

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Supporting the Tohono O'odham Utility Authority Fiber Optic Cable**  
**Project, Tohono O'odham Nation)**

**RESOLUTION NO. 99-245**

- 1   **WHEREAS, the Tohono O'odham Legislative Council met at a scheduled Special**  
2           **Session meeting on 10 May 1999; and**
- 3   **WHEREAS, by Resolution No. 08-70, the Nation established the Papago Tribal Utility**  
4           **Authority, now known as Tohono O'odham Utility Authority (TOUA), for**  
5           **purposes of constructing, maintaining and operating various utility**  
6           **systems within the Nation to be owned wholly by the Nation; and**
- 7   **WHEREAS, for more reliable telecommunications services, TOUA is proposing to**  
8           **install a Fiber Optic Cable from Sells, Arizona to the East boundary of the**  
9           **Tohono O'odham Nation which will furnish a new long distance link; and**
- 10   **WHEREAS, the Tohono O'odham Nation Cultural Affairs Department has identified**  
11           **sites of Traditional and Cultural significance within the route for**  
12           **telecommunications improvements; and**
- 13   **WHEREAS, the Tohono O'odham Legislative Council has reviewed the proposed**  
14           **project and has determined that the Archaeological Data Recovery Plan, as**  
15           **presented, is recommended to TOUA for executing the Fiber Optic Cable**  
16           **Project where any sites of cultural significance or traditional concern are**  
17           **to be affected; and**
- 18   **WHEREAS, TOUA has respectfully submitted all documents and pertinent information**  
19           **(attached hereto and incorporated herein by reference) for uses consistent**  
20           **with the authorized purposes of TOUA; and**
- 21   **WHEREAS, the Cultural Affairs and Natural Resources Committees of the Legislative**  
22           **Council have participated, expressing opinions at the district level aiding**

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1                   in the decision making process; and  
2   **WHEREAS,** the Sells Community, Baboquivari, Sells and Schuk Toak District Councils  
3                   support the TOUA Fiber Optic Cable Project by Resolutions: No. SC15-99;  
4                   No. 99-B-17; No. SD-05-08-99; and ST-05-08-99-24 respectfully; and  
5   **WHEREAS,** the TOUA Fiber Optic Cable Project will be of substantial benefit to the  
6                   Tohono O'odham Nation and their respective members.  
7   **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council  
8                   does hereby support the TOUA Fiber Optic Cable Project for the location  
9                   (as more fully described in the attached map) and construction by TOUA,  
10                  or it's authorized subsidiaries, for uses consistent with the authorized  
11                  purposes of TOUA.

12   The foregoing Resolution was passed by the Tohono O'odham Council on the 10TH day  
13   of MAY, 1999 at a meeting at which a quorum was present with a vote of 1,927.0 FOR; 0  
14   AGAINST; 0 NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the  
15   Council by Section 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation,  
16   adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the  
17   Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986,  
18   pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

19  
20   TOHONO O'ODHAM LEGISLATIVE COUNCIL

21  
22   Albert Manuel Jr for  
23   Dennis Ramon, Legislative Chairman

24   12<sup>th</sup> day of May, 19 99

25  
26  
27  
28   **ATTEST:**

29  
30                   Julianna Saraficio  
31                   Julianna Saraficio, Acting Legislative Secretary

32                   10<sup>th</sup> day of May, 19 99.

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1 Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
2 O'Odham Nation on the 12<sup>th</sup> day of May, 19 99 at  
3 2:57 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the  
4 Constitution and will become effective upon his approval or upon his failure to either  
5 approve or disapprove it within 48 hours of submittal.

6  
7 TOHONO O'ODHAM LEGISLATIVE COUNCIL

8 Albert Manuel, Jr  
9 \_\_\_\_\_  
10 Dennis Ramon, Legislative Chairman

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13  
14  APPROVED

on the 13<sup>th</sup> day of May, 19 99.

15  
16  DISAPPROVED

at 6:07 o'clock, P.M.

17  
18 Edward D. Manuel  
19 \_\_\_\_\_  
20 EDWARD D. MANUEL, Chairman  
21 TOHONO O'ODHAM NATION

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24  
25 Returned to the Legislative Secretary on the 14<sup>th</sup> day of

26 May, 19 99, at 9:03 o'clock, A.M.

27  
28 Julianna Saraficio  
29 \_\_\_\_\_  
30 Julianna Saraficio, Acting Legislative Secretary

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**ACTION: SUPPORTING THE TOHONO O'ODHAM UTILITY AUTHORITY FIBER OPTIC CABLE PROJECT, TOHONO O'ODHAM NATION**

**MOVED: COUNCILWOMAN RITA MARTINEZ**

**SECOND: COUNCILMAN JOSEPH JUAN**

**DATE: MAY 10, 1999**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>CHUKUT KUK</b> <b>189.0</b>	1. DAVID GARCIA (Marvin Thomas)	94.5		X		
	2. KENNETH WILLIAMS (Arnold F. Smith Sr.)	94.5		X		X
<b>HICKIWAN</b> <b>146.0</b>	1. ALEX JOSE ( )	73.0				X
	2. LLOYD FRANCISCO (Susan Sam)	73.0				X
<b>GU VO</b> <b>142.0</b>	1. FERN SALCIDO (Larry Montana)	71.0		X		X
	2. GLORIA MONTANA (Phillip Antone)	71.0		X		
<b>SAN LUCY</b> <b>114.0</b>	1. JOHN RENO (Mary Hoffman)	57.0	X			X
	2. ALBERT MANUEL, JR. (Jana Montana)	57.0	X			
<b>PISINEMO</b> <b>139.0</b>	1. BARBARA SALVICIO ( )	69.5	X			
	2. JOHNSON JOSE ( )	69.5	X			
<b>GU ACHI</b> <b>190.0</b>	1. LOUIS JOHNSON ( )	95.0				X
	2. ALEX J. RAMON ( )	95.0				X
<b>BABOQUIVARI</b> <b>258.0</b>	1. FRANCES MIGUEL ( )	129.0	X			X
	2. FRANCES G. ANTONE (Edward N. Kisto)	129.0	X			
<b>SAN XAVIER</b> <b>146.0</b>	1. TONY BURRELL ( )	73.0	X			
	2. DENNIS RAMON ( )	73.0		X		
<b>SCHUK TOAK</b> <b>120.0</b>	1. JOSEPH JUAN ( )	60.0	X			
	2. AMBROSE ENCINAS ( )	60.0	X			
<b>SELLS</b> <b>322.0</b>	1. DENNIS E. JOSE ( )	161.0	X			
	2. EVELYN JUAN ( )	161.0	X			
<b>SIF OIDAK</b> <b>161.0</b>	1. RITA MARTINEZ (Maxine Norris)	80.5	X			
	2. MARY ANN ANTONE (Darlene Andrew)	80.5		X		
<b>TOTAL</b>		<b>1,927.0</b>	<b>1,106.5</b>	<b>484.5</b>	<b>-0-</b>	<b>336.0</b> <b>[08]</b>

**\*\*PASSED VOTES**