

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

RESOLUTION NO. 19-282

1 **WHEREAS, on June 28, 1997, the Nation's voters approved Initiative No. IN-01-97, the**
2 **"O'odham Voice on Use of Gaming Revenues" (the "Initiative"), which authorizes**
3 **per capita payments to the Nation's members provided that sufficient gaming**
4 **revenues are available; and**

5 **WHEREAS, the Ordinance for the Regulation of Gaming Activities Within the Tohono**
6 **O'odham Nation (the "Gaming Ordinance") was subsequently amended to**
7 **authorize per capita distribution payments in accordance with the Initiative**
8 **(Legislative Council Resolution No. 97-303); and**

9 **WHEREAS, the Legislative Council did adopt the Tohono O'odham Nation Revenue Allocation**
10 **Plan pursuant to Legislative Council Resolution No. 09-164; and**

11 **WHEREAS, on June 15, 2009, the Tohono O'odham Nation received notice from the Secretary**
12 **of the Department of Interior that the Tohono O'odham Nation Revenue**
13 **Allocation Plan was approved; and**

14 **WHEREAS, the Tohono O'odham Nation Department of Membership Services submitted to**
15 **the Tohono O'odham Legislative Council the Master List for Eligible Minor**
16 **Tohono O'odham Members for the Fourth Per Capita Distribution ("Master List")**
17 **for review and approval; and**

18 **WHEREAS, Legislative Council approved the Master List with the initial number of 8,665**
19 **verified minor members (Resolution Number 09-429); and**

20 **WHEREAS, the Enrollment Program has identified 2 eligible minor members who were left**
21 **off the Master List for the fourth per capita distribution; and**

22 **WHEREAS, the 2 minor members eligible for the fourth 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 members for the fourth per capita payment.**

28 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:**

- 29 **1. Approves the attached list of 2 eligible minor members whose names were left**
30 **off the Master List for Eligible Minor Tohono O'odham Members for the Fourth**
31 **Per Capita Distribution and such names will be incorporated into the Master**
32 **List approved by Legislative Council Resolution No. 09-429.**

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2. Authorizes the Office of the Treasurer to transfer \$4000 (2 x \$2,000 = \$4,000) from the Wells Fargo Fourth Per Capita Excess Funds Account to establish a trust account for each of the 2 minors 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 \$1,556.91 from the Wells Fargo Fourth Per Capita Excess Funds Account to pay the accrued interest income due for the fourth 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 RESOLVED by the Tohono O'odham Legislative Council that any future additions to the Master List for Eligible Minor Tohono O'odham Members for the Fourth 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 AUGUST, 2019 at a meeting at which a quorum was present with a vote of 3,175.7 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Article VI, Sections 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
6 day of August, 2019

ATTEST:


Evonne Wilson, Legislative Secretary
6 day of August, 2019

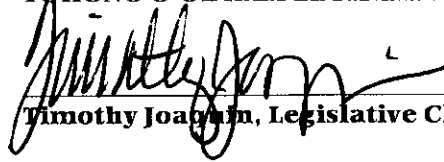
Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 6 day of August, 2019 at 4:10 o'clock, P.m., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joannin, Legislative Chairman

APPROVED

on the 07 day of August, 2019

DISAPPROVED

at 5:23 o'clock, P.m.



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

Returned to the Legislative Secretary on the 8th day of

August, 2019, at 3:53 o'clock, P.m.


Evonne Wilson, Legislative Secretary

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ACTION: APPROVING ADDITIONS TO THE MASTER LIST FOR ELIGIBLE MINOR TOHONO O'ODHAM MEMBERS FOR THE FOURTH PER CAPITA DISTRIBUTION AND AUTHORIZING THE TRANSFER OF FUNDS TO SET UP A TRUST ACCOUNT AT WELLS FARGO BANK

Moved: COUNCILWOMAN JANICE FELIX

SECOND: COUNCILWOMAN TERESA F. DONAHUE

DATE: AUGUST 05, 2019

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			
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 (<i>Absent</i>) (Nacho Flores) (<i>Present</i>)	132.25	X			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 (<i>Absent</i>) (Lorraine M. Eiler) (<i>Present</i>)	117.80	X			
SAN XAVIER 238.9	1. JANICE FELIX (Adam Andrews)	119.45	X			
	2. DANIEL L.A. PRESTON III ()	119.45	X			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. ADRIANNE TILLER ()	273.55	X			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-	[03]