

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Appointing Chairman of the Nation as the Primary Representative, Chairperson of the
Water Resources Committee as the Alternate Representative, and an Attorney from
the Office of Attorney General as the Technical Advisor to the Arizona Department
of Water Resources Reconsultation Committee)**

RESOLUTION NO. 20-118

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 of the Tohono O'odham Nation provides that the Tohono
7 O'odham Legislative Council "shall have, consistent with federal law, the control
8 and management of these waters and shall have the power to: (a) Determine how
9 these waters shall be developed, used and conserved for the greatest public
10 benefit. . ." (Constitution, Article XVII, Section 2(a)); and

11 **WHEREAS,** the Constitution of the Tohono O'odham Nation also vests the Legislative Council
12 with the authority to "consult, negotiate and conclude agreements and contracts
13 on behalf of the Tohono O'odham Nation with Federal, State and local
14 governments" (Constitution, Article VI, Section 1(f)); and

15 **WHEREAS,** the Arizona Department of Water Resources is establishing a committee to
16 provide recommendations for the new Colorado River Shortage Sharing
17 Guidelines, which need to be in place by December 31, 2026; and

18 **WHEREAS,** while an official name for the new committee has not been established and it is
19 informally being referred to as the Arizona Reconsultation Committee, it is in the
20 Nation's best interests to appoint the Chairman of the Nation as the primary
21 representative, the Chairperson of the Water Resources Committee as the
22 alternate representative, and an attorney from the Office of Attorney General to
23 serve as the technical advisor to the Arizona Reconsultation Committee; and

24 **WHEREAS,** the Water Resources Committee recommends appointing Chairman of the Nation
25 as the primary representative, Chairperson of the Water Resources Committee as
26 the alternate representative, and an attorney from the Office of Attorney General
27 to the Arizona Reconsultation Committee.

28 **NOW, THEREFORE, BE IT RESOLVED** by the Tohono O'odham Legislative Council that it appoints
29 Chairman of the Nation as the primary representative, Chairperson of the Water
30 Resources Committee as the alternate representative, and an attorney from the
31 Office of Attorney General as the technical advisor to the Arizona Reconsultation
32 Committee, provided that the appointments shall expire immediately if the

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individual no longer continues to serve as an elected official or if the individual no longer continues to work for the Tohono O'odham Nation.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 28TH day of APRIL, 2020 at a meeting at which a quorum was present with a vote of 3,175.7 FOR; -0- AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(f), Article XVII, Section 1, Article XVII, Section 2(a) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; 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. Joaquin for
Timothy Joaquin, Legislative Chairman
1 day of May, 2020

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary
1 day of May, 2020

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 1 day of May, 2020 at 3:49 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. Joaquin for
Timothy Joaquin, Legislative Chairman

APPROVED

on the 05 day of May, 2020

DISAPPROVED

at 10:30 o'clock, A.m.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 5 day of

May, 2020, at 12:59 o'clock, p.m.


Evonne Wilson, Legislative Secretary

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ACTION: APPOINTING CHAIRMAN OF THE NATION AS THE PRIMARY REPRESENTATIVE, CHAIRPERSON OF THE WATER RESOURCES COMMITTEE AS THE ALTERNATE REPRESENTATIVE, AND AN ATTORNEY FROM THE OFFICE OF ATTORNEY GENERAL AS THE TECHNICAL ADVISOR TO THE ARIZONA DEPARTMENT OF WATER RESOURCES RECONSULTATION COMMITTEE

MOVED: COUNCILWOMAN LUCINDA ALLEN

SECOND: COUNCILWOMAN TERESA F. DOANHUE

DATE: APRIL 27, 2020

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 384.8	1. LEANDER MASE (Francine Schooling)	192.40	X			
	2. ALBERTA J. RAY (Frances G. Antone)	192.40	X			
CHUKUT KUK 347.5	1. VIVIAN JUAN-SAUNDERS (Juanita Homer)	173.75	X			
	2. MARLAKAY HENRY (Billman Lopez)	173.75	X			X
GU ACHI 279.3	1. VICTORIA HOBBS ()	139.65	X			
	2. TIMOTHY L. JOAQUIN (Louis L. Johnson)	139.65	X			
GU VO 264.5	1. DALLAS LEWIS (Nacho Flores)	132.25	X			
	2. GRACE MANUEL ()	132.25	X			
HICKIWAN 213.8	1. SANDRA D. ORTEGA ()	106.90	X			
	2. LOUIS R. LOPEZ (Delma M. Garcia)	106.90	X			
PISINEMO 230.7	1. MONICA K. MORGAN ()	115.35	X			
	2. MARIETTA MARTIN ()	115.35	X			
SAN LUCY 235.6	1. GLORIA RAMIREZ ()	117.80	X			
	2. JANA MONTANA (Lorraine M. Eller)	117.80	X			
SAN XAVIER 238.9	1. JANICE FELIX (Adam Andrews)	119.45	X			
	2. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	119.45	X			
SCHUK TOAK 189.0	1. QUINTIN C. LOPEZ (Agnes V. Joaquin)	94.50	X			
	2. TERESA F. DONAHUE (Alberta Espinoza)	94.50	X			
SELLS 547.1	1. EVELYN JUAN MANUEL ()	273.55	X			
	2. ARTHUR WILSON ()	273.55	X			
SIF OIDAK 244.5	1. LUCINDA ALLEN (Yolonda Garcia)	122.25	X			
	2. MARY LOPEZ (Ann M. Garcia)	122.25	X			
TOTAL		3,175.7	3,175.7	-0-	-0-	[01]