

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing**  
**for Third Per Capita Fifth Approved Listing Payout Distribution)**

RESOLUTION NO. 07-073

1 **WHEREAS, on June 28, 1997 the Nation's voters approved Initiative No. IN-01-97, the "Tohono**  
2 **O'odham Voice in the Use of Gaming Revenues" ("Initiative"), which authorizes per**  
3 **capita payments to the Nation's members provided that sufficient gaming revenues**  
4 **are available; and**

5 **WHEREAS, the Ordinance for the Regulation of Gaming Activities within the Tohono O'odham**  
6 **Nation ("Gaming Ordinance") was subsequently amended to authorize per capita**  
7 **distribution payments in accordance with the Initiative (Legislative Council**  
8 **Resolution No. 97-303); and**

9 **WHEREAS, the Legislative Council did adopt the Third Per Capita Revenue Allocation Plan per**  
10 **Legislative Council Resolution No. 06-307; and**

11 **WHEREAS, the Secretary of the Department of the Interior did approve the Third Per Capita**  
12 **Revenue Allocation Plan on July 28, 2006; and**

13 **WHEREAS, the Enrollment Program submits to the Tohono O'odham Legislative Council the**  
14 **Certification Listing for eligible adult members for review and approval for the third**  
15 **per capita distribution; and**

16 **WHEREAS, the total verified adult members for the third per capita fifth payout distribution is 57;**  
17 **and**

18 **WHEREAS, pursuant to Resolution No. 06-624 the Legislative Council approved the Master Listing**  
19 **for Eligible Adult members; and**

20 **WHEREAS, the disbursement of funds to each eligible adult member is contingent upon**  
21 **verification of a member's eligibility and further certification by the Tohono O'odham**  
22 **Legislative Council.**

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:**

- 24 **1. Accepts and approves the Certification Listing for 57 eligible adult members for**  
25 **the Third Per Capita fifth approved listing payout distribution.**
- 26 **2. Authorizes (a) the transfer of the sum of \$114,000.00 from the Third Per Capita**  
27 **Money Market Account to the Third Per Capita Checking Account established at**  
28 **Bank of America; and (b) upon the authorized signature of the Nation, issuance of**  
29 **a check on the Third Per Capita Checking Account in the amount of (i) \$2,000 to**

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**(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita Fifth Approved Listing Payout Distribution)**

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1 each Eligible Member residing in the United States and listed in the Certification  
2 Listing of Eligible Members and (ii) \$1,400 to each Eligible Member residing outside  
3 the United States and listed in the Certification Listing of Eligible Members, with  
4 the Balance of \$600.00 withheld and remitted to the Internal Revenue Service  
5 pursuant to the requirements of federal law.

6 3. Designates Sells as the distribution site for the disbursement of the fifth and  
7 subsequent payouts of the third per capita checks to members of the Nation.

8 4. Authorizes the Chairwoman of the Nation to execute such other documents as may  
9 be necessary to implement this Resolution.

10 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that the disbursement of  
11 funds to each additional eligible adult Tohono O'odham member is contingent upon  
12 verification of a member by the Enrollment Program and further certification of  
13 additional eligible members by the Tohono O'odham Legislative Council.

14 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05<sup>TH</sup> Day  
15 of FEBRUARY, 2007 at a meeting at which a quorum was present with a vote of 2,440.80 FOR; -0-  
16 AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by  
17 Section 1 (d)(2) and (3) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by  
18 the Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant  
19 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June  
20 18, 1934 (48 Stat. 984).

21 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

22  
23  
24  
25 Verlon M. Jose  
26 Verlon M. Jose, Legislative Chairman

27 6 day of February, 2007

28  
29 **ATTEST:**

30  
31 Lucille Lopez  
32 Lucille Lopez, Acting Legislative Secretary

33  
34 05 day of February, 2007.

35  
36  
37 Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono  
38 O'Odham Nation on the 6 day of February, 2007 at 4:26 o'clock,  
39 P.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become  
40 effective upon her approval or upon her failure to either approve or disapprove it within 48 hours  
41 of submittal.

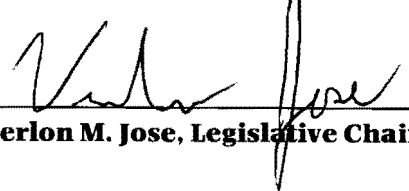
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**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

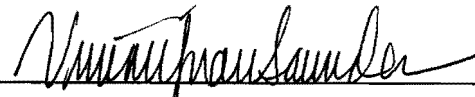
  
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**Verlon M. Jose, Legislative Chairman**

**APPROVED**

on the 7 day of February, 2007

**DISAPPROVED**

at 2:43 o'clock, P.M.

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

**Returned to the Legislative Secretary on the 07 day of**

February, 2007, at 3:05 o'clock, P.M.

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

**ACTION: APPROVING THE CERTIFICATION OF THE TOHONO O'ODHAM ELIGIBLE ADULT MEMBERS LISTING FOR THIRD PER CAPITA FIFTH APPROVED LISTING PAYOUT DISTRIBUTION**

**Moved: COUNCILWOMAN FELICIA NUNEZ**

**SECOND: COUNCILMAN TIMOTHY JOAQUIN**

**DATE: FEBRUARY 05, 2007**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI 310.8</b>	1. FRANCES MIGUEL (Vernon J. Smith)	155.40	X			
	2. FRANCES G. ANTONE (Lucilda J. Valenzuela (Norris))	155.40	X			
<b>CHUKUT KUK 258.7</b>	1. ETHEL GARCIA ( )	129.35	X			
	2. VERLON M. JOSE (David Garcia)	129.35	X			X
<b>GU ACHI 221.6</b>	1. TIMOTHY L. JOAQUIN (Jonas Robles)	110.80	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	110.80	X			
<b>GU VO 193.1</b>	1. RAYMOND VICTOR ( )	96.55	X			
	2. MICHAEL FLORES (Grace Manuel)	96.55	X			X
<b>HICKIWAN 167.4</b>	1. SHIRLEY SANTOS-MOLINA ( )	83.70	X			
	2. SANDRA ORTEGA ( )	83.70	X			
<b>PISINEMO 171.8</b>	1. BARBARA SALVICIO ( )	85.90	X			
	2. GERALD FAYUANT ( )	85.90	X			
<b>SAN LUCY 169.0</b>	1. LORRAINE EILER ( )	84.50	X			
	2. GLORIA RAMIREZ ( )	84.50	X			
<b>SAN XAVIER 193.8</b>	1. FELICIA NUÑEZ ( )	96.90	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	96.90	X			
<b>SCHUK TOAK 146.9</b>	1. FRANCES B. CONDE ( )	73.45	X			
	2. PHYLLIS JUAN ( )	73.45	X			
<b>SELLS 421.0</b>	1. MARLENE SARAFICIO-JUAN ( )	210.50	X			
	2. EVELYN B. JUAN MANUEL (Kimberly Listo)	210.50	X			
<b>SIF Oidak 186.7</b>	1. WAVALENE ROMERO (Isidro Lopez)	93.35	X			
	2. DARLENE ANDREW (Rita Wilson)	93.35	X			X
<b>TOTAL</b>		<b>2,440.80</b>	<b>2,440.80</b>	<b>-0-</b>	<b>-0-</b>	<b>[03]</b>

**\*\*PASSED VOTES**