

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving Budget for Subcontract with Natural Resources Consulting Engineers  
under Gila River Adjudication Program for Period Ending September 30, 2000)**

**RESOLUTION NO. 99-604**

- 1 **WHEREAS, Natural Resources Consulting Engineers (“NRCE”) was recommended by experts**  
2 **in the field of Indian water law as uniquely and exceptionally qualified to**  
3 **perform the technical studies necessary to prepare Indian water claims for**  
4 **settlement and litigation; and**
- 5 **WHEREAS, the Tohono O’odham Nation entered into a contract with NRCE pursuant to a**  
6 **tribal budget approved by the Legislative Council for fiscal year 1991 (the “NRCE**  
7 **Contract”); and**
- 8 **WHEREAS, the purpose of the NRCE Contract was to prepare a study which quantified the**  
9 **water rights and assessed damages to such rights in the Sif Oldak and**  
10 **surrounding Districts (the “Sif Oldak Claim”); and**
- 11 **WHEREAS, in fiscal year 1991 the Nation was awarded federal funding pursuant to a P. L. 93-**  
12 **638 Contract, No. CTH54T61016 (the “638 Contract”), to continue the assessment**  
13 **of the Sif Oldak Claims, a project now designated as the Gila River Adjudication**  
14 **Program (the “Program”); and**
- 15 **WHEREAS, all 93-638 funding to the Nation through the Bureau of Indian Affairs (“BIA”),**  
16 **including funding under the 638 Contract, is now administered under a**  
17 **Contract with the BIA, designated as Contract No. 1450CTH54T61071 (the “BIA**  
18 **Master Contract”); and**
- 19 **WHEREAS, the technical work on the Program has been exclusively performed by NRCE**  
20 **pursuant to a subcontract with the Nation, as modified by Amendment Nos. 1**  
21 **through 6 thereto (the “NRCE Subcontract”);and**
- 22 **WHEREAS, pursuant to Modification No. 39 to the BIA Master Contract, the sum of**  
23 **\$75,000.00 (the “Available Funds”) was added to the Contract and made available**  
24 **for expenditure in the Program during fiscal years 1999 and 2000; and**
- 25 **WHEREAS, pursuant to Modification No. 44 to the BIA Master Contract, the Available Funds**  
26 **were drawn down for expenditure in the Program for fiscal years 1999 and 2000;**  
27 **and**

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1 **WHEREAS, pursuant to Legislative Council Resolution 99-342, Modification No. 54 was**  
2 **executed extending the BIA Master Contract through September 30, 2002; and**

3 **WHEREAS, uninterrupted continuation of the Program requires that the Legislative**  
4 **Council approve a budget for expenditure of the Available Funds through**  
5 **September 30, 2000 and that the Subcontract be amended to extend its term to**  
6 **September 30, 2000 and continue NRCE's engagement; and**

7 **WHEREAS, the Water Resources Committee recommends approval of this Resolution by the**  
8 **Legislative Council.**

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

- 10 **1. The Tohono O'odham Legislative Council hereby approves Amendment No.**  
11 **7 to the NRCE Subcontract which (a) extends the term of the Subcontract to**  
12 **September 30, 2000 and (b) authorizes the expenditure of \$75,000 for all**  
13 **work performed under the Subcontract from October 1, 1998 through**  
14 **September 30, 2000, pursuant to the budget attached thereto as Exhibit B.**  
15 **2. The Chairman of the Nation is authorized and directed to execute**  
16 **Amendment No. 7 to the NRCE Subcontract.**

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18 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the**  
19 **16<sup>TH</sup> day of November 1999 at a meeting at which a quorum was present with a vote of 2,005.5**  
20 **FOR; ~~0~~ AGAINST; ~~0~~ NOT VOTING; and 160.0 [06] ABSENT pursuant to the powers vested in**  
21 **the Council by Section 1(d)(2) & (3) of Article VI of the Constitution of the Tohono O'Odham**  
22 **Nation, adopted by the Tohono O'Odham Nation on January 18, 1986; and approved by the**  
23 **Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant**  
24 **to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**

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26 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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30 **Dennis Ramon, Legislative Chairman**

31  
32 18<sup>th</sup> day of November, 19 99  
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1 ATTEST:

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5 **Julianna Saraficio, Acting Legislative Secretary**

6  
7 16 day of November, 19 99.

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9 Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
10 O'Odham Nation on the 18<sup>th</sup> day of November, 19 99 at 4:45  
11 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution  
12 and will become effective upon his approval or upon his failure to either approve or  
13 disapprove it within 48 hours of submittal.

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15 TOHONO O'ODHAM LEGISLATIVE COUNCIL


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19 **Dennis Ramon, Legislative Chairman**

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23  APPROVED

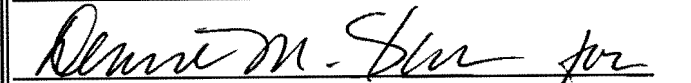
on the 22<sup>th</sup> day of November, 19 99

24  
25  DISAPPROVED

at 10:10 o'clock, A.M.

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

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36 Returned to the Legislative Secretary on the 22<sup>nd</sup> day of  
37 November, 19 99, at 3:30 o'clock, P.M.

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41 **Julianna Saraficio, Acting Legislative Secretary**

**ACTION: APPROVING BUDGET FOR SUBCONTRACT WITH NATURAL RESOURCES CONSULTING ENGINEERS UNDER GILA RIVER ADJUDICATION PROGRAM FOR PERIOD ENDING SEPTEMBER 30, 2000**

**Moved: COUNCILWOMAN MARY ANN ANTONE**

**SECOND: COUNCILWOMAN RITA MARTINEZ**

**DATE: NOVEMBER 16, 1999**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>SIF OIDAK</b> 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
<b>SELLS</b> 372.7	1. DENNIS E. JOSE ( )	186.35	X			
	2. EVELYN JUAN ( )	186.35	X			
<b>SCHUK TOAK</b> 133.4	1. MARY FLORES ( )	66.7	X			
	2. AMBROSE ENCINAS ( )	66.7	X			X
<b>SAN XAVIER</b> 165.9	1. TONY BURRELL ( )	82.95	X			
	2. DENNIS RAMON ( )	82.95	X			
<b>BABOQUIVARI</b> 286.5	1. FRANCES MIGUEL ( )	143.25	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			X
<b>GU ACHI</b> 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ( )	104.8	X			X
<b>PISINEMO</b> 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ( )	78.4	X			
<b>SAN LUCY</b> 128.1	1. ALBERT MANUEL, JR. ( )	64.05	X			
	2. GLORIA RAMIREZ ( )	64.05	X			
<b>GU VO</b> 160.0	1. FERN SALCIDO ( )	80.0				X
	2. GLORIA MONTANA (Phillip Antone)	80.0				X
<b>HICKIWAN</b> 158.1	1. ALEX JOSE (Shirley Santos)	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
<b>CHUKUT KUK</b> 222.6	1. KENNETH WILLIAMS ( )	111.3	X			
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			X
<b>TOTAL</b>		<b>2,165.5</b>	<b>2,005.5</b>	<b>-0-</b>	<b>-0-</b>	<b>160.0</b> [06]

**\*\*PASSED VOTES**