

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving an Addition to the Master List for Eligible Minor Tohono O'odham  
Members for the Fourth Per Capita Distribution and Authorizing the Transfer  
of Funds to Set up a Trust Account at Wells Fargo Bank)**

**RESOLUTION NO. 17-559**

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

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

9 **WHEREAS, the Legislative Council did adopt the Tohono O'odham Nation Revenue Allocation**  
10 **Plan pursuant to Legislative Council Resolution No. 09-164; and**

11 **WHEREAS, on June 15, 2009, the Tohono O'odham Nation received notice from the Secretary**  
12 **of the Department of Interior that the Tohono O'odham Nation Revenue**  
13 **Allocation Plan was approved; and**

14 **WHEREAS, the Tohono O'odham Nation Department of Membership Services submitted to**  
15 **the Tohono O'odham Legislative Council the Master List for Eligible Minor**  
16 **Tohono O'odham Members for the Fourth Per Capita Distribution ("Master List")**  
17 **for review and approval; and**

18 **WHEREAS, Legislative Council approved the Master List with the initial number of 8,665**  
19 **verified minor members (Resolution Number 09-429); and**

20 **WHEREAS, the Enrollment Program has identified one eligible minor member who was left**  
21 **off the Master List for the fourth per capita distribution; and**

22 **WHEREAS, the one minor member eligible for the fourth per capita payment did not have the**  
23 **Wells Fargo trust account established in accordance with the Wells Fargo Trust**  
24 **Agreement, which was approved by Tohono O'odham Legislative Council**  
25 **Resolution No. 06-258; and**

26 **WHEREAS, the Nation's Treasurer has calculated the accrued interest due to the eligible**  
27 **minor member for the fourth per capita payment.**

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

- 29 **1. Approves the addition of one eligible Tohono O'odham minor member to the**  
30 **Master List for Eligible Minor Tohono O'odham Member for the Fourth Per**  
31 **Capita Distribution, who is listed in the attached November 2017 Addition to**  
32 **the Minor Master List for the Fourth Per Capita Distribution.**

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2. Authorizes the Office of the Treasurer to transfer \$2,000 from the Wells Fargo Fourth Per Capita Excess Funds Account to establish a trust account for the one minor at Wells Fargo Bank pursuant to the terms of the Trust Agreement approved by Tohono O'odham Legislative Council Resolution No. 06-258.
3. Authorizes the Office of the Treasurer to transfer \$567.45 from the Wells Fargo Fourth Per Capita Excess Funds Account to pay the accrued interest income due for the fourth per capita payment.
4. Authorizes the Chairperson of the Nation or a designated official to execute such other documents as may be necessary to implement this resolution.


**BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that any future additions to the Master List for Minor Eligible Members for the Fourth Per Capita Distribution is subject to the approval of the Tohono O'odham Legislative Council.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 20<sup>TH</sup> day of NOVEMBER, 2017 at a meeting at which a quorum was present with a vote of 2,644.5 FOR -0- AGAINST; -0- NOT VOTING; and 440.1[09] 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).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
\_\_\_\_\_  
Timothy Joaquin, Legislative Chairman  
22 day of November, 2017

ATTEST:

  
\_\_\_\_\_  
Evonne Wilson, Legislative Secretary  
22 day of November, 2017

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 22 day of November, 2017 at 11:26 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.

**RESOLUTION NO. 17-559**

**(Approving an Addition to the Master List for Eligible Minor Tohono O'odham Members for the Fourth Per Capita Distribution and Authorizing the Transfer of Funds to Set up a Trust Account at Wells Fargo Bank)**

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**TOHONO O'ODHAM LEGISLATIVE COUNCIL**


  
\_\_\_\_\_  
**Timothy Joaquin, Legislative Chairman**

**APPROVED**

on the 22 day of November, 2017

**DISAPPROVED**

at 4:45 o'clock, P.m.

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

**Returned to the Legislative Secretary on the 27 day of**

November, 2017, at 9:21 o'clock, a.m.

