



## AGENDA OF THE 23<sup>rd</sup> NAVAJO NATION COUNCIL

### SPECIAL SESSION

December 28 (9:00 AM) & 31 (10:00 AM), 2018

Navajo Nation Council Chambers  
Window Rock, Navajo Nation (AZ)

*PRESIDING: Honorable LoRenzo C. Bates, Speaker, Navajo Nation Council*

1. CALL MEETING TO ORDER; ROLL CALL; INVOCATION
2. RECOGNIZE GUESTS AND VISITING OFFICIALS TO THE NAVAJO NATION
3. REVIEW AND ADOPT THE AGENDA

(m) Honorable Davis Filfred

(s) Honorable Olin Kieyoomia

(v) 14 – 1

4. OLD BUSINESS:

- (A) **LEGISLATION 0326-18:** An Action Relating to the Law and Order, Budget and Finance, Naabik'iyáti' Committees, and Navajo Nation Council; Approving and Adopting the Síhasin Pinon Justice Center Fund Expenditure Plan Pursuant to 12 N.N.C. §§ 2501-2508 2/3

*CO-SPONSOR: Honorable Nathaniel Brown*

*CO-SPONSOR: Honorable Tom Chee*

*CO-SPONSOR: Honorable Jonathan L. Hale*

*CO-SPONSOR: Honorable Edmund Yazzie*

(m) Honorable Nathaniel Brown

(s) Honorable Olin Kieyoomia

(v)

12/20/2018 – Motion to Table Legislation 0326-18, with two (2) approved NNC amendments, to the next Navajo Nation Council Session; (M) Honorable Nelson S. BeGaye; (S) Honorable Raymond Smith, Jr.; (V) 14 in Favor, 01 Opposed (Speaker Bates Not Voting).

11/20/2018 – Motion to Refer Legislation 0326-18 back to the Law and Order Committee for no later than three (3) weeks; (M) Honorable Edmund Yazzie; (S) Honorable Lee Jack, Sr.; (V) 17 in Favor, 03 Opposed (Speaker Bates Not Voting).

- (B) **LEGISLATION 0410-18:** An Action Relating to Health, Education and Human Services, Budget and Finance, Naabik'iyáti' Committees, and Navajo Nation Council; Approving and Adopting the Síhasin Sustainable Higher Education Initiative Fund and Fund Expenditure Plan Pursuant to 12 N.N.C. §§2501 – 2508 2/3
- SPONSOR: Honorable Jonathan L. Hale*

**CO-SPONSOR: Honorable Nathaniel Brown**  
**CO-SPONSOR: Honorable Olin Kieyoomia**

(m) Honorable Nelson S. BeGaye (s) Honorable Raymond Smith, Jr. (v)

12/20/2018 – Motion to Table Legislation 0410-18 until the next Navajo Nation Council Session; (M) Honorable Olin Kieyoomia; (S) Honorable Herman M. Daniels; (V) 15 in Favor, 00 Opposed (Speaker Bates Not Voting)

- (C) **LEGISLATION 0308-18:** An Action Relating to the Navajo Nation Council; Approving the Expenditure of Fund Principal for the Purchase of Property offered for sale to the Navajo Nation by the Owner of 17,544.79 Acres, More or Less, Located within Yavapai County, Arizona 2/3

**SPONSOR: Honorable Walter Phelps**  
**CO-SPONSOR: Honorable Benjamin L. Bennett**

(m) Honorable Lee Jack, Sr. (s) Honorable Otto Tso (v)

11/20/2018 – Motion to Refer Legislation 0308-18 to the Naabik'iyáti' Committee, with one (1) pending NNC Amendment, to have the seller and the Navajo Nation Land Office discuss this purchase and to bring back to the Navajo Nation Council no later than December 27, 2018; (M) Honorable Benjamin L. Bennett; (S) Honorable Davis Filfred; (V) 17 in Favor, 04 Opposed (Speaker Bates Not Voting)

