

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending Resolution No. 10-029, Approved on February 10, 2010 by Removing Minors
from the legislatively approved Certification Listing for eligible Tohono
O'odham Minor Members for the Fourth Per Capita Distribution)

RESOLUTION NO. 10-110

- 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, the Fourth Per Capita Revenue Allocation Plan "(Revenue Allocation Plan)" which**
9 **authorizes the fourth per capita payment to all eligible Tohono O'odham members**
10 **was adopted by the Tohono O'odham Legislative Council, Resolution No. 09-164; and**
- 11 **WHEREAS, on June 15, 2009, the Department of Interior approved the Revenue Allocation Plan;**
12 **and**
- 13 **WHEREAS, in accordance with the Revenue Allocation Plan, the Tohono O'odham Membership**
14 **Services presented the Master List for Eligible Tohono O'odham Minor Members for**
15 **the Fourth Per Capita Distribution and established the number of eligible minor**
16 **members at 8,664 members pursuant to Resolution No. 09-429; and**
- 17 **WHEREAS, the Tohono O'odham Legislative Council established the number of eligible minor**
18 **members at 8,664 pursuant to Resolution No. 09-429, "Approving the Master List for**
19 **the Fourth Per Capita Distribution for Eligible Tohono O'odham Minor Members"; and**
- 20 **WHEREAS, the Enrollment Program submitted to the Tohono O'odham Legislative Council a**
21 **Certification Listing of 101 eligible minor members for the fourth per capita**
22 **distribution because these 101 minors had reached the age of 18; and**
- 23 **WHEREAS, the Tohono O'odham Legislative Council approved the Certification Listing of 101**
24 **eligible minor members for the fourth per capita distribution on February 10, 2010,**
25 **pursuant to Resolution No. 10-029; and**
- 26 **WHEREAS, the Enrollment Program has now identified one minor member that was incorrectly**
27 **listed on the Certification Listing approved pursuant to Resolution No. 10-029; and**
- 28 **WHEREAS, the Enrollment Program has determined that these members should be listed on the**
29 **4th Per Capita Adult listing; and**

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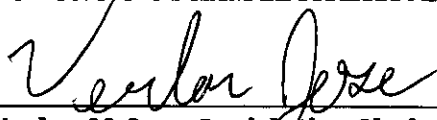
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1 **WHEREAS, pursuant to Resolution No. 06-627 approval of eligible Tohono O'odham Minor**
2 **Members for set-up of minor accounts are contingent upon verification and**
3 **certification by the Tohono O'odham Legislative Council.**

4 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby accepts**
5 **and approves the removal of the attached list of 2 individuals from the "Certification**
6 **Listing of Eligible Tohono O'odham Minor Members for the Fourth Per Capita**
7 **Distribution" approved by the Legislative Council, Resolution No. 10-029.**

8 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05TH Day**
9 **of APRIL, 2010 at a meeting at which a quorum was present with a vote of 2,421.0 FOR; -0- AGAINST;**
10 **-0- NOT VOTING; and 174.50[04] ABSENT, pursuant to the powers vested in the Council by Article**
11 **VI, Section 1 (d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono**
12 **O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
13 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
14 **Stat. 984).**

15 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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18 _____
19 **Verlon M. Jose, Legislative Chairman**

20
21 1 day of April, 2010
22


23
24 **ATTEST:**

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26 _____
27 **Evonne Wilson, Legislative Secretary**

28
29 6 day of April, 2010.
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31 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
32 **Nation on the 1 day of April, 2010 at 9:58 o'clock, P..M.,**
33 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
34 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
35 **submittal.**

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37 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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41 **Verlon M. Jose, Legislative Chairman**
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APPROVED on the _____ day of _____, 2010

DISAPPROVED at _____ o'clock, ____ .M.

EXCEEDED 48 HOURS

NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 12 day of

April, 2010, at 12:03 o'clock, p .M.



Evonne Wilson, Legislative Secretary

ACTION: AMENDING RESOLUTION NO. 10-029, APPROVED ON FEBRUARY 10, 2010 BY REMOVING MINORS FROM THE LEGISLATIVELY APPROVED CERTIFICATION LISTING FOR ELIGIBLE TOHONO O'ODHAM MINOR MEMBERS FOR THE FOURTH PER CAPITA DISTRIBUTION

Moved: COUNCILWOMAN KIMBERLY LISTO

SECOND: COUNCILWOMAN MARY LOPEZ

DATE: APRIL 05, 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 (<i>Absent</i>) (Fredrick Jose) (<i>Present</i>) | 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 (Eugene Enis) | 102.35 | X | | | |
| SAN LUCY 187.1 | 1. LORRAINE EILER () | 93.55 | X | | | |
| | 2. GLORIA RAMIREZ () | 93.55 | X | | | X |
| PISINEMO 184.5 | 1. CHESTER ANTONE (Tony Murrietta) | 92.25 | X | | | X |
| | 2. EDWARD MANUEL (Gerald Fayuant) | 92.25 | X | | | |
| HICKIWAN 174.5 | 1. MICHELLE ORTEGA () | 87.25 | | | | X |
| | 2. SANDRA ORTEGA () | 87.25 | | | | X |
| GU VO 206.3 | 1. GRACE MANUEL () | 103.15 | X | | | |
| | 2. PAMELA ANGHILL (<i>Absent</i>) (Angela Ortiz) (<i>Present</i>) | 103.15 | X | | | |
| GU ACHI 230.1 | 1. TIMOTHY L. JOAQUIN () | 115.05 | X | | | |
| | 2. CYNTHIA E. MANUEL () | 115.05 | X | | | |
| CHUKUT KUK 277.0 | 1. ETHEL GARCIA (Sara Mae Williams) | 138.50 | X | | | |
| | 2. VERLON M. JOSE () | 138.50 | X | | | |
| BABOQUITVARI 324.0 | 1. FRANCES MIGUEL (<i>Absent</i>) (Roberta Harvey) (<i>Present</i>) | 162.0 | X | | | |
| | 2. FRANCES G. ANTONE (<i>Absent</i>) (Vernon Smith) (<i>Present</i>) | 162.0 | X | | | |
| TOTAL | | 2,595.50 | 2,421.0 | -0- | -0- | 174.50 [04] |