RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL

(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita 18th Approved Listing Payout Distribution)

RESOLUTION NO. 08-105

	11	
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 18th payout distribution is
17		<u>13</u> ; 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, THE	REFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:
24		1. Accepts and approves the Certification Listing for $\underline{13}$ eligible adult members for
25		the Third Per Capita 18th approved listing payout distribution.
26		2. Authorizes (a) the transfer of \$26,000.00 from the Third Per Capita Money Market
27		Account to the Third Per Capita Checking Account established at Bank of America;
28		and (b) upon the authorized signature of the Nation, issuance of a check on the

	(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita 18 th Approved Listing Payout Distribution) Page 2 of 3
1	Third Per Capita Checking Account in the amount of (i) \$2,000.00 to each Eligible
2	Member residing in the United States and listed in the Certification Listing o
3	Eligible Members and (ii) \$1,400.00 to each Eligible Member residing outside the
4	United States and listed in the Certification Listing of Eligible Members, with the
5	Balance of \$600.00 withheld and remitted to the Internal Revenue Service
6	pursuant to the requirements of federal law.
7	3. Designates Sells as the distribution site for the disbursement of the 18th and
8	subsequent payouts of the third per capita checks to members of the Nation.
9	4. Authorizes the Chairman of the Nation to execute such other documents as may be
10	necessary to implement this Resolution.
11	BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the disbursement o
12	funds to each additional eligible adult Tohono O'odham member is contingent upor
13	verification of a member by the Enrollment Program and further certification o
14	additional eligible members by the Tohono O'odham Legislative Council.
15 16 17 18 19 20 21	The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 10 TH . Day of MARCH, 2008 at a meeting at which a quorum was present with a vote of 2,353.4 FOR; -0. AGAINST; -0. NOT VOTING; and 181.1 [06] ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2) and (3) 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).
22 23 24	TOHONO O'ODHAM LEGISLATIVE COUNCIL
25 26 27 28 29	Verlon M. Jose, Legislative Chairman 178 day of Much, 2008
30 31 32 33	ATTEST:
34	Sum Lofy
35 36	Lucille Lopez, Acting Legislative Secretary
37	10 day of Manh, 2008.

RESOLUTION NO. <u>08-105</u>

	RESOLUTION NO. <u>08-105</u> (Approving the Certification of the Tol 18 th Approved Listing Payout Distribu Page 3 of 3	hono O'odham Eligible Adult Members Listing for Third Per Capita ıtion)					
		approval to the office of the Chairman of the Tohono O'Odham					
1 2		March, 2008 at/:/6 o'clock,M,					
3		on 5 of Article VII of the Constitution and will become effective					
4	-	ilure to either approve or disapprove it within 48 hours of					
5	submittal.						
6							
7	TOHONO O'ODHAM LEGISLATIVE COUNCIL						
8							
9		Felicia Munes for					
10							
11 12		Verlon M. Jose, Legislative Chairman					
13							
14		the year					
15	[V APPROVED	on the 19 day of Mach, 2008					
16							
17	[] DISAPPROVED	at <u>2.28</u> o'clock, <u>f</u> .M.					
18		h , h 1					
19	EXCEEDED 48 HOURS						
20	EXCEPTE 40 1100110	NAME AND CAMPAGE.					
21		NED NORMS, JR., CHAIRMAN					
22 23		TOHONO O'ODHAM NATION					
23 24							
25							
26	Returned to the Legislative Secreta	ary on theday of					
27	72						
28	March , 2008, at 2.	3 & o'clock,					
29							
30	JULIANNA SARAR	sicio L.					
31 32	Lucille Lopez, Acting Legislative Secretary						
33	Lucine Lopez, Acting Legislative Se	cietary					
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45							

ACTION: APPROVING THE CERTIFICATION OF THE TOHONO O'ODHAM ELIGIBLE ADULT MEMBERS LISTING FOR

THIRD PER CAPITA 18THAPPROVED LISTING PAYOUT DISTRIBUTION

MOVED: COUNCILWOMAN CYNTHIA MANUEL SECOND: COUNCILWOMAN PHYLLIS CACHORA

DATE: MARCH 10, 2008

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	FRANCES MIGUEL (Roberta Harvey) FRANCES G. ANTONE	158.45	x x			
	(Vernon Smith)	158.45				
CHUKUT KUK 264.8	1. ETHEL GARCIA	132.40	x			
204.0	2. VERLON M. JOSE	132.40	X			
GU ACHI	TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	x			
227.9	2. CYNTHIA E. MANUEL	113.95	X			
GU VO	1. GRACE MANUEL	99.60	X			
199.2	2. MICHAEL FLORES ()	99.60	X			X
HICKIWAN	1. MICHELLE ORTEGA	86.00	x			x
172.0	2. SANDRA ORTEGA	86.00	X			
PISINEMO	1. CHESTER ANTONE	91.20	x			
182.4	2. GERALD FAYUANT	91.20	x	1 1 1 1 1 1 1 1		
SAN LUCY	1. LORRAINE EILER	90.55				x
181.1	2. GLORIA RAMIREZ ()	90.55				x
SAN XAVIER	1. FELICIA NUÑEZ	98.25	x			x
196.5	(Adam P. Andrews) 2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	x			
SCHUK TOAK	1. FRANCES B. CONDE	77.30	x			
154.6	(Frederick Jose) 2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
SELLS	1.KIMBERLY LISTO	222.35	x			
444.7	2.EVELYN B. JUAN MANUEL	222.35	x			
SIF OIDAK	1. WAVALENE ROMERO	97.20	x			x
194.4	2. MARY LOPEZ	97.20	X			
-	TOTAL	2,534.5	2,353.4	-0-	-0-	181.1[06]