

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving the Certification of the Tohono O'odham Eligible Adult Members
Listing for Third Per Capita 60thApproved Listing Payout Distribution)

RESOLUTION NO. 11-408

1 **WHEREAS, on June 28, 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 Third Per Capita Revenue Allocation Plan per**
10 **Legislative Council Resolution No. 06-307; and**

11 **WHEREAS, the Secretary of the Department of the Interior did approve the Third Per Capita**
12 **Revenue Allocation Plan on July 28, 2006; and**

13 **WHEREAS, the Enrollment Program submits to the Tohono O'odham Legislative Council the**
14 **Certification Listing for eligible adult members for review and approval for the third**
15 **per capita distribution; and**

16 **WHEREAS, the total verified adult members for the third per capita 60th payout distribution is 06;**
17 **and**

18 **WHEREAS, pursuant to Resolution No. 06-624 the Legislative Council approved the Master Listing**
19 **for Eligible Adult members; and**

20 **WHEREAS, the disbursement of funds to each eligible adult member is contingent upon**
21 **verification of a member's eligibility and further certification by the Tohono O'odham**
22 **Legislative Council.**

23 **NOW, THEREFORE, BE IT RESOLVED that the Tohono O'odham Legislative Council hereby:**

- 24 **1. Accepts and approves the Certification Listing for 06 eligible adult members for**
25 **the Third Per Capita 60th approved listing payout distribution.**
- 26 **2. Authorizes (a) the transfer of \$12,000.00 from the Third Per Capita Money Market**
27 **Account to the Third Per Capita Checking Account established at Bank of America;**
28 **and (b) upon the authorized signature of the Nation, issuance of a check on the**
29 **Third Per Capita Checking Account in the amount of (i) \$2,000.00 to each Eligible**

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1 Member residing in the United States and listed in the Certification Listing of
2 Eligible Members and (ii) \$1,400.00 to each Eligible Member residing outside the
3 United States and listed in the Certification Listing of Eligible Members, with the
4 Balance of \$600.00 withheld and remitted to the Internal Revenue Service
5 pursuant to the requirements of federal law.

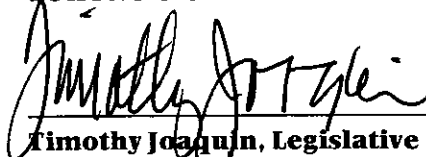
6 3. Designates Sells as the distribution site for the disbursement of the 60th and
7 subsequent payouts of the third per capita checks to members of the Nation.

8 4. Authorizes the Chairman of the Nation to execute such other documents as may be
9 necessary to implement this Resolution.

10 BE IT FINALLY RESOLVED by the Tohono O'odham Legislative Council that the disbursement of
11 funds to each additional eligible adult Tohono O'odham member is contingent upon
12 verification of a member by the Enrollment Program and further certification of
13 additional eligible members by the Tohono O'odham Legislative Council.

14 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12TH Day
15 of SEPTEMBER, 2011 at a meeting at which a quorum was present with a vote of 2,780.60 FOR; -0-
16 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by
17 Section 1 (d)(2) of Article VI of the Constitution of the Tohono O'odham Nation, adopted by the
18 Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
19 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
20 18, 1934 (48 Stat. 984).

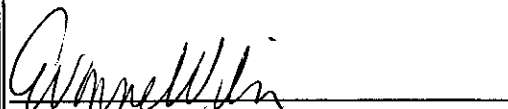
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23 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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27 Timothy Joaquin, Legislative Chairman

28 15 day of September, 2011
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31 ATTEST:

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35 Evonne Wilson, Legislative Secretary

36 14 day of September, 2011
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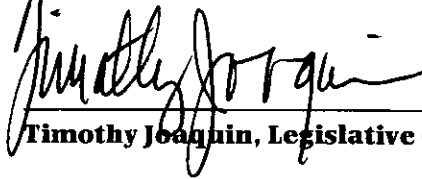
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1 Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham
2 Nation on the 15 day of September, 2011 at 8:29 o'clock, A.M.,
3 pursuant to the provisions of Section 4 of Article VII of the Constitution and will become effective
4 upon his approval or upon his failure to either approve or disapprove it within 48 hours of
5 submittal.

