

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Supporting the Carondelet Health Network – St. Mary's Campus Proposed FEMA -
Approved Flood Control Wall)

RESOLUTION NO. 11-146

- 1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the authority to “preserve and**
2 **cultivate native arts, crafts and traditions...” and to “consult ... with Federal, State and**
3 **local governments ... on all matters within the authority of the Tohono O'odham**
4 **Council.” (Constitution of the Tohono O'odham Nation, Article VI, Section 1(c)(8) and**
5 **Section 1(f)); and**
- 6 **WHEREAS, the Tohono O'odham Nation has a cultural interest in Tumamoc Hill located in**
7 **Tucson, AZ and the surrounding area, including the area adjacent to Carondelet**
8 **Health Network – St. Mary's Campus; and**
- 9 **WHEREAS, the Carondelet Health Network has been advised by the Federal Emergency**
10 **Management Agency (“FEMA”) that they are within a flood hazard area as identified on**
11 **the Flood Insurance Rate Map; and**
- 12 **WHEREAS, the flood hazard area designation prohibits any additions to the hospital campus**
13 **without a FEMA-approved flood control device and requires annual flood insurance**
14 **premium payments; and**
- 15 **WHEREAS, the Cultural Preservation Committee has been consulting for over two years with**
16 **Carondelet Health Network – St. Mary's Campus, the University of Arizona, Arizona**
17 **State Historic Preservation Office, and the Arizona State Museum regarding the**
18 **appropriate flood diversion device to protect the Carondelet Health Network – St.**
19 **Mary's Campus from flood waters surrounding Silvercroft Wash; and**
- 20 **WHEREAS, a previously proposed large-scale earthen levy for the site would have caused a greater**
21 **impact on cultural resources as it had a larger footprint; and**
- 22 **WHEREAS, a FEMA-approved flood control wall has now been proposed to protect the Carondelet**
23 **Health Network – St. Mary's Campus which minimizes the impact of the project on**
24 **cultural resources; and**
- 25 **WHEREAS, construction of the FEMA-approved flood control wall will allow expansion of the**
26 **Carondelet Health Network – St. Mary's Campus in the future to meet the needs of its**
27 **patients and will protect its patients and staff from a catastrophic flood event by**
28 **directing flood waters into the Silvercroft Wash and away from the property; and**

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(Supporting the Carondelet Health Network - St. Mary's Campus Proposed FEMA - Approved Flood Control Wall)

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1 WHEREAS, the Cultural Preservation Committee and Natural Resources Committee have
2 reviewed and support the Carondelet Health Network - St. Mary's Campus' proposed
3 FEMA-approved flood control wall.

4 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council supports the
5 Carondelet Health Network - St. Mary's Campus' proposed FEMA-approved flood
6 control wall that directs flood waters into Silvercroft Wash away from St. Mary's
7 Campus, provided that the proposal remains substantially in the form attached
8 hereto.

9 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06TH Day
10 of APRIL, 2011 at a meeting at which a quorum was present with a vote of 2,389.20 FOR; -0-
11 AGAINST; -0- NOT VOTING; and 206.30[08] ABSENT, pursuant to the powers vested in the Council
12 by Article VI, Section 1 (c)(8) and Section (f) of the Constitution of the Tohono O'odham Nation,
13 adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy
14 Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act
15 of June 18, 1934 (48 Stat. 984).

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17 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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21 Verlon M. Jose, Legislative Chairman

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23 12th day of April, 2011

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26 ATTEST:

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28 _____
29 Evonne Wilson, Legislative Secretary

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31 11 day of April, 2011.

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33 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
34 Nation on the 12th day of April, 2011 at 9:43 o'clock, a .M.,
35 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
36 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
37 submittal.

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39 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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43 Verlon M. Jose, Legislative Chairman

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APPROVED on the 12 day of April, 2011

DISAPPROVED at 10:30 o'clock, P.M.



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

Returned to the Legislative Secretary on the 12 day of

April, 2011, at 1:34 o'clock, P.M.



Evonne Wilson, Legislative Secretary

ACTION: SUPPORTING THE CARONDELET HEALTH NETWORK - ST. MARY'S CAMPUS PROPOSED FEMA - APPROVED FLOOD CONTROL WALL

MOVED: COUNCILWOMAN WAVALENE ROMERO

SECOND: COUNCILMAN TIMOTHY JOAQUIN

DATE: APRIL 06, 2011

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 MULL ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			X
SCHUK TOAK 159.0	1. FRANCES B. CONDE <i>(Absent)</i> (Fredrick Jose) <i>(Present)</i>	79.50	X			
	2. NEDDIE BLAINE ()	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 ()	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			X
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			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 (Louis L. Johnson)	115.05	X			X
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			X
BABOQUIVARI 324.0	1. FRANCES MIGUEL <i>(Absent)</i> (Roberta Harvey) <i>(Present)</i>	162.0	X			
	2. FRANCES G. ANTONE <i>(Absent)</i> (Vernon Smith) <i>(Present)</i>	162.0	X			
TOTAL		2,595.50	2,389.20	-0-	-0-	206.30 [08]