

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving the Appointment of Debra Ann Bergman to the Tohono O'odham  
Gaming Enterprise Management Board)**

**RESOLUTION NO. 23-051**

1   **WHEREAS,**   the Constitution of the Tohono O'odham Nation vests the Legislative Council with  
2                   the power to "provide for, appoint, or provide for the appointment of, and  
3                   prescribe the duties and powers of committees, boards, officers and agents"  
4                   (Constitution, Article VI, Section 1(b)); and

5   **WHEREAS,**   the Legislative Council has enacted and subsequently amended the "Charter of  
6                   the Tohono O'odham Gaming Enterprise" ("Charter") at 16 Tohono O'odham Code  
7                   Chapter 2, which established a Gaming Management Board ("Board") that  
8                   exercises general authority and responsibility for the management and  
9                   operation of the Gaming Enterprise (16 Tohono O'odham Code Chapter 2, Section  
10                  5(d)(1)); and

11   **WHEREAS,**   Board directors are appointed by the Nation's chairperson with the approval of  
12                  the Legislative Council for terms of three years or until their successors are  
13                  appointed and qualified (16 Tohono O'odham Code Chapter 2, Section 5(a)(2) and  
14                  5(a)(4)); and

15   **WHEREAS,**   pursuant to Section 5(a)(3)(C) of the Charter, "[e]ach Director must obtain a  
16                  gaming facility operator's license pursuant to the Gaming Ordinance prior to  
17                  approval of the Director's appointment by the Legislative Council"; and

18   **WHEREAS,**   Section 5(a)(3)(A) of the Charter provides that "[n]ot less than four of the Directors  
19                  shall be members of the Nation," only three directors are currently Nation's  
20                  members; and

21   **WHEREAS,**   the Chairperson of the Nation has appointed Debra Ann Bergman to the Tohono  
22                  O'odham Gaming Enterprise Board, subject to Legislative Council approval; and

23   **WHEREAS,**   Debra Ann Bergman is a member of the Nation and has obtained a gaming facility  
24                  operator's licence; and

25   **WHEREAS,**   the Commerce and Rules Committees have reviewed the Chairperson's  
26                  appointment and recommend approval.

27   **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council approves the  
28                  appointment of Debra Ann Bergman to the Tohono O'odham Gaming Enterprise  
29                  Management Board for a term beginning on the effective date of this resolution  
30                  and expiring February 15, 2026, provided that Debra Ann Bergman shall continue  
31                  to serve until her successor has been appointed and qualified.



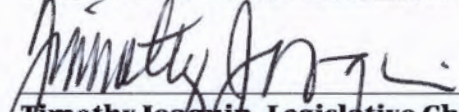
**RESOLUTION NO. 23-051**

**(Approving the Appointment of Debra Ann Bergman to the Tohono O'odham Gaming Enterprise Management Board)**

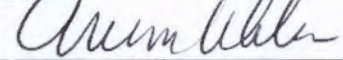
**Page 2 of 3**

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 13<sup>TH</sup> day of FEBRUARY, 2023 at a meeting at which a quorum was present with a vote of 2,401.2 FOR; 600.2 AGAINST; 216.6[02] NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by, Article VI, Section 1(b) 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  
15 day of February, 2023

ATTEST:

  
Evonne Wilson, Legislative Secretary  
15 day of February, 2023

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 15 day of February, 2023 at 3:53 o'clock, P .m., pursuant to the provisions of Section 5 of Article VI 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

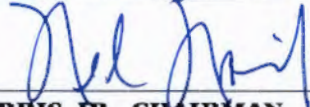
  
Timothy Joaquin, Legislative Chairman

APPROVED

on the 15 day of February, 2023

DISAPPROVED

at 4:22 o'clock, P .m.

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

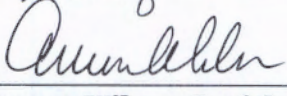
**RESOLUTION NO. 23-051**

**(Approving the Appointment of Debra Ann Bergman to the Tohono O'odham Gaming Enterprise Management Board)**

**Page 3 of 3**

Returned to the Legislative Secretary on the 15 day of

February, 2023, at 4:49 o'clock, P.m.



**Evonne Wilson, Legislative Secretary**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51



**ACTION: APPROVING THE APPOINTMENT OF DEBRA ANN BERGMAN TO THE TOHONO O'ODHAM GAMING ENTERPRISE MANAGEMENT BOARD****MOVED: COUNCILWOMAN JANICE FELIX****SECOND: COUNCILWOMAN MARLAKAY HENRY****DATE: FEBRUARY 13, 2023**

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ ( <i>Absent</i> ) (Ann M. Garcia) ( <i>Present</i> )	122.8		X	X	
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8		X		
SELLS 556.5	1. ARTHUR WILSON ( <i>Absent</i> ) (Shelia Espino) ( <i>Present</i> )	278.25	X			
	2. EVELYN JUAN-MANUEL (Arvada Liston)	278.25	X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE ( <i>Absent</i> ) (Alberta Espinoza) ( <i>Present</i> )	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 ( )	121.3	X			
SAN LUCY 243.8	1. JANA MONTANA ( <i>Absent</i> ) (Lorraine M. Eiler) ( <i>Present</i> )	121.9	X			
	2. ROGER MANUEL ( <i>Absent</i> ) (Christina Andrews) ( <i>Present</i> )	121.9		X		
PISINEMO 232.7	1. MARIETTA MARTIN ( )	116.35		X		
	2. EDWARD D. MANUEL (Monica Morgan)	116.35		X		
HICKIWAN 216.6	1. LOUIS R. LOPEZ ( )	108.3			X	
	2. DELMA M. GARCIA ( )	108.3			X	X
GU VO 270.7	1. GRACE MANUEL ( )	135.35	X			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			
	<b>TOTAL</b>	<b>3,218.0</b>	<b>2,401.2</b>	<b>600.2</b>	<b>216.6</b> <b>[02]</b>	<b>[02]</b>