

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Enacting 26 Tohono O'odham Code Chapter 3 - Permanent Trust Fund)**

RESOLUTION NO. 20-069

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power "to manage any**
2 **funds within the exclusive control of the Tohono O'odham Nation" (Constitution**
3 **of the Tohono O'odham Nation, Article VI, Section 1(d)(2)); and**

4 **WHEREAS, by Resolution No. 91-042, the Legislative Council adopted a Nation's Financial**
5 **Investment Policy with the primary objective of "making financial investments**
6 **are to conserve [the Nation's] financial assets and maintain their value over time"**
7 **for the benefit of the Nation's members and by Resolution No. 95-590 approved**
8 **the Nation's Investment Management Contract with the Bank of America; and**

9 **WHEREAS, the Legislative Council has approved subsequent amendments to the Financial**
10 **Investment Policy and approved an Investment Policy Statement (Resolutions No.**
11 **01-213; No. 08-608; and No. 14-198); and**

12 **WHEREAS, the Investment Committee, which is currently composed of the Budget and**
13 **Finance Committee, the Nation's Treasurer, and the Nation's Chairperson,**
14 **regularly reviews and evaluates recommendations from the Nation's Treasurer**
15 **and investment advisors to generate investment income and preserve the**
16 **Nation's long-term financial stability; and**

17 **WHEREAS, the Investment Committee in consultation with the Nation's Investment**
18 **Consultant reviewed the proposed "Permanent Trust Fund" law, which is**
19 **incorporated by this reference; and**

20 **WHEREAS, it is in the Nation's best interest to enact 26 Tohono O'odham Code Chapter 3 -**
21 **Permanent Trust Fund law to establish a true permanent savings fund and**
22 **permanent stream of investment income to defray the cost of Tohono O'odham**
23 **government services provided to the O'odham people.**

24 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council enacts 26**
25 **Tohono O'odham Code Chapter 3 - Permanent Trust Fund.**

26 **BE IT FINALLY RESOLVED that the Tohono O'odham Legislative Council authorizes the release**
27 **of the Equity Fund account from the Economic Development Reserve previously**
28 **established by Resolution No. 14-560 and appropriates \$15,000,000 from the**
29 **Equity Fund and \$35,000,000 from the General Fund to be deposited into the**
30 **Permanent Trust Fund.**

31 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 02ND**
32 **day of MARCH, 2020 at a meeting at which a quorum was present with a vote of 2,365.15 FOR;**
33 **810.55 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council**
34 **by Article VI, Section 1(d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the**
35 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
36 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
37 **18, 1934 (48 Stat.984).**

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy C. Ypsey for
Timothy Joaquin, Legislative Chairman
3 day of March, 2020

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary
3 day of March, 2020

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 3 day of March, 2020 at 3:00 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.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy C. Ypsey for
Timothy Joaquin, Legislative Chairman

APPROVED

on the 05 day of March, 2020

DISAPPROVED

at 8:15 o'clock, a.m.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 5 day of
March, 2020, at 9:07 o'clock, a.m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

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ACTION: ENACTING 26 TOHONO O'ODHAM CODE CHAPTER 3 - PERMANENT TRUST FUND

MOVED: COUNCILWOMAN MARLAKAY HENRY

SECOND: COUNCILWOMAN MONICA K. MORGAN

DATE: MARCH 02, 2020

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 (<i>Absent</i>) (Juanita Homer) (<i>Present</i>)	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 (Nacho Flores)	132.25	X			
	2. GRACE MANUEL ()	132.25	X			
HICKIWAN 213.8	1. SANDRA D. ORTEGA ()	106.90		X		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		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 (Racheal Vilson-Stoner)	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. EVELYN JUAN MANUEL ()	273.55	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	2,365.15	810.55	-0-	[02]