

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving Final Distribution of Part of the Gaming Compact Section 12(d), 12%
to the Arizona Commerce and Economic Development Commission,
Local Communities Fund)

RESOLUTION NO. 05-648

1 **WHEREAS, by Resolution No. 02-562, the Tohono O'odham Nation (the "Nation") approved a new**
2 **tribal-state gaming compact (the "Compact") with the State of Arizona; and**

3 **WHEREAS, as part of Section 12 of the Compact, the Nation did agree to make certain tribal**
4 **contributions in consideration for substantial exclusivity covenants by the State; and**

5 **WHEREAS, on September 12th, pursuant to Section 12(d) of the Compact the Nation agreed to**
6 **contribute twelve percent of the tribal contribution (the "12% Distribution") to cities,**
7 **towns, and counties, for government services that benefit the general public; and**

8 **WHEREAS, pursuant to Section 12(d), the Council did pass Resolution No. 05-479, in which**
9 **certain grantees were pre-approved by the Council for the purposes of beginning**
10 **negotiating of final grant agreements to make the fiscal year 2005 12% Distribution;**
11 **and**

12 **WHEREAS, on October 20, 2005, through Resolution 05-645, the Council did approve the Grant-**
13 **in-Aid Agreements and distribution of a portion of the 12% Distribution payments to**
14 **those grantees with fully executed Grant Agreement documents; and**

15 **WHEREAS, the Council did intend to approve additional Grant-in-Aid Agreements and**
16 **subsequent distribution on October 24, 2005, however even if Council approves both**
17 **of the intended groups of 12% Distributions, the Nation will not obligate sufficient**
18 **funding to make the entire 12% Distribution for fiscal year 2005; and**

19 **WHEREAS, pursuant to Section 12(d) of the Compact the Nation should deposit with the**
20 **Commerce and Economic Development Commission (CEDC), Local Communities**
21 **Fund all portions of the Nation's annual 12% Distribution that the Nation does not**
22 **obligate no later than twenty five days after the end of the fiscal year.**

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

24 **1) The Tohono O'odham Legislative Council hereby directs the Tohono O'odham**
25 **Gaming Enterprise to timely make payment of the Second Disbursement of the**
26 **12% Contribution due to be paid on October 25, 2005 to the Arizona CEDC, Local**
27 **Communities Fund established by A.R.S. §41-1505.12, as provided in Compact**
28 **Section 12(d)(ii).**

29 **2) The Tohono O'odham Legislative Council hereby approves and designates the**

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following named recipients to receive the amounts shown below totaling \$45,000.00:

- A. **Carondolet Foundation - \$30,000.00**: to the Telediabetes Outreach Program to educate nurses, dieticians, pharmacists, and physicians on diabetes and how it can be diagnosed, self- managed, and controlled.
- B. **Pima County - \$15,000.00**: to provide additional funding for the Bud Walker Community proposal, which was partially funded through a direct Agreement with the Nation.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 24TH Day of OCTOBER, 2005 at a meeting at which a quorum was present with a vote of 2,440.80 FOR; -0- AGAINST; -0- NOT VOTING; and [05] 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


Evelyn B. Juan Manuel, Legislative Chairwoman

25th day of October, 2005

ATTEST:


Lucille Lopez, Acting Legislative Secretary

25th day of October, 2005.

Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono O'Odham Nation on the 25th day of October, 2005 at 2:57 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


Evelyn B. Juan Manuel, Legislative Chairwoman

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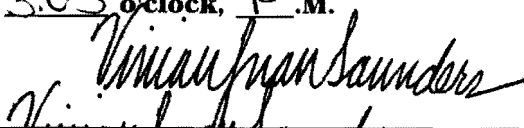
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APPROVED

on the 25th day of October, 2005

DISAPPROVED

at 3:03 o'clock, P.M.



VIVIAN JUAN SAUNDERS, CHIEFWOMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 25th day of

October, 2005, at 3:10 o'clock, P.M.



Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING FINAL DISTRIBUTION OF PART OF THE GAMING COMPACT SECTION 12(D), 12% TO THE ARIZONA COMMERCE AND ECONOMIC DEVELOPMENT COMMISSION, LOCAL COMMUNITIES FUND

Moved: COUNCILMAN DENNIS JOSE

SECOND: COUNCILWOMAN FRANCES CONDE

DATE: OCTOBER 24, 2005

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL ()	155.40	X			
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40	X			
CHUKUT KUK 258.7	1. ETHEL GARCIA ()	129.35	X			
	2. VERLON M. JOSE (David Garcia)	129.35	X			
GU ACHI 221.6	1. TIMOTHY L. JOAQUIN (Jonas Robles)	110.80	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80	X			X
GU VO 193.1	1. RAYMOND VICTOR ()	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			X
HICKIWAN 167.4	1. DELMA GARCIA (Mary E. Sam)	83.70	X			
	2. SANDRA ORTEGA ()	83.70	X			X
PISINEMO 171.8	1. BARBARA SALVICIO ()	85.90	X			
	2. GERALD FAYUANT ()	85.90	X			
SAN LUCY 169.0	1. JOHN W. LAWSON, SR. ()	84.50	X			
	2. GLORIA RAMIREZ ()	84.50	X			
SAN XAVIER 193.8	1. FELICIA NUÑEZ ()	96.90	X			
	2. OLIVIA VILLEGAS-LISTON ()	96.90	X			
SCHUK TOAK 146.9	1. FRANCES B. CONDE ()	73.45	X			
	2. PHYLLIS JUAN ()	73.45	X			X
SELLS 421.0	1. DENNIS E. JOSE ()	210.50	X			
	2. EVELYN B. JUAN MANUEL ()	210.50	X			
SIF Oidak 186.7	1. WAVALENE SAUNDERS) (Isidro Lopez)	93.35	X			X
	2. DARLENE ANDREW (Rita Martinez)	93.35	X			
TOTAL		2,440.80	2,440.80	-0-	-0-	[05]

**PASSED VOTES