

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving SAWRSA Purchased Equipment Insurance Budget for fiscal year 2010)**

RESOLUTION NO. 09-509

1 **WHEREAS, by Resolution No. 98-187, the Tohono O'odham Legislative Council authorized San**
2 **Xavier Cooperative Association to perform maintenance for the completion of ban**
3 **stabilization of the Santa Cruz River; and**

4 **WHEREAS, by Resolution No. 98-187, the Tohono O'odham Nation purchased equipment and**
5 **materials necessary for the project and the Nation assume financial responsibility of**
6 **the yearly insurance cost on such equipment; and**

7 **WHEREAS, pursuant to Section .309 (a) of the Southern Arizona Water Rights Settlement Act of**
8 **1982 ("SAWRSA") the Tohono O'odham Nation (the "Nation") received \$15,000,000.00**
9 **to be held in trust by the Nation (the "SAWRSA Trust Fund"); and**

10 **WHEREAS, under Section .309 (b) of SAWRSA, the Nation may expend accrued interest and**
11 **dividends on the SAWRSA Trust Fund "for the subjugation of land, development of**
12 **water resources, and the construction, operation, maintenance, and the replacement**
13 **of related facilities on the Papago Reservation (now known as the Tohono O'odham**
14 **Reservation) which are not the obligation of the United States under this (SAWRSA) or**
15 **any other Act of Congress"; and**

16 **WHEREAS, the San Xavier Cooperative Association has agreed to pay for the yearly maintenance**
17 **costs of the equipment and requests that the Nation pay for the yearly insurance costs**
18 **per resolution No. 08-96; and**

19 **WHEREAS, the Equipment Insurance Budget qualify for the funding under the SAWRSA Trust**
20 **Fund; and**

21 **WHEREAS, the San Xavier District has prepared the attached budget for Fiscal Year 2010 in the**
22 **amount of \$6,378.00 and funded from the SAWRSA Trust Fund.**

23 **NOW, THEREFORE, BE IT RESOLVED:**

24 **1. The Tohono O'odham Legislative Council hereby approves the San Xavier**
25 **Cooperative Association Maintenance and Operational Equipment Insurance**
26 **Budget in the amount of \$6,378.00 for fiscal year 2010, in the form attached hereto.**

27 **2. The Legislative Council appropriates the sum of \$6,378.00 from the SAWRSA Trust**
28 **Fund to fund the Equipment Insurance Budget for fiscal year 2010.**

29 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council authorizes funding from**
30 **the SAWRSA Trust Fund to cover the yearly insurance costs on the equipment.**

31 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 16TH. Day**
32 **of SEPTEMBER, 2009 at a meeting at which a quorum was present with a vote of 2,318.50 FOR; -0-**
33 **AGAINST; -0- NOT VOTING; and 277.0[04] ABSENT, pursuant to the powers vested in the Council by**
34 **Section 1 (d)(2) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
35 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
36 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
37 **18, 1934 (48 Stat. 984).**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Verlon Jose
Verlon M. Jose, Legislative Chairman

23 day of September, 2009

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

16 day of September, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 23 day of September, 2009 at 11:23 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

Verlon Jose
Verlon M. Jose, Legislative Chairman

APPROVED

on the 23 day of September, 2009

DISAPPROVED

at 2:25 o'clock, P..M.

Ned Morris, Jr.
NED MORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 23 day of September, 2009, at 2:49 o'clock, P..M.

Evonne Wilson
Evonne Wilson, Legislative Secretary

ACTION: APPROVING SAWRSA PURCHASED EQUIPMENT INSURANCE BUDGET FOR FISCAL YEAR 2010

MOVED: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

SECOND: COUNCILWOMAN MARY LOPEZ

DATE: SEPTEMBER 16, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
SAN XAVIER 204.7	1. FELICIA NUÑEZ ()	102.35	X			
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER (Charlotte Cadavas)	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			
	2. SANDRA ORTEGA ()	87.25	X			X
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL ()	115.05	X			X
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50				X
	2. VERLON M. JOSE ()	138.50				X
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE ()	162.0	X			
TOTAL		2,595.50	2,318.50	-0-	-0-	277.0 [04]