## RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL (Approving the Compatibility Requirements for the San Lucy District's Development of Acreage Within the Far West Valley Area)

RESOLUTION NO. 24-168

1	WHEREAS,	"The unallotted lands of the Tohono O'odham Nation and all lands hereafter
2		acquired by the nation, or held for the use of the nation or its members, are a
3		valuable public resource and shall be held as national lands forever. Control and
4		management thereof are vested in the Tohono O'odham Council, which may
5		enact laws governing the use, assignment, permit, lease or other disposition of
6		lands, interests in land and resources of the nation consistent with Federal law."
7		(Constitution of the Tohono O'odbam Nation, Article XVI, Section 1); and
8	WHEREAS,	hy Resolution No. 14-565, the Legislative Council approved a Tribal Land
9		Assignment for West Valley Area authorizing the Tohono O'odham Gaming
10		Enterprise ("TOGE") to utilize, improve, maintain, operate and manage the West
11		Valley Area to carry out the purposes of the TOGE's Charter, subject to the
12		reservation of twenty-five (25) acres for the San Lucy District to use for general
13		economic development purposes (Tribal Land Assignment for West Valley Area,
14		as amended by Resolution No. 20-166); and
15	WHEREAS,	Section 7(C) of the Tribal Land Assignment conditioned the District's use of the
16		acreage, in part, on compliance with the compatibility requirements in a Master
17		Plan prepared by TOGE with the District's input; and
18	WHEREAS,	Attachment 2 to the West Valley Master Plan is a multiple-page table of
19		compatible uses and incompatible uses for each of several general categories of
20		use which govern the District's development of the 25 acres at West Valley
21		property; and
22	WHEREAS,	the Nation acquired an additional area referred to as the "Far West Area"
23		comprising approximately 110.3 acres of which approximately 30.3 acres would
24		be reserved for the District (the "Far West District Parcel") for general economic
25		and community development purposes and 80 acres would be assigned to TOGE
26		for the construction of a gaming facility and related amenities; and
27	WHEREAS,	the Nation entered into a Tribal Land Assignment for the Far West Valley Area with
28		TOGE (the "Far West Assignment") and amendments to its agreement with the
29	-	District (the "Agreement") addressing, in pertinent part, the Far West
30		"compatibility requirements"; and

Within the Far West Valley Area) Page 2 of 3 1 WHEREAS. the terms of the Far West Assignment and Agreement provide that the 2 compatibility uses for the Far West Area be developed in consultation between 3 the District and TOGE, subject to final approval by the Legislative Council; and 4 WHEREAS, the District and TOGE have consulted and find that the Compatible and Non-5 Compatible Uses set out as Attachment 2 to the West Valley Master Plan reflect the 6 appropriate set of compatible and non-compatible uses for the Far West District 7 Parcel; and 8 WHEREAS. the District and TOGE have each enacted a resolution approving the adoption of 9 the West Valley Master Plan's Attachment 2 - Compatible and Non-Compatible 10 Uses for the Far West Area including the Far West District Parcel and seek final 11 approval by Legislative Council resolution; and 12 WHEREAS. the Nation's Economic Development Delegation recommends that the Legislative 13 Council approve the compatible and non-compatible uses identified on 14 Attachment 2 of the West Valley Master Plan for development of the Far West 15 District Parcel. 16 NOW, THEREFORE, BE IT RESOLVED that the Legislative Council approves the compatible and 17 non-compatible uses identified on Attachment 2 of the West Valley Master Plan 18 for development of the Far West District Parcel. 19 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the  $05^{\mathrm{TH}}$ 20 day of JUNE 2024 at a meeting at which a quorum was present with a vote of 3,005.7 FOR; 257.6 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by 21 22 Article VI, Section 1(e) and 1(i)(2); Article XVI, Section 1\_of the Constitution of the Tohono 23 O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by 24 the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant 25 to Section 16 of the Act of June 18, 1934 (48 Stat. 984). 26 27 28 TOHONO O'ODHAM LEGISLATIVE COUNCIL 29 30 31 32 Wavalene M. Saunders, Legislative Chairwoman 33 34 35

