

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2019 District Allocation and Apportionment of Gaming Revenues
to Districts by Equal Distribution)**

RESOLUTION NO. 18-276

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Tohono O'odham**
2 **Legislative Council with legislative and fiscal powers, including the power "to**
3 **manage any funds within the exclusive control of the Tohono O'odham Nation,**
4 **including proceeds derived from lands and resources of the Tohono O'odham**
5 **Nation" (Constitution, Article VI, Section 1(d)(2)); and**

6 **WHEREAS, by 26 Tohono O'odham Code Chapter 1, §1301, the Legislative Council has adopted**
7 **a formula for distributing the Nation's gaming revenues ("Formula"), which**
8 **includes an allocation to the Nation's districts ("District Allocation"); and**

9 **WHEREAS, 26 Tohono O'odham Code Chapter 1, §1304 provides that on August 1 each year**
10 **the District Allocation for each district shall be apportioned in accordance with**
11 **the allocation formula established by the Legislative Council; and**

12 **WHEREAS, 26 Tohono O'odham Code Chapter 1, §§ 1301(B)(ii)(a) and (b) of the Formula**
13 **provide that "Fifteen percent (15%) of the District Allocation shall be allocated to**
14 **the District where the Gaming Facility which generated such revenue is located"**
15 **(the "Host District Share"); and**

16 **WHEREAS, 26 Tohono O'odham Code Chapter 1, §1304 provides that the remainder of the**
17 **District Allocation be divided among all districts in accordance with the**
18 **allocation formula established by the Legislative Council; and**

19 **WHEREAS, the Budget and Finance Committee has discussed three options for dividing the**
20 **remainder of the FY 2019 District Allocation: (1) by equal distribution, (2) by**
21 **population distribution, or (3) by 50/50 distribution (1/2 equal and 1/2**
22 **population); and**

23 **WHEREAS, the Tohono O'odham Nation Office of the Treasurer has calculated the FY 2019**
24 **District Allocation in accordance with the FY 2019 District Gaming Allocation**
25 **Table, which is incorporated by this reference.**

26 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it approves**
27 **the allocation of the FY 2019 Host District Share and the remainder of the FY 2019**
28 **District Allocation among the 11 Districts of the Nation by equal distribution**
29 **effective August 1, 2018 in accordance with the FY 2019 District Gaming Allocation**
30 **Table.**

31 **BE IT FINALLY RESOLVED, by the Tohono O'odham Legislative Council that all FY 2019 District**
32 **Allocation funds, including the Host District Share, shall be made available for**
33 **expenditure subject to budgets approved in accordance with Article VI, Section**

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1(d)(2) and Article IX, Section 7 of the Nation's Constitution, and the additional requirements of Tohono O'odham Code Title 26, Chapter 1, Article 3.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 06TH day of AUGUST, 2018 at a meeting at which a quorum was present with a vote of 1,576.7 FOR; 1,507.9 AGAINST; -0- NOT VOTING; and [01] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(d)(2) 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

10 day of August, 2018

ATTEST:



Evonne Wilson, Legislative Secretary

9 day of August, 2018

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 10 day of August, 2018 at 9:54 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, Legislative Chairman

APPROVED

DISAPPROVED

on the 13 day of August, 2018
at 5:12 o'clock, p .m.



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

RESOLUTION NO. 18-276

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Returned to the Legislative Secretary on the 14 day of
August, 2018, at 9:35 o'clock, A.m.

Deanne Jones
Evonne Wilson, Legislative Secretary

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ACTION: APPROVING FY 2019 DISTRICT ALLOCATION AND APPORTIONMENT OF GAMING REVENUES TO DISTRICTS BY EQUAL DISTRIBUTION

Moved: VICE CHAIRMAN QUINTIN C. LOPEZ

SECOND: COUNCILWOMAN JANICE FELIX

DATE: AUGUST 06, 2018

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF ODAK 235.8	1. MARY LOPEZ ()	117.9	X			
	2. LUCINDA ALLEN (Yolonda Garcia)	117.9	X			
SELLS 527.2	1. ARTHUR WILSON (Evelyn Juan Manuel)	263.6		X		
	2. ADRIANNE TILLER (Idaleen Reyes)	263.6		X		
SCHUK TOAK 185.7	1. ANTHONY J. FRANCISCO JR. (<i>Absent</i>) (Teresa F. Donahue) (<i>Present</i>)	92.85	X			
	2. QUINTIN C. LOPEZ (Agnes V. Joaquin)	92.85	X			
SAN XAVIER 232.3	1. DANIEL L.A. PRESTON III (Felicia Nunez)	116.15	X			
	2. JANICE FELIX ()	116.15	X			
SAN LUCY 231.1	1. JANA MONTANA (Diana Manuel)	115.55	X			
	2. GLORIA RAMIREZ (Lorraine Eiler)	115.55	X			
PISINEMO 225.9	1. CHESTER ANTONE (Caroline D. Garcia)	112.95	X			
	2. MONICA K. MORGAN ()	112.95	X			
HICKIWAN 209.0	1. LOUIS R. LOPEZ (Shirley Molina)	104.5	X			
	2. SANDRA D. ORTEGA ()	104.5	X			
GU VO 256.9	1. GRACE MANUEL ()	128.45	X			
	2. DALLAS LEWIS (Nacho Flores)	128.45	X			
GU ACHI 270.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	135.45		X		
	2. LORETTA LEWIS (Victoria Hobbs)	135.45		X		
CHUKUT KUK 337.7	1. BILLMAN LOPEZ (Patricia Antone)	168.85		X		X
	2. VIVIAN JUAN-SAUNDERS (Juanita Homer)	168.85		X		
BABOQUIVARI 372.1	1. FRANCES MIGUEL (Roberta E. Harvey)	186.05		X		
	2. LEANDER MASE (Francine Schooling)	186.05		X		
TOTAL		3,084.6	1,576.7	1,507.9	-0-	[01]