PENDING AMENDMENT

1. On page 2 line 17, strike existing language and insert with new language at E. as follows: the amount of ~~\$49,700,000~~\$28,500,000, plus closing cost and expenses. See NABIMY-34-18.
2. On page 2 line 18, insert new paragraph E. as follows: E. The Navajo Nation received an updated appraisal of the property and is attached as Exhibit B.
3. On page 3, line 3, strike existing language and insert with new language as follows: ~~\$49,700,000~~\$28,500,000
4. Renumber or re-letter succeeding paragraphs or sections accordingly, if necessary; and this amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

(M) Honorable Lee Jack, Sr.; (S) Honorable Otto Tso; (V) VOTE PENDING

10/18/2018 – Motion to Table Legislation 0308-18 No Later Than the End of November 2018; (M) Honorable Dwight Witherspoon; (S) Honorable Leonard Pete; (V) 19 in Favor, 02 Opposed (Speaker Bates Not Voting).

5. NEW BUSINESS:

- (A) **LEGISLATION 0347-18:** An Action Relating to the Law and Order, Budget and Finance, Naabik'iyáti' Committees, and Navajo Nation Council; Approving and Adopting the Church Rock Industrial Park Project Fund Expenditure Plan Pursuant to 12 N.N.C. §§ 2501-2508 2/3

**SPONSOR: Honorable Seth Damon**  
**CO-SPONSOR: Honorable Herman M. Daniels**  
**CO-SPONSOR: Honorable Olin Kieyoomia**  
**CO-SPONSOR: Honorable Otto Tso**

(m) (s) (v)

- (B) **LEGISLATION 0356-18:** An Action Relating to the Law and Order, Budget and Finance, Naabik'iyáti' Committees, and Navajo Nation Council; Approving and Adopting the Síhasin Dilkon Justice Center Fund Expenditure Plan Pursuant 12 N.N.C. §§ 2501-2508 2/3

**SPONSOR: Honorable Lee Jack, Sr.**

(m) (s) (v)

- (C) **LEGISLATION 0373-18:** An Action Relating to Resources and Development, Budget and Finance and Naabik'iyáti' Committees and Navajo Nation Council; Approving a Funding Request of Three Million, Fifty-Two Thousand Dollars (\$3,052,000.00) from the Síhasin Fund to the

Navajo Tribal Utility Authority and Adopting the Síhasin Fund Broadband to Chapter House Expenditure Plan pursuant to CD-68-14 and 12 N.N.C. §§ 2501-2508 2/3

*SPONSOR: Honorable Edmund Yazzie*

*CO-SPONSOR: Honorable Benjamin L. Bennett*

*CO-SPONSOR: Honorable Herman M. Daniels*

*CO-SPONSOR: Honorable Olin Kieyoomia*

(m) (s) (v)

- (D) **LEGISLATION 0385-18:** An Action Relating to Resources and Development, Budget and Finance and Naabik'íyáti' Committees and Navajo Nation Council; Adopting the Síhasin Fund Cameron Cultural Center and Hotel Expenditure Plan Pursuant to 12 N.N.C. §§ 2501-2508 2/3

*SPONSOR: Honorable Walter Phelps*

(m) (s) (v)

- (E) **LEGISLATION 0386-18:** An Action Relating to Resources and Development, Budget and Finance and Naabik'íyáti' Committees and Navajo Nation Council; Adopting the Síhasin Fund TBN Powerline Extension Project- Phase I Expenditure Plan Pursuant to 12 N.N.C. §§ 2501 – 2508 2/3

*SPONSOR: Honorable Kee Allen Begay, Jr.*

(m) (s) (v)

- (F) **LEGISLATION 0367-18:** An Act Relating to Law and Order, Resources and Development, and Naabik'íyáti' Committees and Navajo Nation Council; Asserting Sovereignty and taking over primary regulatory authority from the Federal Government, Office of Surface Mining Lands Located On the Navajo Nation, enacting a Waiver of Sovereign Immunity; and establishing new sections in Title 18 at 18 N.N.C. §§ 1701 et. seq. 2/3

