

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Memorandum of Understanding in Continuance of the Government-to-
Government Relationship Between the Tohono O'odham Nation and
the 56th Fighter Wing, Luke Air Force Base, Arizona)

RESOLUTION NO. 23-292

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Tohono O'odham**
2 **Legislative Council with the authority to "promote, protect and provide for public**
3 **health, peace, morals, education and general welfare of the Tohono O'odham**
4 **Nation and its members" and to "consult, negotiate and conclude agreements**
5 **and contracts on behalf of the Tohono O'odham Nation with Federal, State and**
6 **local governments." (Constitution of the Tohono O'odham Nation, Article VI,**
7 **Section 1(c)(2) and (f)); and**

8 **WHEREAS, the Tohono O'odham Nation has a long history of relationship with the United**
9 **States Air Force ("Air Force") over its military use of airspace over the Nation's**
10 **lands known as the Sells military operations area ("Sells MOA") and use of lands**
11 **in the Barry M. Goldwater Range ("BMGR"), which are the Nation's aboriginal**
12 **lands; and**

13 **WHEREAS, the 56th Fighter Wing ("56 FW") of the United States Air Force at Luke Air Force**
14 **Base is the designated point of contact on the use of the Sells MOA and is the**
15 **responsible agency for activities on the Air Force-management portion of the**
16 **BMGR; and**

17 **WHEREAS, the Legislative Council approved previous memorandums of understanding**
18 **between the Nation and 56 FW setting forth the relationship between the parties**
19 **as a government-to-government relationship and establishing points of contact**
20 **for communications to address issues of mutual interest (Resolution Nos. 01-537,**
21 **10-050, and 15-068); and**

22 **WHEREAS, the Tohono O'odham Nation ("Nation") has negotiated a Memorandum of**
23 **Understanding in Continuance of the Government-to-Government Relationship**
24 **Between the Tohono O'odham Nation and the 56th Fighter Wing, Luke Air Force**
25 **Base, Arizona (the "Memorandum of Understanding"), which is incorporated by**
26 **this reference; and**

27 **WHEREAS, it is in the best interests of the Nation and the Air Force, represented by the 56 FW**
28 **to approve the Memorandum of Understanding; and**

29 **WHEREAS, the Domestic Affairs Committee has reviewed the Memorandum of**
30 **Understanding between the Nation and the 56 FW and recommends its approval.**

31 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
32 **Memorandum of Understanding in Continuance of the Government-to-**

RESOLUTION NO. 23-292

(Approving Memorandum of Understanding in Continuance of the Government-to-Government Relationship Between the Tohono O'odham Nation and the 56th Fighter Wing, Luke Air Force Base, Arizona 2)

Page 2 of 3

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48

Government Relationship Between the Tohono O'odham Nation and the 56th Fighter Wing, Luke Air Force Base, Arizona in substantially the form attached, and authorizes the Nation's chairperson to execute it.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 07TH day of AUGUST 2023 at a meeting at which a quorum was present with a vote of 2,398.35 FOR; 819.65 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by, Article VI, Section 1(f) 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



Alberta J. Ray, Legislative Vice Chairwoman

8 day of August, 2023

ATTEST:



Evonne Wilson, Legislative Secretary

8 day of August, 2023

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 8 day of August, 2023 at 10:51 o'clock, a 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



Alberta J. Ray, Legislative Vice Chairwoman

RESOLUTION NO. 23-292

(Approving Memorandum of Understanding in Continuance of the Government-to-Government Relationship Between the Tohono O'odham Nation and the 56th Fighter Wing, Luke Air Force Base, Arizona)


Page 3 of 3

APPROVED

on the 8 day of August, 2023

DISAPPROVED

at 12 o'clock, P.m.



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

Returned to the Legislative Secretary on the 08 day of

August, 2023, at 12:39 o'clock, P.m.



Evonne Wilson, Legislative Secretary

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

ACTION: APPROVING MEMORANDUM OF UNDERSTANDING IN CONTINUANCE OF THE GOVERNMENT-TO-GOVERNMENT RELATIONSHIP BETWEEN THE TOHONO O'ODHAM NATION AND THE 56TH FIGHTER WING, LUKE AIR FORCE BASE, ARIZONA

Moved: COUNCILWOMAN MARLAKAY HENRY

SECOND: COUNCILWOMAN GRACE MANUEL

DATE: AUGUST 07, 2023

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. SHELIA ESPINO ()	278.25	X			
	2. EVELYN JUAN MANUEL (Arvada Liston)	278.25		X		
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza)	95.25		X		
	2. DELISA M. RAMON (Sharon A. Francisco)	95.25		X		
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	121.3		X		
	2. JANICE FELIX ()	121.3		X		
SAN LUCY 243.8	1. LORRAINE M. EILER ()	121.9	X			
	2. ROGER MANUEL (Christina Andrews)	121.9	X			
PISINEMO 232.7	1. MARIETTA MARTIN ()	116.35	X			
	2. EDWARD D. MANUEL (Monica Morgan)	116.35	X			X
HICKIWAN 216.6	1. LOUIS R. LOPEZ ()	108.3		X		
	2. DELMA M. GARCIA ()	108.3	X			
GU VO 270.7	1. GRACE MANUEL ()	135.35	X			
	2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35	X			
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN ()	139.25	X			
	2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25	X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez)	175.8	X			
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8	X			
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone)	194.45	X			
	2. LEANDER MASE (Francine Schooling)	194.45	X			
TOTAL		3,218.0	2,398.35	819.65	-0-	[01]