

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

**RESOLUTION NO. 20-345**

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

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

9 **WHEREAS, the Legislative Council did adopt the Third Per Capita Revenue Allocation Plan**  
10 **pursuant to Legislative Council Resolution No. 06-307; and**

11 **WHEREAS, the Secretary of the Department of Interior did approve the Third Per Capita**  
12 **Revenue Allocation Plan on July 28, 2006; and**

13 **WHEREAS, the Tohono O'odham Membership Services submitted to the Tohono O'odham**  
14 **Legislative Council the Master List for Minor Eligible Members for the Third Per**  
15 **Capita Distribution ("Master List") for review and approval for the third per**  
16 **capita distribution; and**

17 **WHEREAS, pursuant to Resolution No. 06-627, the Tohono O'odham Legislative Council**  
18 **approved the Master List and the approved number of verified eligible minor**  
19 **members for the third per capita distribution was 9,282; and**

20 **WHEREAS, the Enrollment Program has identified 2 eligible minor members who were left**  
21 **off the Master List for the third per capita payment; and**

22 **WHEREAS, the 2 minor members eligible for the third 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 members for the third per capita payment.**

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

- 29 1. Approves the addition of 2 eligible Tohono O'odham minor members to  
30 the Master List for Minor Eligible Members for the Third Per Capita  
31 Distribution, which are listed on the attached October 2020 Addition to the  
32 Minor Master List for the Third Per Capita Distribution.
- 33 2. Authorizes the Office of the Treasurer to transfer \$4,000.00 (2 x \$2,000 =

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\$4,000) from the Wells Fargo Third Per Capita Excess Funds Account to establish a trust account for each of the 2 minors 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 \$2,946.20 (2 x \$1,473.10 = \$2,946.20) from the Wells Fargo Third Per Capita Excess Funds Account to pay the accrued interest income due for the third 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 Third 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 12<sup>TH</sup> day of OCTOBER, 2020 at a meeting at which a quorum was present with a vote of 2,961.9 FOR; -0- AGAINST; -0- NOT VOTING; and 213.8[02] 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  
16 day of October, 2020

ATTEST:

  
\_\_\_\_\_  
Evonne Wilson, Legislative Secretary  
14 day of October, 2020

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 19 day of October, 2020 at 10:50 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.

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TOHONO O'ODHAM LEGISLATIVE COUNCIL

  
Timothy Joaquin, Legislative Chairman

APPROVED

on the 19 day of October, 2020

DISAPPROVED

at 3:00 o'clock, p.m.

  
NED NORRIS, JR., CHAIRMAN  
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 19 day of

October, 2020, at 3:24 o'clock, p.m.

  
Evonne Wilson, Legislative Secretary

**ACTION: APPROVING ADDITIONS TO THE MASTER LIST FOR MINOR ELIGIBLE MEMBERS FOR THE THIRD PER CAPITA DISTRIBUTION AND AUTHORIZING THE TRANSFER OF FUNDS TO SET UP A TRUST ACCOUNT AT WELLS FARGO BANK**

**Moved: COUNCILWOMAN JANICE FELIX**

**SECOND: COUNCILWOMAN ALBERTA J. RAY**

**DATE: OCTOBER 12, 2020**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 384.8	1. LEANDER MASE (Francine Schooling)	192.40	X			
	2. ALBERTA J. RAY (Frances G. Antone)	192.40	X			
CHUKUT KUK 347.5	1. VIVIAN JUAN-SAUNDERS (Juanita Homer)	173.75	X			
	2. MARLAKAY HENRY (Billman Lopez)	173.75	X			
GU ACHI 279.3	1. VICTORIA HOBBS ( )	139.65	X			
	2. TIMOTHY L. JOAQUIN (Louis L. Johnson)	139.65	X			
GU VO 264.5	1. DALLAS LEWIS (Nacho Flores)	132.25	X			
	2. GRACE MANUEL ( )	132.25	X			
HICKIWAN 213.8	1. SANDRA D. ORTEGA ( )	106.90				X
	2. LOUIS R. LOPEZ (Delma M. Garcia)	106.90				X
PISINEMO 230.7	1. MONICA K. MORGAN ( )	115.35	X			
	2. MARIETTA MARTIN ( )	115.35	X			
SAN LUCY 235.6	1. GLORIA RAMIREZ ( )	117.80	X			
	2. JANA MONTANA (Lorraine M. Eiler)	117.80	X			
SAN XAVIER 238.9	1. JANICE FELIX (Adam Andrews)	119.45	X			
	2. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	119.45	X			
SCHUK TOAK 189.0	1. QUINTIN C. LOPEZ (Agnes V. Joaquin)	94.50	X			
	2. TERESA F. DONAHUE (Alberta Espinoza)	94.50	X			
SELLS 547.1	1. EVELYN JUAN MANUEL ( )	273.55	X			
	2. ARTHUR WILSON ( )	273.55	X			
SIF OIDAK 244.5	1. LUCINDA ALLEN (Yolonda Garcia)	122.25	X			
	2. MARY LOPEZ (Absent) (Ann M. Garcia) (Present)	122.25	X			
<b>TOTAL</b>		<b>3,175.7</b>	<b>2,961.9</b>	<b>-0-</b>	<b>-0-</b>	<b>213.8</b> <b>[02]</b>