

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Certification of the Tohono O'odham Eligible Adult Members
Listing for Third Per Capita 86th Approved Listing Payout Distribution)**

RESOLUTION NO. 15-108

1 **WHEREAS, on June 28, 1997, the Nation's voters approved Initiative No. IN-01-97, the**
2 **"Tohono O'odham Voice in the Use of Gaming Revenues" ("Initiative"), which**
3 **authorizes per capita payments to the Nation's members provided that**
4 **sufficient gaming revenues are available; and**

5 **WHEREAS, the Ordinance for the Regulation of Gaming Activities within the Tohono**
6 **O'odham Nation ("Gaming Ordinance") was subsequently amended to authorize**
7 **per capita distribution payments in accordance with the Initiative (Legislative**
8 **Council Resolution No. 97-303); and**

9 **WHEREAS, the Legislative Council did adopt the Third Per Capita Revenue Allocation Plan**
10 **per 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**
15 **third per capita distribution; and**

16 **WHEREAS, the total verified adult member for the third per capita 86th payout distribution**
17 **is 1; and**

18 **WHEREAS, pursuant to Resolution No. 06-624 the Legislative Council approved the Master**
19 **Listing 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**
22 **O'odham Legislative Council.**

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:**

- 24 **1. Accepts and approves the Certification Listing for 1 eligible adult**
25 **member for the Third Per Capita 86th approved listing payout**
26 **distribution;**
- 27 **2. Authorizes (a) the transfer of \$2,000.00 from the Third Per Capita Money**
28 **Market Account to the Third Per Capita Checking Account established at**
29 **Bank of America; and (b) upon the authorized signature of the Nation,**

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1 issuance of a check on the Third Per Capita Checking Account in the
2 amount of (i) \$2,000.00 to each Eligible Member residing in the United
3 States and listed in the Certification Listing of Eligible Members and (ii)
4 \$1,400.00 to each Eligible Member residing outside the United States and
5 listed in the Certification Listing of Eligible Members, with the Balance of
6 \$600.00 withheld and remitted to the Internal Revenue Service pursuant
7 to the requirements of federal law;

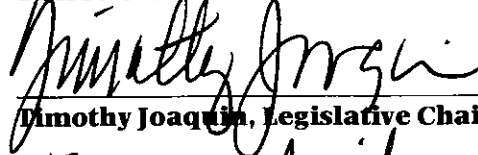
8 3. Designates Sells as the distribution site for the disbursement of the 86th
9 and subsequent payouts of the third per capita check to members of the
10 Nation; and

11 4. Authorizes the Chairman of the Nation to execute such other documents
12 as may be necessary to implement this Resolution.

13 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that the disbursement of
14 funds to each additional eligible adult Tohono O'odham members is
15 contingent upon verification of a member by the Enrollment Program
16 and further certification of additional eligible members by the Tohono
17 O'odham Legislative Council.

18 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13th
19 day of APRIL, 2015 at a meeting at which a quorum was present with a vote of 2,772.3 FOR; -0-
20 AGAINST; -0- NOT VOTING; and 174.2[04] ABSENT, pursuant to the powers vested in the Council
21 by Article VI, Section 1(d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the
22 Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
23 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of
24 June 18, 1934 (48 Stat.984).

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27 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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31 Timothy Joaquin, Legislative Chairman

32 17 day of April, 2015
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1 **ATTEST:**

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4 **Evonne Wilson, Legislative Secretary**

5 17 day of April, 2015

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8 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
9 **O'odham Nation on the 17 day of April, 2015 at 5:04 o'clock, P .m.,**
10 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
11 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
12 **hours of submittal.**

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14 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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17 **Timothy Joaquin, Legislative Chairman**

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23 **APPROVED**

on the 20 day of April, 2015

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25 **DISAPPROVED**

at 12:10 o'clock, P .m.

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28 **NED NORRIS, JR., CHAIRMAN**
29 **TOHONO O'ODHAM NATION**

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37 **Returned to the Legislative Secretary on the 20 day of**
38 April, 2015, at 12:37 o'clock, P .m.

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41 **Evonne Wilson, Legislative Secretary**

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ACTION: APPROVING THE CERTIFICATION OF THE TOHONO O'ODHAM ELIGIBLE ADULT MEMBERS LISTING FOR THIRD PER CAPITA 86TH APPROVED LISTING PAYOUT DISTRIBUTION

MOVED: COUNCILMAN HILARION CAMPUS

SECOND: COUNCILWOMAN DIANA MANUEL

DATE: APRIL 13, 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 | | | 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 (Daniel L.A. Preston, III) | 112.1 | X | | | |
| | 2. RACHAEL VILSON-STONER (Olivia Villegas-Liston) | 112.1 | X | | | |
| SAN LUCY 219.6 | 1. DIANA MANUEL (Gloria Ramirez) | 109.8 | 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 () | 9.8 | X | | | |
| | 2. VIRGINIA GARCIA () | 9.8 | X | | | X |
| GU VO 241.0 | 1. GRACE MANUEL (Floyd Flores) | 120.5 | X | | | |
| | 2. PAMELA ANGHILL (Jeffery Antone, Sr.) | 120.5 | 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>) (Roberta Harvey) (<i>Present</i>) | 178.85 | X | | | |
| | 2. VERNON J. SMITH (Gloria Zazueta) | 178.85 | X | | | |
| TOTAL | | 2,946.5 | 2,772.3 | -0- | -0- | 174.2 [04] |