

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving an Addition to the Master List for Minor Eligible Members for the
Third Per Capita Distribution and Authorizing the Transfer of
Funds to Set up A Trust Account at Wells Fargo Bank)

RESOLUTION NO. 19-050

- 1 **WHEREAS,** on June 28, 1997, the Nation's voters approved Initiative No. IN-01-97, "O'odham
2 **Voice on Use of Gaming Revenues"** ("Initiative"), which authorizes per capita
3 **payments to the Nation's members provided that sufficient gaming revenues are**
4 **available; and**
- 5 **WHEREAS,** the Ordinance for the Regulation of Gaming Activities Within the Tohono
6 **O'odham Nation ("Gaming Ordinance")** was subsequently amended to authorize
7 **per capita distribution payments in accordance with the Initiative (Legislative**
8 **Council Resolution No. 97-303); and**
- 9 **WHEREAS,** the Legislative Council did adopt the Third Per Capita Revenue Allocation Plan
10 **pursuant to Legislative Council Resolution No. 06-307; and**
- 11 **WHEREAS,** the Secretary of the Department of Interior did approve the Third Per Capita
12 **Revenue Allocation Plan on July 28, 2006; and**
- 13 **WHEREAS,** the Tohono O'odham Membership Services submitted to the Tohono O'odham
14 **Legislative Council the Master List for Minor Eligible Members for the Third Per**
15 **Capita Distribution ("Master List")** for review and approval for the third per capita
16 **distribution; and**
- 17 **WHEREAS,** pursuant to Resolution No. 06-627, the Tohono O'odham Legislative Council
18 **approved the Master List and the approved number of verified eligible minor**
19 **members for the third per capita distribution was 9,282; and**
- 20 **WHEREAS,** the Enrollment Program has identified one eligible minor member who was left
21 **off the Master List for the third per capita payment; and**
- 22 **WHEREAS,** the one minor member eligible for the third per capita payment did not have the
23 **Wells Fargo trust account established in accordance with the Wells Fargo Trust**
24 **Agreement, which was approved by Tohono O'odham Legislative Council**
25 **Resolution No. 06-258; and**
- 26 **WHEREAS,** the Nation's Treasurer has calculated the accrued interest due to the eligible
27 **minor member for the third per capita payment.**
- 28 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council hereby:
- 29 **1. Approves the addition of one eligible Tohono O'odham minor member to the**
30 **Master List for Minor Eligible Members for the Third Per Capita Distribution,**
31 **who is listed in the attached February 2019 Addition to the Minor Master List**
32 **for the Third Per Capita Distribution.**

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2. Authorizes the Office of the Treasurer to transfer \$2,000 from the Wells Fargo Third Per Capita Excess Funds Account to establish a trust account for the one minor at Wells Fargo Bank pursuant to the terms of the Trust Agreement approved by Tohono O'odham Legislative Council Resolution No. 06-258.
3. Authorizes the Office of the Treasurer to transfer \$903.24 from the Wells Fargo Third Per Capita Excess Funds Account to pay the accrued interest income due for the third per capita payment.
4. Authorizes the Chairperson of the Nation or a designated official to execute such other documents as may be necessary to implement this resolution.

BE IT FINALLY RESLOVED by the Tohono O'odham Legislative Council that any future additions to the Master List for Minor Eligible Members for the Third Per Capita Distribution is subject to the approval of the Tohono O'odham Legislative Council.


The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05TH day of FEBRUARY, 2019 at a meeting at which a quorum was present with a vote of 3,084.6 FOR; -0- AGAINST; -0- NOT VOTING; and [07] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(d)(2) 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 Joaquin, Legislative Chairman *for*
6 day of February, 2019

ATTEST:



Evonne Wilson, Legislative Secretary
6 day of February, 2019

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 6 day of February, 2019 at 3:02 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.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL




Timothy Joaquin, Legislative Chairman

APPROVED

on the 7 day of February, 2019

DISAPPROVED

at 10:40 o'clock, A.m.



EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 7 day of

February, 2019, at 2:00 o'clock, P.m.



Evonne Wilson, Legislative Secretary

ACTION: APPROVING AN ADDITION TO THE MASTER LIST FOR MINOR ELIGIBLE MEMBERS FOR THE THIRD PER CAPITA DISTRIBUTION AND AUTHORIZING THE TRANSFER OF FUNDS TO SET UP A TRUST ACCOUNT AT WELLS FARGO BANK

Moved: COUNCILWOMAN JANICE FELIX

SECOND: COUNCILMAN DANIEL L.A. PRESTON III

DATE: FEBRUARY 05, 2019

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 235.8	1. MARY LOPEZ ()	117.9	X			
	2. LUCINDA ALLEN (Yolonda Garcia)	117.9	X			X
SELLS 527.2	1. ARTHUR WILSON (Evelyn Juan Manuel)	263.6	X			
	2. ADRIANNE TILLER (Idaleen Reyes)	263.6	X			
SCHUK TOAK 185.7	1. ANTHONY J. FRANCISCO JR. (Teresa F. Donahue)	92.85	X			
	2. QUINTIN C. LOPEZ (Agnes V. Joaquin)	92.85	X			
SAN XAVIER 232.3	1. DANIEL L.A. PRESTON III (Felicia Nunez)	116.15	X			
	2. JANICE FELIX ()	116.15	X			
SAN LUCY 231.1	1. JANA MONTANA (Diana Manuel)	115.55	X			
	2. GLORIA RAMIREZ (Lorraine Eiler)	115.55	X			X
PISINEMO 225.9	1. CHESTER ANTONE (<i>Absent</i>) (Caroline D. Garcia) (<i>Present</i>)	112.95	X			
	2. MONICA K. MORGAN ()	112.95	X			
HICKIWAN 209.0	1. LOUIS R. LOPEZ (Shirley Molina)	104.5	X			X
	2. SANDRA D. ORTEGA ()	104.5	X			
GU VO 256.9	1. GRACE MANUEL ()	128.45	X			X
	2. DALLAS LEWIS (Nacho Flores)	128.45	X			
GU ACHI 270.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	135.45	X			X
	2. LORETTA LEWIS (Victoria Hobbs)	135.45	X			
CHUKUT KUK 337.7	1. BILLMAN LOPEZ (Patricia Antone)	168.85	X			
	2. VIVIAN JUAN-SAUNDERS (Juanita Homer)	168.85	X			X
BABOQUIVARI 372.1	1. FRANCES MIGUEL (Roberta E. Harvey)	186.05	X			
	2. LEANDER MASE (Francine Schooling)	186.05	X			X
TOTAL		3,084.6	3,084.6	-0-	-0-	[07]