

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving Confidentiality Agreement with Wells Fargo Bank, NA)**

RESOLUTION NO. 06-123

1 **WHEREAS, the Tohono O'odham Nation's constitution (the "Constitution"), in Article VI, Section**  
2 **1(d), vests Tohono O'odham Legislative Council with certain fiscal powers, including**  
3 **the power to "manage any funds within the exclusive control of the Tohono O'odham**  
4 **Nation"; and**

5 **WHEREAS, the Tohono O'odham Nation (the "Nation") desires to enter into a services agreement**  
6 **(the "Services Agreement") with Wells Fargo Bank, NA ("Wells Fargo"), under which**  
7 **Wells Fargo would perform investment and administrative services for funds the**  
8 **Nation has identified and set aside for the minors and legal incompetents trust**  
9 **program; and**

10 **WHEREAS, in order to enable Wells Fargo to provide a fee and cost structure under the Services**  
11 **Agreement, the Nation will need to provide Wells Fargo with confidential, financial**  
12 **information; and**

13 **WHEREAS, the Nation requires that all financial and other information provided to Wells Fargo**  
14 **be maintained in strict confidence; and**

15 **WHEREAS Wells Fargo did offer the Nation a Confidentiality Agreement under which Wells Fargo**  
16 **would agree to hold confidential any financial or other information the Nation would**  
17 **provide; and**

18 **WHEREAS, the Nation's Investment Committee has reviewed the Confidentiality Agreement and**  
19 **recommends its approval.**

20 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby approves**  
21 **the Confidentiality Agreement between Wells Fargo and the Tohono O'odham Nation**  
22 **in the form attached hereto.**

23 **BE IT FURTHER RESOLVED that the Tohono O'odham Legislative Council authorizes the release**  
24 **of confidential information that the Investment Committee deems necessary to**  
25 **enable Wells Fargo to (1) provide a fee and cost structure for services under the**  
26 **Services Agreement and (2) fulfill its obligations under the Services Agreement and**  
27 **any subsequent services agreement entered into by the Nation; provided that the**

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1                   above information shall be limited to Bank of America Account No.'s ending with 7524  
2                   and 7262.

3 **BE IT FINALLY RESOLVED** that the Tohono O'odham Legislative Council authorizes and directs the  
4                   Chairwoman of the Nation to execute the Confidentiality Agreement.

5 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06<sup>TH</sup> of  
6 MARCH, 2006 at a meeting at which a quorum was present with a vote of 1,517.2 FOR; -0- AGAINST;  
7 923.6 NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by Section 1  
8 (d)&(f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono  
9 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -  
10 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48  
11 Stat. 984).

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13 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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17 Evelyn B. Juan Manuel, Legislative Chairwoman

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19 15<sup>th</sup> day of March, 2006

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21 **ATTEST:**

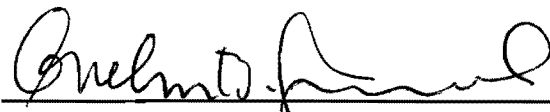
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25 Lucille Lopez, Acting Legislative Secretary

26  
27 06 day of March, 2006.

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29 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono  
30 O'Odham Nation on the 15<sup>th</sup> day of March, 2006 at 11:02 o'clock, AM,  
31 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective  
32 upon her approval or upon her failure to either approve or disapprove it within 48 hours of  
33 submittal.

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35 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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39 Evelyn B. Juan Manuel, Legislative Chairwoman

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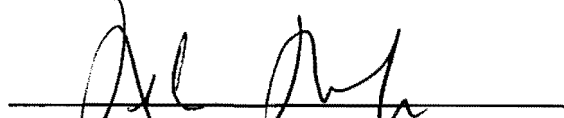
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**APPROVED**

on the 15<sup>th</sup> day of March, 2006

**DISAPPROVED**

at 9:51 o'clock, P.M.

  
\_\_\_\_\_  
**VIVIAN JUAN-SAUNDERS, CHAIRWOMAN  
TOHONO O'ODHAM NATION**

**Returned to the Legislative Secretary on the 14 day of**

March, 2006, at 8:28 o'clock, A.M.

  
\_\_\_\_\_  
**Lucille Lopez, Acting Legislative Secretary**

ACTION: APPROVING CONFIDENTIALITY AGREEMENT WITH WELLS FARGO BANK, NA

MOVED: VICE CHAIRMAN VERLON JOSE

SECOND: COUNCILWOMAN DELMA GARCIA

DATE: MARCH 06, 2006

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL ( )	155.40	X			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			
GU VO 193.1	1. RAYMOND VICTOR ( )	96.55	X			
	2. MICHAEL FLORES** (Grace Manuel)	96.55	X			
HICKIWAN 167.4	1. DELMA GARCIA (Mary E. Sam)	83.70	X			
	2. SANDRA ORTEGA ** ( )	83.70	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** (Eileen A. Estrada-Lopez)	96.90	X			
SCHUK TOAK 146.9	1. FRANCES B. CONDE ( )	73.45			X	
	2. PHYLLIS JUAN ( )	73.45			X	
SELLS 421.0	1. MARLENE SARAFICIO-JUAN** ( )	210.50			X	
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50			X	
SIF OIDAK 186.7	1. WAVALENE SAUNDERS** (Isidro Lopez)	93.35			X	
	2. DARLENE ANDREW (Rita Martinez)	93.35			X	
<b>TOTAL</b>		<b>2,440.8</b>	<b>1,517.2</b>	<b>-0-</b>	<b>936.6</b>	<b>[01]</b>

\*\*PASSED VOTES