

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0004-20__

SPONSOR: Nathaniel Brown

TITLE: An Action Relating To Resources and Development Committee; Approving Amendments To The Kayenta Township Business Site Leasing Administrative And Management Plans

Date posted: January 07, 2020 at 6:55 PM

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LEGISLATIVE SUMMARY SHEET
Tracking No. 0004-20

DATE: January 2, 2020

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING AMENDMENTS TO THE KAYENTA TOWNSHIP BUSINESS SITE LEASING ADMINISTRATIVE AND MANAGEMENT PLANS

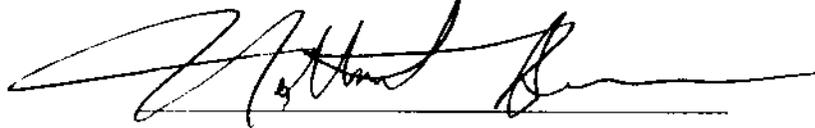
PURPOSE: This resolution, if approved, will amend Kayenta Township's Business Site Leasing Administrative and Management Plans.

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: None
Website Posting Time/Date: _____
Posting End Date: 01-12-20
Eligible for Action: 01-13-20

1 PROPOSED NAVAJO NATION COUNCIL RESOLUTION
2 24th NAVAJO NATION COUNCIL – Second Year, 2020

3 INTRODUCED BY

4 
5

6 (Prime Sponsor)

7
8 TRACKING NO. 0004-20

9
10 AN ACTION

11 RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE;
12 APPROVING AMENDMENTS TO THE KAYENTA TOWNSHIP BUSINESS
13 SITE LEASING ADMINISTRATIVE AND MANAGEMENT PLANS

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15 BE IT ENACTED:

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17 **SECTION ONE. AUTHORITY**

18 The Navajo Nation established the Resources and Development Committee as a standing
19 committee of the Navajo Nation Council and empowered the Committee to give final
20 approval for Business Site Leasing Administrative and Management Plans, including
21 proposed amendments for, *inter alia*, the Kayenta Township, in accordance with the
22 Navajo Nation Business Leasing Regulations of 2005. 2 N.N.C. §§ 500(A) and
23 501(B)(2)(f).

24
25 **SECTION TWO. FINDINGS**

26 A. By Resolution No. CAU-47-03 (Aug. 29, 2003), the Kayenta Township
27 (“Township”) was permanently made a home rule municipality of the Navajo Nation
28 and the Kayenta Township Commission (“Commission”), the Township’s governing
29 body, was given broad authority to perform all functions necessary for local self-
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1 government consistent with generally applicable laws of the Navajo Nation and
2 federal government. See 2 N.N.C. §§ 4081 and 4084, as amended.

3 B. By Resolution No. EDCJN-28-09 (June 3, 2009), attached as **Exhibit A**, the former
4 Economic Development Committee approved the Kayenta Business Site Leasing
5 Administrative and Management Plans for the Township as part of its delegation of
6 approval authority to the Township for business site leases for lands within the
7 jurisdiction of the Township, with the exception of those business site leases under
8 the leasing authority of the Navajo Nation Shopping Centers Corporation.

9 C. After the adoption of Resolution No. EDCJN-28-09, the Commission, based on
10 advice from the Township's Business Site Leasing Committee ("BSL Committee"),
11 determined that amendments to the Kayenta Business Site Leasing Administrative
12 and Management Plans (the "Proposed Plan Amendments") would: (1) improve and
13 elaborate on the appeals procedure for lease actions; (2) update and correct
14 definitions, including Township Department names; (3) enumerate specific data to
15 be used in appraisals or their equivalent; (4) clarify when subleasing will be permitted
16 under business site leases, including where such subleasing would be done by a
17 wholly owned entity of the Township; (5) clarify and enumerate the types of
18 incentives available for attracting new businesses to the Township for purposes of
19 economic development; and (6) make such other minor corrections and edits as are
20 appropriate and needed, consistent with the Navajo Nation Business Leasing
21 Regulations of 2005 and the 2008 Uniform Business Leasing Regulations.

22 D. The Proposed Plan Amendments, attached as **Exhibits B** and **C**, have been reviewed
23 and deemed sufficient by the Navajo Nation Department of Justice. See **Exhibit D**.

24 E. Supporting resolutions of the Commission and the BSL Committee are attached as
25 **Exhibit E**.

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27 **SECTION THREE. APPROVALS and AUTHORIZATIONS**

28 A. The Navajo Nation hereby approves the amendments to the Kayenta Business Site
29 Leasing Administrative and Management Plans as set forth in **Exhibits B** and **C**.

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- B. All business site leasing documents approved by the Commission and Township after the date this Resolution is adopted by the Resources and Development Committee shall comply with the Kayenta Business Site Leasing Administrative and Management Plans as amended here.
- C. This Resolution shall be identified by number and date in the appropriate places in Sections 1.3 of the amended Plans, respectively.
- D. Apart from the amendments to the Kayenta Business Site Leasing Administrative and Management Plans set forth in **Exhibits B and C**, Resolution No. EDCJN-28-09 shall remain in full force and effect.