

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Recommending that Tohono O'odham Gaming Authority Management Board
Develop Plans for the Renovation and/or Replacement of the Desert Diamond
Casino Nogales Highway Facility)

RESOLUTION NO. 04-361

1 **WHEREAS, by Resolution No. 93-311, the Legislative Council adopted the Charter of the Tohono**
2 **O'odham Gaming Authority as the entity of the Nation charged with developing,**
3 **operating and maintaining the Nation's gaming facilities; and**

4 **WHEREAS, under the Gaming Authority's Charter, the general authority and responsibility for**
5 **the management and operation of the Gaming Authority is vested in the Gaming**
6 **Authority's Management Board; and**

7 **WHEREAS, the Management Board's powers and duties include managing and maintaining its**
8 **existing gaming facilities; and**

9 **WHEREAS, the Management Board's duties also include the responsibility for the planning,**
10 **construction and management of new gaming facilities; and**

11 **WHEREAS, the Management Board has advised the Legislative Council that the Gaming**
12 **Authority's Nogales Highway gaming facility has substantial functional obsolescence**
13 **and will have ongoing maintenance issues because of its age and construction; and**

14 **WHEREAS, the Management Board has recommended renovating and/or replacing its Nogales**
15 **Highway gaming facility.**

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

17 **1. The Legislative Council concurs that the Management Board should develop**
18 **plans to renovate and/or replace the Desert Diamond Casino Nogales Highway**
19 **gaming facility.**

20 **2. Before proceeding to renovate or and/or replace the Desert Diamond Casino**
21 **Nogales Highway gaming facility, the Management Board shall present its**
22 **recommendations to the Legislative Council and obtain any approvals required**
23 **under the terms of the Gaming Authority's Charter or under Article VI, Section**
24 **1(i)(1) of the Nation's Constitution.**

25 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 04TH, Day**
26 **of AUGUST, 2004 at a meeting at which a quorum was present with a vote of 1,913.7 FOR; 716.0**
27 **AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by**
28 **Section 1 (e) & (i)(1) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
29 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
30 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
31 **18, 1934 (48 Stat. 984).**
32

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Isidro Lopez
for Isidro Lopez, Legislative Chairman
09th day of August, 2004

ATTEST:

Rosita N. Ruiz
Rosita N. Ruiz, Legislative Secretary

09 day of August, 2004.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 09th day of August, 2004 at 12:11 o'clock, P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon her approval or upon her failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Isidro Lopez
for Isidro Lopez, Legislative Chairman

APPROVED

on the 10 day of August, 2004

DISAPPROVED

at 10:35 o'clock, a.M.

Vivian Juan-Saunders
VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 10 day of

August, 2004, at 12:39 o'clock, P.M.

Rosita N. Ruiz
Rosita N. Ruiz, Legislative Secretary

ACTION: RECOMMENDING THAT TOHONO O'ODHAM GAMING AUTHORITY MANAGEMENT BOARD DEVELOP PLANS FOR THE RENOVATION AND/OR REPLACEMENT OF THE DESERT DIAMOND CASINO NOGALES HIGHWAY FACILITY

MOVED: COUNCILMAN DENNIS JOSE

SECOND: COUNCILMAN JEROME JOAQUIN

DATE: AUGUST 04, 2004

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 192.6	1. ISIDRO LOPEZ (Nicholas Jose)	96.30	X			
	2. DARLENE ANDREW (Rita Martinez)	96.30		X		
SELLS 465.6	1. DENNIS E. JOSE ()	232.80	X			
	2. EVELYN JUAN ()	232.80	X			
SCHUK TOAK 176.1	1. FRANCES B. CONDE ()	88.05	X			X
	2. PHYLLIS JUAN ()	88.05	X			
SAN XAVIER 215.4	1. FELICIA NUÑEZ (Absent) (Olivia Liston-Villegas)(Present)	107.70	X			
	2. DENNIS RAMON (Eleanor Hunter)	107.70		X		
SAN LUCY 166.3	1. JOHN W. LAWSON, SR. ()	83.15		X		
	2. GLORIA RAMIREZ ()	83.15		X		
PISINEMO 175.4	1. BARBARA SALVICIO ()	87.70		X		
	2. PATRICIA CRUZ ()	87.70		X		
HICKIWAN 170.3	1. DELMA GARCIA (Mary E. Sam)	85.15		X		
	2. SANDRA ORTEGA ()	85.15		X		X
GU VO 191.4	1. RAYMOND VICTOR ()	95.70	X			
	2. MICHAEL FLORES (Willard Manuel)	95.70	X			
GU ACHI 253.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	126.80	X			
	2. JEROME JOAQUIN (Roberta Picard)	126.80	X			
CHUKUT KUK 258.9	1. KENNETH WILLIAMS (Juanita Homer)	129.45	X			
	2. VERLON M. JOSE (David Garcia)	129.45	X			
BABOQUIVARI 364.1	1. FRANCES MIGUEL (Lucilda Norris-Valenzuela)	182.05	X			
	2. FRANCES G. ANTONE ()	182.05	X			
TOTAL		2,629.7	1,913.7	716.0	-0-	[02]

****PASSED VOTES**