

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Opening of an Interest Bearing Account for the HICKIWAN DISTRICT)**

RESOLUTION NO. 04-451

- 1 **WHEREAS, with the support of the HICKIWAN DISTRICT, by Legislative Council Resolution No.04-**
2 **327, the Nation approved the transfer of financial management of the HICKIWAN**
3 **DISTRICT to the Nation for an indeterminate period of time; and**
- 4 **WHEREAS, the policies and procedures of the Nation, requires that sources of funds must be**
5 **segregated into different accounts and that each account must be approved by**
6 **resolution of the Legislative Council; and**
- 7 **WHEREAS, the HICKIWAN DISTRICT received a check in the amount of \$146,502.80 as replacement**
8 **for a cashiers' check that had been issued on October 26, 1998 and never cashed and**
9 **for which the current officials of the District had no knowledge until August 4, 2004;**
10 **and**
- 11 **WHEREAS, the District determined that it was in the best interest of the District to immediately**
12 **deposit the check into an interest bearing account; and**
- 13 **WHEREAS, Sacks Tierney P.A. agreed to open an interest bearing trust account to hold such**
14 **funds until such a time as the HICKIWAN DISTRICT and the Tohono O'odham Nation**
15 **could act to authorize and open a separate account for the Wachovia funds and**
16 **develop and approve a budget for the Wachovia funds; and**
- 17 **WHEREAS, the HICKIWAN DISTRICT met in Special Session on September 9, 2004 and passed**
18 **Resolution Nos. 09-01-04 and 09-02-04 ratifying the actions of District officials and**
19 **taking action to seek Legislative Council approval to open an interest-bearing**
20 **account; and**
- 21 **WHEREAS, on September 14, 2004, representatives and officials of the HICKIWAN DISTRICT met with**
22 **the Budget and Finance Committee and Legislative Council Representatives to**
23 **discuss the need to open an interest-bearing account.**
- 24 **NOW, THEREFORE, BE IT RESOLVED THAT the Tohono O'odham Legislative Council authorizes and**
25 **approves the opening of a separate interest-bearing account for the Wachovia funds.**
- 26 **BE IT FURTHER RESOLVED THAT the Tohono O'odham Legislative Council authorizes the**
27 **Treasurer to transfer from the Valley First Community Bank to the Nation the amount**
28 **of \$146,502.80.**
- 29 **BE IT FINALLY RESOLVED THAT none of the Wachovia funds be expended except through a budget**
30 **prepared and approved by the HICKIWAN DISTRICT and approved by the Legislative**
31 **Council.**

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Page 2 of 3

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 15TH Day of SEPTEMBER, 2004 at a meeting at which a quorum was present with a vote of 2,629.7 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2) 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

Isidro Lopez

Isidro Lopez, Legislative Chairman

22nd day of September, 2004

ATTEST:

Rosita N. Ruiz

Rosita N. Ruiz, Legislative Secretary

22 day of September, 2004.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 22nd day of September, 2004 at 4:31 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

Isidro Lopez, Legislative Chairman

APPROVED

on the 27 day of September, 2004

DISAPPROVED

at 2:07 o'clock, P.M.

Vivian Juan-Saunders

VIVIAN JUAN-SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

RESOLUTION NO. 04-451

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Page 3 of 3

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Returned to the Legislative Secretary on the 27 day of

September, 2004, at 3:32 o'clock, P.M.

Rosita N. Ruiz
Rosita N. Ruiz, Legislative Secretary

ACTION: APPROVING THE OPENING OF AN INTEREST BEARING ACCOUNT FOR THE HICKIWAN DISTRICT

MOVED: COUNCILMAN VERLON JOSE

SECOND: COUNCILWOMAN EVELYN JUAN

DATE: SEPTEMBER 15, 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			
	2. PHYLLIS JUAN ()	88.05	X			
SAN XAVIER 215.4	1. FELICIA NUÑEZ (Olivia Liston-Villegas)	107.70	X			
	2. DENNIS RAMON (Eleanor Hunter)	107.70	X			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			X
TOTAL		2,629.7	2,629.7	-0-	-0-	[03]

**PASSED VOTES