

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving Tohono O'odham Utility Authority Right-Of-Way, 3 Phase  
Electric Power & Telecommunications Services, Tohono O'odham Skilled  
Nursing Home Facility, Gu Achi District, Tohono O'odham Nation)**

**RESOLUTION NO. 99-054**

1 **WHEREAS, by Resolution No. 08-70 the Nation established the Papago Tribal Utility**  
2 **Authority, now known as Tohono O'odham Utility Authority (TOUA), for**  
3 **purposes of constructing, maintaining and operating various utility**  
4 **systems within the Nation to be owned wholly by the Nation; and**

5 **WHEREAS, TOUA requests permission for Two (2) Right-Of-Ways for a New Three**  
6 **(3) Phase Overhead Electric Powerline & Telecommunications Services**  
7 **and related facilities to furnish electric services and other utility services**  
8 **to the Tohono O'odham Skilled Nursing Home Facility; and**

9 **WHEREAS, TOUA has respectfully submitted a map or plat thereof showing the**  
10 **location and scope of the Right-Of-Ways and delineating the utility**  
11 **facilities to be placed thereon (as described in the maps, legal description**  
12 **and documents attached hereto and incorporated herein by reference) for**  
13 **uses consistent with the authorized purposes of TOUA; and**

14 **WHEREAS, the Three (3) Phase Electric Powerline Right-Of-Way is 671.71 feet in**  
15 **length and forty (40) feet in width for a total of 28,868.40 square feet and**  
16 **contains .617 acres more or less; and**

17 **WHEREAS, the Telecommunications Service Right-Of-Way is 125.00 feet in length**  
18 **and twenty (20) feet in width for a total of 25,000 square feet and contains**  
19 **.057 acres more or less; and**

20 **WHEREAS, the Gu Achi District Council has determined that the routing and location**  
21 **of the requested Right-Of-Way and related facilities is not in conflict with**  
22 **any land use plans adopted by the Gu Achi District and approved by the**

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1                   Tohono O'odham Legislative Council; and  
2   WHEREAS, the Gu Achi District has further determined that the requested TOUA  
3                   Right-Of-Ways will be of substantial benefit to the Gu Achi District, the  
4                   Tohono O'odham Nation and their respective members; and  
5   WHEREAS, the Gu Achi District Council approved the requested Right-of Ways at a  
6                   regular meeting on 23 January 1999 by its Resolution No. 0199-201; and  
7   WHEREAS, the Natural Resources Committee reviewed the requested Right-Of-Ways  
8                   on 26 January 1999 and recommends the approval thereof.  
9   NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council  
10                   does hereby approve the Right-of-Ways for the New 3 Phase Overhead  
11                   Powerline and Telecommunications Services and related facilities to  
12                   serve the Tohono O'odham Skilled Nursing Home Facility for the location  
13                   (as more fully described in the attached map and legal description) and  
14                   construction by TOUA, or its authorized subsidiaries, for uses consistent  
15                   with the authorized purposes of TOUA.

16   The foregoing Resolution was passed by the Tohono O'odham Council on the 09TH day  
17   of FEBRUARY, 1999 at a meeting at which a quorum was present with a vote of 1,927.0 FOR;  
18   -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the  
19   Council by Section 1(i) of Article VI of the Constitution of the Tohono O'Odham Nation,  
20   adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting  
21   Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to  
22   Section 16 of the Act of June 18, 1934 (48 Stat. 984).

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24                   TOHONO O'ODHAM LEGISLATIVE COUNCIL

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26                     
27                   \_\_\_\_\_  
28                   Dennis Ramon, Legislative Chairman

29                   15<sup>th</sup> day of February, 19 99  
30

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1 ATTEST:

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3 \_\_\_\_\_  
4 Julianna Saraficio, Acting Legislative Secretary

5 9<sup>th</sup> day of February, 19 99.

7  
8 Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
9 O'Odham Nation on the 15<sup>th</sup> day of February, 19 99  
10 at 2:21 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the  
11 Constitution and will become effective upon his approval or upon his failure to either  
12 approve or disapprove it within 48 hours of submittal.

