

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Authorizing the Chairman and Vice Chairman to Initiate Instructions to the Office of  
Trust Fund Management for the Disbursement of Funds and Authorizing the Treasurer  
to Make Inquiries and Provide Investment Instruction to the Office of Trust Fund  
Management on the Nation's Behalf)**

**RESOLUTION NO. 03-086**

1 **WHEREAS, the Tohono O'odham Legislative Council is the governing body of the Tohono**  
2 **O'odham Nation (Constitution of the Tohono O'odham Nation, Articles IV, V, and VI);**  
3 **and**

4 **WHEREAS, the Legislative Council is vested with the fiscal power "to manage any funds within the**  
5 **exclusive control of the Nation, including proceeds derived from lands and resources**  
6 **of the Tohono O'odham Nation, and to appropriate these funds for the benefit of the**  
7 **nation and its members. All expenditures of these funds shall be pursuant to**  
8 **appropriations or budgets authorized under resolutions or in accordance with**  
9 **ordinances of the Tohono O'odham Council..." (Constitution, Article VI, Section 1(d));**  
10 **and**

11 **WHEREAS, the Nation's Chairman has the duty to oversee the implementation of all laws,**  
12 **ordinances, resolutions and rules made by the Tohono O'odham Council**  
13 **(Constitution, Article VII, Section 2(c)); and**

14 **WHEREAS, the Office of Trust Fund Management (OTFM) requires official documentation**  
15 **recognizing tribal officials who are authorized to (1) initiate financial transactions**  
16 **regarding funds held in trust on behalf of the Tohono O'odham Nation and (2) make**  
17 **inquiries and to provide investment instruction on behalf of the Tohono O'odham**  
18 **Nation.**

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

- 20 **1. The Nation's Chairman and Vice Chairman are authorized to initiate financial**  
21 **transactions to the Office of Trust Fund Management.**
- 22 **2. The Nation's Treasurer is authorized to make inquiries and to provide investment**  
23 **instruction to the Office of Trust Fund Management on behalf of the Tohono**  
24 **O'odham Nation.**
- 25 **3. The Legislative Secretary or the Acting Legislative Secretary is authorized to issue**  
26 **a certification for delivery to OTFM certifying (a) the names and titles of above-**  
27 **identified officials; (b) the specimen signature of the above-identified officials;**  
28 **and (c) the due enactment and current effectiveness of this Resolution.**

**RESOLUTION NO. 03-086**

**(Authorizing the Chairman and Vice Chairman to Initiate Instructions to the Office of Trust Fund Management for the Disbursement of Funds and Authorizing the Treasurer to Make Inquiries and Provide Investment Instruction to the Office of Trust Fund Management on the Nation's Behalf)**  
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- 1                   4. The Legislative Secretary or the Acting Legislative Secretary is authorized to issue  
2                   such further certifications for delivery to OTFM as may be required to reflect any  
3                   change in (a) the identities of the above-identified officials, and (b) any authority  
4                   granted under this Resolution.
- 5                   5. In the event of any change in the office or powers of persons hereby empowered,  
6                   the Legislative Secretary or the Acting Legislative Secretary shall certify such  
7                   changes to OTFM in writing in the manner herein above provided, which  
8                   notification, when received, shall be adequate both to terminate the powers of the  
9                   persons theretofore authorized, and to empower the persons thereby substituted.
- 10                  6. OTFM may rely upon any Certification given in accordance with this Resolution,  
11                  as continuing and fully effective unless and until OTFM shall receive due written  
12                  notice of a change in or the rescission of the authority so evidenced and the  
13                  dispatch or receipt of any other form of notice shall not constitute a waiver of this  
14                  requirement, provided that the failure to supply and specimen signature shall not  
15                  invalidate any transaction if the transaction is in accordance with authority  
16                  actually granted.
- 17                  7. This Resolution and the certifications actually furnished to OTFM by the  
18                  Legislative Secretary or the Acting Legislative Secretary are irrevocable until  
19                  written notice of the revocation thereof shall have been received by OTFM.

20 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06<sup>TH</sup>. Day  
21 of FEBRUARY, 2003 at a meeting at which a quorum was present with a vote of 2,417.5 FOR; -0-  
22 AGAINST; -0- NOT VOTING; and [05] ABSENT, pursuant to the powers vested in the Council by  
23 Section 1 (d) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the  
24 Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant  
25 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June  
26 18, 1934 (48 Stat. 984).

