

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Tohono O'Odham Utility Authority in Constructing a Greater Santa Rosa Regional Water System, Water Treatment Plant and Installation of Two New Water Wells at North Santa Rosa Community within a Right of Way on Tribal Lands totaling .67 acres of land)**

RESOLUTION NO. 11-053

1 **WHEREAS, by Resolution No.08-70, the Papago Tribe of Arizona established the Papago Tribal**
2 **Utility Authority, now known as Tohono O'Odham Utility Authority (TOUA) for purposes**
3 **of constructing, maintaining and operating various utility systems within the Nation**
4 **to be owned wholly by the Nation; and**

5 **WHEREAS, the Tohono O'Odham Legislative Council did pass Resolution No. 91-175 (Adopting**
6 **Second Restated Plan of Operation for the Tohono O'Odham Utility Authority which**
7 **requires the Authority to submit for prior review and approval of the Legislative**
8 **Council and each affected District any proposed utility easement; and**

9 **WHEREAS, TOUA request permission for combined Right-of-Way to construct the Greater Santa**
10 **Rosa Regional Water System, Water Treatment Plant and Installation of Two New**
11 **Water Wells and related facilities and utilities at North Santa Rosa Community to serve**
12 **existing homes in the Greater Santa Rosa area, Gu-Achi District, Tohono O'Odham**
13 **Nation; and**

14 **WHEREAS, the requested combined Right-of-Way for the Greater Santa Rosa Regional Water**
15 **System, Water Treatment Plant is 40 feet long and 30 feet wide, and the Installation of**
16 **Two New Water Wells are 318.85 feet long and 80 feet wide, which encompasses .67**
17 **acres of land; and**

18 **WHEREAS, TOUA has respectfully submitted all documents and pertinent information**
19 **incorporated herein by reference for uses consistent with the authorized purposes of**
20 **TOUA; and**

21 **WHEREAS, the Greater Santa Rosa Regional Water System, Water Treatment Plant and**
22 **Installation of Two New Water Wells Project was presented at the North Santa Rosa**
23 **Community meeting held on November 29, 2010, with no objections from those who**
24 **were present; and**

25 **WHEREAS, the Gu-Achi District Council approved the proposed Right-of-Way on January 7, 2011**
26 **with enactment of Gu-Achi District council Resolution No. 0111-355; and**

27 **WHEREAS, the Legislative Council Natural Resources and Water Committees did review the**
28 **supporting documents and scope of work and recommends approval thereof by the**
29 **Tohono O'Odham Legislative Council; and**

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(Approving Tohono O'Odham Utility Authority in Constructing a Greater Santa Rosa Regional Water System, Water Treatment Plant and Installation of Two New Water Wells at North Santa Rosa Community within a Right of Way on Tribal Lands totaling .67 acres of land)

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1 **WHEREAS, the Greater Santa Rosa Regional Water System, Treatment Plant and Installation of**
2 **Two New Water Wells and related facilities and utilities will be of substantial benefit**
3 **to the Greater Santa Rosa Community, Gu-Achi District, Tohono O'Odham Nation and**
4 **their respective members.**

5 **NOW, THEREFORE, BE IT RESOLVED THAT the Tohono O'Odham Legislative Council does hereby**
6 **approve the Right-of-Way as requested by TOUA for the construction of the Greater**
7 **Santa Rosa Regional Water System, Treatment Plant and Installation of Two New**
8 **Water Wells and related facilities and utilities in the location (as more fully described**
9 **in the referenced map and supporting documents) and construction by TOUA or its**
10 **designated subsidiaries for uses consistent with the authorized purposes of TOUA.**

11 **The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 09TH Day**
12 **of FEBRUARY, 2011 at a meeting at which a quorum was present with a vote of 2,421.0 FOR; -0-**
13 **AGAINST; -0- NOT VOTING; and 174.50[04] ABSENT, pursuant to the powers vested in the Council**
14 **by Article VI, Section 1 (i) of the Constitution of the Tohono O'Odham Nation, adopted by the**
15 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
16 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
17 **18, 1934 (48 Stat. 984).**

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19 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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23 **Verlon M. Jose, Legislative Chairman**

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25 11th day of February, 2011

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29 **ATTEST:**

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32 **Evonne Wilson, Legislative Secretary**

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34 11 day of February, 2011.

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36 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham**
37 **Nation on the 11th day of February, 2011 at 4:06 o'clock, P.M.,**
38 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
39 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
40 **submittal.**

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TOHONO O'ODHAM LEGISLATIVE COUNCIL


Verlon M. Jose, Legislative Chairman

APPROVED

on the 11 day of February, 2011

DISAPPROVED

at 4:18 o'clock, P.M.


NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 11 day of

February, 2011, at 4:41 o'clock, P.M.


Evonne Wilson, Legislative Secretary

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ACTION: APPROVING TOHONO O'ODHAM, UTILITY AUTHORITY IN CONSTRUCTING A GREATER SANTA ROSA REGIONAL WATER SYSTEM, WATER TREATMENT PLANT AND INSTALLATION OF TWO NEW WATER WELLS AT NORTH SANTA ROSA COMMUNITY WITHIN A RIGHT OF WAY ON TRIBAL LANDS TOTALING .67 ACRES OF LAND

MOVED: COUNCILMAN TIMOTHY JOAQUIN

SECOND: COUNCILWOMAN MARY LOPEZ

DATE: FEBRUARY 09, 2011

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 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			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 (<i>Absent</i>) (Eugene Enis) (<i>Present</i>)	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER ()	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
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 (Vernon Smith)	162.0	X			
TOTAL		2,595.50	2,595.50	-0-	-0-	[04]