

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Appointment of John Fendenheim to the Tohono O'odham Gaming Enterprise Management Board)

RESOLUTION NO. 09-211

1 **WHEREAS, the Tohono O'odham Legislative Council is vested with the power to "provide for,**
2 **appoint, or provide for the appointment of, and prescribe the duties and powers of**
3 **committees, boards, officers and agents (Article VI, Section 1(b) Constitution of the**
4 **Tohono O'odham Nation); and**

5 **WHEREAS, the Legislative Council has enacted and subsequently amended the "Charter of the**
6 **Tohono O'odham Gaming Enterprise," which established a Management Board**
7 **(Board) who shall exercise general authority and responsibility for the management**
8 **and operation of the Gaming Enterprise (Section 5(d)1); and**

9 **WHEREAS, Board members shall be appointed for terms of three years or until their successors**
10 **are appointed and qualified (Charter, Section 5(a)(4)); and**

11 **WHEREAS, Section 5(a)(2) of the Charter provides that the Chairman of the Nation shall appoint**
12 **Directors to the Tohono O'odham Gaming Enterprise Management Board with the**
13 **approval of the Legislative Council; and**

14 **WHEREAS, John Fendenheim was appointed to the Tohono O'odham Gaming Enterprise**
15 **Management Board for a term ending September 30, 2006 and continues to serve until**
16 **replaced by his successor (Resolution No. 04-274); and**

17 **WHEREAS, the Nation's Chairman is seeking the Legislative Council's approval for John**
18 **Fendenheim's appointment to a term beginning September 30, 2009 and ending**
19 **September 30, 2012; and**

20 **WHEREAS, the Commerce and Rules Committees of the Legislative Council have reviewed the**
21 **Chairman's appointment.**

22 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby**
23 **approves the appointment of John Fendenheim to the Tohono O'odham Gaming**
24 **Enterprise Management Board for a three-year term effective September 30, 2009 and**
25 **ending on September 30, 2012 provided that he shall continue to serve until replaced**
26 **by his successor.**

27 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 17TH. Day**
28 **of APRIL, 2009 at a meeting at which a quorum was present with a vote of 2,534.5 FOR;-0- AGAINST;**
29 **-0- NOT VOTING; and [07]ABSENT, pursuant to the powers vested in the Council by Section 2 (b) of**
30 **Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono O'Odham**
31 **Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs**
32 **(Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).**
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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Nuney for
Verlon M. Jose, Legislative Chairman

27th day of *April*, 2009

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

17 day of *April*, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the *29th* day of *April*, 2009 at *1:02* o'clock, *p*.M., pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Nuney for
Verlon M. Jose, Legislative Chairman

APPROVED

on the *30* day of *April*, 2009

DISAPPROVED

at *11:25* o'clock, *a*.M.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

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Returned to the Legislative Secretary on the 30th day of

April, 2009, at 12:14 o'clock, P.M.

Evonne Wilson

Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE APPOINTMENT OF JOHN FENDENHEIM TO THE TOHONO O'ODHAM GAMING ENTERPRISE MANAGEMENT BOARD

MOVED: COUNCILWOMAN FRANCES CONDE

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: APRIL 17, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 316.9	1. FRANCES MIGUEL (Roberta Harvey)	158.45	X			
	2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	158.45	X			
CHUKUT KUK 264.8	1. ETHEL GARCIA ()	132.40	X			
	2. VERLON M. JOSE ()	132.40	X			X
GU ACHI 227.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	113.95	X			
	2. CYNTHIA E. MANUEL ()	113.95	X			X
GU VO 199.2	1. GRACE MANUEL ()	99.60	X			
	2. RAYMOND VICTOR ()	99.60	X			X
HICKIWAN 172.0	1. MICHELLE ORTEGA ()	86.00	X			X
	2. SANDRA ORTEGA (Louie Lopez)	86.00	X			
PISINEMO 182.4	1. CHESTER ANTONE (Tony Murrietta)	91.20	X			
	2. GERALD FAYUANT ()	91.20	X			
SAN LUCY 181.1	1. LORRAINE EILER ()	90.55	X			
	2. GLORIA RAMIREZ ()	90.55	X			
SAN XAVIER 196.5	1. FELICIA NUÑEZ (Adam P. Andrews)	98.25	X			
	2. OLIVIA VILLEGAS-LISTON (Eileen A. Estrada-Lopez)	98.25	X			X
SCHUK TOAK 154.6	1. FRANCES B. CONDE (Frederick Jose)	77.30	X			
	2. PHYLLIS CACHORA (Agnes Joaquin)	77.30	X			
SELLS 444.7	1. KIMBERLY LISTO ()	222.35	X			
	2. EVELYN B. JUAN MANUEL ()	222.35	X			X
SIF OIDAK 194.4	1. WAVALENE ROMERO ()	97.20	X			X
	2. MARY LOPEZ ()	97.20	X			
TOTAL		2,534.5	2,534.5	-0-	-0-	[07]

****PASSED VOTES**