

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Transfer of Premises to the San Xavier District Council when
Gaming Operations are Concluded)**

RESOLUTION NO. 99-468

1 **WHEREAS, by Legislative Council Resolution No. 99-467, the Nation leased to the Tohono**
2 **O'odham Gaming Authority a parcel of tribal trust land located within the San**
3 **Xavier District, known as the Pima Mine Road casino site (hereinafter referred**
4 **to as the "Lease"); and**

5 **WHEREAS, pursuant to the terms of the Lease, the Gaming Authority will improve the**
6 **leased premises and construct, operate and maintain a Gaming Facility in**
7 **accordance with the Gaming Authority Charter and the Nation's Gaming**
8 **Ordinance; and**

9 **WHEREAS, consistent with the terms of the Lease, Article XVI of the Nation's Constitution**
10 **and federal law, the improvements on the leased premises are the property**
11 **of the Nation; and**

12 **WHEREAS, in the event the premises and improvements subject to the Lease are no**
13 **longer used by the Nation or its lessee to conduct gaming, then, in that event,**
14 **it is in the interest of the Nation that the improvements to the leased premises**
15 **made by the Gaming Authority pursuant to the Lease be transferred to the San**
16 **Xavier District for use as authorized by the San Xavier District Council.**

17 **NOW, THEREFORE, BE IT RESOLVED THAT:**

- 18 **1. In the event the premises and improvements subject to the Lease**
19 **approved by the Legislative Council in Resolution No. 99-467 are no longer**
20 **used by the Nation or its lessee to conduct gaming, then, in that event, the**
21 **decision to cease gaming at the Pima Mine Road casino site which is the**
22 **subject of the Lease shall be confirmed by formal action of the Legislative**
23 **Council.**
- 24 **2. Upon the confirmation by the Legislative Council to cease the operation**
25 **of gaming at the Pima Mine Road Casino site, the improvements to the**

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leased premises made by the Gaming Authority pursuant to the Lease shall be transferred to the San Xavier District for use as authorized by the San Xavier District Council.


The foregoing Resolution was passed by the Tohono O'odham Council on the 26TH, day of AUGUST, 1999 at a meeting at which a quorum was present with a vote of 2,101.45 FOR; 64.05 AGAINST; -0- NOT VOTING; and [06] ABSENT, pursuant to the powers vested in the Council by Section 1 (i), 2(d) of Article VI and Section 1 of Article XVI 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

26th day of August, 19 99

ATTEST:


Julianna Saraffio, Acting Legislative Secretary

26th day of August, 19 99.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 26th day of August, 19 99 at 3:16 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


Dennis Ramon, Legislative Chairman

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APPROVED

on the 30th day of August, 1999

DISAPPROVED

at 9:25 o'clock, A.M.



**EDWARD D. MANUEL, Chairman
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 30 day of

August, 1999, at 10:09 o'clock, A.M.



Julianna Saraficio, Acting Legislative Secretary

ACTION: APPROVING THE TRANSFER OF PREMISES TO THE SAN XAVIER DISTRICT COUNCIL WHEN GAMING OPERATIONS ARE CONCLUDED

Moved: COUNCILMAN TONY BURRELL

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: AUGUST 26, 1999

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 171.8	1. MARY ANN ANTONE (Darlene Andrew)	85.9	X			
	2. RITA MARTINEZ (Nicholas Jose)	85.9	X			X
SELLS 372.7	1. DENNIS E. JOSE ()	186.35	X			
	2. EVELYN JUAN ()	186.35	X			X
SCHUK TOAK 133.4	1. MARY FLORES ()	66.7	X			
	2. AMBROSE ENCINAS ()	66.7	X			X
SAN XAVIER 165.9	1. TONY BURRELL ()	82.95	X			
	2. DENNIS RAMON ()	82.95	X			
BABOQUIVARI 286.5	1. FRANCES MIGUEL ()	143.25	X			
	2. FRANCES G. ANTONE (Edward N. Kisto)	143.25	X			X
GU ACHI 209.6	1. CAMILLUS LOPEZ (Louis Johnson)	104.8	X			
	2. ALEX J. RAMON ()	104.8	X			
PISINEMO 156.8	1. BARBARA SALVICIO (Alex Antone)	78.4	X			
	2. JOHNSON JOSE ()	78.4	X			X
SAN LUCY 128.1	1. ALBERT MANUEL, JR. ()	64.05		X		
	2. GLORIA RAMIREZ ()	64.05	X			
GU VO 160.0	1. FERN SALCIDO ()	80.0	X			X
	2. GLORIA MONTANA (Phillip Antone)	80.0	X			
HICKIWAN 158.1	1. ALEX JOSE (Shirley Santos)	79.05	X			
	2. LLOYD FRANCISCO (Susan Sam)	79.05	X			
CHUKUT KUK 222.6	1. KENNETH WILLIAMS ()	111.3	X			
	2. DAVID GARCIA (Mary Audrey Juan)	111.3	X			
TOTAL		2,165.5	2,101.45	64.05	-0-	[06]

****PASSED VOTES**