

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending the Wells Fargo Services Agreement for the Minors' Per Capita Trust)**

RESOLUTION NO. 16-428

1 **WHEREAS,** the Tohono O'odham Legislative Council is vested with the powers "to manage
2 any funds within the exclusive control of the Tohono O'odham Nation"
3 (Constitution of the Tohono O'odham Nation, Article VI, Section 1(d)(2)); and

4 **WHEREAS,** the Legislative Council approved the current Services Agreement between the
5 Nation and Wells Fargo Bank by Resolution No. 06-258; and

6 **WHEREAS,** Wells Fargo Bank has requested that its Services Agreement for the Minors Per
7 Capita Trust ("Services Agreement") be amended to (i) change the fee to a flat
8 annual fee of \$105,000.00, in lieu of revenue sharing and (ii) establish a reserve
9 account in which to collect the revenue it normally receives and use it to offset
10 the annual fee; and

11 **WHEREAS,** Wells Fargo Bank will continue to provide Minors Per Capita Trust Services
12 including member recordkeeping, custodial services, investment management,
13 member education, report distribution, tax reporting and distribution, and
14 meeting and presentations to the Nation; and

15 **WHEREAS,** the Nation's Investment Committee has reviewed the proposed Amendment to
16 the Wells Fargo Services Agreement and recommends its approval.

17 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the
18 Amendment to the Wells Fargo Services Agreement for the Minors' Per Capita
19 Trust.

20 **BE IT FINALLY RESOLVED** that the Chairman of the Nation is authorized to execute the
21 Amendment to the Wells Fargo Services Agreement, in substantially the form
22 attached hereto, and other documents that are reasonably necessary to
23 implement this resolution.

24 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12TH**
25 **day of SEPTEMBER, 2016 at a meeting at which a quorum was present with a vote of 2,496.7**
26 **FOR; 524.7 AGAINST; [01] NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the**
27 **Council by Article VI, Section 1(d)(2) of the Constitution of the Tohono O'odham Nation,**
28 **adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting**
29 **Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section**
30 **16 of the Act of June 18, 1934 (48 Stat.984).**
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TOHONO O'ODHAM LEGISLATIVE COUNCIL


Timothy Joaquin, Legislative Chairman

15th day of September, 2016

ATTEST:


Evonne Wilson, Legislative Secretary

14 day of September, 2016

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 15 day of September, 2016 at 243 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

APPROVED

on the 15 day of September, 2016

DISAPPROVED

at 3:07 o'clock, p.m.


EDWARD D. MANUEL, CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 15 day of
September, 2016, at 3:50 o'clock, p.m.


Evonne Wilson, Legislative Secretary

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ACTION: AMENDING THE WELLS FARGO SERVICES AGREEMENT FOR THE MINORS' PER CAPITA TRUST

MOVED: COUNCILWOMAN FRANCES MIGUEL

SECOND: COUNCILWOMAN LORETTA LEWIS

DATE: SEPTEMBER 12, 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			
GU ACHI 265.0	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	132.50	X		X	
	2. LORETTA LEWIS ()	132.50	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		
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		
	2. RACHEAL VILSON-STONER (Absent) (Olivia Villegas-Liston) (Present)	114.3		X		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	2,496.7	524.7	[01]	[02]