

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Designating Nation's Representatives in Good Faith Settlement Talks)**

RESOLUTION NO. 12-118

1 **WHEREAS, the Legislative Council is vested with the power to “consult, negotiate and conclude**
2 **agreements and contracts on behalf of the Tohono O’odham Nation with Federal, State**
3 **and local governments and other Indian tribes or their departments, agencies, or**
4 **political subdivisions, or with private persons or organizations on all matters within**
5 **the authority of the Tohono O’odham Council” (Constitution of the Tohono O’odham**
6 **Nation, Article VI, Section 1(f)); and**

7 **WHEREAS, the Nation is currently engaged in litigation in the United States District Court for the**
8 **District of Arizona in a matter captioned *State of Arizona et al. v. Tohono O’odham***
9 ***Nation*, 11-cv-00296-DGC (the “Litigation”); and**

10 **WHEREAS, the United States District Court has ordered that the parties and their counsel meet**
11 **in person and engage in good faith settlement talks; and**

12 **WHEREAS, it is in the Nation’s best interest to designate individuals to represent the Nation in**
13 **good faith settlement talks with the other parties to the Litigation.**

14 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O’odham Legislative Council that it hereby**
15 **designates the Chairperson of the Nation and the Chairpersons of the Tohono**
16 **O’odham Legislative Council Commerce Committee, Agricultural and Natural**
17 **Resources Committee, and Budget and Finance Committee, in consultation with**
18 **counsel, to act as the Nation’s representatives in good faith settlement talks as**
19 **ordered by the United States District Court in the matter captioned *State of Arizona***
20 ***et al. v. Tohono O’odham Nation*, 11-cv-00296-DGC; provided that no settlement**
21 **agreement shall be effective unless and until such agreement is approved by the**
22 **Legislative Council.**

23 **The foregoing Resolution was passed by the Tohono O’odham Legislative Council on the 12TH Day**
24 **of APRIL, 2012 at a meeting at which a quorum was present with a vote of 2,780.60 FOR; -0-**
25 **AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by Article**
26 **VI, Section 1 (f) of the Constitution of the Tohono O’odham Nation, adopted by the Tohono**
27 **O’odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
28 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
29 **Stat. 984).**
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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

17 day of April, 2012

ATTEST:

Evonne Wilson

Evonne Wilson, Legislative Secretary

17 day of April, 2012.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 17 day of April, 2012 at 8:39 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

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

APPROVED

on the 18 day of April, 2012

DISAPPROVED

at 9:58 o'clock, A.M.

Ned Norris, Jr.

NED NORRIS, JR., CHAIRMAN

TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 18 day of

April, 2012, at 10:41 o'clock, A.M.

Evonne Wilson

Evonne Wilson, Legislative Secretary

ACTION: DESIGNATING NATION'S REPRESENTATIVES IN GOOD FAITH SETTLEMENT TALKS

MOVED: VICE CHAIRMAN EDWARD MANUEL

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: APRIL 12, 2012

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 342.0	1. FRANCES MIGUEL (Roberta Harvey)	171.0	X			
	2. FRANCES G. ANTONE (Vernon Smith)	171.0	X			
CHUKUT KUK 302.2	1. ETHEL GARCIA (<i>Absent</i>) (Sara Mae Williams) (<i>Present</i>)	151.10	X			
	2. BILLMAN LOPEZ ()	151.10	X			
GU ACHI 244.9	1. TIMOTHY L. JOAQUIN ()	122.45	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	122.45	X			
GU VO 226.7	1. GRACE MANUEL (Floyd Flores)	113.35	X			
	2. PAMELA ANGHILL (Roselda Lewis)	113.35	X			
HICKIWAN 186.3	1. LOUIS R. LOPEZ (Michelle Ortega)	93.15	X			
	2. SANDRA ORTEGA ()	93.15	X			X
PISINEMO 200.7	1. CHESTER ANTONE (Tony Murrietta)	100.35	X			
	2. EDWARD MANUEL (Gerald Fayuant)	100.35	X			
SAN LUCY 204.6	1. LORRAINE EILER ()	102.30	X			
	2. JANA MONTANA (Gloria Ramirez)	102.30	X			
SAN XAVIER 215.8	1. HILARION CAMPUS ()	107.90	X			
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	107.90	X			
SCHUK TOAK 169.8	1. FRANCES B. CONDE (Anthony J. Rios)	84.90	X			
	2. FREDERICK JOSE (Phyllis Cachora)	84.90	X			
SELLS 475.7	1. ARTHUR WILSON (Kimberly Mull)	237.85	X			
	2. EVELYN B. JUAN MANUEL ()	237.85	X			
SIF Oidak 211.9	1. NICHOLAS JOSE ()	105.95	X			
	2. MARY LOPEZ ()	105.95	X			
TOTAL		2,780.60	2,780.60	-0-	-0-	[01]