

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Amending the Economic Development Reserve Established by Tohono O'odham
Legislative Resolution No. 14-560 and Authorizing the Draw Down of Accounts
at the United States Department of Interior)**

RESOLUTION NO. 23-245

1 **WHEREAS,** the Tohono O'odham Legislative Council is vested with the powers "to manage any
2 funds within the exclusive control of the Tohono O'odham Nation" (Constitution
3 of the Tohono O'odham Nation, Article VI, Section 1(d)(2); and
4 **WHEREAS** by Tohono O'odham Legislative Resolution No. 14-560, the Legislative Council
5 reserved accounts identified in the Economic Development Reserve Schedule to
6 meet the Nation's obligations under the then Non-Impairment Agreement
7 approved in December 2014 and in connection with a loan agreement between
8 the Tohono O'odham Gaming Enterprise and the Bank of America, N.A.
9 ("December 2014 Non-Impairment Agreement"; and
10 **WHEREAS,** the Tohono O'odham Investment Committee determined that the Economic
11 Development Reserve is no longer needed under the December 2014 Non-
12 Impairment Agreement; and
13 **WHEREAS** in accordance with Tohono O'odham Legislative Resolution No. 14-560 resolved
14 clause No. 6, the Tohono O'odham Investment Committee recommends it be
15 released from reserve; and
16 **WHEREAS** the Tohono O'odham Investment Committee further recommends that Proceeds
17 of Labor account ending 9706 and the income-portion of Judgment account
18 ending 6215 at the United States Department of Interior's Bureau of Trust Fund
19 Administration be drawn down.
20 **NOW, THEREFORE, BE IT RESOLVED** that the Tohono O'odham Legislative Council amends the
21 Economic Development Reserve established by Tohono O'odham Legislative
22 Resolution No. 14-560 and approves release of the accounts identified in the
23 Economic Development Reserve Schedule.
24 **BE IT FURTHER RESOLVED** that the Investment Committee will develop a plan for the use of the
25 released accounts from the reserve and will present the plan to the Legislative
26 Council for approval.
27 **BE IT FINALLY RESOLVED** that Tohono O'odham Legislative Council approves the designee of the
28 Investment Committee of the Nation is authorized to draw down the Proceeds of
29 Labor account ending 9706 and the income-portion of Judgment account ending
30 6215 from the United States Department of Interior's Bureau of Trust Fund

RESOLUTION NO. 23-245

(Amending the Economic Development Reserve Established by Tohono O'odham Legislative Resolution No. 14-560 and Authorizing the Draw Down of Accounts at the United States Department of Interior)


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Administration and executive any other documents that are reasonably necessary to implement this resolution.

The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 10TH day of JULY, 2023 at a meeting at which a quorum was present with a vote of 3,218.0 FOR; -0- AGAINST; -0- NOT VOTING; and [03] ABSENT, pursuant to the powers vested in the Council by, Article IV, Sections 1(d)(2) 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



Alberta J. Ray, Legislative Vice Chairwoman
13 day of July, 2023

ATTEST:



Evonne Wilson, Legislative Secretary

12 day of July, 2023

Said Resolution was submitted for approval to the office of the Chairman of the Tohono O'odham Nation on the 13 day of July, 2023 at 8:12 o'clock, a.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



Alberta J. Ray, Legislative Vice Chairwoman

APPROVED

DISAPPROVED

on the 13 day of July, 2023
at 10:35 o'clock, a.m.


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

RESOLUTION NO. 23-245

(Amending the Economic Development Reserve Established by Tohono O'odham Legislative Resolution No. 14-560 and Authorizing the Draw Down of Accounts at the United States Department of Interior)

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1 Returned to the Legislative Secretary on the 13 day of

2 July, 2023, at 11:40 o'clock, A.m.

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5 Deannehan jw:
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7 **Evonne Wilson, Legislative Secretary**

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ACTION: AMENDING THE ECONOMIC DEVELOPMENT RESERVE ESTABLISHED BY TOHONO O'ODHAM LEGISLATIVE RESOLUTION NO. 14-560 AND AUTHORIZING THE DRAW DOWN OF ACCOUNTS AT THE UNITED STATES DEPARTMENT OF INTERIOR

MOVED: COUNCILWOMAN MARLAKAY HENRY

SECOND: COUNCILWOMAN EVELYN JUAN MANUEL

DATE: JULY 10, 2023

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
SIF OIDAK 245.6	1. MARY LOPEZ (Ann M. Garcia)	122.8	X			
	2. LUCINDA ALLEN (Francis Homewytewa)	122.8	X			
SELLS 556.5	1. ARTHUR WILSON (<i>Absent</i>) (Shelia Espino) (<i>Present</i>)	278.25	X			
	2. EVELYN JUAN MANUEL (Arvada Liston)	278.25	X			
SCHUK TOAK 190.5	1. TERESA F. DONAHUE (Alberta Espinoza)	95.25	X			
	2. DELISA M. RAMON (Sharon A. Francisco)	95.25	X			
SAN XAVIER 242.6	1. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	121.3	X			X
	2. JANICE FELIX ()	121.3	X			
SAN LUCY 243.8	1. LORRAINE M. EILER ()	121.9	X			
	2. ROGER MANUEL (Christina Andrews)	121.9	X			
PISINEMO 232.7	1. MARIETTA MARTIN ()	116.35	X			
	2. EDWARD D. MANUEL (Monica Morgan)	116.35	X			
HICKIWAN 216.6	1. LOUIS R. LOPEZ ()	108.3	X			
	2. DELMA M. GARCIA ()	108.3	X			X
GU VO 270.7	1. GRACE MANUEL ()	135.35	X			
	2. CYNTHIA SAAVEDRA (<i>Present</i>) (Dallas Lewis) (<i>Present</i>)	135.35	X			X
GU ACHI 278.5	1. TIMOTHY L. JOAQUIN ()	139.25	X			
	2. VICTORIA HOBBS (Tonya L. Joaquin)	139.25	X			
CHUKUT KUK 351.6	1. MARLAKAY HENRY (Billman Lopez)	175.8	X			
	2. VIVIAN JUAN-SAUNDERS (Cornelius Antone)	175.8	X			
BABOQUIVARI 388.9	1. ALBERTA J. RAY (Frances G. Antone)	194.45	X			
	2. LEANDER MASE (<i>Absent</i>) (Francine Schooling) (<i>Absent</i>)	194.45	X			
TOTAL		3,218.0	3,218.0	-0-	-0-	[03]