

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL  
(Approving Contract with Portfolio Evaluations, Inc. as an Investment Consultant)**

**RESOLUTION NO. 11-487**

1 **WHEREAS, the Investment Committee of the Tohono O'odham Nation provides oversight over**  
2 **the financial investments of the Nation; and**

3 **WHEREAS, based on the recommendation of the Investment Committee, the Legislative Council**  
4 **has for some years selected the Bank of America as the custodian and manager of the**  
5 **Nation's invested funds; and**

6 **WHEREAS, in FY 2009, the Nation retained Portfolio Evaluations, Inc., as an independent**  
7 **investment consultant to advise the Nation regarding the investment choices made**  
8 **or recommended by the Bank of America and by any subsequent or additional**  
9 **investment advisors that may be retained by the Nation; and**

10 **WHEREAS, the Investment Committee, Budget and Finance Committee, and Domestic Affairs**  
11 **Committee recommend extending Portfolio Evaluation's contract until September**  
12 **30, 2012; and**

13 **WHEREAS, under the contract, the Investment Consultant will report as reasonably necessary**  
14 **to the Investment Committee and will, at a minimum, provide two presentations to**  
15 **the full Legislative Council per year; and**

16 **WHEREAS, the term of the contract will be from October 1, 2011 through September 30, 2012,**  
17 **and the financial arrangement will be a flat retainer fee for services relating to the**  
18 **Nation's investment portfolio and the 401(k) retirement plan; and**

19 **WHEREAS, the source of funds for the consultant fee will be the investment accounts of the**  
20 **Nation.**

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

- 22 **1. Approves the Investment Consultant Contract with Portfolio Evaluations, Inc.,**  
23 **as the Investment Consultant for the Nation, substantially in the form attached**  
24 **hereto, for the period from October 1, 2011 through September 30, 2012.**
- 25 **2. Approves the consultant fees to be paid from the investment accounts of the**  
26 **Nation.**
- 27 **3. Authorizes the Chairman of the Nation to execute the contract, provided that any**  
28 **amendments or extensions to the Investment Consultant Contract shall be**  
29 **presented to the Legislative Council for further approval.**

30 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 12<sup>TH</sup> Day**  
31 **of OCTOBER, 2011 at a meeting at which a quorum was present with a vote of 2,564.80 FOR; -0-**  
32 **AGAINST; -0- NOT VOTING; and 215.80 [04] ABSENT, pursuant to the powers vested in the Council**  
33 **by Article VI, Section 1 (d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the**  
34 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**  
35 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**  
36 **18, 1934 (48 Stat. 984).**

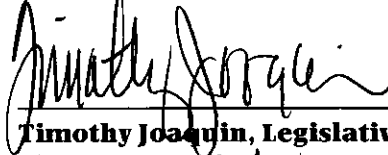
**RESOLUTION NO. 11-487**

**(Approving Contract with Portfolio Evaluations, Inc. as an Investment Consultant)**

**Page 2 of 2**

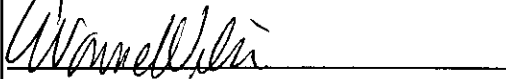
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46

**TOHONO O'ODHAM LEGISLATIVE COUNCIL**

  
\_\_\_\_\_  
Timothy Joaquin, Legislative Chairman

14 day of October, 2011

**ATTEST:**

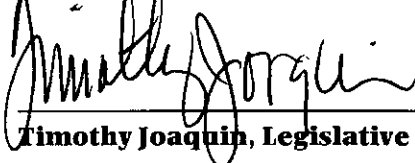
  
\_\_\_\_\_  
Evonne Wilson, Legislative Secretary

**Evonne Wilson, Legislative Secretary**

14 day of October, 2011

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 4:44 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

Timothy Joaquin, Legislative Chairman

**APPROVED**

on the 17 day of October, 2011

**DISAPPROVED**

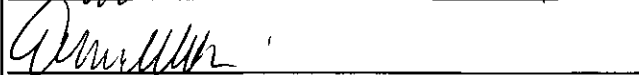
at 8:18 o'clock, a.M.

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

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

**Evonne Wilson, Legislative Secretary**

ACTION: APPROVING CONTRACT WITH PORTFOLIO EVALUATIONS, INC. AS AN INVESTMENT CONSULTANT

MOVED: COUNCILWOMAN EVELYN JUAN MANUEL

SECOND: COUNCILMAN ARTHUR WILSON

DATE: OCTOBER 12, 2011

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
<b>BABOQUIVARI</b> 342.0	1. FRANCES MIGUEL (Roberta Harvey)	171.0	X			X
	2. FRANCES G. ANTONE ( <i>Absent</i> ) (Vernon Smith) ( <i>Present</i> )	171.0	X			
<b>CHUKUT KUK</b> 302.2	1. ETHEL GARCIA (Sara Mae Williams)	151.10	X			
	2. BILLMAN LOPEZ ( )	151.10	X			
<b>GU ACHI</b> 244.9	1. TIMOTHY L. JOAQUIN (Rose Johnson Antone)	122.45	X			
	2. CYNTHIA E. MANUEL (Louis L. Johnson)	122.45	X			X
<b>GU VO</b> 226.7	1. GRACE MANUEL (Floyd Flores)	113.35	X			
	2. PAMELA ANGHILL (Angela Ortiz)	113.35	X			
<b>HICKIWAN</b> 186.3	1. LOUIS R. LOPEZ (Michelle Ortega)	93.15	X			
	2. SANDRA ORTEGA ( )	93.15	X			
<b>PISINEMO</b> 200.7	1. CHESTER ANTONE ( <i>Absent</i> ) (Tony Murrietta) ( <i>Present</i> )	100.35	X			
	2. EDWARD MANUEL (Gerald Fayuant)	100.35	X			
<b>SAN LUCY</b> 204.6	1. LORRAINE EILER ( )	102.30	X			
	2. JANA MONTANA (Gloria Ramirez)	102.30	X			
<b>SAN XAVIER</b> 215.8	1. HILARION CAMPUS ( )	107.90				X
	2. OLIVIA VILLEGAS-LISTON (Eugene Enis)	107.90				X
<b>SCHUK TOAK</b> 169.8	1. FRANCES B. CONDE ( )	84.90	X			
	2. FREDERICK JOSE (Phyllis Cachora)	84.90	X			
<b>SELLS</b> 475.7	1. ARTHUR WILSON (Kimberly Mull)	237.85	X			
	2. EVELYN B. JUAN MANUEL ( )	237.85	X			
<b>SIF OIDAK</b> 211.9	1. NICHOLAS JOSE ( )	105.95	X			
	2. MARY LOPEZ ( )	105.95	X			
<b>TOTAL</b>		<b>2,780.60</b>	<b>2,564.80</b>	<b>-0-</b>	<b>-0-</b>	<b>215.80</b> <b>[04]</b>