

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0149-20__

SPONSOR: Rickie Nez

TITLE: An Action Relating to Resources and Development Committee and Naabik'iyáti' Committee; Approving and Authorizing a Contract on Behalf of the Navajo Nation Between the Navajo Agricultural Products Industry, Inc. (NAPI) and the United States Department of the Interior Under 25 U.S.C. §§ 450 et seq. (P.L. 93-638 Indian Self-Determination and Education Assistance Act, as amended) for the Operation and Maintenance, On-Farm Development, and Agricultural Testing and Research Laboratory on the Navajo Indian Irrigation Project Beginning with Calendar Year 2021 and Subsequent Calendar Years Under a Mature Contract Status; and Approving and Authorizing the Fiscal Year and Scope of Work for the Period of the Contract Term

Date posted: July 2, 2020 at 8:03PM

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 et. seq.

LEGISLATIVE SUMMARY SHEET

Tracking No. 0149-20

DATE: June 30, 2020

TITLE OF RESOLUTION: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE AND NAABIK'ÍYÁTI' COMMITTEE; APPROVING AND AUTHORIZING A CONTRACT ON BEHALF OF THE NAVAJO NATION BETWEEN THE NAVAJO AGRICULTURAL PRODUCTS INDUSTRY, INC. (NAPI) AND THE UNITED STATES DEPARTMENT OF THE INTERIOR UNDER 25 U.S.C. §§ 450 ET SEQ. (P. L. 93-638 INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE ACT, AS AMENDED) FOR THE OPERATION AND MAINTENANCE, ON-FARM DEVELOPMENT, AND AGRICULTURAL TESTING AND RESEARCH LABORATORY ON THE NAVAJO INDIAN IRRIGATION PROJECT BEGINNING WITH CALENDAR YEAR 2021 AND SUBSEQUENT CALENDAR YEARS UNDER A MATURE CONTRACT STATUS; AND APPROVING AND AUTHORIZING THE FISCAL YEAR AND SCOPE OF WORK FOR THE PERIOD OF THE CONTRACT TERM

PURPOSE: The purpose of this legislation is to approve and authorize a contract on behalf of the Navajo Nation between the Navajo Agricultural Products Industry, Inc. and the United States Department of the Interior-Bureau of Reclamation 25 U.S.C. § 450 *et seq.* (Indian Self-Determination and Education Assistance Act, P. L. 93-638, as amended), for the Operation and Maintenance, On-Farm Development, and Agricultural Testing and Research Laboratory on the Navajo Indian Irrigation Project beginning with Calendar Year 2021 and subsequent calendar years under a mature contract status. The legislation will also approve and authorize the Annual Funding Agreement and Scope of Work for the Navajo Agricultural Products Industry, Inc 25 U.S.C. § 450 *et seq.* (Indian Self-Determination and Education Assistance Act, P. L. 93-638, as amended) Contract.

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

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: _____
Posting End Date: 07-07-20
Eligible for Action: 07-08-20

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

3
4 INTRODUCED BY

5
6 _____
7 (Prime Sponsor)

8
9 TRACKING NO. 0149-20

10
11 AN ACTION

12 RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE AND
13 NAABIK'ÍYÁTI' COMMITTEE; APPROVING AND AUTHORIZING A CONTRACT
14 ON BEHALF OF THE NAVAJO NATION BETWEEN THE NAVAJO
15 AGRICULTURAL PRODUCTS INDUSTRY, INC. (NAPI) AND THE UNITED
16 STATES DEPARTMENT OF THE INTERIOR UNDER 25 U.S.C. §§ 450 ET SEQ. (P.
17 L. 93-638 INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE
18 ACT, AS AMENDED) FOR THE OPERATION AND MAINTENANCE, ON-FARM
19 DEVELOPMENT, AND AGRICULTURAL TESTING AND RESEARCH
20 LABORATORY ON THE NAVAJO INDIAN IRRIGATION PROJECT BEGINNING
21 WITH CALENDAR YEAR 2021 AND SUBSEQUENT CALENDAR YEARS UNDER
22 A MATURE CONTRACT STATUS; AND APPROVING AND AUTHORIZING THE
23 FISCAL YEAR AND SCOPE OF WORK FOR THE PERIOD OF THE CONTRACT
24 TERM

25
26 BE IT ENACTED:

27
28 **SECTION 1. AUTHORITY**

29 A. The Resources and Development Committee is the oversight committee for the
30 Navajo Agricultural Products Industry, Inc. 5 N.N.C. 1604.

1 B. The Naabik' iyáti' Committee is authorized to approve contracts with the United
2 States Department of Interior for the implementation of the Indian Self-
3 Determination and Education Assistance Act, 25 U.S.C. §450 *et seq.* (P. L. 93-
4 638 as amended). 2 N.N.C. §701(A) (12).

5
6 **SECTION 2. FINDINGS**

7 A. The Navajo Agricultural Products, Inc. Board Resolution No. BDMY-10-20
8 states that *[p]ursuant to Article 7(O) and (Q) of NAPI's Plan of Operation,*
9 *NAPI has the authority to enter contracts for any lawful purposes set forth in*
10 *Article 3and to apply for and accept grants and enter into contracts, agreements*
11 *or other transactions with any Federal Agency[.]* NAPI Board Resolution No
12 BDMY-10-20 is attached as **Exhibit A.**

13 B. The Navajo Agricultural Products, Inc. Board Resolution No. BDMY-10-20
14 states that *[t]he NAPI Board of Directors requests that the Resources and*
15 *Development Committee recommend and the Naabik'iyáti' Committee of the*
16 *Navajo Nation Council authorize NAPI to contract on behalf of the Navajo*
17 *Nation with the Bureau of Indian Affairs for the "Operation and Maintenance",*
18 *"On-Farm Development", and "Agricultural Testing and Research*
19 *Laboratory" on the Navajo Indian Irrigation Project beginning with Calendar*
20 *Year 2021 and subsequent calendar years under a mature contract status[.]*

21
22 **SECTION 3. APPROVING A CONTRACT**

23 A. The Navajo Nation approves and authorizes a contract on behalf of the Navajo
24 Nation between the Navajo Agricultural Products Industry, Inc. and the United
25 States Department of the Interior-Bureau of Reclamation 25 U.S.C. § 450 *et seq.*
26 (Indian Self-Determination and Education Assistance Act, P. L. 93-638, as
27 amended), for the "Operation and Maintenance", "On-Farm Development", and
28 "Agricultural Testing and Research Laboratory" on the Navajo Indian Irrigation
29 Project beginning with Calendar Year 2021 and subsequent calendar years under
30 a mature contract status as set forth in the documents attached as **Exhibit A.**

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

B. The Navajo Nation hereby approves and authorizes the Annual Funding Agreement and Scope of Work for the Navajo Agricultural Products Industry, Inc., 25 U.S.C. § 450 *et seq.* (Indian Self-Determination and Education Assistance Act, P. L. 93-638, as amended), for the "Operation and Maintenance", "On-Farm Development", and "Agricultural Testing and Research Laboratory" on the Navajo Indian Irrigation Project for the contract term indicated above, as set forth in the documents attached as **Exhibit A**.

C. The Navajo Nation hereby authorizes the President of the Navajo Nation to execute and effectuate the Contract, Annual Funding Agreement and Scope of Work, provided the terms and conditions in such documents are substantially similar to those approved by this resolution.