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7 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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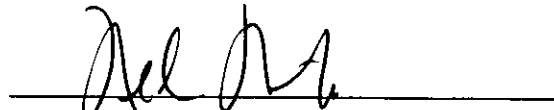
12 Timothy Joaquin, Legislative Chairman

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16 APPROVED

on the 16 day of September, 2011

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18 DISAPPROVED

at 4:38 o'clock, P.M.

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23 NED NORRIS, JR., CHAIRMAN

24 TOHONO O'ODHAM NATION

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28 Returned to the Legislative Secretary on the 19th day of

29 September, 2011, at 8:31 o'clock, 2.M.

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34 Evonne Wilson, Legislative Secretary

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ACTION: APPROVING THE CERTIFICATION OF THE TOHONO O'ODHAM ELIGIBLE ADULT MEMBERS LISTING FOR THIRD PER CAPITA 60TH APPROVED LISTING PAYOUT DISTRIBUTION

MOVED: COUNCILWOMAN MARY LOPEZ

SECOND: COUNCILWOMAN SANDRA ORTEGA

DATE: SEPTEMBER 12, 2011

| DISTRICT | LEGISLATIVE REPRESENTATIVES | # OF VOTES | FOR | AGAINST | NOT VOTING | ABSENT |
|-----------------------------|---|-----------------|-----------------|------------|------------|-------------|
| BABOQUIVARI 342.0 | 1. FRANCES MIGUEL (Roberta Harvey) | 171.0 | X | | | |
| | 2. FRANCES G. ANTONE (Vernon Smith) | 171.0 | X | | | X |
| CHUKUT KUK 302.2 | 1. ETHEL GARCIA (Sara Mae Williams) | 151.10 | X | | | |
| | 2. BILLMAN LOPEZ () | 151.10 | X | | | |
| GU ACHI 244.9 | 1. TIMOTHY L. JOAQUIN (Rose Johnson Antone) | 122.45 | X | | | |
| | 2. CYNTHIA E. MANUEL (Louis L. Johnson) | 122.45 | X | | | |
| GU VO 226.7 | 1. GRACE MANUEL (Floyd Flores) | 113.35 | X | | | |
| | 2. PAMELA ANGHILL (Angela Ortiz) | 113.35 | X | | | |
| HICKIWAN 186.3 | 1. LOUIS R. LOPEZ (Michelle Ortega) | 93.15 | X | | | |
| | 2. SANDRA ORTEGA () | 93.15 | X | | | |
| PISINEMO 200.7 | 1. CHESTER ANTONE (<i>Absent</i>) (Tony Murrietta)(<i>Present</i>) | 100.35 | X | | | |
| | 2. EDWARD MANUEL (Gerald Fayuant) | 100.35 | X | | | |
| SAN LUCY 204.6 | 1. LORRAINE EILER () | 102.30 | X | | | X |
| | 2. JANA MONTANA (Gloria Ramirez) | 102.30 | X | | | |
| SAN XAVIER 215.8 | 1. HILARION CAMPUS () | 107.90 | X | | | |
| | 2. OLIVIA VILLEGAS-LISTON (Eugene Enis) | 107.90 | X | | | |
| SCHUK TOAK 169.8 | 1. FRANCES B. CONDE () | 84.90 | X | | | |
| | 2. FREDERICK JOSE (Phyllis Cachora) | 84.90 | X | | | |
| SELLS 475.7 | 1. ARTHUR WILSON (Kimberly Mull) | 237.85 | X | | | |
| | 2. EVELYN B. JUAN MANUEL () | 237.85 | X | | | |
| SIF OIDAK 211.9 | 1. NICHOLAS JOSE () | 105.95 | X | | | |
| | 2. MARY LOPEZ () | 105.95 | X | | | |
| TOTAL | | 2,780.60 | 2,780.60 | -0- | -0- | [02] |