RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL

(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita 41st Approved Listing Payout Distribution)

RESOLUTION NO. 10-024

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 41^{st} payout distribution is $\underline{07}$;
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		$\textbf{verification} \ of a \ member's \ eligibility \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ Tohono\ O'odham \ and \ further \ certification \ by \ the \ t$
22		Legislative Council.
23	NOW, THER	REFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:
24		1. Accepts and approves the Certification Listing for $\underline{07}$ eligible adult members for
25		the Third Per Capita 41st approved listing payout distribution.
26		2. Authorizes (a) the transfer of $\$14,000.00$ 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
29		Third Per Capita Checking Account in the amount of (i) \$2,000.00 to each Eligible

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1	Member residing in the United States and listed in the Certification Listing of
2	Eligible Members and (ii) \$1,400.00 to each Eligible Member residing outside the
3	United States and listed in the Certification Listing of Eligible Members, with the
4	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 40 th and
7	subsequent payouts of the third per capita checks to members of the Nation.
8	4. Authorizes the Chairman of the Nation to execute such other documents as may be
9	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 <u>08TH</u> . Day
15	of <u>FEBRUARY, 2010</u> at a meeting at which a quorum was present with a vote of <u>2,595.50</u> FOR; <u>-0-</u>
	AGAINST; -0-NOT VOTING; and 102 ABSENT, pursuant to the powers vested in the Council by Section
17	1 (d)(2) and (3) of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the
18 19	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
20	18, 1934 (48 Stat. 984).
21	10, 1331 (10 3444: 35 2).
22	TOHONO O'ODHAM LEGISLATIVE COUNCIL
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24 25	Felicia Muxes for
²⁵ 26	Verlon M. Jose, Legislative Chairman
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28	10 ha Jebruary, 2010
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32	ATTEST:
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34	Vilan Villa
35	Evonne Wilson, Legislative Secretary
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38 39	10 day of 11 mully , 2010.

	RESOLUTION NO. <u>10-024</u>
	(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita
	41 st Approved Listing Payout Distribution) Page 3 of 3
	rage 5 of 5
1	Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
2	Nation on the 10 th day of February, 2010 at 5:04 o'clock, p.M.,
3	pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
4	upon his approval or upon his failure to either approve or disapprove it within 48 hours of
5	submittal.
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7	TOHONO O'ODHAM LEGISLATIVE COUNCIL
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11	Verlon M. Jose, Legislative Chairman
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15	[APPROVED on the
16	To in the table and the table and the table and table an
17	on the local day of felong, 2010 [] DISAPPROVED at //: 42 o'clock, .M.
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21	NED NORRIS, JR., CHAIRMAN
22	TOHONO O'ODHAM NATION
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27	Returned to the Legislative Secretary on the// day of
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29	TIMULAUX , 2010, at 12/12 o'clock, 2.M.
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32	Ciennel Gel
33	Evonne Wilson, Legislative Secretary
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ACTION: APPROVING THE CERTIFICATION OF THE TOHONO O'ODHAM ELIGIBLE ADULT MEMBERS LISTING FOR

THIRD PER CAPITA 41STAPPROVED LISTING PAYOUT DISTRIBUTION

MOVED: COUNCILWOMAN KIMBERLY LISTO

SECOND: COUNCILWOMAN LORRAINE EILER

DATE: FEBRUARY 08, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
198.7	2. MARY LOPÉZ ()	99.35	x			
SELLS	1. KIMBERLY LISTO	224.80	X			
449.6	2. EVELYN B. JUAN MANUEL	224.80	X			
SCHUK TOAK	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
159.0	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
SAN XAVIER	1. FELICIA NUÑEZ	102.35	x			
204.7	2. OLIVIA VILLEGAS-LISTON (Absent) (Eugene Enis) (Present)	102.35	Х			
SAN LUCY	1. LORRAINE EILER	93.55	X			
187.1	2. GLORIA RAMIREZ	93.55	X			
PISINEMO	1. CHESTER ANTONE	92.25	х			
184.5	(Tony Murrietta) 2. EDWARD MANUEL (Gerald Fayuant)	92.25	х			-
HICKIWAN	1. MICHELLE ORTEGA	87.25	x			
174.5	2. SANDRA ORTEGA	87.25	Х			х
GU VO	1. GRACE MANUEL	103.15	X			
206.3	() 2. PAMELA ANGHILL (Angela Ortiz)	103.15	х			x
GU ACHI	1. TIMOTHY L. JOAQUIN	115.05	x			
230.1	2. CYNTHIA E. MANUEL	115.05	x			
CHUKUT KUK	1. ETHEL GARCIA	138.50	х			
277.0	(Sara Mae Williams) 2. VERLON M. JOSE ()	138.50	x			
BABOQUIVARI	1. FRANCES MIGUEL	162.0	Х		-	
324.0	(Roberta Harvey) 2. FRANCES G. ANTONE(Absent) (Vernon Smith) (Present)	162.0	Х			
	2,595.50	2,595.50	-0-	-0-	[02]	