

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

RESOLUTION NO. 07-115

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 sixth payout distribution is**
17 **46; 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 46 eligible adult members for**
25 **the Third Per Capita sixth approved listing payout distribution.**
- 26 **2. Authorizes (a) the transfer of the sum of \$92,000.00 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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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 sixth 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 05TH Day**
15 **of MARCH, 2007 at a meeting at which a quorum was present with a vote of 2,356.3 FOR; -0-**
16 **AGAINST; 85.5 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, Legislative Chairman

26
27 12 day of March, 2007

28
29 **ATTEST:**

30
31 
32 _____
33 Lucille Lopez, Acting Legislative Secretary

34
35 05 day of March, 2007.

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37 **Said Resolution was submitted for approval to the office of the Chairwoman of the Tohono**
38 **O'Odham Nation on the 12 day of March, 2007 at 11:22 o'clock,**
39 **A.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




Verlon M. Jose, Legislative Chairman

APPROVED

on the 14 day of March, 2007

DISAPPROVED

at 10:48 o'clock, A.M.



VIVIAN JUAN SAUNDERS, CHAIRWOMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 14 day of

March, 2007, at 9:58 o'clock, A.M.



Lucille Lopez, Acting Legislative Secretary

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

MOVED: COUNCILWOMAN FELICIA NUNEZ

SECOND: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

DATE: MARCH 05, 2007

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 310.8	1. FRANCES MIGUEL (Vernon J. Smith)	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			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. SHIRLEY SANTOS-MOLINA ()	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			X
SAN LUCY 169.0	1. LORRAINE EILER ()	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 ROMERO (Isidro Lopez)	93.35	X			
	2. DARLENE ANDREW (Rita Wilson)	93.35	X			
TOTAL		2,440.80	2,356.3	-0-	84.50	[03]

****PASSED VOTES**