X			
	2. MICHAEL FLORES (Fern Salcido)	62.0	X			X
<b>HICKIWAN</b> 136.0	1. MANUEL OSEQUEDA, JR. ( )	68.0	X			
	2. LLOYD FRANCISCO ( )	68.0	X			
<b>CHUKUT KUK</b> 178.0	1. MARILYN FRANCISCO	89.0	X			
	2. KENNETH WILLIAMS ( )	89.0	X			
<b>TOTAL</b>		<b>1,763.0</b>	<b>1,763.0</b>	<b>-0-</b>	<b>-0-</b>	<b>08</b>

**\*\*PASSED VOTES**