*SPONSOR: Honorable Benjamin L. Bennett*

(m) (s) (v)

- (G) **LEGISLATION 0384-18:** An Action Relating to Resources and Development, Budget and Finance and Naabik'íyáti' Committees and Navajo Nation Council; Approving a grant funding request of eight million dollars (\$8,000,000.00) from the Síhasin Fund and approving and adopting the project Sawmill Althin and Navajo Nation Altree Expenditure Plan 2/3

*SPONSOR: Honorable Benjamin L. Bennett*

*CO-SPONSOR: Honorable Tom Chee*

(m) (s) (v)

- (H) **LEGISLATION 0325-18:** An Action Relating to Budget and Finance, Resources and Development and Naabik'íyáti' Committees and Navajo Nation Council; Approving and Adopting the Shonto Youth Center Fund Expenditure Plan Pursuant 12 N.N.C §§ 2501-2508 2/3

*SPONSOR: Honorable Jonathan L. Hale*

*CO-SPONSOR: Honorable Benjamin L. Bennett*

*CO-SPONSOR: Honorable Herman M. Daniels*

(m) (s) (v)

- (I) **LEGISLATION 0328-18:** An Action Relating to Budget and Finance, Resources and Development, and Naabik'íyáti' Committees, and Navajo Nation Council; Approving and

Adopting the Crownpoint Youth Center Fund Expenditure Plan Pursuant 12 N.N.C §§ 2501 – 2508  
2/3

*SPONSOR: Honorable Jonathan L. Hale*

*CO-SPONSOR: Honorable Benjamin L. Bennett*

(m)

(s)

(v)

- (J) **LEGISLATION 0144-18:** An Action Relating to Law and Order, Naabik'iyáti' and Navajo Nation Council; Amending Challenge and Election Dispute Provisions of the Navajo Nation Election Code at 11 N.N.C. §§ 21, 23, 24, 240, 341 and 342

*SPONSOR: Honorable Benjamin L. Bennett*

*CO-SPONSOR: Honorable Olin Kieyoomia*

*CO-SPONSOR: Honorable Otto Tso*

(m)

(s)

(v)

- (K) **LEGISLATION 0219-18:** An Action Relating to Health, Education and Human Services Committee, Resources and Development Committee, Budget and Finance Committee, Law and Order Committee, Naabik'iyáti' Committee and Navajo Nation Council; Amending Rule 5 of the Rules of Order for Standing Committees of the Navajo Nation Council such that Failure to Secure a Quorum Within One Hour After the Scheduled Start Time Shall Result in a Cancelled Meeting

*CO-SPONSOR: Honorable Jonathan L. Hale*

*CO-SPONSOR: Honorable Olin Kieyoomia*

*CO-SPONSOR: Honorable Otto Tso*

(m)

(s)

(v)

- (L) **LEGISLATION 0350-18:** An Action Relating to Budget and Finance and Naabik'iyáti' Committees, and the Navajo Nation Council; Amending the Navajo Nation Permanent Fund Income Five Year Expenditure Plan, CAP-19-16, Regarding Fifth Year Funding for Central Agency

*SPONSOR: Honorable Jonathan L. Hale*

*CO-SPONSOR: Honorable Jimmy Yellowhair*

(m)

(s)

(v)

- (M) **LEGISLATION 0378-18:** An Action Relating to Resources and Development, Naabik'iyáti' Committees, and the Navajo Nation Council; Petitioning the Secretary of the Interior to issue a Federal Charter of Incorporation to the Navajo Nation for the Navajo Transitional Energy Company, Inc. as a for-profit company under the Indian Reorganization Act, 25, U.S.C. § 5124, as amended

*SPONSOR: Honorable Benjamin L. Bennett*

(m)

(s)

(v)

6. CLOSE OF SESSION; ANNOUNCEMENTS; ADJOURNMENT