

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing Commerce Committee to Hold Hearings on Liquor License
Applications Filed by the Tohono O'odham Gaming Enterprise)

RESOLUTION NO. 15-282

1 **WHEREAS, the Constitution of the Tohono O'odham Nation provides that “[a]ll legislative**
2 **powers of the Tohono O'odham Nation shall be vested in the Tohono O'odham**
3 **Council,” and vests the Legislative Council with the power to “enact laws,**
4 **ordinances and resolutions necessary or incidental to the exercise of its**
5 **legislative powers” (Constitution, Article V, Section 1 and Article VI, Section 1(l));**
6 **and**

7 **WHEREAS, the introduction, sale, possession, and consumption of alcoholic beverages**
8 **within the exterior boundaries of the Nation is governed by 21 Tohono O'odham**
9 **Code Chapter 1 - Alcoholic Beverages Licensing and Control; provided that the**
10 **sale of and consumption of alcoholic beverages by the Tohono O'odham Gaming**
11 **Enterprise shall be “in conformity with the laws of the State of Arizona**
12 **applicable to any State-issued license held by the Gaming Enterprise” (21 T.O.C.**
13 **Chapter 1, Section 1701(B)); and**

14 **WHEREAS, the Legislative Council has vested the Commerce Committee with legislative**
15 **oversight of the Tohono O'odham Gaming Enterprise and all gaming-related**
16 **matters (Plan of Operation for Commerce Committee, Article III.C.2.b. and**
17 **III.C.3.a.); and**

18 **WHEREAS, the Tohono O'odham Gaming Enterprise has filed an liquor license application**
19 **with the Arizona Department of Liquor Licenses and Control for the West Valley**
20 **Resort located on the Nation's reservation at 91st and Northern Avenues in**
21 **Maricopa County, Arizona; and**

22 **WHEREAS, pursuant to Arizona law, the Nation as the local governing body with jurisdiction**
23 **over the Gaming Enterprise's West Valley Resort facility is required to hold a**
24 **hearing on the liquor license application and recommend approval or**
25 **disapproval to the Department of Liquor Licenses and Control (A.R.S. § 4-201(B)**
26 **and (C)); and**

27 **WHEREAS, it is in the best interest of the Nation to authorize and empower the Commerce**
28 **Committee to conduct hearings and issue recommendations on liquor license**
29 **applications filed by the Tohono O'odham Gaming Enterprise.**

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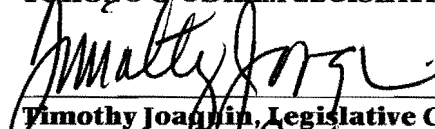
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NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it authorizes and empowers the Commerce Committee to

- (1) provide notice and conduct hearings on liquor license applications filed by the Tohono O'odham Gaming Enterprise with the Arizona Department of Liquor Licenses and Control;**
- (2) adopt an order recommending approval or disapproval of liquor license applications within sixty days after filing of the application; and**
- (3) file a certified copy of the Committee's recommendation with the director of the Department of Liquor Licenses and Control.**


The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13TH day of JULY, 2015 at a meeting at which a quorum was present with a vote of 3,015.3 FOR; -0- AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Article V, Section 1 and Article VI, Section 1(e) and 1(1) 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
15 day of July, 2015

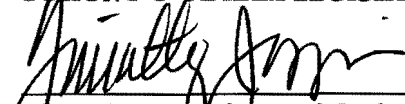
ATTEST:



Evonne Wilson, Legislative Secretary
15 day of July, 2015

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 15 day of July, 2015 at 4:08 o'clock, P .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

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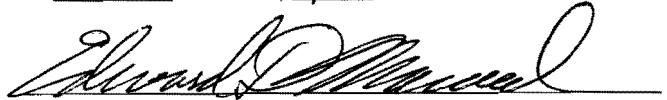
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APPROVED

DISAPPROVED

on the 16 day of July, 2015
at 6:55 o'clock, P.m.



**EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 17 day of

July, 2015, at 9:15 o'clock, A.m.

Yvonne Gady for
Evonne Wilson, Legislative Secretary

ACTION: AUTHORIZING COMMERCE COMMITTEE TO HOLD HEARINGS ON LIQUOR LICENSE APPLICATIONS FILED BY THE TOHONO O'ODHAM GAMING ENTERPRISE

MOVED: COUNCILWOMAN ETHEL GARCIA

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: JULY 13, 2015

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.1	1. FRANCES MIGUEL (Roberta E. Harvey)	183.55	X			
	2. VERNON J. SMITH (Gloria Zazueta)	183.55	X			
CHUKUT KUK 331.9	1. ETHEL GARCIA (Marlakay K. Henry)	165.95	X			
	2. BILLMAN LOPEZ (Patricia Vicenti)	165.95	X			
GUACHI 265.1	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.55	X			
	2. LORETTA LEWIS ()	132.55	X			
GU VO 249.6	1. GRACE MANUEL (Dallas Lewis)	124.8	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	124.8	X			
HICKIWAN 204.9	1. LOUIS R. LOPEZ (Shirley Molina)	102.45	X			
	2. SANDRA ORTEGA ()	102.45	X			X
PISINEMO 220.0	1. CHESTER ANTONE (Tony Murrietta)	110.0	X			
	2. VACANT ()	110.0	X			X
SAN LUCY 222.9	1. DIANA MANUEL ()	111.45	X			
	2. JANA MONTANA (Gloria Ramirez)	111.45	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III (Gene Enis)	114.3	X			
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.3	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. (Theresa Donahue)	90.3	X			
	2. QUINTIN C. LOPEZ (<i>Absent</i>) (John Fendenheim) (<i>Present</i>)	90.3	X			
SELLS 513.1	1. ARTHUR WILSON (<i>Absent</i>) (Beverly Rivas) (<i>Present</i>)	256.55	X			
	2. BARBARA HAVIER ()	256.55	X			
SIF OIDAK 231.5	1. LUCINDA ALLEN (Nicholas Jose)	115.75	X			
	2. MARY LOPEZ ()	115.75	X			
TOTAL		3,015.3	3,015.3	-0-	-0-	[02]