

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL

**(Approving Investment Management Contract with
Bank of America Arizona and Transfer of Accounts to Bank)**

RESOLUTION NO. 95-590

WHEREAS, by Resolution 95-113, the Tohono O'odham Legislative Council authorized the Budget and Finance Committee/Investment Committee (collectively the "Committees") to establish accounts at Bank of America Arizona ("Bank of America") and to transfer thereto the Nation's funds maintained in the Kidder Peabody Account, Client Trust Account, Westcore Equity Income Account, Texas Ranch Savings Account and Nursing Home Accounts (maintained at First Interstate Bank and now designated as DDA Account No. 2019-15546 and Fidelity Account No. 00482-644-887); and

WHEREAS, the Committees have issued written instructions to transfer the foregoing accounts to Bank of America; and

WHEREAS, the Committees recommend that the Nation's funds now maintained at Sutro & Company in Account Nos. 857-60276 and 857-60261 (the "Sutro Accounts"), in the form of cash and securities, also be transferred to an account at Bank of America; and

RESOLUTION NO. 95-590

**(Approving Investment Management Contract with
Bank of America Arizona and Transfer of Accounts to Bank)**

Page 2 of 5

WHEREAS, by Resolution 95-578, the Legislative Council authorized the Investment Committee to transfer to Bank of America all of the Nation's funds now maintained in accounts at First Interstate Bank (the "First Interstate Accounts"); and

WHEREAS, the Investment Committee recommends that Bank of America be given discretion to invest funds in those accounts identified in Resolution 95-113, the Sutro Accounts and those First Interstate Accounts designated for investment (collectively referred to as the "Investment Accounts"), subject to the limitations prescribed in the Nation's Financial Investment Policy, as adopted by the Legislative Council pursuant to Resolution 91-042; and

WHEREAS, the Investment Committee recommends approval by the Legislative Council of the appended Investment Management Contract with Bank of America for such purpose (attached to which as Exhibit "A" is a list of the Investment Accounts).

RESOLUTION NO. 95-590

**(Approving Investment Management Contract with
Bank of America Arizona and Transfer of Accounts to Bank)**

Page 3 of 5

NOW, THEREFORE, BE IT RESOLVED THAT:

- 1. The Tohono O'odham Legislative Council hereby authorizes the Chairperson of the Budget and Finance Committee and Chairperson of the Investment Committee to transfer to Bank of America Arizona all cash, and liquidate or transfer in kind all securities, now maintained at Sutro & Company in Accounts Nos. 857-60261 and 857-60276 (the "Sutro Accounts").**
- 2. The Legislative Council approves the Investment Management Contract between the Nation and Bank of America Arizona, in the form attached hereto, pursuant to which Bank of America will provide investment and other services with respect to the Investment Accounts listed in Exhibit "A" thereto.**
- 3. The Chairperson of the Investment Committee and the Chairman of the Nation are authorized and directed to**

RESOLUTION NO. 95-590


**(Approving Investment Management Contract with
Bank of America Arizona and Transfer of Accounts to Bank)**

Page 4 of 5

execute the Investment Management Contract and such other documents referred to therein which are necessary or advisable to implement the Contract and which are consistent with this Resolution.

The foregoing Resolution was passed by the Tohono O'Odham Legislative Council on the 21ST. day of DECEMBER, 1995 at a meeting at which a quorum was present with a vote of 1,823.5 FOR; -0- AGAINST; 52.5 NOT VOTING; and 02 ABSENT, pursuant to the powers vested in the Council by Section 1(d)(2) of Article VI 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



Dennis Ramon, Legislative Chairman

22nd day of December, 1995

ATTEST:



Frances Antone, Legislative Secretary

21st day of December, 1995


RESOLUTION NO. 95-590

**(Approving Investment Management Contract with
Bank of America Arizona and Transfer of Accounts to Bank)**


Page 5 of 5

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 22nd day of December, 1995 at 10:56 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


Dennis Ramon, Legislative Chairman

APPROVED on the 26th day of December, 1995
 DISAPPROVED at 8:30 o'clock, A.M.


EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 27th day of December, 1995, at 9:17 o'clock, A.M.


Frances Antone, Legislative Secretary

ACTION: APPROVING INVESTMENT MANAGEMENT CONTRACT WITH BANK OF AMERICA ARIZONA AND TRANSFER OF ACCOUNTS TO BANK

Moved: COUNCILMAN JOHN RENO

SECOND: LEGISLATIVE VC, ALEX J. RAMON

DATE: DECEMBER 21, 1995

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 160.0	1. MARY ANN ANTONE (Nellie Miguel)	80.0	X			
	2. RITA MARTINEZ (Maxine Norris)	80.0	X			
SELLS 314.0	1. JOSEPH T. JOAQUIN (Allen W. Garcia, Jr.)	157.0	X			X
	2. LUCILLE ENCINAS (Cynthia Chico)	157.0	X			
SCHUK TOAK 117.0	1. KENNETH J. ANTONE ()	58.5	X			
	2. MARY JANE JUAN-MOORE ()	58.5	X			X
SAN XAVIER 142.0	1. DENNIS RAMON ()	71.0	X			
	2. TONY BURRELL ()	71.0	X			
BABOQUIVARI 257.0	1. EDWARD KISTO (Idella Stanley)	128.5	X			
	2. FRANCES MIGUEL (Kenneth Chico, Sr.)	128.5	X			
GU ACHI 187.0	1. ALEX J. RAMON (Marian Johnson)	93.5	X			
	2. WILLARD ANITA (Louis Johnson)	93.5	X			
PISINEMO 135.0	1. JOHNSON JOSE (Roseleen Antone)	67.5	X			
	2. BARBARA SALVICIO ()	67.5	X			
SAN LUCY 105.0	1. ALBERT MANUEL, JR. ()	52.5			X	
	2. JOHN RENO (Mary Hoffman)	52.5	X			
GU VO 134.0	1. MICHAEL FLORES ()	67.0	X			
	2. FERN SALCIDO (Larry Montana)	67.0	X			
HICKIWAN 142.0	1. LLOYD FRANCISCO ()	71.0	X			
	2. ALEX JOSE ()	71.0	X			
CHUKUT KUK 183.0	1. KENNETH WILLIAMS ()	91.5	X			
	2. DAVID GARCIA (Marvin Thomas)	91.5	X			
TOTAL		1,876.0	1,823.5	-0-	52.5	02

****PASSED VOTES**