

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Supporting Actions to Adequately Fund the Cooperative Fund)**

**RESOLUTION NO. 18-160**

1 **WHEREAS,** "All waters which originate in or flow in, into or through the Tohono O'odham  
2 Nation, or which are stored in the Tohono O'odham Nation, whether found on the  
3 surface or underground, are a valuable public resource of the Tohono O'odham  
4 Nation to be protected for the present and future use of the Tohono O'odham  
5 Nation as a whole." (Constitution, Article XVII, Section 1); and

6 **WHEREAS,** the Constitution vests the Legislative Council with the authority to "consult with  
7 the Congress of the United States and appropriate federal agencies regarding  
8 federal activities that affect the Tohono O'odham Nation. . ." (Constitution, Article  
9 VI, Section 1(j)); and

10 **WHEREAS,** on December 10, 2004, the Arizona Water Settlements Act, P.L. 108-451 ("AWSA"),  
11 including Title III, the Southern Arizona Water Rights Settlement Act  
12 Amendments of 2004 ("SAWRSA Amendments") was enacted by the U.S. Congress;  
13 and

14 **WHEREAS,** SAWRSA authorized up to \$32 million for a Cooperative Fund to pay for the  
15 operation, maintenance, and delivery costs associated with the delivery of the  
16 Nation's CAP entitlement under the Act; and

17 **WHEREAS,** when the Nation learned that the Department of Interior never requested the  
18 funds from Congress, the Nation immediately began advocating for the funds  
19 necessary to successfully implement the Nation's water settlement and  
20 entitlement to CAP; and

21 **WHEREAS,** given the federal appropriations political climate, some of these efforts involve  
22 continued dialogue with the Bureau of Reclamation and Department of Interior  
23 for administrative options to add additional resources to the Cooperative Fund  
24 as well as mechanisms for conserving the money that is currently in the  
25 Cooperative Fund; and

26 **WHEREAS,** the Water Resources Committee recommends supporting the efforts by the  
27 Nation's Chairman and Water Resources Committee to identify possible ways to  
28 add additional resources to the Cooperative Fund and conserve the money that is  
29 currently in the Cooperative Fund so that the Nation may fully realize the benefit  
30 of its water settlement.

31 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council supports the  
32 actions of the Nation's Chairman and Water Resources Committee to identify  
33 possible ways to add additional resources to the Cooperative Fund, to address the

Nation's need for the Cooperative Fund to be adequately funded and to conserve  
the money that is currently in the Cooperative Fund.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 11<sup>TH</sup>  
day of MAY, 2018 at a meeting at which a quorum was present with a vote of 3,084.6 FOR; -0-  
AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the Council by  
Article VI, Section 1(j) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono  
O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -  
Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934  
(48 Stat.984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy C. Gray for  
Timothy Joaquin, Legislative Chairman  
11 day of May, 2018

ATTEST:

Evonne Wilson  
Evonne Wilson, Legislative Secretary  
11 day of May, 2018

Said Resolution was submitted for approval to the office of the Chairman of the Tohono  
O'odham Nation on the 11 day of May, 2018 at 4:19 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

Timothy C. Gray for  
Timothy Joaquin, Legislative Chairman

APPROVED

on the 11 day of May, 2018

DISAPPROVED

at 4:30 o'clock, P .m.

Edward D. Manuel  
EDWARD D. MANUEL, CHAIRMAN  
TOHONO O'ODHAM NATION

**RESOLUTION NO. 18-160**  
**(Supporting Actions to Adequately Fund the Cooperative Fund)**  
**Page 3 of 3**

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Returned to the Legislative Secretary on the 14 day of  
May, 2018, at 3:58 o'clock, P.m.

Yvonne Wilson for  
Evonne Wilson, Legislative Secretary

ACTION: SUPPORTING ACTIONS TO ADEQUATELY FUND THE COOPERATIVE FUND

MOVED: COUNCILWOMAN LUCINDA J. ALLEN

SECOND: COUNCILMAN ANTHONY J. FRANCISCO, JR.

