RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL

(Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita 48th Approved Listing Payout Distribution)

RESOLUTION NO. 10-357

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 48 $^{\text{th}}$ payout distribution is $\underline{\textbf{5}}$;
17		and
18	WHEREAS,	pursuant toResolutionNo.06-624theLegislativeCouncilapprovedtheMasterListing
19		for Eligible Adult members; and
20	WHEREAS,	the disbursement of funds to each eligible adult member is contingent upon
21		$verification \ of a \ member's \ eligibility \ and \ further \ certification \ by the \ Tohono\ O'odham$
22		Legislative Council.
23	NOW, THE	REFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:
24		${\bf 1.} \ \ Accepts \ and \ approves \ the \ Certification \ Listing \ for \ \underline{\bf 5} \ eligible \ adult \ members \ for \ the$
25		Third Per Capita 48 th approved listing payout distribution.
26		2. Authorizes (a) the transfer of $\underline{\$10,000.00}$ 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

	RESOLUTION NO. <u>10-357</u> (Approving the Certification of the Tohono O'odham Eligible Adult Members Listing for Third Per Capita 48 th Approved Listing Payout Distribution) Page 3 of 3
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 48 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 13 TH Day
15 16	of <u>SEPTEMBER, 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>[07]</u> ABSENT, pursuant to the powers vested in the Council by Section
17	1 (d)(2) of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the Tohono
18	O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
19	Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
20	Stat. 984).
21	
22 23	TOHONO O'ODHAM LEGISLATIVE COUNCIL
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26	tellera Munerta
27	Verlon M. Jose, Legislative Chairman
28	
29	14 th September, 2010
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31	
32	ATTEST:
33	
34	(Proceedial)
35	Warrelli
36	Evonne Wilson, Legislative Secretary
37	14 day of <u>September</u> , 2010.
38	14 day of <u>September</u> , 2010.
39	
40	

Said Resolution was submi	tted for approval to the office of the Chairman of the Tohono O'odhan
Nation on the 14% d	ay of <u>September</u> , 2010 at 1.47 o'clock, P.M.
	of Section 5 of Article VII of the Constitution and will become effective
upon his approval or upo	n his failure to either approve or disapprove it within 48 hours o
submittal.	
	TOHONO O'ODHAM LEGISLATIVE COUNCIL
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	Verlon M. Jose, Legislative Chairman
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[X] APPROVED	on the 14 day of Sylle, 2010
[] DISAPPROVED	at $\frac{4.38}{5}$ o'clock, $\frac{6}{5}$.M.
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	NED NORRIS, JR., CHAIRMAN
	TOHONO O'ODHAM NATION
Returned to the Legislative	e Secretary on the /// day of
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Syptember, 2010	D, at $\frac{5.07}{2}$ o'clock, $\cancel{\mathcal{D}}$.M.
_	0, at <u>5:01</u> o'clock, <u>P</u> .M.
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ACTION: APPROVING THE CERTIFICATION OF THE TOHONO O'ODHAM ELIGIBLE ADULT MEMBERS LISTING FOR

THIRD PER CAPITA 48THAPPROVED LISTING PAYOUT DISTRIBUTION

MOVED: COUNCILWOMAN LORRAINE EILER SECOND: COUNCILWOMAN KIMBERLY LISTO

DATE: SEPTEMBER 13, 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	x x			
	()	99.35	_ ^			х
SELLS	1. KIMBERLY LISTO	224.80	x			
449.6	2. EVELYN B. JUAN MANUEL	224.80	X			
SCHUK TOAK	1. FRANCES B. CONDE (Absent)	79.50	х			
159.0	(Fredrick Jose) (Present) 2. LINDA PARLEY (Agnes Joaquin)	79.50	Х			
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	Х			
187.1	2. GLORIA RAMIREZ	93.55	х			X
PISINEMO	1. CHESTER ANTONE	92.25	х			х
184.5	(Tony Murrietta) 2. EDWARD MANUEL (Gerald Fayuant)	92.25	х			
HICKIWAN	1. MICHELLE ORTEGA	87.25	Х			x
174.5	2. SANDRA ORTEGA	87.25	Х			
GU VO	1. GRACE MANUEL	103.15	X			x
206.3	2. PAMELA ANGHILL (Angela Ortiz)	103.15	х			
GU ACHI	1. TIMOTHY L. JOAQUIN	115.05	X			
230.1	2. CYNTHIA E. MANUEL	115.05	X			х
CHUKUT KUK	1. ETHEL GARCIA	138.50	х			
277.0	(Sara Mae Williams) 2. VERLON M. JOSE ()	138.50	х			х
BABOQUIVARI	1. FRANCES MIGUEL (Absent)	162.0	х			
324.0	(Roberta Harvey) (Present) 2. FRANCES G. ANTONE (Absent) (Vernon Smith) (Present)	162.0	х			
	TOTAL	2,595.50	2,595.50	-0-	-0-	[07]