

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approval to Central Arizona Project to Install Cathodic Protection Systems)**

RESOLUTION NO. 99-491

- 1 **WHEREAS, the Central Arizona Project ("CAP") has notified the Tohono O'odham Nation**
2 **("Nation") and San Xavier District ("District") of its intent to install cathodic**
3 **protection systems on the Black Mountain and Reach 6 Pipelines of the CAP**
4 **water pipeline system crossing San Xavier District; and**
- 5 **WHEREAS, the cathodic protection systems are designed to protect the prestressed wire in**
6 **the pre-cast, prestressed concrete pipe from corrosion, by inducing a balanced,**
7 **low voltage, electrical current between the new deep well anode beds and the**
8 **pipeline; and**
- 9 **WHEREAS, cathodic protection systems have already been installed on the entire CAP**
10 **pipeline north of the Nation's lands, and the CAP has always recognized the**
11 **need for, and intended to install, cathodic protection systems on the portion of**
12 **the pipeline crossing the Nation's lands as well; and**
- 13 **WHEREAS, installing the cathodic protection systems involves a total of 17 boreholes, 12**
14 **inches in diameter, to a depth of about 500 feet, each having a 1½ inch diameter**
15 **vent pipe extending the entire length of the borehole and a series of vertically**
16 **arranged 7 foot long anode assemblies, 20 per hole on the Black Mountain**
17 **Pipeline and 17 per hole on the Tucson Reach 6 Pipeline, which extend from a**
18 **point 3 feet above the bottom of the well upward, attached to a 1½ inch diameter**
19 **steel support pipe, with the borehole backfilled with coke-breeze, gravel and**
20 **sand and sealed at the surface with grout, all of which work will be performed**
21 **within the 150 foot wide existing right-of-way; and**
- 22 **WHEREAS, the boreholes will enter the Nation's groundwater aquifer but will not be**
23 **developed as wells from which water can be withdrawn; and**
- 24 **WHEREAS, the proposal has been reviewed by the Nation's Office of Attorney General and**
25 **the attorney for San Xavier District who have both concluded that the projected**
26 **installation is within the rights granted to CAP in the existing right-of-way**

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1 **granted by the Bureau of Indian Affairs in 1989; and**
2 **WHEREAS, the proposal has been reviewed and approved by the San Xavier District, as**
3 **indicated by the letter from District Chairman Austin Nunez dated March 16,**
4 **1999 (attached hereto for reference); and**
5 **WHEREAS, the proposal has been reviewed by the TERO office and the contract documents**
6 **contain a requirement that the contractors must comply with the Nation's TERO**
7 **laws and regulations, and must comply with all laws and regulations of any**
8 **Federal, State, Tohono O'odham Nation, San Xavier District, Pasqua Yaqui Tribe**
9 **and municipal authority; and**
10 **WHEREAS, the proposal has been reviewed by the Natural Resources Committee, with the**
11 **advice of the Nation's Water Projects Office and the Office of Attorney General,**
12 **and the Committee recommends approval by the Legislative Council.**
13 **NOW, THEREFORE, BE IT RESOLVED that the Nation grants approval to CAP to**
14 **install the cathodic protection systems outlined above, on the condition that the**
15 **Nation be provided copies of the drill logs and any other hydrogeologic**
16 **information produced by CAP or its contractors in the course of installing the**
17 **system.**

18 **The foregoing Resolution was passed by the Tohono O'odham Council on the 15TH day of**
19 **SEPTEMBER, 1999 at a meeting at which a quorum was present with a vote of 2,085.5 FOR;**
20 **80.0 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the**
21 **Council by Section 1 (i)(2) of Article VI of the Constitution of the Tohono O'Odham Nation,**
22 **adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting**
23 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to**
24 **Section 16 of the Act of June 18, 1934 (48 Stat. 984).**

25
26 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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29 _____
30 **Dennis Ramon, Legislative Chairman**

31
32 20th day of September, 19 99
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ATTEST:



Julianna Saraficio, Acting Legislative Secretary

15 day of September, 19 99.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 20th day of September, 19 99 at 4:47 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




Dennis Ramon, Legislative Chairman

APPROVED

on the 21st day of September, 19 99


DISAPPROVED

at 5:01 o'clock, P.M.



EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 21st day of September, 19 99, at 5:10 o'clock, P.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVAL TO CENTRAL ARIZONA PROJECT TO INSTALL CATHODIC PROTECTION SYSTEMS

MOVED: COUNCILWOMAN MARY ANN ANTONE

SECOND: VICE CHAIRMAN AMBROSE ENCINAS

DATE: SEPTEMBER 15, 1999

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
SELLS 372.7	1. DENNIS E. JOSE ()	186.35	X			X
	2. EVELYN JUAN ()	186.35	X			
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			
	2. AMBROSE ENCINAS ()	66.7	X			
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95	X			
	2. DENNIS RAMON ()	82.95	X			
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			X
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			
GU ACHI 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05	X			
	2. GLORIA RAMIREZ ()	64.05	X			
GU VO 160.0	1. FERN SALCIDO ()	80.0		X		
	2. GLORIA MONTANA (Phillip Antone)	80.0	X			
HICKIWAN 158.1	1. ALEX JOSE (Shirley Santos)	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
TOTAL		2,165.5	2,085.5	80.0	-0-	[02]

**PASSED VOTES