

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing the Credit and Finance Program to transfer title to collateral pledged as security on Revolving Credit Fund loans)

RESOLUTION NO. 2000-086

1 **WHEREAS, the Second Restated Declaration of Policies and Plan of Operations (the “Plan of**
2 **Operations”) of the Nation’s Revolving Credit Fund (the “Fund”) was approved**
3 **pursuant to Legislative Council Resolution No. 97-084; and**

4 **WHEREAS, Section 8(i) of the Plan of Operations requires that all Borrowers from the Fund**
5 **provide the Nation adequate security as a condition of obtaining a loan from the**
6 **Fund; and**

7 **WHEREAS, under the terms of the loan agreement between the Nation and the Borrower from**
8 **the Fund, the Borrower makes a pledge of property to the Nation as security for**
9 **repayment of both the principal amount of the loan and interest assessed on the**
10 **loan (the property which is pledged as security is hereinafter referred to as**
11 **“collateral”); and**

12 **WHEREAS, in the event a Borrower defaults on the loan repayment obligations, the loan**
13 **agreement provides the Nation with remedies with respect to the collateral**
14 **including the public or private sale of the collateral; and**

15 **WHEREAS, upon the sale of the collateral, the Credit and Finance Program recommends that it**
16 **be granted authorization on behalf of the Nation to: (i) transfer title of the collateral**
17 **from the Nation to a buyer, (ii) deposit the proceeds from the sale of the collateral**
18 **into the Fund, and (iii) credit to the Borrower’s outstanding indebtedness to the Fund**
19 **all proceeds of the sale minus all expenses of the sale.**

20 **NOW, THEREFORE, BE IT RESOLVED THAT:**

21 **Upon the sale of collateral as herein above described, the Tohono O’odham**
22 **Legislative Council hereby authorizes the Credit and Finance Program on behalf of**
23 **the Nation to:**

- 24 **1. Transfer title of collateral from the Nation to a buyer;**
25 **2. Deposit the proceeds from the sale of collateral into the Fund; and**
26 **3. Credit to the Borrower’s outstanding indebtedness to the Fund all proceeds of**
27 **the sale minus all expenses of the sale.**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06TH day of MARCH, 2000 at a meeting at which a quorum was present with a vote of 2,165.5 FOR; -0- AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by Section 1 (k) of Article VI 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



Dennis Ramon, Legislative Chairman

7th day of March, 20 00

ATTEST:



Juliana Saraficio, Acting Legislative Secretary

06 day of March, 20 00.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 7th day of March, 20 00 at 4:26 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




Dennis Ramon, Legislative Chairman

on the 7th day of March, 20 00

APPROVED

at 5:15 o'clock, P.M.

DISAPPROVED



EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 08th day of

March, 20 00, at 8:41 o'clock, A.M.

Julianna Saraficio
Julianna Saraficio, Acting Legislative Secretary

ACTION: AUTHORIZING THE CREDIT AND FINANCE PROGRAM TO TRANSFER TITLE TO COLLATERAL PLEDGED AS SECURITY ON REVOLVING CREDIT FUND LOANS

MOVED: COUNCILMAN TONY BURRELL

SECOND: COUNCILWOMAN MARY ANN ANTONE

DATE: MARCH 06, 2000

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			
SELLS 372.7	1. DENNIS E. JOSE ()	186.35	X			
	2. EVELYN JUAN ()	186.35	X			
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			
	2. AMBROSE ENCINAS ()	66.7	X			
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95	X			
	2. DENNIS RAMON ()	82.95	X			
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			
GU ACHI 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			X
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ()	78.4	X			
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05	X			
	2. GLORIA RAMIREZ ()	64.05	X			
GU VO 160.0	1. FERN SALCIDO ()	80.0	X			
	2. GLORIA MONTANA (Phillip Antone)	80.0	X			
HICKIWAN 158.1	1. ALEX JOSE (Shirley Santos)	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
TOTAL		2,165.5	2,165.5	-0-	-0-	[01]

**PASSED VOTES