(Approving the Compatibility Requirements for the San Lucy District's Development of Acreage

RESOLUTION NO. 24-168

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Within the Far West Valley A Page 3 of 3	rea)
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ATTEST!	
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Chiny Mile	
Evonne Wilson, Legislative	Secretary
day of Mine	, 2024
Said Resolution was subr	nitted for approval to the office of the Chairman of the Toh
O'odham Nation on the	nitted for approval to the office of the Chairman of the Toh day of, 2024 at
pursuant to the provision	is of Section 5 of Article VII of the Constitution and will beco
	al or upon his failure to either approve or disapprove it within
hours of submittal.	
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	TOHONO O'ODHAM LEGISLATIVE COUNCIL
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	hallop a blem Mrs. Charten
	Wavalene M. Saunders, Legislative Chairwoman
<b>N</b> ] APPROVED	on the day of year, 2024
	on the 10 day of June, 2024  at 255 o'clock, o'.m.
[ ] DISAPPROVED	ato'clock,m.
	VERLON M. JOSE, CHAIRMAN
	TOHONO O'ODHAM NATION
	TORONO O ODMINI 19.31TON
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Returned to the Legislative	Secretary on the(()day of
	2:10
Jul ,	2024, at <u>3'03</u> o'clock, <u>p</u> .m.
109. 00.0	,
William & Vella.	
Evonne Wilson, Legislative	Secretary
Evolute Wilson, Legislative	Secretary

ACTION: APPROVING THE COMPATIBILITY REQUIREMENTS FOR THE SAN LUCY DISTRICT'S DEVELOPMENT OF ACREAGE WITHIN THE FAR WEST VALLEY AREA

MOVED: COUNCILWOMAN VICTORIA HOBBS

SECOND: COUNCILWOMAN EVELYN JUAN MANUEL

DATE: JUNE 05, 2024

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 394.2	1. LEANDER MASE (Francine Schooling) 2. JESSE NAVARRO (Alberta J. Ray)	197.1 197.1	x x			
CHUKUT KUK 354.7	1. VIVIAN JUAN-SAUNDERS (Cornelius Antone) 2. MARLAKAY HENRY ( )	177.35 177.35	x x			
GU ACHI 282.7	1. VICTORIA HOBBS (Tonya L. Joaquin) 2. JEROME F. JOAQUIN ( )	141.35 141.35	x x			
GU VO 276.0	1. DALLAS LEWIS ( ) 2. LESLIE LUNA (Grace Manuel)	138.0 138.0	x x			
HICKIWAN 220.5	1. DELMA M. GARCIA ( ) 2. LOUIS R. LOPEZ (Loretta A. Ortega)	110.25 110.25	x x			х
PISINEMO 236.2	1. EDWARD D. MANUEL (Monica Morgan) 2. PAMELA J. BENAVIDEZ (Nora J. Ruelas)	118.1 118.1	x x			
SAN LUCY 257.6	ROGER MANUEL (Absent)     (Christina Andrews) (Present)     GLORIA M. RAMIREZ     (Lorraine M. Eiler)	128.8 128.8		x x		
SAN XAVIER 244.5	1. JANICE FELIX ( ) 2. DANIEL L.A. PRESTON III ( )	122.25 122.25	X X			
SCHUK TOAK 191.8	1. DELISA M. RAMON (Sharon A. Francisco) 2. THEORIA CAMPILLO (Rebecca Ann Valentine)	95.9 95.9	x x			
SELLS 558.0	1. EVELYN JUAN-MANUEL (Arvada Liston) 2. JANET B. ELEANDO ( )	279.0 279.0	x x			
SIF OIDAK 247.1	1. LUCINDA ALLEN (Francis Homewytewa) 2. WAVALENE M. SAUNDERS (Absent) (Mary Lopez) (Present)	123.55 123.55	x x			
	TOTAL	3,263.30	3,005.7	257.6	-0-	[01]