DATE: MAY 11, 2018

| DISTRICT             | LEGISLATIVE REPRESENTATIVES  | # OF VOTES | FOR     | AGAINST | NOT VOTING | ABSENT |
|----------------------|--|------------|---------|---------|------------|--------|
| SIF OIDAK<br>235.8   | 1. MARY LOPEZ<br>( )   | 117.9      | X       |         |            | X      |
|                      | 2. LUCINDA ALLEN<br>(Yolonda Garcia)   | 117.9      | X       |         |            |        |
| SELLS<br>527.2       | 1. ARTHUR WILSON ( <i>Absent</i> )<br>(Evelyn Juan Manuel) ( <i>Present</i> )      | 263.6      | X       |         |            |        |
|                      | 2. ADRIANNE TILLER<br>(Idaleen Reyes)  | 263.6      | X       |         |            |        |
| SCHUK TOAK<br>185.7  | 1. ANTHONY J. FRANCISCO JR.<br>(Teresa F. Donahue)                                 | 92.85      | X       |         |            |        |
|                      | 2. QUINTIN C. LOPEZ<br>(Agnes V. Joaquin)  | 92.85      | X       |         |            |        |
| SAN XAVIER<br>232.3  | 1. DANIEL L.A. PRESTON III ( <i>Absent</i> )<br>(Felicia Nunez) ( <i>Present</i> ) | 116.15     | X       |         |            | X      |
|                      | 2. JANICE FELIX<br>( )   | 116.15     | X       |         |            |        |
| SAN LUCY<br>231.1    | 1. JANA MONTANA ( <i>Absent</i> )<br>(Diana Manuel) ( <i>Present</i> )             | 115.55     | X       |         |            |        |
|                      | 2. GLORIA RAMIREZ<br>(Lorraine Eiler)  | 115.55     | X       |         |            |        |
| PISINEMO<br>225.9    | 1. CHESTER ANTONE ( <i>Absent</i> )<br>(Caroline D. Garcia) ( <i>Present</i> )     | 112.95     | X       |         |            |        |
|                      | 2. MONICA K. MORGAN<br>( )   | 112.95     | X       |         |            |        |
| HICKIWAN<br>209.0    | 1. LOUIS R. LOPEZ ( <i>Absent</i> )<br>(Shirley Molina) ( <i>Present</i> )         | 104.5      | X       |         |            |        |
|                      | 2. SANDRA D. ORTEGA<br>( )   | 104.5      | X       |         |            |        |
| GU VO<br>256.9       | 1. GRACE MANUEL<br>( )   | 128.45     | X       |         |            | X      |
|                      | 2. DALLAS LEWIS<br>(Nacho Flores)  | 128.45     | X       |         |            |        |
| GU ACHI<br>270.9     | 1. TIMOTHY L. JOAQUIN<br>(Louis L. Johnson)  | 135.45     | X       |         |            | X      |
|                      | 2. LORETTA LEWIS<br>(Victoria Hobbs)   | 135.45     | X       |         |            |        |
| CHUKUT KUK<br>337.7  | 1. BILLMAN LOPEZ<br>(Patricia Antone)  | 168.85     | X       |         |            |        |
|                      | 2. VIVIAN JUAN-SAUNDERS ( <i>Absent</i> )<br>(Juanita Homer) ( <i>Present</i> )    | 168.85     | X       |         |            |        |
| BABOQUIVARI<br>372.1 | 1. FRANCES MIGUEL<br>(Roberta E. Harvey)   | 186.05     | X       |         |            |        |
|                      | 2. LEANDER MASE ( <i>Absent</i> )<br>(Francine Schooling) ( <i>Present</i> )       | 186.05     | X       |         |            |        |
| TOTAL                |  | 3,084.6    | 3,084.6 | -0-     | -0-        | [04]   |