

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approval of Sand and Gravel Borrow Pit Sites for Use by Flintco Incorporated
for Construction of the Tohono O'odham Nation Skilled Nursing Facility)**

RESOLUTION NO. 99-587

1 **WHEREAS, the Gu Achi District Council did authorize use of any and all borrow source**
2 **materials within the Gu Achi District via Gu Achi District Resolution No. 0999-**
3 **220 within a 9 (nine) mile radius from the construction site; and**

4 **WHEREAS, the Gu Achi District initiates a fee of \$1.10 (one-dollar and ten-cents) per cubic**
5 **yard of materials removed from any and all borrow pits within a 9 (nine) mile**
6 **radius of the construction site; and**

7 **WHEREAS, the Gu Achi District has located three borrow pits with archaeological surveys**
8 **of the sites completed and reports submitted to the Bureau of Indian Affairs**
9 **Area Office; and**

10 **WHEREAS, the Bureau of Indian Affairs, Papago Agency requires approval authority by**
11 **Resolution of the Tohono O'odham Legislative Council to issue a Sand and**
12 **Gravel Permit as this is a Federal Action requiring BIA intervention; and**

13 **WHEREAS, the Contractor (Flintco Incorporated of Albuquerque, New Mexico) will survey**
14 **the sites, list the areas of land to be used and plot the areas on a map for future**
15 **reference by the Nation and the BIA.**

16 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that the**
17 **Contractor (Flintco Incorporated) is authorized use of the borrow pits and pay**
18 **the Gu Achi District the fee of \$1.10 (one-dollar and ten-cents) per cubic yard for**
19 **all materials used for construction within the Gu Achi District.**

20 **BE IT FURTHER RESOLVED that the Contractor will initiate into agreement of the BIA Sand**
21 **and Gravel Permit with the Gu Achi District in accordance with Ordinance 13-82,**
22 **as amended, of the Tohono O'odham Legislative Council.**

23 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council supports and**
24 **approves the Gu Achi District Resolution No. 0999-220 for use of borrow pits**
25 **within the Gu Achi District.**


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1 **The foregoing Resolution was passed by the Tohono O'odham Council on the 15TH day of**
2 **OCTOBER, 1999 at a meeting at which a quorum was present with a vote of 1,707.2 FOR; -0-**
3 **AGAINST; -0- NOT VOTING; and 458.3 [09] ABSENT, pursuant to the powers vested in the**
4 **Council by Section 1 (i) of Article VI of the Constitution of the Tohono O'Odham Nation,**
5 **adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting**
6 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to**
7 **Section 16 of the Act of June 18, 1934 (48 Stat. 984).**
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10 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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13 **Dennis Ramon, Legislative Chairman**

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15 18 day of October, 1999

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19 **ATTEST:**

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23 **Julianna Saraficio, Acting Legislative Secretary**

24 15th day of October, 1999.

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28 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
29 **O'Odham Nation on the 18 day of October, 19 99 at 5:10**
30 **o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution**
31 **and will become effective upon his approval or upon his failure to either approve or**
32 **disapprove it within 48 hours of submittal.**

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34 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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38 **Dennis Ramon, Legislative Chairman**

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APPROVED

on the 20th day of October, 19 99

DISAPPROVED

at 9:47 o'clock, A.M.



**EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 20th day of

October, 19 99, at 11:00 o'clock, A.M.

Juliana M. Saraficio
Juliana Saraficio, Acting Legislative Secretary

ACTION: APPROVAL OF SAND AND GRAVEL BORROW PIT SITES FOR USE BY FLINTCO INCORPORATED FOR CONSTRUCTION OF THE TOHONO O'ODHAM NATION SKILLED NURSING FACILITY

MOVED: COUNCILWOMAN MARY ANN ANTONE

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: OCTOBER 15, 1999

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 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			
	2. EVELYN JUAN ()	186.35	X			
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			
	2. AMBROSE ENCINAS ()	66.7	X			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
	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			X
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05	X			
	2. GLORIA RAMIREZ ()	64.05	X			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			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			X
TOTAL		2,165.5	1,707.2	-0-	-0-	458.3 [09]

****PASSED VOTES**