

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2017 District Allocation and Apportionment of Gaming Revenues
to Districts by Equal Distribution)**

RESOLUTION NO. 16-368

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

6 **WHEREAS, the Legislative Council has adopted a formula for distributing the Nation's**
7 **gaming revenues ("Formula"), which includes an allocation to the Nation's**
8 **districts ("District Allocation") (26 Tohono O'odham Code Chapter 1, §1301); and**

9 **WHEREAS, §1304 provides that on August 1 each year the District Allocation for each district**
10 **shall be apportioned in accordance with the allocation formula established by**
11 **the Legislative Council; and**

12 **WHEREAS, Section 1301(B)(ii)(a) and (b) of the Formula provide that "Fifteen percent (15%)**
13 **of the District Allocation shall be allocated to the District where the Gaming**
14 **Facility which generated such revenue is located" (the "Host District Share") and**
15 **that the remainder of the District Allocation be divided among all districts in**
16 **accordance with the allocation formula established by the Legislative Council**
17 **(26 T.O.C. Sections 1301(B)(ii) and 1304); and**

18 **WHEREAS, the Legislative Budget and Finance Committee has discussed three options for**
19 **dividing the remainder of the FY 2017 District Allocation by (1) equal**
20 **distribution, (2) population distribution, or (3) 50/50 distribution (1/2 equal and**
21 **1/2 population); and**

22 **WHEREAS, the Tohono O'odham Nation Office of the Treasurer has calculated the FY 2017**
23 **District Allocation in accordance with the FY 2017 District Gaming Allocation**
24 **Table, which is incorporated by this reference .**

25 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it**
26 **approves and authorizes the allocation of the FY 2017 Host District Share and**
27 **the remainder of the FY 2017 District Allocation among the 11 Districts of the**
28 **Nation by equal distribution effective August 1, 2016 in accordance with the FY**
29 **2017 District Gaming Allocation Table.**

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1 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that all FY 2017 District
2 Allocation funds, including the Host District Share, shall be made available for
3 expenditure subject to budgets approved in accordance with Article VI, Section
4 1(d)(2) and Article IX, Section 7 of the Nation's Constitution, and the additional
5 requirements of Tohono O'odham Code Title 26, Chapter 1, Article 3.

6 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 01ST
7 day of AUGUST, 2016 at a meeting at which a quorum was present with a vote of 2,764.65 FOR;
8 256.75 AGAINST; -0- NOT VOTING; and [04] ABSENT, pursuant to the powers vested in the
9 Council by Article VI, Section 1(d)(2) of the Constitution of the Tohono O'odham Nation,
10 adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting
11 Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section
12 16 of the Act of June 18, 1934 (48 Stat.984).

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15 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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19 Timothy Joaquin, Legislative Chairman

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21 9th day of August, 2016

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24 ATTEST:

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27 Evonne Wilson, Legislative Secretary

28 8 day of August, 2016

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31 Said Resolution was submitted for approval to the office of the Chairman of the Tohono
32 O'odham Nation on the 9 day of August, 2016 at 9:12 o'clock, a.m.,
33 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become
34 effective upon his approval or upon his failure to either approve or disapprove it within 48
35 hours of submittal.

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38 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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42 Timothy Joaquin, Legislative Chairman

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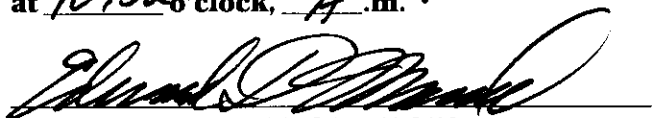
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APPROVED

on the 10 day of August, 2016

DISAPPROVED

at 10:32 o'clock, A.m.


EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 10 day of

August, 2016, at 11:50 o'clock, a.m.


Evonne Wilson, Legislative Secretary

ACTION: APPROVING FY 2017 DISTRICT ALLOCATION AND APPORTIONMENT OF GAMING REVENUES TO DISTRICTS BY EQUAL DISTRIBUTION

Moved: COUNCILMAN QUINTIN C. LOPEZ

SECOND: COUNCILWOMAN MONICA K. MORGAN

DATE: AUGUST 01, 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 (Gloria Zazueta)	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			X
	2. MONICA K. MORGAN ()	109.95	X			
SAN LUCY 226.5	1. DIANA MANUEL ()	113.25	X			
	2. JANA MONTANA (Gloria Ramirez)	113.25	X			
SAN XAVIER 228.6	1. DANIEL L.A. PRESTON III ()	114.3	X			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 (John Fendenheim)	90.3	X			
SELLS 513.5	1. ARTHUR WILSON (Beverly Rivas)	256.75		X		
	2. BARBARA HAVIER ()	256.75	X			
SIF OIDAK 231.6	1. LUCINDA ALLEN (Nicholas Jose)	115.80	X			
	2. MARY LOPEZ ()	115.80	X			
TOTAL		3,021.4	2,764.65	256.75	-0-	[04]