  
\_\_\_\_\_  
**Evonne Wilson, Legislative Secretary**

**ACTION: APPROVING AN ADDITION TO THE MASTER LIST FOR ELIGIBLE MINOR TOHONO O'ODHAM MEMBERS FOR THE FOURTH PER CAPITA DISTRIBUTION AND AUTHORIZING THE TRANSFER OF FUNDS TO SET UP A TRUST ACCOUNT AT WELLS FARGO BANK**

**Moved: VICE CHAIRMAN QUINTIN C. LOPEZ**

**SECOND: COUNCILWOMAN MARY LOPEZ**

**DATE: NOVEMBER 20, 2017**

| DISTRICT             | LEGISLATIVE REPRESENTATIVES                                   | # OF VOTES     | FOR            | AGAINST    | NOT VOTING | ABSENT                |
|----------------------|---|----------------|----------------|------------|------------|-----------------------|
| SIF OIDAK<br>235.8   | 1. MARY LOPEZ<br>( )  | 117.9          | X              |            |            |                       |
|                      | 2. LUCINDA ALLEN<br>(Yolonda Garcia)                          | 117.9          | X              |            |            | X                     |
| SELLS<br>527.2       | 1. ARTHUR WILSON<br>( )                                       | 263.6          | X              |            |            |                       |
|                      | 2. ADRIANNE TILLER<br>(Idaleen Reyes)                         | 263.6          | X              |            |            |                       |
| SCHUK TOAK<br>185.7  | 1. ANTHONY J. FRANCISCO JR.<br>(Teresa F. Donahue)            | 92.85          | X              |            |            |                       |
|                      | 2. QUINTIN C. LOPEZ<br>(Agnes V. Joaquin)                     | 92.85          | X              |            |            |                       |
| SAN XAVIER<br>232.3  | 1. DANIEL L.A. PRESTON III<br>(Felicia Nunez)                 | 116.15         | X              |            |            | X                     |
|                      | 2. JANICE FELIX<br>( )  | 116.15         | X              |            |            |                       |
| SAN LUCY<br>231.1    | 1. JANA MONTANA<br>(Diana Manuel)                             | 115.55         |                |            |            | X                     |
|                      | 2. GLORIA RAMIREZ<br>(Lorraine Eller)                         | 115.55         |                |            |            | X                     |
| PISINEMO<br>225.9    | 1. CHESTER ANTONE<br>(Caroline D. Garcia)                     | 112.95         | X              |            |            |                       |
|                      | 2. MONICA K. MORGAN<br>( )                                    | 112.95         | X              |            |            | X                     |
| HICKIWAN<br>209.0    | 1. LOUIS R. LOPEZ<br>(Shirley Molina)                         | 104.5          |                |            |            | X                     |
|                      | 2. SANDRA D. ORTEGA<br>( )                                    | 104.5          |                |            |            | X                     |
| GU VO<br>256.9       | 1. GRACE MANUEL<br>( )  | 128.45         | X              |            |            |                       |
|                      | 2. DALLAS LEWIS<br>(Nacho Flores)                             | 128.45         | X              |            |            |                       |
| GU ACHI<br>270.9     | 1. TIMOTHY L. JOAQUIN<br>(Luis L. Johnson)                    | 135.45         | X              |            |            |                       |
|                      | 2. LORETTA LEWIS<br>(Victoria Hobbs)                          | 135.45         | X              |            |            | X                     |
| CHUKUT KUK<br>337.7  | 1. BILLMAN LOPEZ<br>(Patricia Vicenti)                        | 168.85         | X              |            |            |                       |
|                      | 2. VIVIAN JUAN-SAUNDERS (Absent)<br>(Juanita Homer) (Present) | 168.85         | X              |            |            |                       |
| BABOQUIVARI<br>372.1 | 1. FRANCES MIGUEL<br>(Roberta E. Harvey)                      | 186.05         | X              |            |            | X                     |
|                      | 2. LEANDER MASE<br>( )  | 186.05         | X              |            |            |                       |
| <b>TOTAL</b>         |   | <b>3,084.6</b> | <b>2,644.5</b> | <b>-0-</b> | <b>-0-</b> | <b>440.1<br/>[09]</b> |