

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2009 Apportionment of Mining Royalties by Equal Distribution)**

RESOLUTION NO. 09-524

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

6 **WHEREAS, the Budget and Finance Committee has discussed three options for the distribution**
7 **of mining royalties as follows: 1) equal distribution; 2) population distribution; and 3)**
8 **50/50 distribution (½ equal and ½ population); and**

9 **WHEREAS, the Tohono O'odham Nation Office of the Treasurer has determined the District**
10 **Apportionment as \$1,399,085.43 as of September 30, 2009; and**

11 **WHEREAS, the District allocation is to be apportioned to separate District accounts and made**
12 **available for expenditure subject to budgets approved in accordance with Article VI,**
13 **Section 1(d)(2) and Article IX, Section 7 of the Nation's Constitution.**

14 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby**
15 **approves and authorizes the FY 2009 apportionment of mining royalties to the**
16 **Districts by equal distribution; the amount for each district shall be \$127,189.58;**
17 **provided that such funds shall be made available for expenditure subject to budgets**
18 **approved in accordance with Article VI, Section 1(d)(2) and Article IX, Section 7 of the**
19 **Nation's Constitution.**

20 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 30TH. Day**
21 **of SEPTEMBER, 2009 at a meeting at which a quorum was present with a vote of 1,994.50 FOR;**
22 **601.0 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by**
23 **Section 1 (d)(2) of Article VI of the Constitution of the Tohono O'Odham Nation, adopted by the**
24 **Tohono O'Odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
25 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
26 **18, 1934 (48 Stat. 984).**

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28 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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32 **Verlon M. Jose, Legislative Chairman**

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34 1st day of Oct., 2009

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ATTEST:

Amnell

Evonne Wilson, Legislative Secretary

30 day of September, 2009.

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'Odham Nation on the 1st day of Oct, 2009 at 4:57 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

Felicia Tunney for
Verlon M. Jose, Legislative Chairman

APPROVED

on the 06 day of October, 2009

DISAPPROVED

at 2:50 o'clock, P.M.

Ned Norris, Jr.

NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 06 day of October, 2009, at 3:07 o'clock, P.M.

Amnell

Evonne Wilson, Legislative Secretary

ACTION: APPROVING FY 2009 APPORTIONMENT OF MINING ROYALTIES BY EQUAL DISTRIBUTION

MOVED: COUNCILWOMAN WAVALENE ROMERO

SECOND: COUNCILWOMAN FRANCES CONDE

DATE: SEPTEMBER 30, 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 (<i>Absent</i>) (Agnes Joaquin) (<i>Present</i>)	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			
	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 (<i>Absent</i>) (Roberta Harvey) (<i>Present</i>)	162.0		X		
	2. FRANCES G. ANTONE ()	162.0		X		X
TOTAL		2,595.50	1,994.50	601.0	-0-	[02]