

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 Principal Trust Company)

RESOLUTION NO. 21-263

- 1 **WHEREAS, the Tohono O'odham Legislative Council is authorized "to manage any funds**
2 **within the exclusive control of the Tohono O'odham Nation . . . and to appropriate**
3 **these funds for the benefit of the nation and its members" provided that "[a]ll**
4 **expenditures of these funds shall be pursuant to appropriations or budgets"**
5 **authorized by resolution or ordinance (Constitution of the Tohono O'odham**
6 **Nation, Article VI, Section 1(d)(2)); and**
- 7 **WHEREAS, on June 28, 1997, the Nation's voters approved Initiative No. IN-01-97, "O'odham**
8 **Voice on Use of Gaming Revenues" ("Initiative"), which authorizes per capita**
9 **payments to the Nation's members provided that sufficient gaming revenues are**
10 **available; and**
- 11 **WHEREAS, the Ordinance for the Regulation of Gaming Activities Within the Tohono**
12 **O'odham Nation ("Gaming Ordinance") was subsequently amended to authorize**
13 **per capita distribution payments in accordance with the Initiative (Legislative**
14 **Council Resolution No. 97-303); and**
- 15 **WHEREAS, the Legislative Council did adopt the Third Per Capita Revenue Allocation Plan**
16 **pursuant to Legislative Council Resolution No. 06-307; and**
- 17 **WHEREAS, the Secretary of the Department of Interior did approve the Third Per Capita**
18 **Revenue Allocation Plan on July 28, 2006; and**
- 19 **WHEREAS, the Tohono O'odham Membership Services submitted to the Tohono O'odham**
20 **Legislative Council the Master List for Minor Eligible Members for the Third Per**
21 **Capita Distribution ("Master List") for review and approval for the third per capita**
22 **distribution; and**
- 23 **WHEREAS, pursuant to Resolution No. 06-627, the Tohono O'odham Legislative Council**
24 **approved the Master List and the approved number of verified eligible minor**
25 **members for the third per capita distribution was 9,282; and**
- 26 **WHEREAS, the Enrollment Program has identified 3 eligible minor members who were left**
27 **off the Master List for the third per capita payment; and**
- 28 **WHEREAS, the 3 minor members eligible for the third per capita payment did not have the**
29 **Principal Trust Company trust account established in accordance with the**
30 **Principal Trust Agreement, which was approved by Tohono O'odham Legislative**
31 **Council Resolution No. 06-258; and**

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1 **WHEREAS, the Nation's Treasurer has calculated the accrued interest due to the eligible**
2 **minor members for the third per capita payment.**

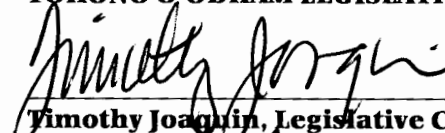
3 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:**

- 4 **1. Approves the addition of 3 eligible Tohono O'odham minor members to**
5 **the Master List for Minor Eligible Members for the Third Per Capita**
6 **Distribution, which are listed on the attached August 2021 Addition to the**
7 **Minor Master List for the Third Per Capita Distribution.**
- 8 **2. Authorizes the Office of the Treasurer to transfer \$6,000.00 (3 x \$2,000 =**
9 **\$6,000) from the Principal Trust Company Third Per Capita Excess Funds**
10 **Account to establish a trust account for each of the 3 minors at Principal**
11 **Trust Company pursuant to the terms of the Trust Agreement approved by**
12 **Tohono O'odham Legislative Council Resolution No. 06-258.**
- 13 **3. Authorizes the Office of the Treasurer to transfer \$5,681.31 from the**
14 **Principal Trust Company Third Per Capita Excess Funds Account to pay the**
15 **accrued interest income due for the third per capita payment.**
- 16 **4. Authorizes the Chairperson of the Nation or a designated official to**
17 **execute such other documents as may be necessary to implement this**
18 **resolution.**

19 **BE IT FINALLY RESLOVED by the Tohono O'odham Legislative Council that any future additions**
20 **to the Master List for Minor Eligible Members for the Third Per Capita**
21 **Distribution is subject to the approval of the Tohono O'odham Legislative**
22 **Council.**

23 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 09TH**
24 **day of AUGUST, 2021 at a meeting at which a quorum was present with a vote of 3,218.0 FOR; -0-**
25 **AGAINST; -0- NOT VOTING; and -0- ABSENT, pursuant to the powers vested in the Council by**
26 **Article VI, Section 1(d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the**
27 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
28 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
29 **18, 1934 (48 Stat.984).**

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31 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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35 **Timothy Joaquin, Legislative Chairman**

36
37 17 day of August, 2021
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ATTEST:

Evonne Wilson

Evonne Wilson, Legislative Secretary

10 day of August, 2021

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 18 day of August, 2021 at 9:47 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.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin

Timothy Joaquin, Legislative Chairman

APPROVED

on the 19 day of August, 2021

DISAPPROVED

at 3:55 o'clock, p.m.

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

Returned to the Legislative Secretary on the 20 day of

August, 2021, at 9:10 o'clock, a.m.

Evonne Wilson

Evonne Wilson, Legislative Secretary

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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 PRINCIPAL TRUST COMPANY

Moved: COUNCILWOMAN JANICE FELIX

SECOND: COUNCILWOMAN MARLAKAY HENRY

DATE: AUGUST 09, 2021

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. ARTHUR WILSON ()	278.25	X			
	2. EVELYN JUAN-MANUEL (Arvada Liston)	278.25	X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza)	95.25	X			
	2. DELISA M. RAMON (Sharon A. Francisco)	95.25	X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	121.3	X			
	2. JANICE FELIX (Adam P. Andrews)	121.3	X			
SAN LUCY 243.8	1. JANA MONTANA (Lorraine M. Eiler)	121.9	X			
	2. ROGER MANUEL (Christina Andrews)	121.9	X			
PISINEMO 232.7	1. MARIETTA MARTIN ()	116.35	X			
	2. EDWARD D. MANUAL (Monica Morgan)	116.35	X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ ()	108.3	X			
	2. SANDRA D. ORTEGA (Delma M. Garcia)	108.3	X			
GU VO 270.7	1. GRACE MANUEL ()	135.35	X			
	2. CYNTHIA SAAVEDRA (Dallas Lewis)	135.35	X			
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN ()	139.25	X			
	2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25	X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez)	175.8	X			
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8	X			
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone)	194.45	X			
	2. LEANDER MASE (Francine Schooling)	194.45	X			
TOTAL		3,218.0	3,218.0	-0-	-0-	-0-