

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Affirming Approval of Amendments to Tohono O'odham Nation-State of
Arizona Gaming Compact)

RESOLUTION NO. 21-036

1 **WHEREAS,** the Legislative Council is vested with the power to “consult, negotiate and
2 conclude agreements and contracts on behalf of the Tohono O’odham Nation
3 with Federal, State and local governments and other Indian tribes or their
4 departments, agencies, or political subdivisions, or with private persons or
5 organizations on all matters within the authority of the Tohono O’odham
6 Council” (Constitution of the Tohono O’odham Nation, Article VI, Section 1(f)); and
7 **WHEREAS,** the Indian Gaming Regulatory Act, 25 U.S.C. § 2701 *et seq.*, confirms that an Indian
8 tribe is authorized to conduct Class III Gaming on its Indian Lands pursuant to a
9 tribal-state gaming compact; and
10 **WHEREAS,** by Resolution No. 02-562, the Tohono O’odham Nation approved, and authorized
11 the Nation’s chairman to enter into, a new Gaming Compact between the Tohono
12 O’odham Nation and the State of Arizona (the “Compact”), and the chairman did
13 enter into the Compact, which became effective on February 5, 2003; and
14 **WHEREAS,** by Resolution No. 07-431, the Legislative Council authorized the chairperson of
15 the Nation and members of the Commerce Committee serving on the Tohono
16 O’odham Nation Gaming Negotiating Committee (“Gaming Negotiating
17 Committee”) to negotiate amendments to the Compact with the State of Arizona,
18 provided that such amendments be submitted to the Legislative Council for final
19 approval; and
20 **WHEREAS,** by Resolution No. 17-209, the Legislative Council approved additional Compact
21 amendments that became effective July 17, 2017 with publication of the Secretary
22 of the Interior’s approval in the Federal Register; and
23 **WHEREAS,** Arizona tribes and the State have reached agreement on additional amendments
24 to the Compact (“2021 Compact Amendments”); and
25 **WHEREAS,** the Legislative Council has previously approved the 2021 Compact Amendments
26 and the Gaming Negotiating Committee recommends that the Nation’s
27 chairperson be authorized to execute the Amendments.
28 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O’odham Legislative Council affirms its
29 approval of the 2021 Compact Amendments substantially in the form presented
30 to the Legislative Council on February 4, 2021 and authorizes the Nation’s
31 chairperson to execute the Amendments and take any additional actions
32 consistent with this Resolution that are necessary to achieve full execution of the
33 2021 Compact Amendments.

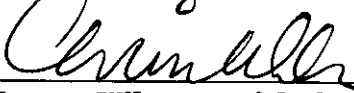
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Returned to the Legislative Secretary on the 8 day of

February, 2021, at 1:58 o'clock, 10 .m.



Evonne Wilson, Legislative Secretary

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The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 04TH day of FEBRUARY, 2021 at a meeting at which a quorum was present with a vote of 3,175.7 FOR; -0- AGAINST; [01] NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(f) 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 C. Joaquin, Jr.
Timothy Joaquin, Legislative Chairman
5 day of February, 2021

ATTEST:

Evonne Wilson
Evonne Wilson, Legislative Secretary
5 day of February, 2021

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 08 day of February, 2021 at 12:37 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 C. Joaquin, Jr.
Timothy Joaquin, Legislative Chairman

APPROVED

on the 08 day of February, 2021

DISAPPROVED

at 12:37 o'clock, P.m.

Ned Norris, Jr.
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

ACTION: AFFIRMING APPROVAL OF AMENDMENTS TO TOHONO O'ODHAM NATION-STATE OF ARIZONA GAMING COMPACT

Moved: COUNCILWOMAN JANICE FELIX

SECOND: COUNCILWOMAN MARLAKAY HENRY

DATE: FEBRUARY 04, 2021

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			
GUACHI 279.3	1. VICTORIA HOBBS ()	139.65	X			
	2. TIMOTHY L. JOAQUIN (Absent) (Louis L. Johnson) (Present)	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		X	
	2. JANA MONTANA (Lorraine M. Eller)	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			X
SIF OIDAK 244.5	1. LUCINDA ALLEN (Yolonda Garcia)	122.25	X			
	2. MARY LOPEZ (Ann M. Garcia)	122.25	X			
TOTAL		3,175.7	3,175.7	-0-	[01]	[01]