

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving FY 2020 District Allocation and Apportionment of Gaming Revenues**  
**to Districts by Population Distribution)**

RESOLUTION NO. 19-285

1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Tohono O'odham  
2 Legislative Council with legislative and fiscal powers, including the power "to  
3 manage any funds within the exclusive control of the Tohono O'odham Nation,  
4 including proceeds derived from lands and resources of the Tohono O'odham  
5 Nation" (Constitution, Article VI, Section 1(d)(2)); and

6 **WHEREAS,** by 26 Tohono O'odham Code Chapter 1, §1301, the Legislative Council has adopted  
7 a formula for distributing the Nation's gaming revenues ("Formula"), which  
8 includes an allocation to the Nation's districts ("District Allocation"); and

9 **WHEREAS,** 26 Tohono O'odham Code Chapter 1, §1304 provides that on August 1 each year  
10 the District Allocation for each district shall be apportioned in accordance with  
11 the allocation formula established by the Legislative Council; and

12 **WHEREAS,** 26 Tohono O'odham Code Chapter 1, §§ 1301(B)(ii)(a) and (b) of the Formula  
13 provide that "Fifteen percent (15%) of the District Allocation shall be allocated to  
14 the District where the Gaming Facility which generated such revenue is located"  
15 (the "Host District Share"); and

16 **WHEREAS,** 26 Tohono O'odham Code Chapter 1, §1304 provides that the remainder of the  
17 District Allocation be divided among all districts in accordance with the  
18 allocation formula established by the Legislative Council; and

19 **WHEREAS,** the Budget and Finance Committee has discussed three options for dividing the  
20 remainder of the FY 2020 District Allocation: (1) by equal distribution, (2) by  
21 population distribution, or (3) by 50/50 distribution (1/2 equal and 1/2  
22 population); and

23 **WHEREAS,** the Tohono O'odham Nation Office of the Treasurer has calculated the FY 2020  
24 District Allocation in accordance with the FY 2020 District Gaming Allocation  
25 Table, which is incorporated by this reference.

26 **NOW, THEREFORE, BE IT RESOLVED** by the Tohono O'odham Legislative Council that it approves  
27 the allocation of the FY 2020 Host District Share and the remainder of the FY 2020  
28 District Allocation among the 11 Districts of the Nation by population distribution  
29 effective August 1, 2019 in accordance with the FY 2020 District Gaming Allocation  
30 Table.

31 **BE IT FINALLY RESOLVED,** by the Tohono O'odham Legislative Council that all FY 2020 District  
32 Allocation funds, including the Host District Share, shall be made available for  
33 expenditure subject to budgets approved in accordance with Article VI, Section

RESOLUTION NO. 19-285

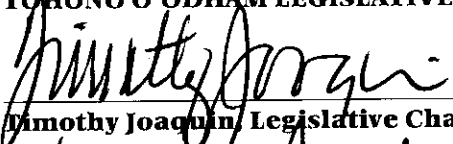
(Approving FY 2020 District Allocation and Apportionment of Gaming Revenues to Districts by Population Distribution)

Page 2 of 3

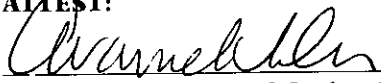
1 1(d)(2) and Article IX, Section 7 of the Nation's Constitution, and the additional  
2 requirements of Tohono O'odham Code Title 26, Chapter 1, Article 3.

3 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06<sup>TH</sup>  
4 day of AUGUST, 2019 at a meeting at which a quorum was present with a vote of 1,690.95 FOR;  
5 1,484.75 AGAINST; [01] NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the  
6 Council by Article VI, Sections 1(d)(2) of the Constitution of the Tohono O'odham Nation,  
7 adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy  
8 Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the  
9 Act of June 18, 1934 (48 Stat.984).

10  
11  
12 TOHONO O'ODHAM LEGISLATIVE COUNCIL

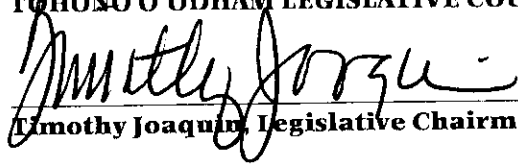
13  
14   
15 Timothy Joaquin, Legislative Chairman  
16  
17 6 day of August, 2019  
18  
19

20 ATTEST:


21   
22  
23 Evonne Wilson, Legislative Secretary  
24  
25 6 day of August, 2019  
26

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

32  
33 TOHONO O'ODHAM LEGISLATIVE COUNCIL

34  
35   
36 Timothy Joaquin, Legislative Chairman  
37

38  
39  
40  APPROVED  
41  
42  DISAPPROVED  
43  
44  
45

46 on the 08 day of August, 2019  
47 at 3:16 o'clock, P.m.  
48   
49  
50 NED NORRIS, JR., CHAIRMAN  
51 TOHONO O'ODHAM NATION  
52

**RESOLUTION NO. 19-285**

**(Approving FY 2020 District Allocation and Apportionment of Gaming Revenues to Districts by Population Distribution)**

**Page 3 of 3**

Returned to the Legislative Secretary on the 8<sup>th</sup> day of  
August, 2019, at 3:39 o'clock, P.m.

Evonne Wilson  
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
- 51
- 52

**ACTION: APPROVING FY 2020 DISTRICT ALLOCATION AND APPORTIONMENT OF GAMING REVENUES TO DISTRICTS BY POPULATION DISTRIBUTION**

**Moved: COUNCILMAN ARTHUR WILSON**

**SECOND: COUNCILWOMAN MARLAKAY HENRY**

**DATE: AUGUST 06, 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 (Francis 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			
GUACHI 279.3	1. VICTORIA HOBBS ( )	139.65	X			
	2. TIMOTHY L. JOAQUIN (Louis L. Johnson)	139.65	X			
GUVO 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. Eiler)	117.80		X		
SAN XAVIER 238.9	1. JANICE FELIX (Adam Andrews)	119.45		X		
	2. DANIEL L.A. PRESTON III ( )	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. ADRIANNE TILLER ( )	273.55	X			X
	2. ARTHUR WILSON ( )	273.55	X			
SIF OIDA 244.5	1. LUCINDA ALLEN (Yolonda Garcia)	122.25		X		
	2. MARY LOPEZ ( <i>Absent</i> ) (Ann M. Garcia) ( <i>Present</i> )	122.25		X	X	
<b>TOTAL</b>		<b>3,175.7</b>	<b>1,690.95</b>	<b>1,484.75</b>	<b>[01]</b>	<b>[01]</b>