

RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending Resolution No. 11-287 approved for 5 Eligible Adult Members for
Payment of the 3rd Per Capita)

RESOLUTION NO. 11-411

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 58th payout distribution is 5;**
17 **and**

18 **WHEREAS, the Enrollment Program found an error in Resolution No. 11-287, payment for the 5**
19 **eligible adult members, the total payment for 5 eligible adult members should be**
20 **\$10,000.00 instead of \$6,000.00; and**

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

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

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

- 27 **1. Change the total amount of payment for the 5 eligible adult members from**
28 **\$6,000.00 to \$10,000.00 for the Third Per Capita 58th approved listing payout**
29 **distribution.**

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- 1 2. Authorize the Chairman of the Nation to execute such other documents as may be
2 necessary to implement this resolution.

3 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that the disbursement of
4 funds to each additional eligible adult Tohono O'odham member is contingent upon
5 verification of a member by the Enrollment Program and further certification of
6 additional eligible members by the Tohono O'odham Legislative Council.

7 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12TH Day**
8 **of SEPTEMBER, 2011 at a meeting at which a quorum was present with a vote of 2,780.60 FOR; -0-**
9 **AGAINST; [01] NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council by**
10 **Article VI, Section 1 (d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the**
11 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
12 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
13 **18, 1934 (48 Stat. 984).**

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15 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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19 **Timothy Joaquin, Legislative Chairman**

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21 22 day of September, 2011

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24 **ATTEST:**

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27 **Evonne Wilson, Legislative Secretary**

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29 20 day of September, 2011.

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31 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham**
32 **Nation on the 22 day of September, 2011 at 11:00 o'clock, A.M.,**
33 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become effective**
34 **upon his approval or upon his failure to either approve or disapprove it within 48 hours of**
35 **submittal.**

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37 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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41 **Timothy Joaquin, Legislative Chairman**

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APPROVED

on the 27 day of September, 2011

DISAPPROVED

at 1:31 o'clock, p.M.

Wendene M. Romero Vice Chairwoman
NED NORRIS, JR., CHAIRMAN
TOHONO O'ODHAM NATION

Returned to the Legislative Secretary on the 22 day of

September, 2011, at 2:00 o'clock, p.M.

Evonne Wilson
Evonne Wilson, Legislative Secretary

ACTION: AMENDING RESOLUTION NO. 11-287 APPROVED FOR 5 ELIGIBLE ADULT MEMBERS FOR PAYMENT OF THE 3RD PER CAPITA

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		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-	[01]	[02]