

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Accepting Certification of Adult Eligible Members and Authorizing the Expenditure
of Funds for Per Capita Payments under the Second Per Capita Plan)

RESOLUTION NO. 2000-517

1 **WHEREAS, on June 28, 1997 the voters of the Tohono O'odham Nation approved Initiative No. IN-**
2 **01-97 (the "Initiative"); and**

3 **WHEREAS, pursuant to the Initiative and Resolution Nos. 97-451 and 97-452, the Tohono**
4 **O'odham Legislative Council adopted an Initiative Funding and Implementation**
5 **Plan and a Revenue Allocation Plan (collectively the "First Per Capita Plan"); and**

6 **WHEREAS, an Initial Per Capita Distribution under the First Per Capita Plan was approved on**
7 **December 18, 1997 by the Phoenix Area Office of the Bureau of Indian Affairs; and**

8 **WHEREAS, Initial Per Capita Distributions have been and continue to be disbursed to adult**
9 **Eligible Members under the First Per Capita Plan; and**

10 **WHEREAS, pursuant to the Initiative and Resolutions Nos. 2000-269 and 2000-472, the Legislative**
11 **Council adopted (1) a Second Initiative Funding and Implementation Plan, (2) a**
12 **Second Revenue Allocation Plan, and (3) Amendment No. 1 to each Plan (collectively**
13 **the "Second Per Capita Plan"); and**

14 **WHEREAS, under the Second Per Capita Plan, each Eligible Member who is certified as eligible**
15 **is entitled to receive a per capita payment of \$2,000; and**

16 **WHEREAS, by letter dated October 25, 2000, a copy of which is attached, the Deputy**
17 **Commissioner of Indian Affairs approved the Second Per Capita Plan; and**

18 **WHEREAS, as required by the Second Per Capita Plan, the Attorney General of the Nation issued**
19 **the attached Notice of Compliance on October 26, 2000; and**

20 **WHEREAS, as required by the Second Per Capita Plan, the Enrollment Office has filed a**
21 **Certification of Eligible Members listing 12,716 adult Eligible Members who are**
22 **eligible for receipt of a per capita payment under the terms of the Second Per Capita**
23 **Plan and the laws of the United States and the Nation.**

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

25 **1. The Tohono O'odham Legislative Council hereby accepts and approves the**
26 **Certification of Eligible Members, in the form attached hereto.**

27 **2. The Legislative Council authorizes (a) the transfer of the sum of \$25,432,000 from**

RESOLUTION NO. 2000-517

**(Accepting Certification of Adult Eligible Members and Authorizing the Expenditure of Funds for Per Capita Payments under the Second Per Capita Plan)
Page 2 of 3**

- 1 Per Capita #2 Trust Account No. 68-01-101-0327262 to Per Capita #2 Checking
2 Account No. 467-571-7067 established at Bank of America Arizona (the "Per
3 Capita Checking Account") and (b) upon the joint signature of the Chairman and
4 Vice Chairman of the Nation, issuance of a check on the Per Capita Checking
5 Account in the amount of (i) \$2,000 to each Eligible Member residing in the United
6 States and listed in the attached Certification of Eligible Members and (ii) \$1,400
7 to each Eligible Member residing outside the United States and listed in the
8 attached Certification, with the balance of \$600 withheld and remitted to the
9 Internal Revenue Service pursuant to the requirements of federal law.
- 10 3. The Chairman of the Nation is authorized to execute such other documents as
11 may be necessary to implement this Resolution.

12 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 27TH
13 Day of OCTOBER, 2000 at a meeting at which a quorum was present with a vote of 2,085.5 FOR;
14 80.0 AGAINST; -0- NOT VOTING; and [0] ABSENT, pursuant to the powers vested in the Council by
15 Section 1 (d)(2) & (3) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by
16 the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
17 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
18 18, 1934 (48 Stat. 984).

19
20 TOHONO O'ODHAM LEGISLATIVE COUNCIL

21 
22 _____
23 Dennis Ramon, Legislative Chairman

24 27th day of October, 2000

25
26
27 ATTEST:

28 
29 _____
30 Julianna Saraficio, Acting Legislative Secretary

31 27 day of October, 2000.

32
33
34 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
35 O'Odham Nation on the 27th day of October, 2000 at 4:48 o'clock,
36 P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
37 effective upon his approval or upon his failure to either approve or disapprove it within 48 hours
38 of submittal.
39

RESOLUTION NO. 2000-517

(Accepting Certification of Adult Eligible Members and Authorizing the Expenditure of Funds for Per Capita Payments under the Second Per Capita Plan)

Page 3 of 3

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

TOHONO O'ODHAM LEGISLATIVE COUNCIL



Dennis Ramon, Legislative Chairman

APPROVED

on the 27th day of October, 2000

DISAPPROVED

at 4:50 o'clock, P.M.



EDWARD D. MANUEL, Chairman

TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 27 day of

October, 2000, at 4:55 o'clock, P.M.


Julianna Saraficio, Acting Legislative Secretary

ACTION: ACCEPTING CERTIFICATION OF ADULT ELIGIBLE MEMBERS AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR PER CAPITA PAYMENTS UNDER THE SECOND PER CAPITA PLAN

Moved: COUNCILMAN DAVID GARCIA

SECOND: COUNCILMAN CAMILLUS LOPEZ

DATE: OCTOBER 27, 2000

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 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			
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. SHIRLEY MOLINA ()	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	2,085.5	80.0	-0-	[0]

****PASSED VOTES**