13  
14 TOHONO O'ODHAM LEGISLATIVE COUNCIL

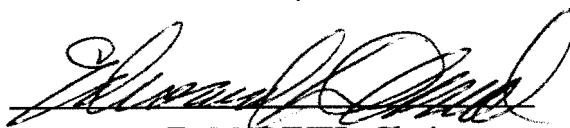
15   
16 \_\_\_\_\_  
17 Dennis Ramon, Legislative Chairman

18  
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21  APPROVED

on the 16 day of February, 19 99

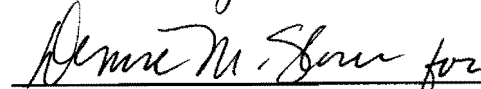
22  
23  DISAPPROVED

at 2:49 o'clock, P.M.

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25 \_\_\_\_\_  
26 EDWARD D. MANUEL, Chairman  
27 TOHONO O'ODHAM NATION  
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31  
32 Returned to the Legislative Secretary on the 17<sup>th</sup> day of

33 February, 19 99, at 9:38 o'clock, A.M.

34   
35 \_\_\_\_\_  
36 Julianna Saraficio, Acting Legislative Secretary  
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**ACTION: APPROVING TOHONO O'ODHAM UTILITY AUTHORITY RIGHT-OF-WAY, 3 PHASE ELECTRIC POWER & TELECOMMUNICATIONS SERVICES, TOHONO O'ODHAM SKILLED NURSING HOME FACILITY, GU ACHI DISTRICT, TOHONO O'ODHAM NATION**

**MOVED: COUNCILWOMAN RITA MARTINEZ**

**SECOND: COUNCILMAN AMBROSE ENCINAS**

**DATE: FEBRUARY 09, 1999**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>CHUKUT KUK</b> <b>189.0</b>	1. DAVID GARCIA (Marvin Thomas) 2. KENNETH WILLIAMS (Arnold F. Smith Sr.)	94.5 94.5	X X			X
<b>HICKIWAN</b> <b>146.0</b>	1. ALEX JOSE ( ) 2. LLOYD FRANCISCO (Susan Sam)	73.0 73.0	X X			
<b>GU VO</b> <b>142.0</b>	1. FERN SALCIDO (Larry Montana) 2. GLORIA MONTANA (Phillip Antone)	71.0 71.0	X X			
<b>SAN LUCY</b> <b>114.0</b>	1. JOHN RENO (Mary Hoffman) 2. ALBERT MANUEL, JR. (Jana Montana)	57.0 57.0	X X			
<b>PISINEMO</b> <b>139.0</b>	1. BARBARA SALVICIO ( ) 2. JOHNSON JOSE ( )	69.5 69.5	X X			
<b>GU ACHI</b> <b>190.0</b>	1. LOUIS JOHNSON ( ) 2. ALEX J. RAMON ( )	95.0 95.0	X X			X
<b>BABOQUIVARI</b> <b>258.0</b>	1. FRANCES MIGUEL ( ) 2. FRANCES G. ANTONE (Edward N. Kisto)	129.0 129.0	X X			
<b>SAN XAVIER</b> <b>146.0</b>	1. TONY BURRELL ( ) 2. DENNIS RAMON ( )	73.0 73.0	X X			X
<b>SCHUK TOAK</b> <b>120.0</b>	1. JOSEPH JUAN ( ) 2. AMBROSE ENCINAS ( )	60.0 60.0	X X			
<b>SELLS</b> <b>322.0</b>	1. DENNIS E. JOSE ( ) 2. EVELYN JUAN ( )	161.0 161.0	X X			
<b>SIF OIDAK</b> <b>161.0</b>	1. RITA MARTINEZ (Maxine Norris) 2. MARY ANN ANTONE (Darlene Andrew)	80.5 80.5	X X			
<b>TOTAL</b>		<b>1,927.0</b>	<b>1,927.0</b>	<b>-0-</b>	<b>-0-</b>	<b>[03]</b>

**\*\*PASSED VOTES**