

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Enacting Government Comment Guidelines as Tohono O'odham Code Title 1, Chapter 3)

RESOLUTION NO. 11-148

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power to "administer land**
2 **and other public property, and by law, ordinance or resolution...to manage, protect,**
3 **preserve and regulate the use of the property, wildlife, land, air and natural resources**
4 **(including surface and ground waters) of the Tohono O'odham Nation" and to consult**
5 **"appropriate federal agencies regarding federal activities that affect the Tohono**
6 **O'odham Nation" (Constitution of the Tohono O'odham Nation, Article VI, Section**
7 **1(i)(2) and 1(j)); and**

8 **WHEREAS, the Legislative Council is further vested with the power to "consult, negotiate and**
9 **conclude agreements and contracts on behalf of the Tohono O'odham Nation with**
10 **Federal, State and local governments and other Indian tribes or their departments,**
11 **agencies, or political subdivisions... on all matters within the authority of the Tohono**
12 **O'odham Council." (Constitution, Article VI, Section 1(f)); and**

13 **WHEREAS, the Nation's chairperson is the chief executive officer of the Tohono O'odham Nation**
14 **and is vested with the power to "oversee the administration and management of the**
15 **government in accordance with an administrative plan adopted by the Tohono**
16 **O'odham Council"; to "oversee the implementation of all laws, ordinances, resolutions**
17 **and rules made by the Tohono O'odham Council"; and to "act as the official**
18 **representative of the Tohono O'odham Nation" (Constitution, Article VII, Section 2(a),**
19 **(c), and (f)); and**

20 **WHEREAS, the Tohono O'odham Nation is frequently asked to provide written comments on**
21 **federal, state, or local government projects that may affect the Nation or its resources;**
22 **and**

23 **WHEREAS, federal and state government entities also request the Nation's comments on**
24 **proposed rules, regulations, and laws that may affect the Nation; and**

25 **WHEREAS, the Tohono O'odham Nation Executive departments have special expertise to provide**
26 **technical comments on various aspects of project proposals and proposed actions,**
27 **guidelines, rules, regulations, and laws; and**

28 **WHEREAS, the Nation's laws do not currently identify the categories of written comments that**
29 **require Legislative Council approval.**

RESOLUTION NO. 11-148

(Enacting Government Comment Guidelines as Tohono O'odham Code Title 1, Chapter 3)

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1 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council enacts the**
2 **"Government Comment Guidelines," which are incorporated by this reference, as**
3 **Tohono O'odham Code Title 1, Chapter 3.**

4 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06TH Day**
5 **of APRIL, 2011 at a meeting at which a quorum was present with a vote of 2,389.20 FOR; -0-**
6 **AGAINST; -01- NOT VOTING; and 206.30[07] ABSENT, pursuant to the powers vested in the Council**
7 **by Article VI, Section 1 (i)(2) and (j) of the Constitution of the Tohono O'odham Nation, adopted by**
8 **the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
9 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
10 **18, 1934 (48 Stat. 984).**

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12 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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

16
17 8th day of April, 2011

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20 **ATTEST:**

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23 **Evonne Wilson, Legislative Secretary**

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25 8 day of April, 2011.

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27 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
28 **Nation on the 11th day of April, 2011 at 9:10 o'clock, A.M.,**
29 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
30 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
31 **submittal.**

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33 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

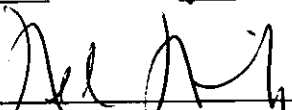
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36 **Verlon M. Jose, Legislative Chairman**

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42 **APPROVED**

on the 12 day of April, 2011

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44 **DISAPPROVED**

at 12:50 o'clock, P.M.

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48 **NED NORRIS, JR., CHAIRMAN**
49 **TOHONO O'ODHAM NATION**

RESOLUTION NO. 11-148

(Enacting Government Comment Guidelines as Tohono O'odham Code Title 1, Chapter 3)

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Returned to the Legislative Secretary on the 12 day of

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

Evonne Wilson

Evonne Wilson, Legislative Secretary

ACTION: ENACTING GOVERNMENT COMMENT GUIDELINES AS TOHONO O'ODHAM CODE TITLE 1, CHAPTER 3
 MOVED: COUNCILWOMAN WAVALENE ROMERO SECOND: COUNCILMAN TIMOTHY JOAQUIN
 DATE: APRIL 06, 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			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		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			
	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			
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-	-01-	206.30 [07]