

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Replenishing General Fund Surplus Reserve Established by Resolution No. 09-267)**

RESOLUTION NO. 16-321

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Legislative Council**
2 **with the authority to "manage any funds within the exclusive control of the**
3 **Tohono O'odham Nation, including proceeds derived from lands and resources**
4 **of the Tohono O'odham Nation" (Constitution, Article VI, Section 1(d)(2)); and**

5 **WHEREAS, by Resolution No. 09-267, the Legislative Council established a minimum**
6 **General Fund Surplus Reserve "in order to plan for contingencies, maintain a**
7 **good credit standing, minimize indebtedness, allow for long-term investment,**
8 **and to ensure cash availability for operating cash flow"; and**

9 **WHEREAS, the Nation's General Fund Surplus is defined as the projected accumulated**
10 **funds in the General Fund Investment Account resulting from the Nation's tribal**
11 **operations over the years, minus the Nation's tribal operating budget and tribal**
12 **supplemental appropriations, and including carryover funding appropriated**
13 **from the General Fund Investment Account. Resolution No. 09-267; and**

14 **WHEREAS, the General Fund Surplus Reserve is currently at a zero balance; and**

15 **WHEREAS, Resolution No. 09-267 provides that "[t]he General Fund Surplus Reserve**
16 **balance shall be replenished to an amount equal to 25% of the total amount of**
17 **the Nation's annual tribal operating budgets in accordance with a plan**
18 **developed by the Budget and Finance Committee and approved by Legislative**
19 **Council resolution."; and**

20 **WHEREAS, the Budget and Finance Committee and the Nation's treasurer recommend that**
21 **the General Fund Surplus Reserve be replenished.**


22 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that an**
23 **amount not to exceed 25% of the total amount appropriated by Legislative**
24 **Council resolution for FY 2017 tribal operating budgets is appropriated from**
25 **additional FY 2016 gaming revenues and FY 2017 Projected General Fund**
26 **Surplus to replenish the General Fund Surplus Reserve in accordance with**
27 **Resolution No. 09-267.**

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 25TH day of JULY, 2016 at a meeting at which a quorum was present with a vote of 2,840.8 FOR; -0- AGAINST; -0- NOT VOTING; and 180.6 [05] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(d)(2) 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).

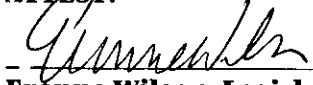
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TOHONO O'ODHAM LEGISLATIVE COUNCIL



Timothy Joaquin, Legislative Chairman
28 day of July, 2016

ATTEST:



Evonne Wilson, Legislative Secretary
27 day of July, 2016

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 29 day of July, 2016 at 10:20 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 1 day of August, 2016

DISAPPROVED

at 11:09 o'clock, A .m.



EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

RESOLUTION NO. 16-321
(Replenishing General Fund Surplus Reserve Established by Resolution No. 09-267)
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Returned to the Legislative Secretary on the 1 day of
August, 2016, at 11:47 o'clock, a.m.

Evonne Wilson
Evonne Wilson, Legislative Secretary

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ACTION: REPLENISHING GENERAL FUND SURPLUS RESERVE ESTABLISHED BY RESOLUTION NO. 09-267

MOVED: COUNCILWOMAN BARBARA HAVIER

SECOND: COUNCILWOMAN ETHEL GARCIA

DATE: JULY 25, 2016

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 367.2	1. FRANCES MIGUEL (Roberta E. Harvey)	183.60	X			
	2. VERNON J. SMITH (<i>Absent</i>) (Gloria Zazueta) (<i>Present</i>)	183.60	X			
CHUKUT KUK 332.1	1. ETHEL GARCIA (Marlakay K. Henry)	166.05	X			
	2. BILLMAN LOPEZ (Patricia Vicenti)	166.05	X			
GUACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X			
	2. LORETTA LEWIS ()	132.50	X			X
GU VO 250.6	1. GRACE MANUEL (Dallas Lewis)	125.30	X			
	2. PAMELA ANGHILL (Jeffery Antone, Sr.)	125.30	X			
HICKIWAN 205.8	1. LOUIS R. LOPEZ (Shirley Molina)	102.90	X			
	2. SANDRA ORTEGA ()	102.90	X			X
PISINEMO 219.9	1. CHESTER ANTONE ()	109.95	X			
	2. MONICA K. MORGAN ()	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL ()	113.25	X			X
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III ()	114.3	X			
	2. RACHEAL VILSON-STONER (Olivia Villegas-Liston)	114.3	X			
SCHUK TOAK 180.6	1. ANTHONY J. FRANCISCO JR. ()	90.3				X
	2. QUINTIN C. LOPEZ (<i>Absent</i>) (John Fendenheim) (<i>Present</i>)	90.3				X
SELLS 513.5	1. ARTHUR WILSON (<i>Absent</i>) (Beverly Rivas) (<i>Present</i>)	256.75	X			
	2. BARBARA HAVIER ()	256.75	X			
SIF OIDAK 231.6	1. LUCINDA ALLEN (<i>Absent</i>) (Nicholas Jose) (<i>Present</i>)	115.80	X			
	2. MARY LOPEZ ()	115.80	X			
TOTAL		3,021.4	2,840.8	-0-	-0-	180.6 [05]