27  
28 TOHONO O'ODHAM LEGISLATIVE COUNCIL

29  
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31 \_\_\_\_\_  
32 Rita A. Martinez, Legislative Chairwoman

33  
34 \_\_\_\_\_ day of February, 20 03  
35  
36

**RESOLUTION NO. 03-086**

**(Authorizing the Chairman and Vice Chairman to Initiate Instructions to the Office of Trust Fund Management for the Disbursement of Funds and Authorizing the Treasurer to Make Inquiries and Provide Investment Instruction to the Office of Trust Fund Management on the Nation's Behalf)  
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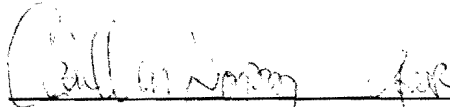
**ATTEST:**

  
\_\_\_\_\_  
**Julianna Saraficio, Acting Legislative Secretary**

06 day of February, 20 03.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 7<sup>th</sup> day of February, 20 03 at 4:46 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**

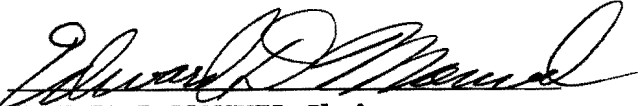
  
\_\_\_\_\_  
**Rita A. Martinez, Legislative Chairwoman**

**APPROVED**

on the 10<sup>th</sup> day of February, 20 03

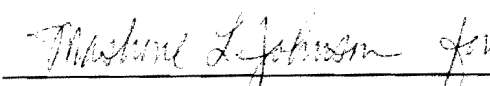
**DISAPPROVED**

at 5:08 o'clock, P.M.

  
\_\_\_\_\_  
**EDWARD D. MANUEL, Chairman**  
**TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 11<sup>th</sup> day of

February, 20 03, at 8:39 o'clock, A.M.

  
\_\_\_\_\_  
**Julianna Saraficio, Acting Legislative Secretary**

**ACTION:** AUTHORIZING THE CHAIRMAN AND VICE CHAIRMAN TO INITIATE INSTRUCTIONS TO THE OFFICE OF TRUST FUND MANAGEMENT FOR THE DISBURSEMENT OF FUNDS AND AUTHORIZING THE TREASURER TO MAKE INQUIRIES AND PROVIDE INVESTMENT INSTRUCTION TO THE OFFICE OF TRUST FUND MANAGEMENT ON THE NATION'S BEHALF

**MOVED:** COUNCILMAN AMBROSE ENCINAS

**SECOND:** COUNCILMAN DENNIS JOSE

**DATE:** FEBRUARY 06, 2003

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI</b> 317.7	1. FRANCES MIGUEL ( )	158.85	X			
	2. FRANCES G. ANTONE (Lucilda Norris-Valenzuela)	158.85	X			X
<b>CHUKUT KUK</b> 248.1	1. KENNETH WILLIAMS (Juanita Homer)	124.05	X			
	2. DAVID GARCIA (Mary Audrey Juan)	124.05	X			
<b>GU ACHI</b> 230.7	1. CAMILLUS LOPEZ ( )	115.35	X			
	2. JEROME JOAQUIN ( )	115.35	X			
<b>GU VO</b> 188.3	1. FERN SALCIDO ( )	94.15	X			X
	2. EMILIO LEWIS (Michael Flores)	94.15	X			
<b>HICKIWAN</b> 167.3	1. SHIRLEY MOLINA ( )	83.65	X			
	2. SANDRA ORTEGA ( )	83.65	X			
<b>PISINEMO</b> 174.7	1. BARBARA SALVICIO (Alex Antone)	87.35	X			
	2. PATRICIA CRUZ (Johnson Jose)	87.35	X			
<b>SAN LUCY</b> 160.7	1. ALBERT MANUEL, JR. (John W. Lawson, Sr.)	80.35	X			
	2. GLORIA RAMIREZ ( )	80.35	X			X
<b>SAN XAVIER</b> 184.7	1. FELICIA NUÑEZ ( )	92.35	X			
	2. DENNIS RAMON ( )	92.35	X			
<b>SCHUK TOAK</b> 144.5	1. MARY FLORES ( )	72.25	X			X
	2. AMBROSE ENCINAS (Frances B. Conde(Francisco))	72.25	X			
<b>SELLS</b> 416.1	1. DENNIS E. JOSE ( )	208.05	X			
	2. EVELYN JUAN ( )	208.05	X			
<b>SIF OIDAK</b> 184.7	1. ISIDRO LOPEZ (Nicholas Jose)	92.35	X			
	2. RITA MARTINEZ ( )	92.35	X			X
<b>TOTAL</b>		<b>2,417.5</b>	<b>2,417.5</b>	<b>-0-</b>	<b>-0-</b>	<b>[05]</b>

**\*\*PASSED VOTES**