

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing the Transfer of Funds in the Amount of \$17,330,000.00 from Bank of America Desert Diamond Savings Account to Wells Fargo Bank for Eligible Minors for Establishment of Minor Accounts for the Fourth Per Capita Distribution)

RESOLUTION NO. 09-431

1 **WHEREAS, on June 28th, 1997 the Nation's voters approved Initiative No. IN-01-97, the "Tohono**
2 **O'odham Voice in the Use of Gaming Revenues" ("Initiative"), which authorizes per**
3 **capita payments to the Nation's members provided that sufficient gaming revenues**
4 **are available; and**

5 **WHEREAS, the Ordinance for the Regulation of Gaming Activities within the Tohono O'odham**
6 **Nation ("Gaming Ordinance") was subsequently amended to authorize per capita**
7 **distribution payments in accordance with the Initiative (Legislative Council**
8 **Resolution No. 97-303); and**

9 **WHEREAS, the Legislative Council did adopt the Fourth Per Capita Revenue Allocation Plan per**
10 **Legislative Council Resolution No. 09-164; and**

11 **WHEREAS, the Nation's Chairman received written notification from the Department of the**
12 **Interior on June 15, 2009 that the Nation's Revenue Allocation plan had been**
13 **approved; and**

14 **WHEREAS, Tohono O'odham Membership Services did present the Master List for eligible Tohono**
15 **O'odham Minor Members for the Fourth Per Capita Distribution and pursuant to**
16 **Tohono O'odham Legislative Council Resolution #09-429 entitled "Approving the**
17 **Master List for the Fourth Per Capita Distribution for Eligible Tohono O'odham Minor**
18 **Members," the Legislative Council has established the number of eligible Minor**
19 **Members at 8,665 members; and**

20 **WHEREAS, authorization is requested to transfer \$17,330,000.00 from the Bank of America Desert**
21 **Diamond Savings Account to Wells Fargo Bank for eligible minor accounts for the**
22 **Fourth Per Capita Distribution pursuant to the terms of the Trust Agreement and**
23 **Service Agreement approved by Tohono O'odham Legislative Council Resolution #06-**
24 **258.**

25 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council approves and**
26 **authorizes the Office of the Treasurer to transfer \$17,330,000.00 from the Bank of**
27 **America Desert Diamond Savings Account to Wells Fargo Bank for the establishment**
28 **of minor accounts for the Fourth Per Capita Distribution, pursuant to the terms of the**
29 **Trust Agreement and Service Agreement as approved by Tohono O'odham Legislative**
30 **Council Resolution #06-258.**

RESOLUTION NO. 09-431

(Authorizing the Transfer of Funds in the Amount of \$17,330,000.00 from Bank of America Desert Diamond Savings Account to Wells Fargo Bank for Eligible Minors for Establishment of Minor Accounts for the Fourth Per Capita Distribution)

Page 2 of 3

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 16TH Day of JULY, 2009 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; ~~-0-~~ 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

Verlon Jose

Verlon M. Jose, Legislative Chairman

20 day of July, 2009

ATTEST:

Eyonne Wilson

Eyonne Wilson, Legislative Secretary

16 day of July, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 20 day of July, 2009 at 9:27 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

Verlon Jose

Verlon M. Jose, Legislative Chairman

APPROVED

on the 20 day of July, 2009

DISAPPROVED

at 4:22 o'clock, p. .M.

Ned Norris, Jr.

NED NORRIS, JR., CHAIRMAN

TOHONO O'ODHAM NATION

RESOLUTION NO. 09-431

(Authorizing the Transfer of Funds in the Amount of \$17,330,000.00 from Bank of America Desert Diamond Savings Account to Wells Fargo Bank for Eligible Minors for Establishment of Minor Accounts for the Fourth Per Capita Distribution)

Page 3 of 3

- 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

Returned to the Legislative Secretary on the 21 day of

July, 2009, at 8:31 o'clock, a.M.

Evonne Wilson

Evonne Wilson, Legislative Secretary

ACTION: AUTHORIZING THE TRANSFER OF FUNDS IN THE AMOUNT OF \$17,330,000.00 FROM BANK OF AMERICA DESERT DIAMOND SAVINGS ACCOUNT TO WELLS FARGO BANK FOR ELIGIBLE MINORS FOR ESTABLISHMENT OF MINOR ACCOUNTS FOR THE FOURTH PER CAPITA DISTRIBUTION

Moved: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN CYNTHIA E. MANUEL

DATE: JULY 16, 2009

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF Oidak 198.7	1. WAVALENE ROMERO (Nicholas Jose)	99.35	X			
	2. MARY LOPEZ ()	99.35	X			
SELLS 449.6	1. KIMBERLY LISTO ()	224.80	X			
	2. EVELYN B. JUAN MANUEL ()	224.80	X			
SCHUK TOAK 159.0	1. FRANCES B. CONDE (Fredrick Jose)	79.50	X			
	2. LINDA PARLEY (Agnes Joaquin)	79.50	X			
SAN XAVIER 204.7	1. FELICIA NUÑEZ ()	102.35	X			X
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	102.35	X			
SAN LUCY 187.1	1. LORRAINE EILER (Charlotte Cadavas)	93.55	X			
	2. GLORIA RAMIREZ ()	93.55	X			
PISINEMO 184.5	1. CHESTER ANTONE (Tony Murrietta)	92.25	X			
	2. EDWARD MANUEL (Gerald Payuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			
	2. SANDRA ORTEGA ()	87.25	X			
GU VO 206.3	1. GRACE MANUEL ()	103.15	X			
	2. PAMELA ANGHILL (Angela Ortiz)	103.15	X			
GU ACHI 230.1	1. TIMOTHY L. JOAQUIN ()	115.05	X			
	2. CYNTHIA E. MANUEL ()	115.05	X			
CHUKUT KUK 277.0	1. ETHEL GARCIA (Sara Mae Williams)	138.50	X			
	2. VERLON M. JOSE ()	138.50	X			
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE ()	162.0	X			