

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Authorizing Transfer Pool Agreement Payments)**

RESOLUTION NO. 09-448

1 WHEREAS, the Tohono O'odham Legislative Council is vested with the power to "consult, negotiate
2 and conclude agreements and contracts on behalf of the Tohono O'odham Nation with
3 . . . other Indian tribes . . . on all matters within the authority of the Tohono O'odham
4 Council" (Constitution of the Tohono O'odham Nation, Article VI, Section 1(f)); and

5 WHEREAS, the Tohono O'odham Gaming Enterprise ("Gaming Enterprise") has been established
6 as an enterprise of the Nation to conduct gaming activities, including the operation
7 of gaming devices, in accordance with the Tohono O'odham Nation-State of Arizona
8 Gaming Compact ("Compact"); and

9 WHEREAS, by Resolution No. 07-691, the Legislative Council authorized the Chairman of the
10 Nation ("Chairman") to execute a transfer agreement ("Transfer Pool Agreement") with
11 the Navajo Nation and additional documents necessary to obtain such additional
12 gaming device operating rights; and

13 WHEREAS, The Chairman did execute a Transfer Pool Agreement with the Navajo Nation, which
14 Transfer Pool Agreement is attached hereto and incorporated by reference; and

15 WHEREAS, Section XV of the Transfer Pool Agreement provides that the Nation may have the
16 Gaming Enterprise make the Nation's payments under the Transfer Pool Agreement;
17 and

18 WHEREAS, it is in the best interests of the Nation for the Gaming Enterprise to make payments
19 under the Transfer Pool Agreement on the Nation's behalf.

20 NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council directs the
21 Tohono O'odham Gaming Enterprise to make timely all payments pursuant to the
22 terms of the Transfer Pool Agreement.

23 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 05TH Day
24 of AUGUST, 2009 at a meeting at which a quorum was present with a vote of 2,595.50 FOR; -0-
25 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by Section
26 1 (f) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the Tohono
27 O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary -
28 Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48
29 Stat. 984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL


Verlon M. Jose, Legislative Chairman

10th
day of August, 2009

1 ATTEST:

2 *Evonne Wilson*
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4 Evonne Wilson, Legislative Secretary

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6 5 day of August, 2009.

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8 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham
9 Nation on the 10th day of August, 2009 at 9:16 o'clock, a.M.,
10 pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective
11 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
12 submittal.

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14 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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16 *Felicia Mueney for*
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18 Verlon M. Jose, Legislative Chairman

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22 APPROVED on the 12th day of August, 2009
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24 DISAPPROVED at 8:52 o'clock, A.M.

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26 *Ned Norris, Jr.*
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28 NED NORRIS, JR., CHAIRMAN
29 TOHONO O'ODHAM NATION

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33 Returned to the Legislative Secretary on the 12 day of
34 August, 2009, at 9:04 o'clock, a.M.

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37 *Evonne Wilson*
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39 Evonne Wilson, Legislative Secretary

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ACTION: AUTHORIZING TRANSFER POOL AGREEMENT PAYMENTS

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: AUGUST 05, 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			
	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 Fayuant)	92.25	X			
HICKIWAN 174.5	1. MICHELLE ORTEGA ()	87.25	X			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			X
BABOQUIVARI 324.0	1. FRANCES MIGUEL (Roberta Harvey)	162.0	X			
	2. FRANCES G. ANTONE ()	162.0	X			
TOTAL		2,595.50	2,595.50	-0-	-0-	[02]