

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Approving FY 2012 Apportionment of Mining Royalties by Equal Distribution)**

RESOLUTION NO. 11-486

1 **WHEREAS, the Constitution of the Tohono O'odham Nation vests the Tohono O'odham**
2 **Legislative Council with broad legislative and fiscal powers, including the power to**
3 **manage any funds within the exclusive control of the Tohono O'odham Nation,**
4 **including proceeds derived from lands and resources of the Tohono O'odham Nation**
5 **(Constitution, Article 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**
8 **3) 50/50 distribution (½ equal and ½ population); and**

9 **WHEREAS, the Tohono O'odham Nation Office of the Treasurer calculated the District**
10 **Apportionment to be \$1,371,336.58 as of September 30, 2011; and**

11 **WHEREAS, the Office of the Treasurer presented the equal apportionment amounts and interest**
12 **earned on prior balances to the Legislative Budget and Finance Committee as the**
13 **following:**

<u>District</u>	<u>Equal Apportionment</u>	<u>Prior Interest</u>
Baboquivari	\$ 124,666.96	\$10,189.79
Chukut Kuk	124,666.96	9,436.45
Gu Achi	124,666.96	6,102.64
Gu Vo	124,666.96	7,082.23
Hickiwan	124,666.96	10,657.80
Pisinemo	124,666.96	6,871.73
San Xavier	124,666.96	0.00
San Lucy	124,666.96	2.75
Schuk Toak	124,666.96	9,730.57
Sells	124,666.96	10,944.85
Sif Oidak	<u>124,666.96</u>	<u>9,316.13</u>
Total	\$1,371,336.58	\$80,334.94

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

17 **NOW, THEREFORE, BE IT RESOLVED by the Tohono O'odham Legislative Council that it hereby**
18 **approves and authorizes the FY 2012 apportionment of mining royalties to the**
19 **Districts by equal distribution in the following amounts including interest earned**
20 **on prior balances for each district:**

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(Approving FY 2012 Apportionment of Mining Royalties by Equal Distribution)

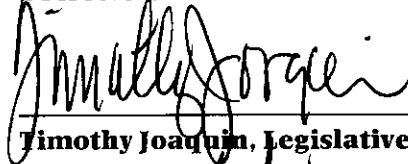
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	<u>District</u>	<u>Equal Apportionment</u>	<u>Prior Interest</u>
1			
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12	Sif Oidak	<u>124,666.96</u>	<u>9,316.13</u>
13	Total	\$1,371,336.58	\$80,334.94

14 **BE IT FINALLY RESOLVED** by the Tohono O'odham Legislative Council that it hereby authorizes
15 that such funds shall be made available for expenditure subject to budgets approved
16 in accordance with Article VI, Section 1(d)(2) and Article IX, Section 7 of the Nation's
17 Constitution.

18 The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12TH Day
19 of OCTOBER, 2011 at a meeting at which a quorum was present with a vote of 1,444.90 FOR; 1,119.90
20 AGAINST; [01] NOT VOTING; and 215.80 [03] ABSENT, pursuant to the powers vested in the Council
21 by Article VI, Section 1 (d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the
22 Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant
23 Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June
24 18, 1934 (48 Stat. 984).

26 TOHONO O'ODHAM LEGISLATIVE COUNCIL

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28 Timothy Joaquin, Legislative Chairman

29
30 14 day of October, 2011

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34 **ATTEST:**

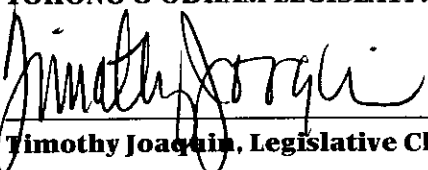
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36 Evonne Wilson, Legislative Secretary


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38 14 day of October, 2011
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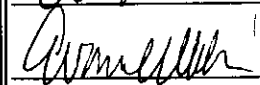
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Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 14 day of October, 2011 at 4:35 o'clock, P.M., pursuant to the provisions of Section 4 of Article VII of the Constitution and will become effective upon his approval or upon his failure to either approve or disapprove it within 48 hours of submittal.

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy Joaquin, Legislative Chairman

APPROVED on the 17 day of October, 2011
 DISAPPROVED at 8:18 o'clock, a.M.


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

Returned to the Legislative Secretary on the 17 day of
October, 2011, at 10:04 o'clock, a.M.

Evonne Wilson, Legislative Secretary

ACTION: APPROVING FY 2012 APPORTIONMENT OF MINING ROYALTIES BY EQUAL DISTRIBUTION

MOVED: COUNCILWOMAN FRANCES CONDE

SECOND: VICE CHAIRMAN EDWARD MANUEL

DATE: OCTOBER 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 (<i>Absent</i>) (Vernon Smith) (<i>Present</i>)	171.0		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			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			
	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	X	
SIF OIDAK 211.9	1. NICHOLAS JOSE ()	105.95	X			
	2. MARY LOPEZ ()	105.95	X			
TOTAL		2,780.60	1,444.90	1,119.90	[01]	215.80 [03]