

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Use of Additional Funding from the FY-2011 Tohono O'odham Nation
Tribal Shares by the BIA for the construction of Project PIR 232 (1), Phase 2,
Sikul Himatk Road)

RESOLUTION NO. 11-312

1 **WHEREAS, the Tohono O'odham Nation (The "Nation") is a Federally recognized Indian Tribe and**
2 **the Tohono O'odham Legislative Council (the "Legislative Council") is the governing**
3 **body of the Nation; and**

4 **WHEREAS, the Nation has received notice from the BIA, Western Regional Office that bids have**
5 **been received for the construction of Project PIR 232(1), Phase 2, Sikul Himatk Road;**
6 **and**

7 **WHEREAS, the lowest bid received by the BIA, Western Regional Office was \$1,951,778.02 and the**
8 **Engineer's Estimate was \$1,824,429.00 which leaves a difference of \$127,349.02; and**

9 **WHEREAS, the Nation plans to utilize a BIA-WRO Division of Transportation professional**
10 **engineer to supervise the construction monitoring of road improvement for Project**
11 **PIR 232(1), Phase 2, Sikul Himatk Road by qualified BIA staff; and**

12 **WHEREAS, as stated in the BIA letter of right of first refusal, dated January 20, 2011, the estimated**
13 **budget for construction management is \$85,000.00; and**

14 **WHEREAS, the request for use of additional funding from the FY 2011 Tohono O'odham Nation**
15 **Tribal Shares by the BIA for the construction of Project PIR 232(1), Phase 2, Sikul**
16 **Himatk Road has been presented to the Agricultural and Natural Resources**
17 **Committee and the Budget and Finance Committee who have reviewed and approved**
18 **it.**

19 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby**
20 **authorizes the Bureau of Indian Affairs, Western Regional Office, Division of**
21 **Transportation to utilize FY-2011 Tohono O'odham Nation Tribal Shares in the**
22 **amount of \$127,349.02 to fund the difference between the lowest bid amount received**
23 **of \$1,951,778.02 and the Engineer's Estimate of \$1,824,429.00.**

24 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council hereby authorizes the**
25 **Bureau of Indian Affairs, Western Regional Office, Division of Transportation to**
26 **perform construction management on this project, utilizing FY-2011 Tohono O'odham**
27 **Nation Tribal Shares in the amount of \$85,000.00.**

28 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council hereby authorizes the**
29 **Bureau of Indian Affairs, Western Regional Office, Division of Transportation to**
30 **complete the construction of Project PIR 232(1), Phase 2, Sikul Himatk Road using**
31 **additional funds in the total amount of \$212,349.02 identified as available to the**

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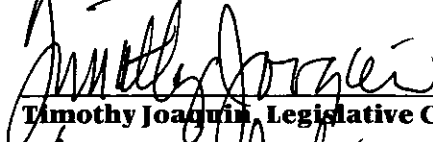
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1 **Nation in the Indian Reservation Roads – Tribal Shares Report FY 2010-2014.**

2 **BE IT FINALLY RESOLVED that the Chairperson or their designee is authorized to execute the**
3 **documents necessary to fulfill the intent of this resolution.**

4 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 19th Day**
5 **of JULY, 2011 at a meeting at which a quorum was present with a vote of 2,780.60 FOR; -0- AGAINST;**
6 **-0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Section 1 (c)(8)**
7 **of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham**
8 **Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs**
9 **(Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**

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12 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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16 **Timothy Joaquin, Legislative Chairman**
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18 20 day of July, 2011
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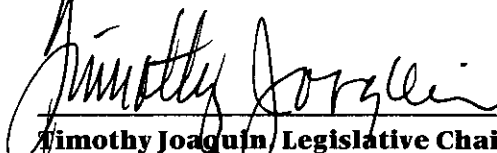
22 **ATTEST:**

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26 **Evonne Wilson, Legislative Secretary**

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28 20 day of July, 2011
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30 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
31 **Nation on the 20 day of July, 2011 at 3:50 o'clock, P.M.,**
32 **pursuant to the provisions of Section 4 of Article VII of the Constitution and will become effective**
33 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
34 **submittal.**

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36 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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40 **Timothy Joaquin, Legislative Chairman**
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1 **APPROVED**

on the 20 day of July, 2011

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3 **DISAPPROVED**

at 3:55 o'clock, P.M.

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7 **NED NORRIS, JR., CHAIRMAN**
8 **TOHONO O'ODHAM NATION**
9 *Vice Chairwoman*

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13 **Returned to the Legislative Secretary on the 20 day of**

14 July, 2011, at 4:20 o'clock, P.M.

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19 **Evonne Wilson, Legislative Secretary**

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ACTION: APPROVING USE OF ADDITIONAL FUNDING FROM THE FY-2011 TOHONO O'ODHAM NATION TRIBAL SHARES BY THE BIA FOR THE CONSTRUCTION OF PROJECT PIR 232 (1), PHASE 2, SIKUL HIMATK ROAD

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN FRANCES CONDE

DATE: JULY 19, 2011

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 (Sara Mae Williams)	151.10	X			
	2. BILLMAN LOPEZ ()	151.10	X			
GU ACHI 244.9	1. TIMOTHY L. JOAQUIN (Rose Johnson Antone)	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 (Angela Ortiz)	113.35	X			
HICKIWAN 186.3	1. LOUIS R. LOPEZ (Michelle Ortega)	93.15	X			
	2. SANDRA ORTEGA ()	93.15	X			
PISINEMO 200.7	1. CHESTER ANTONE ()	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			X
SAN XAVIER 215.8	1. HILARION CAMPUS ()	107.90	X			X
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	107.90	X			
SCHUK TOAK 169.8	1. FRANCES B. CONDE ()	84.90	X			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-	[03]