

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Certification of the Tohono O'odham Eligible Minor Members Listing
for the Fourth Per Capita Distribution)

RESOLUTION NO. 10-359

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 Fourth Per Capita Revenue Allocation Plan ("Revenue Allocation Plan") which**
10 **authorizes the fourth per capita payment to all eligible Tohono O'odham members,**
11 **was adopted by the Tohono O'odham Legislative Council, Resolution No. 09-164; and**

12 **WHEREAS, on June 15, 2009, the Department of the Interior approved the Revenue Allocation**
13 **Plan; and**

14 **WHEREAS, in accordance with the Revenue Allocation Plan, the Tohono O'odham Membership**
15 **Services presented the Master List for eligible Tohono O'odham Minor Members for**
16 **the Fourth Per Capita Distribution and established the number of eligible minor**
17 **members at 8,664 members pursuant to Resolution #09-429; and**

18 **WHEREAS, the Tohono O'odham Legislative Council has established the number of eligible minor**
19 **members at 8,664 pursuant to Resolution #09-429, "Approving the Master List for the**
20 **Fourth Per Capita Distribution for Eligible Tohono O'odham Minor members; and**

21 **WHEREAS, 71 of the minors approved in Resolution #09-429 have since reached the age of 18; and**

22 **WHEREAS, the Enrollment Program submits to the Tohono O'odham Legislative Council a**
23 **Certification Listing for 71 eligible minor members for the fourth per capita**
24 **distribution because these 71 minors have reached the age of 18 and are no longer**
25 **restricted from receiving their per capita payments; and**

26 **WHEREAS, the disbursement of per capita payments to each eligible Tohono O'odham member**
27 **is contingent upon verification of membership and further certification by the**
28 **Tohono O'odham Legislative Council.**

29

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1 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves the**
2 **Certification Listing for 71 eligible minor members for the fourth per capita**
3 **distribution pursuant to the Revenue Allocation Plan.**

4 **BE IT FINALLY RESOLVED that the Enrollment Program is authorized to disburse the fourth per**
5 **capita payment to these 71 eligible Tohono O'odham members.**

6 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH Day**
7 **of SEPTEMBER, 2010 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0-**
8 **AGAINST; -0-NOT VOTING; and [07] ABSENT, pursuant to the powers vested in the Council by Article**
9 **VI, Section 1 (d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono**
10 **O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -**
11 **Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48**
12 **Stat. 984).**

13 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

14
15 *Felicia Munez for*
16 Verlon M. Jose, Legislative Chairman
17
18 *14th* day of *September*, 2010
19
20

21 **ATTEST:**

22 *Evonne Wilson*
23 Evonne Wilson, Legislative Secretary
24

25 *14* day of *September*, 2010.
26
27

28 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
29 **Nation on the 14th day of September, 2010 at 1:49 o'clock, P.M.,**
30 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
31 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
32 **submittal.**

33 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

34
35 *Felicia Munez for*
36 Verlon M. Jose, Legislative Chairman
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41 **APPROVED**

on the *14* day of *Septber*, 2010

42
43 **DISAPPROVED**

at *4:45* o'clock, *P*.M.

44
45 *Ned Norris, Jr.*
46 NED NORRIS, JR., CHAIRMAN
47 **TOHONO O'ODHAM NATION**
48

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Returned to the Legislative Secretary on the 14 day of

September, 2010, at 5:01 o'clock, p.M.

Evonne Wilson

Evonne Wilson, Legislative Secretary

ACTION: APPROVING THE CERTIFICATION OF THE TOHONO O'ODHAM ELIGIBLE MINOR MEMBERS LISTING FOR THE FOURTH PER CAPITA 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. WA VALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			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 <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			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			X
	2. SANDRA ORTEGA ()	87.25	X			
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			X
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	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			X
BABOQUIVARI 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	2,595.50	-0-	-0-	[07]