RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL (Accepting Certification of Eligible Members and Authorizing the Initial Expenditure of Funds for Per Capita Payments under the Second Per Capita Plan)

RESOLUTION NO. 10-190

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1	WHEREAS,	on June 28, 1997 the voters of the Tohono O'odham Nation approved Initiative No IN-
2		01-97 (the "Initiative"); and
3	WHEREAS,	pursuant to Initiative and Resolution Nos. 97-451 and 97-452 the Tohono O'odham
4		Legislative Council adopted an Initiative Funding and Implementation Plan and
5		Revenue Allocation Plan (collectively the "First Per Capita Plan"); and
6	WHEREAS,	an initial Per Capita Distribution under the first Per Capita Plan was approved on
7		December 18, 1997 by the Phoenix Area Office of the Bureau of Indian Affairs; and
8	WHEREAS,	initial Per Capita distribution have been and continue to be disbursed to Adult
9		Eligible members under the first Per Capita Plan; and
10	WHEREAS,	pursuant to the Initiative Resolution No. 2000-269 and 2000-472, the Legislative
11		Council adopted (1) a Second Initiative Funding and Implementation Plan, (2) a
12		Second Revenue Allocation Plan, and (3) Amendment No. 1 to each Plan (collectively
13		the "Second Per Capita Plan"); and
14	WHEREAS,	under the second Per Capita Plan each eligible member who is certified as eligible is
15		entitled to receive a per capita payment of \$2,000.00; and
16	WHEREAS,	by letter dated October 25, 2000 the Deputy Commissioner of Indian Affairs approved
17		the Second Per Capita Plan; and
18	WHEREAS,	as required by the Second Per Capita Plan, the Attorney General of the Nation issued
19		a Notice of Compliance on October 26, 2000; and
20	WHEREAS,	as required by the Second Per Capita Plan the Enrollment Office has filed a
21		certification of Eligible Members listing <u>38</u> adult eligible Members who are eligible
22		for receipt of a per capita payment under the terms of the Second Per Capita Plan and
23		the applicable laws of the United States and the Nation.
24	NOW, THEF	REFORE, BE IT RESOLVED THAT:
25		1. The Tohono O'odham Legislative Council hereby accepts and approves the
26		certification of Eligible Members, in the form attached hereto.
27		2. The Tohono O'odham Legislative Council authorizes Wells Fargo Bank to
28		commence the payments of principal and investment income earned to the
20		eligible members identified in the form attached hereto as they are no longer

(Accepting Certification of Eligible Members and Authorizing the Initial Expenditure of Funds for Per Capita Payments under the Second Per Capita Plan) Page 2 of 3						
restricted beneficiaries.						
3. The Chairman of the Nation is authorized to execute such other documents as						
may be necessary to implement this Resolution.						
The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the <u>07TH Day</u>						
of <u>IUNE, 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; <u>-0-</u> NOT VOTING; and <u>[04]</u> ABSENT, pursuant to the powers vested in the Council by Section 1 (d)(2)						
and (3) of Article VI 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						
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Teller Mult for Verlon M. Jose, Legislative Chairman						
Verlor M. Jose Legislative Chairman						
5 day of <u>June</u> , 2010						
ATTEST:						
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(MIN na Make)						
Evonne Wilson, Legislative Secretary						
<u>B</u> day of						
Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham						
Nation on the Standard of June, 2010 at 7.000 clock, 7 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						
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Verlon M. Jose, Legislative Chairman						
Verlon M. Jose, Legislative Chairman						

	RESOLUTION NO. <u>10-190</u>
	(Accepting Certification of Eligible Members and Authorizing the Initial Expenditure of Funds for Per Capita Payments under the Second Per Capita Plan)
	Capita Payments under the Second Per Capita Pian) Page 3 of 3
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1	[8] APPROVED on the 69 day of, 2010
2	[] DISAPPROVED at /: 50 o'clock, /M.
3	[] DISAPPROVED at // D o'clock, /
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5	/)\. / / /)\ //
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7	NED NORRIS, JR., CHAIRMAN
8	TOHONO O'ODHAM NATION
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13	Returned to the Legislative Secretary on the $\underline{\mathcal{G}}$ day of
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19	Evonne Wilson, Legislative Secretary
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ACTION: ACCEPTING CERTIFICATION OF ELIGIBLE MEMBERS AND AUTHORIZING THE INITIAL EXPENDITURE

OF FUNDS FOR PER CAPITA PAYMENTS UNDER THE SECOND PER CAPITA PLAN

MOVED: COUNCILWOMAN LORRAINE EILER

SECOND: COUNCILWOMAN OLIVIA VILLEGAS-LISTON

DATE:

JUNE 07, 2010

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 198.7	1. WAVALENE ROMERO (Nicholas Jose) 2. MARY LOPEZ ()	99.35 99.35	x x			
SELLS 449.6	1. KIMBERLY LISTO () 2. EVELYN B. JUAN MANUEL ()	224.80 224.80	x x			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose) 2. LINDA PARLEY (Agnes Joaquin)	79.50 79.50	x x			х
SAN XAVIER 204.7	FELICIA NUÑEZ	102.35 102.35	x x	[<u>.</u>		X
SAN LUCY 187.1	1. LORRAINE EILER () 2. GLORIA RAMIREZ ()	93.55 93.55	x x			x
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta) 2. EDWARD MANUEL (Gerald Fayuant)	92.25 92.25	x x			
HICKIWAN 174.5	1. MICHELLE ORTEGA () 2. SANDRA ORTEGA ()	87.25 87.25	x x			
GU VO 206.3	1. GRACE MANUEL () 2. PAMELA ANGHILL (Absent) (Angela Ortiz) (Present)	103.15 103.15	X X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN 2. CYNTHIA E. MANUEL	115.05 115.05	x x	_		x
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams) 2. VERLON M. JOSE ()	138.50 138.50	x x			·
BABOQUIVARI 324.0	FRANCES MIGUEL (Roberta Harvey) FRANCES G. ANTONE (Vernon Smith)	162.0 162.0	x x			
	2,595.50	2,595.50	-0-	-0-	[04]	