

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Tohono O'odham Gaming Enterprise's Lease of Warehouse Space)**

RESOLUTION NO. 06-146

1 **WHEREAS, the Tohono O'odham Legislative Council (the "*Legislative Council*") has enacted an**
2 **Ordinance for Regulation of Gaming Activities Within the Tohono O'odham Nation**
3 **(the "*Gaming Ordinance*"), which ordinance was adopted pursuant to Resolution**
4 **No. 93-296 and amended by Resolution No. 97-150, Resolution No. 97-168,**
5 **Resolution No. 97-303, Resolution No. 99-206, and Resolution No. 03-084; and**

6 **WHEREAS, the Legislative Council adopted the Charter of the Tohono O'odham Gaming**
7 **Enterprise, which formerly was known as the Tohono O'odham Gaming Authority**
8 **(the "*Gaming Enterprise*") by Resolution No. 93-311 and amended the Charter by**
9 **Resolution No. 02-294, Resolution No. 03-231, and Resolution No. 04-513; and**

10 **WHEREAS, in accordance with its Charter, the Gaming Enterprise is the tribal enterprise**
11 **responsible for operating the Nation's gaming facilities and conducting gaming**
12 **activities in compliance with the requirements of the Gaming Ordinance; and**

13 **WHEREAS, to comply with its obligations under the Gaming Ordinance, the Gaming Enterprise**
14 **is required to archive a large quantity of documents; and**

15 **WHEREAS, the Gaming Enterprise requires additional warehouse space to archive the records**
16 **it is required to retain and therefore desires to lease warehouse space located at**
17 **8250 S. Nogales Highway on a short term basis that is adequate to archive those**
18 **records; and**

19 **WHEREAS, the Charter provides in Section 5(d)(6) that the Gaming Enterprise may enter into**
20 **leases of real property, subject to the approval of the Legislative Council; and**

21 **WHEREAS, the Gaming Enterprise has negotiated, and the Management Board Chairman has**
22 **recommended entering, a proposed lease of warehouse space located at 8250 S.**
23 **Nogales Highway, subject to the Legislative Council's approval of the proposed**
24 **lease, a copy of which is attached as Exhibit A (the "*Proposed Lease*"); and**

25 **WHEREAS, the property located at 8250 S. Nogales Highway is not on Indian lands, so that no**
26 **additional approvals are required for the Proposed Lease.**

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1 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council**
2 **that, pursuant to Section 5(d)(6) of the Charter of the Gaming Enterprise, it hereby**
3 **approves the terms of the Proposed Lease between the Gaming Enterprise and Chris**
4 **and Patty Chaboya for warehouse space located at 8250 S. Nogales Highway and**
5 **authorizes the Gaming Enterprise to enter into a lease with the Chaboyas on terms**
6 **that are substantially the same as those set forth in the Proposed Lease.**

7 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 10TH of**
8 **MARCH, 2006 at a meeting at which a quorum was present with a vote of 1,579.6 FOR; 169.0**
9 **AGAINST; 692.2 NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council by**
10 **Section 1 (e) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
11 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
12 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
13 **18, 1934 (48 Stat. 984).**

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15 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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18 **Evelyn B. Juan Manuel, Legislative Chairwoman**

19
20 15th day of March, 2006

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24 **ATTEST:**

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28 **Lucille Lopez, Acting Legislative Secretary**

29
30 10 day of March, 2006.

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32 **Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono**
33 **O'Odham Nation on the 15th day of March, 2006 at 11:06 o'clock, A.M.,**
34 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
35 **upon her approval or upon her failure to either approve or disapprove it within 48 hours of**
36 **submittal.**

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38 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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41 **Evelyn B. Juan Manuel, Legislative Chairwoman**
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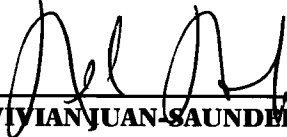
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APPROVED

on the 15th day of March, 2006

DISAPPROVED

at 4:35^P o'clock, P.M.



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

Returned to the Legislative Secretary on the 16 day of

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



Lucille Lopez, Acting Legislative Secretary

ACTION: APPROVING THE TOHONO O'ODHAM GAMING ENTERPRISE'S LEASE OF WAREHOUSE SPACE

MOVED: COUNCILWOMAN FRANCES ANTONE

SECOND: COUNCILWOMAN BARBARA SALVICIO

DATE: MARCH 10, 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			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	X
	2. MICHAEL FLORES (<i>Absent</i>) (Grace Manuel) (<i>Present</i>)	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		X
SAN XAVIER 193.8	1. FELICIA NUÑEZ ()	96.90			X	X
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	96.90			X	
SCHUK TOAK 146.9	1. FRANCES B. CONDE ()	73.45	X			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			
TOTAL		2,440.8	1,579.6	169.0	692.2	[06]

**PASSED VOTES