

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving to add eligible minors to the Minor Master List for Payment of the
Third Per Capita)

RESOLUTION NO. 10-031

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 Trust Agreement provides that monthly the Nation's Enrollment Office shall**
17 **prepare a listing of Beneficiaries who have attained the age of eighteen, which shall**
18 **be called the "Monthly Age 18 Report", which shall subsequently be approved by the**
19 **Legislative Council thereby authorizing and commencing payments to approved**
20 **Beneficiaries; and**

21 **WHEREAS, the Legislative Council approved the Master list for Third Per Capita Distribution for**
22 **eligible Tohono O'odham Minor Members on September 18, 2006 pursuant to**
23 **Resolution No. 06-627; and**

24 **WHEREAS, The Enrollment Program has identified 2 eligible minors who turned eighteen and**
25 **were left off the Minor Master List approved by the Legislative Council; and**

26 **WHEREAS, pursuant to Resolution No. 06-627 approval of eligible Tohono O'odham Minor**
27 **Members for set-up of minor accounts are contingent upon verification and**
28 **certification by the Tohono O'odham Legislative Council.**

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Page 2 of 3

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

- 1. Accepts and approves the attached list of 2 minors turned 18 years whose names were left off the Minor Master List and such names shall be incorporated into the Minor Master List approved by the Legislative Council on September 18, 2006.**
- 2. Approves and authorizes the Office of the Treasurer to transfer \$4,000.00 from the Bank of America Desert Diamond Savings Account to Wells Fargo Bank for the establishment of minor accounts pursuant to terms of the Trust Agreement and Service Agreement approved by Tohono O'odham Legislative Council Resolution No. 06-258.**
- 3. That any eligible names identified in the future will be added to the Minor Master List contingent on verification and certification by the Tohono O'odham Legislative Council.**

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 08TH. Day of FEBRUARY, 2010 at a meeting at which a quorum was present with a vote of 2,396.80 FOR; -0- AGAINST; -0- NOT VOTING; and 198.70[06] ABSENT, pursuant to the powers vested in the Council by Article IV, Section 1 (d)(2) 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).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Felicia Nunez for
Verlon M. Jose, Legislative Chairman
10th day of *February*, 2010

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary

10 day of *February*, 2010.

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 *5:13* 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.

RESOLUTION NO. 10-031

(Approving to add eligible minors to the Minor Master List for Payment of the Third Per Capita)
Page 3 of 3

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

Jelicia M. Jose for
Verlon M. Jose, Legislative Chairman

APPROVED

on the 11 day of February, 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

February, 2010, at 12:12 o'clock, p.M.

Evonne Wilson

Evonne Wilson, Legislative Secretary

ACTION: APPROVING TO ADD ELIGIBLE MINORS TO THE MINOR MASTER LIST FOR PAYMENT OF THE THIRD PER CAPITA

MOVED: COUNCILWOMAN LORRAINE EILER

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]