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

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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.
PROPOSED STANDING COMMITTEE RESOLUTION
24th NAVAJO NATION COUNCIL -- Third Year, 2021
INTRODUCED BY

(Sponsor)

TRACKING NO. 0225-21

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

BE IT ENACTED:

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

SECTION TWO. FINDINGS
A. Pursuant to 21 N.N.C. § 5(A)(1-6), NTUA was established with the general purpose to
operate, maintain and promote existing utility systems furnishing electric, gas, water,
sewer utility services, generation, and telecommunications and information services for the benefit of residents of the Navajo Nation, including the establishment, ownership, operation and maintenance of electric generating, telecommunications and information services on or off the Navajo Reservation; and to provide utility generation, telecommunications and information services on a non-profit basis and at a reasonable cost to residents of the Navajo Nation consistent with the economical operation of the Enterprise.

B. Pursuant to 21 N.N.C. § 7(A)(1) the NTUA Management Board shall have the authority and responsibility for the management and operation of the Enterprise, among other 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. § 7(C).

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

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

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

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

SECTION THREE. APPOINTMENT AND CONFIRMATION

The Resources and Development Committee hereby appoints and confirms _______________ 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.