

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving to add an eligible minor to the Minor Master List for Payment of the Third Per Capita and to remove an eligible minor from the Adult Master List for Payment of the Third Per Capita)

RESOLUTION NO. 10-030

- 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, was subsequently amended to authorize per capita distribution payments in**
7 **accordance with the Initiative (Legislative Council Resolution No. 97-303); and**
- 8 **WHEREAS, in 2006 it was determined that sufficient gaming revenues were available to permit the**
9 **Nation to provide a per capita payment in accordance with the Initiative; and**
- 10 **WHEREAS, the Legislative Council adopt the Third Revenue Allocation Plan ("RAP") pursuant to**
11 **Legislative Council Resolution No. 06-307, which authorized a third per capita**
12 **payment for the Nation; and**
- 13 **WHEREAS, the RAP Incorporated a Trust Agreement (the "Trust Agreement") with Wells Fargo**
14 **Bank to protect the interests of minors and legally Incompetent persons (the**
15 **"Beneficiaries") eligible for per capita payments; and**
- 16 **WHEREAS, the Legislative Council approved the Master List for the Third Per Capita Distribution**
17 **for Eligible Tohono O'odham Minor Member on September 18, 2006 pursuant to**
18 **Resolution No.06-627; and**
- 19 **WHEREAS, the Enrollment Program has identified 1 eligible minor who was inadvertently omitted**
20 **from the approved Master List for the Third Per Capita Distribution for Eligible**
21 **Tohono O'odham Minor Members on Resolution No. 06-627; and**
- 22 **WHEREAS, this minor was incorrectly listed as an adult on the Adult Master List pursuant to**
23 **Resolution No. 06-624; and**
- 24 **WHEREAS, pursuant to Resolution No. 06-627 approval of eligible Tohono O'odham Minor**
25 **Members for set-up of minor accounts are contingent upon verification and**
26 **certification by the Tohono O'odham Legislative Council.**

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

- 2 **1. Accepts and approves the attached list of 1 minor who was left off the Minor**
3 **Master List and such names shall be incorporated into the Minor Master List**
4 **approved by the Legislative Council pursuant to Resolution No. 06-627.**
- 5 **2. Accepts and approves removal of the attached list of 1 minor from the Adult**
6 **Master List approved by the Legislative Council, Resolution No. 06-624.**
- 7 **3. Approved and authorizes the Office of the Treasurer to transfer \$2,000.00 from the**
8 **Bank of America Desert Diamond Savings Account to Wells Fargo Bank for the**
9 **establishment of minor accounts pursuant to terms of the Trust Agreement and**
10 **Service Agreement approved by Tohono O'odham Legislative Council Resolution**
11 **No. 06-258.**
- 12 **4. That any eligible names identified in the future will be added to the Minor Master**
13 **List contingent on verification and certification by the Tohono O'odham**
14 **Legislative Council.**

15 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08TH. Day**
16 **of FEBRUARY, 2010 at a meeting at which a quorum was present with a vote of 2,396.80 FOR; -0-**
17 **AGAINST; -0- NOT VOTING; and 198.70[06] ABSENT, pursuant to the powers vested in the Council**
18 **by Article IV, Section 1 (d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the**
19 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
20 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
21 **18, 1934 (48 Stat. 984).**

22
23 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

24
25 *Felicia Turner for*
26 **Verlon M. Jose, Legislative Chairman**
27
28 *10th day of February*, 2010
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33 **ATTEST:**

34 *Evonne Wilson*
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36 **Evonne Wilson, Legislative Secretary**

37 *10* day of *February*, 2010.
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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 10th day of February, 2010 at 5:12 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 Nunez for
Verlon M. Jose, Legislative Chairman

APPROVED

on the 11 day of Febury, 2010

DISAPPROVED

at 11:50 o'clock, A.M.

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

Returned to the Legislative Secretary on the 11 day of

January, 2010, at 12:12 o'clock, P.M.

Evonne Wilson
Evonne Wilson, Legislative Secretary

ACTION: APPROVING TO ADD AN ELIGIBLE MINOR TO THE MINOR MASTER LIST FOR PAYMENT OF THE THIRD PER CAPITA AND TO REMOVE AN ELIGIBLE MINOR FROM THE ADULT MASTER LIST FOR PAYMENT OF THE THIRD PER CAPITA

MOVED: COUNCILWOMAN KIMBERLY LISTO

SECOND: COUNCILWOMAN EVELYN JUAN MANUEL

DATE: FEBRUARY 08, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35				X
	2. MARY LOPEZ ()	99.35				X
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
SAN XAVIER 204.7	1. FELICIA NUÑEZ ()	102.35	X			
	2. OLIVIA VILLEGAS-LISTON (<i>Absent</i>) (Eugene Enis(<i>Present</i>))	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER ()	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Fayuant)	92.25	X			X
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			
	2. SANDRA ORTEGA ()	87.25	X			X
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	X			X
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL ()	115.05	X			X
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	162.0	X			
TOTAL		2,595.50	2,396.80	-0-	-0-	198.70 [06]