

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Approving March 2015 Gaming Enterprise Charter Amendments)**

**RESOLUTION NO. 15-062**

1   **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council**  
2                   **with the authority to "authorize, charter and regulate public or private**  
3                   **corporations and associations" (Constitution, Article VI, Section 1(e)); and**

4   **WHEREAS, by Resolution No. 93-311, the Legislative Council approved the charter of the**  
5                   **Tohono O'odham Gaming Authority, subsequently renamed as the Tohono**  
6                   **O'odham Gaming Enterprise (the "Gaming Enterprise"), as a wholly owned tribal**  
7                   **government enterprise that is responsible for planning, constructing, and**  
8                   **operating the Nation's gaming facilities and conducting gaming activities**  
9                   **(Charter of the Gaming Enterprise ("Charter"), as amended, 16 Tohono O'odham**  
10                  **Code Chapter 2); and**

11   **WHEREAS, the Enterprise Management Board is vested with authority to "[e]stablish and**  
12                  **maintain effective operating and fiscal policies for the Enterprise" and to**  
13                  **"[r]ecommend amendment or revision of this Charter to the Legislative Council**  
14                  **whenever deemed appropriate to improve the operation and management of**  
15                  **the Enterprise" (Charter, subsections 5(d)(4) and (d)(16)); and**

16   **WHEREAS, Section 7 of the Charter governs the Enterprise's creation of an operating**  
17                  **reserve and sinking funds, payment of regulatory costs and tribal contributions**  
18                  **required under Section 12 of the Nation's gaming compact with the State of**  
19                  **Arizona, and monthly distributions of available cash to the Nation; and**

20   **WHEREAS, the Management Board has recommended and reviewed with the Legislative**  
21                  **Commerce Committee and Budget and Finance Committee amendments to**  
22                  **Section 7 of the Charter to further define the reserves and funds necessary for**  
23                  **business operations, to make debt service payments, and to maintain**  
24                  **compliance with applicable loan covenants; and**

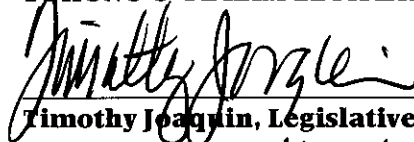
25   **WHEREAS, it is in the Nation's best interest to amend Section 7 of the Charter in accordance**  
26                  **with the March 2015 Gaming Enterprise Charter Amendments, which are**  
27                  **incorporated by this reference.**

28   **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it**  
29                  **approves the March 2015 Gaming Enterprise Charter Amendments.**  
30

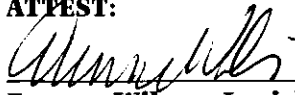
RESOLUTION NO. 15-062  
(Approving March 2015 Gaming Enterprise Charter Amendments)  
Page 2 of 3

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05<sup>TH</sup> day of MARCH, 2015 at a meeting at which a quorum was present with a vote of 2,946.5 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(d)(e) 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

  
\_\_\_\_\_  
Timothy Joaquin, Legislative Chairman  
10 day of March, 2015

ATTEST:

  
\_\_\_\_\_  
Evonne Wilson, Legislative Secretary  
10 day of March, 2015

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 10 day of March, 2015 at 8:32 o'clock, A.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

  
\_\_\_\_\_  
Timothy Joaquin, Legislative Chairman

APPROVED

on the 11 day of March, 2015

DISAPPROVED

at 4:54 o'clock, P.m.

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52

**RESOLUTION NO. 15-062**  
**(Approving March 2015 Gaming Enterprise Charter Amendments)**  
**Page 3 of 3**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52

Returned to the Legislative Secretary on the 12 day of  
March, 2015, at 9:37 o'clock, a.m.

Evonne Wilson  
\_\_\_\_\_  
**Evonne Wilson, Legislative Secretary**

## ACTION: APPROVING MARCH 2015 GAMING ENTERPRISE CHARTER AMENDMENTS

MOVED: COUNCILWOMAN FRANCES B. STEPEHENS

SECOND: COUNCILWOMAN ETHEL GARCIA

DATE: MARCH 05, 2015

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 224.2	1. LUCINDA ALLEN (Nicholas Jose)	112.1	X			
	2. MARY LOPEZ ( )	112.1	X			
SELLS 502.0	1. ARTHUR WILSON (Ophelia Patten)	251.0	X			
	2. BARBARA HAVIER (Beverly Rivas )	251.0	X			
SCHUK TOAK 174.2	1. FRANCES B. STEPHENS (Anthony J. Rios)	87.1	X			
	2. QUINTIN C. LOPEZ (John Fendenheim)	87.1	X			
SAN XAVIER 224.2	1. HILARION CAMPUS <i>(Absent)</i> (Daniel L.A. Preston, III) <i>(Present)</i>	112.1	X			
	2. RACHEAL VILSON-STONER <i>(Absent)</i> (Olivia Villegas-Liston) <i>(Present)</i>	112.1	X			X
SAN LUCY 219.6	1. DIANA MANUEL (Gloria Ramirez)	109.8	X			X
	2. JANA MONTANA ( )	109.8	X			
PISINEMO 210.6	1. CHESTER ANTONE (Tony Murrietta)	105.3	X			
	2. EDWARD MANUEL, SR. ( )	105.3	X			
HICKIWAN 196.9	1. LOUIS R. LOPEZ ( )	98.45	X			
	2. SANDRA ORTEGA (Manuel Osequeda, Jr.)	98.45	X			
HIA CED 19.6	1. PATRICK ANDREWS (Janice E. Paul)	9.8	X			
	2. VIRGINIA GARCIA ( )	9.8	X			
GU VO 241.0	1. GRACE MANUEL (Floyd Flores)	120.5	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	120.5	X			X
GU ACHI 257.3	1. TIMOTHY L. JOAQUIN ( )	128.65	X			
	2. LORETTA LEWIS (Louis Johnson)	128.65	X			
CHUKUT KUK 319.2	1. ETHEL GARCIA (Marlakay C. Henry)	159.6	X			
	2. BILLMAN LOPEZ ( )	159.6	X			
BABOQUIVARI 357.7	1. FRANCES MIGUEL <i>(Absent)</i> (Robertta Harvey) <i>(Present)</i>	178.85	X			
	2. VERNON J. SMITH (Gloria Zazueta)	178.85	X			
<b>TOTAL</b>		<b>2,946.5</b>	<b>2,946.5</b>	<b>-0-</b>	<b>-0-</b>	<b>[03]</b>