

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Appointing R. Marcos Ysmael to the Tohono O'odham Ki:ki Association Board of
Directors for a Term Expiring on February 29, 2016)**

RESOLUTION NO. 12-171

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

5 **WHEREAS, Article V, Section 1(a) of 18 Tohono O'odham Code Chapter 1 "Tohono O'odham Ki:ki**
6 **Association Ordinance" (Ordinance No. 98-03, as amended) established the Tohono**
7 **O'odham Ki:ki Association ("TOKA") and its five-member Board of Directors; and**

8 **WHEREAS, Article V, Section 1(a) of 18 Tohono O'odham Code Chapter 1, as amended, provides**
9 **that:**

10 **The Board shall consist of five (5) voting members appointed by the Tohono**
11 **O'odham Legislative Council . . . The Board members shall serve for a period of**
12 **four (4) years or until their successors are appointed; provided, however, that**
13 **appointments to the Board shall be staggered in such a way that the terms of**
14 **office of no more than two members end in a single year. The Legislative Council**
15 **may appoint no more than five (5) Board members to a single term of more or**
16 **less than four (4) years for the limited purpose of implementing the staggered**
17 **term system. Thereafter, all Board members' terms shall commence on March**
18 **1 and end on the last day of February.**

19 **; and**

20 **WHEREAS, effective June 2, 2011, the Legislative Council suspended all three members of the**
21 **TOKA Board of Directors and appointed the Housing Committee to the TOKA Board of**
22 **Directors as interim directors (Resolution No. 11-211 and Resolution No. 11-212); and**

23 **WHEREAS, subsequently, the Legislative Council removed all three suspended directors from the**
24 **TOKA Board of Directors and extended the appointment of the Housing Committee as**
25 **the interim TOKA Board of Directors for a period not to exceed six months (Resolution**
26 **No. 11-558 and Resolution No. 11-557); and**

27 **WHEREAS, the Housing Committee has actively searched for interested TOKA Board of Directors**
28 **candidates; and**

RESOLUTION NO. 12-171

(Appointing R. Marcos Ysmael to the Tohono O'odham Ki:ki Association Board of Directors for a Term Expiring on February 29, 2016)

Page 2 of 3

1 WHEREAS, TOKA Board of Directors candidate R. Marcos Ysmael has submitted all required
2 background information, agreed to a background investigation, and interviewed with
3 the Housing Committee on March 26, 2012; and

4 WHEREAS, the Housing Committee recommends that R. Marcos Ysmael be appointed to the TOKA
5 Board of Directors for a term beginning on the effective date of this resolution and
6 expiring February 29, 2016 or until his successor is appointed; and

7 WHEREAS, the Rules Committee has reviewed TOKA Board of Directors candidate R. Marcos
8 Ysmael's background information, including his background investigation report,
9 and recommends moving his appointment forward to the full Legislative Council.

10 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby appoints
11 R. Marcos Ysmael to the TOKA Board of Directors for a term beginning on the effective
12 date of this resolution and expiring February 29, 2016 or until his successor is
13 appointed.

14 BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that, on the effective date
15 of this resolution, the term of interim Director Chester Antone shall be deemed
16 expired and he shall no longer serve as a director on the TOKA Board of Directors.

17 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 18TH Day
18 of MAY, 2012 at a meeting at which a quorum was present with a vote of 2,680.25 FOR; 100.35
19 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Article
20 VI Section 1 (b) and 1(c)(2) of the Constitution of the Tohono O'odham Nation, adopted by the
21 Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
22 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
23 18, 1934 (48 Stat. 984).

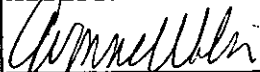
24
25 TOHONO O'ODHAM LEGISLATIVE COUNCIL

26
27 
28

29 Timothy Joaquin, Legislative Chairman

30 21 day of May, 2012

31
32
33 ATTEST:

34 
35

36 Evonne Wilson, Legislative Secretary

37 21 day of May, 2012.
38
39

RESOLUTION NO. 12-171

(Appointing R. Marcos Ysmael to the Tohono O'odham Ki:ki Association Board of Directors for a Term Expiring on February 29, 2016)

Page 3 of 3

1 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
2 **Nation on the 21 day of May, 2012 at 2:45 o'clock, P.M.,**
3 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
4 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
5 **submittal.**

6
7 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

8
9
10 
11 **Timothy Joaquin, Legislative Chairman**

12
13
14
15
16 **APPROVED**

on the 23 day of May, 2012

17
18 **DISAPPROVED**

at 1:05 o'clock, P.M.

19
20
21 
22 **NED NORRIS, JR., CHAIRMAN**
23 **TOHONO O'ODHAM NATION**

24
25
26
27
28 **Returned to the Legislative Secretary on the 23 day of**

29 May, 2012, at 1:38 o'clock, P.M.

30
31
32 
33
34 **Evonne Wilson, Legislative Secretary**

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