

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0225-21_

SPONSOR: Thomas Walker, Jr.

TITLE: An Action Relating to Resources and Development Committee; Confirming the Appointment of a Member of the Resources and Development Committee to Serve on the Navajo Tribal Utility Authority Management Board of Directors for a Term of Three Years from October 2021 to October 2024

Date posted: November 01, 2021 at 6:37PM

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0225-21

DATE: October 29, 2021

TITLE OF RESOLUTION: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; CONFIRMING THE APPOINTMENT OF A MEMBER OF THE RESOURCES AND DEVELOPMENT COMMITTEE TO SERVE ON THE NAVAJO TRIBAL UTILITY AUTHORITY MANAGEMENT BOARD OF DIRECTORS FOR A TERM OF THREE YEARS FROM OCTOBER 2021 TO OCTOBER 2024

PURPOSE: The purpose of the resolution is to appoint and confirms a member of the Resources and Development Committee to serve on the Navajo Tribal Utility Authority's Management Board of Directors for a term of three (3) years from October 2021 until the annual board meeting in October 2024.

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: Bredhase
Website Posting Time/Date:
Posting End Date: November 6, 2021
Eligible for Action: November 7, 2021

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 24th NAVAJO NATION COUNCIL -- Third Year, 2021

3 INTRODUCED BY

4 
5

6 (Sponsor)

7
8 TRACKING NO. 0225-21

9
10 AN ACTION

11 RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE;
12 CONFIRMING THE APPOINTMENT OF A MEMBER OF THE RESOURCES
13 AND DEVELOPMENT COMMITTEE TO SERVE ON THE NAVAJO TRIBAL
14 UTILITY AUTHORITY MANAGEMENT BOARD OF DIRECTORS FOR A
15 TERM OF THREE YEARS FROM OCTOBER 2021 TO OCTOBER 2024

16
17 BE IT ENACTED:

18
19 SECTION ONE. AUTHORITY

- 20 A. Pursuant to 2 N.N.C. § 501(B)(9), the Resources and Development Committee has
21 authority to grant final confirmation of appointments to enterprise boards.
22 B. Pursuant to 21 N.N.C. § 9(A) the members of the Navajo Tribal Utility Authority
23 (NTUA) Management Board were formerly appointed by the Government Services
24 Committee of the Navajo Nation Council, whose authority to confirm appointments to
25 enterprise boards has since been delegated to the Resources and Development
26 Committee pursuant to 2 N.N.C. § 501(B)(9). *See also* Resolution No. CO-45-12.

27
28 SECTION TWO. FINDINGS

- 29 A. Pursuant to 21 N.N.C. § 5(A)(1-6), NTUA was established with the general purpose to
30 operate, maintain and promote existing utility systems furnishing electric, gas, water,

1 sewer utility services, generation, and telecommunications and information services for
2 the benefit of residents of the Navajo Nation, including the establishment, ownership,
3 operation and maintenance of electric generating, telecommunications and information
4 services on or off the Navajo Reservation; and to provide utility generation,
5 telecommunications and information services on a non-profit basis and at a reasonable
6 cost to residents of the Navajo Nation consistent with the economical operation of the
7 Enterprise.

8 B. Pursuant to 21 N.N.C. § 7(A)(1) the NTUA Management Board shall have the authority
9 and responsibility for the management and operation of the Enterprise, among other
10 powers and duties. *See* 21 N.N.C. § 7(A)(2-13); 21 N.N.C. § 7(B)(1-13); and 21 N.N.C.
11 § 7(C).

12 C. The 24th Navajo Nation Council Resources and Development Committee previously
13 appointed Mr. Mark Freeland pursuant to Resolution No. RDCJN-022-19 for a three-
14 year term from October 2019 to October 2021. *See* Resolution No. RDCJN-022-19.

15 D. Pursuant to 21 N.N.C. § 9(B)(1), four of the directors shall be members of the Navajo
16 Nation who speak English with fluency and who have sufficient education and
17 experience to qualify them for learning utility business practices and procedures and
18 making sound judgments.

19 E. Pursuant to 21 N.N.C. § 9(C)(2), term appointment shall be for a period of three (3)
20 years.

21 F. The Resolution of the Management Board of the Navajo Tribal Utility Authority
22 NTUA-25-21 recommending the reappointment of Mark Freeland, Resources and
23 Development Committee Member, to the Management Board of the Navajo Tribal
24 Utility Authority is attached as **Exhibit A**.

25
26 **SECTION THREE. APPOINTMENT AND CONFIRMATION**

27 The Resources and Development Committee hereby appoints and confirms
28 _____ to serve on the Navajo Tribal Utility Authority's Management Board of
29 Directors for a term of three (3) years from October 2021 until the annual board meeting in
30 October 2024.