

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL**  
**(Affirming Designation of Nation's Representatives for Negotiations)**

**RESOLUTION NO. 18-057**

1 **WHEREAS,** the Tohono O'odham Nation has appointed an Economic Development  
2 Delegation consisting of the Chairperson of the Nation and the Chairpersons of  
3 the Tohono O'odham Legislative Council Commerce, Agricultural and Natural  
4 Resources, and Budget and Finance Committees to address issues relating to the  
5 Nation's ownership, use of, and request to place in trust with the United States  
6 land situated near the corner of 91st and Northern Avenues in Maricopa County,  
7 Arizona ("West Valley Resort property"); and

8 **WHEREAS,** the Tohono O'odham Legislative Council is vested with the power to "consult,  
9 negotiate and conclude agreements and contracts on behalf of the Tohono  
10 O'odham Nation with Federal, State and local governments and other Indian  
11 tribes or their departments, agencies, or political subdivisions, or with private  
12 persons or organizations on all matters within the authority of the Tohono  
13 O'odham Council" (Constitution of the Tohono O'odham Nation, Article VI,  
14 Section 1(f)); and

15 **WHEREAS,** the Legislative Council has created the Tohono O'odham Gaming Enterprise to  
16 "[c]onduct gaming activities in gaming facilities in accordance with the terms  
17 and conditions of the Gaming Ordinance," and has vested its Management  
18 Board with responsibility "for the planning, construction and management of  
19 all new or additional gaming facilities" and authority to "[e]nter into, make,  
20 perform and carry out or cancel and rescind contracts for any lawful purpose  
21 pertaining to the Enterprise's business," (16 Tohono O'odham Code Chapter 2,  
22 Charter of the Tohono O'odham Gaming Enterprise, Section 1(b)(1), Section  
23 5(d)(3) and 5(d)(10)); and

24 **WHEREAS,** by Resolution No. 13-446, the Legislative Council recognized that the  
25 development of the West Valley Resort will require the Nation and the Gaming  
26 Enterprise to conclude agreements and contracts within the scope of their  
27 respective authorities and the Council delegated to the Economic Development  
28 Delegation authority to consult and negotiate related agreements on the  
29 Nation's behalf subject to final approval by Legislative Council resolution; and

30 **WHEREAS,** it is in the Nation's best interest to affirm the ongoing delegation of authority to  
31 the Economic Development Delegation to represent the Nation in negotiations.

32 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council affirms its  
33 delegation to the Economic Development Delegation of authority to consult and  
34 negotiate agreements on the Tohono O'odham Nation's behalf with state and  
35 local governments or with private persons or organizations on matters within

the Nation's authority and relating to the Nation's ownership, use of, and request to place in trust with the United States the West Valley Resort property; provided that

- (1) The Economic Development Delegation shall consult with the Legislative Council oversight committees on specific issues within the committees' respective areas of jurisdiction, and
- (2) Any resulting agreement shall not be effective unless and until it is approved by Legislative Council resolution, except that the Economic Development Delegation may make a binding offer as set forth in the Economic Development Delegation Proposal dated for reference February 21, 2018, which shall remain confidential and shall not be reported or disclosed.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 21<sup>ST</sup> day of FEBRUARY, 2018 at a meeting at which a quorum was present with a vote of 2,852.3 FOR; -0- AGAINST; -0- NOT VOTING; and 232.3 [03] ABSENT, pursuant to the powers vested in the Council by Article VI, Section 1(f) of the Constitution of the Tohono O'odham Nation, adopted by the Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat.984).

TOHONO O'ODHAM LEGISLATIVE COUNCIL

Timothy C. Joaquin for  
Timothy Joaquin, Legislative Chairman  
22 day of February, 2018

ATTEST:

Evonne Wilson  
Evonne Wilson, Legislative Secretary  
22 day of February, 2018

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 22 day of February, 2018 at 12:13 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

Timothy C. Joaquin for  
Timothy Joaquin, Legislative Chairman

**RESOLUTION NO. 18-057**

**(Affirming Designation of Nation's Representatives for Negotiations)**

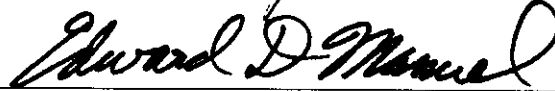
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**APPROVED**

on the 22<sup>nd</sup> day of February, 2018

**DISAPPROVED**

at 4:29 o'clock, p.m.



**EDWARD D. MANUEL, CHAIRMAN  
TOHONO O'ODHAM NATION**

Returned to the Legislative Secretary on the 22 day of

February, 2018, at 5:00 o'clock, p.m.



**Evonne Wilson, Legislative Secretary**

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ACTION: AFFIRMING DESIGNATION OF NATION'S REPRESENTATIVES FOR NEGOTIATIONS

MOVED: COUNCILMAN BILLMAN LOPEZ

SECOND: COUNCILWOMAN FRANCES MIGUEL

DATE: FEBRUARY 21, 2018

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 235.8	1. MARY LOPEZ ( )	117.9	X			
	2. LUCINDA ALLEN (Yolonda Garcia)	117.9	X			
SELLS 527.2	1. ARTHUR WILSON (Evelyn Juan Manuel)	263.6	X			
	2. ADRIANNE TILLER (Idaleen Reyes)	263.6	X			
SCHUK TOAK 185.7	1. ANTHONY J. FRANCISCO JR. (Teresa F. Donahue)	92.85	X			
	2. QUINTIN C. LOPEZ (Agnes V. Joaquin)	92.85	X			
SAN XAVIER 232.3	1. DANIEL L.A. PRESTON III ( <i>Absent</i> ) (Felicia Nunez) ( <i>Present</i> )	116.15				X
	2. JANICE FELIX ( )	116.15				X
SAN LUCY 231.1	1. JANA MONTANA (Diana Manuel)	115.55	X			
	2. GLORIA RAMIREZ (Lorraine Eiler)	115.55	X			
PISINEMO 225.9	1. CHESTER ANTONE (Caroline D. Garcia)	112.95	X			
	2. MONICA K. MORGAN ( )	112.95	X			
HICKIWAN 209.0	1. LOUIS R. LOPEZ (Shirley Molina)	104.5	X			
	2. SANDRA D. ORTEGA ( )	104.5	X			X
GU VO 256.9	1. GRACE MANUEL ( )	128.45	X			
	2. DALLAS LEWIS (Nacho Flores)	128.45	X			
GU ACHI 270.9	1. TIMOTHY L. JOAQUIN (Louis L. Johnson)	135.45	X			
	2. LORETTA LEWIS (Victoria Hobbs)	135.45	X			
CHUKUT KUK 337.7	1. BILLMAN LOPEZ (Patricia Vicenti)	168.85	X			
	2. VIVIAN JUAN-SAUNDERS (Juanita Homer)	168.85	X			
BABOQUIVARI 372.1	1. FRANCES MIGUEL (Roberta E. Harvey)	186.05	X			
	2. LEANDER MASE ( )	186.05	X			
TOTAL		3,084.6	2,852.3	-0-	-0-	232.3 [03]