

BLACK MESA REVIEW BOARD MEETING WITH COMMUNITY (IN-PERSON, RESPIRATORY PRECAUTIONS ADVISED)

November 08, 2025 (Saturday) at 7:30 AM MST

PROPOSED Agenda

A. Meeting call to order by Vice-Chair Fern Benally at _____

B. Invocation: _____

C. Welcome & Roll Call

☐ Phillip Etsitty (Kayenta),
President

☐ Fern Benally (Forest Lake),
Vice-President

☐ Marsha Greyeyes (Shonto),
Secretary-Treasurer

☐ Larry Biltah (Black Mesa),
Member

☐ Peter Hewey(Chilchinbeto),
Member

☐ Nicole Horseherder (OPVP Rep).
Member

Carl Etsitty (Office of Speaker
Rep; pending confirmation & Oath
of Office)

All leadership & Community members please sign-in & identify yourself for the record

D. Adoption of Agenda

E. Reading And Approval of October 12, 2025 Meeting Minutes

F. BMRB Membership Reports: Chair/Vice-Chair/Secretary-Treasurer/Members

G. New Business:

1. Resolutions: Discussion

- a. **BMRB 10 12 2025:** ADOPTING A POSITION BY BLACK MESA REVIEW BOARD (BMRB) THAT, IN LIGHT OF THE PERMANENT CLOSURE OF KAYENTA MINE IN AUGUST 2019, THE FEDERAL OFFICE OF SURFACE MINING, RECLAMATION AND ENFORCEMENT (OSMRE) MUST EXERCISE ITS AUTHORITY UNDER FEDERAL MINING LAWS TO DESIGNATE ANY CHANGES OR RENEWALS TO PERMITS FOR THE NOW-CLOSED COAL MINE AS “SIGNIFICANT” REVISIONS; AND THAT BMRB REQUESTS THAT THE NAVAJO NATION HOLD OSMRE AND PEABODY WESTERN COAL COMPANY (PWCC) ACCOUNTABLE FOR RECLAMATION OF LANDS AND WATERS AFFECTED BY COAL MINING OPERATIONS, INCLUDING RESTORATION OF THE N-AQUIFER, TO “AS GOOD CONDITION AS RECEIVED,” AS REQUIRED BY THE TERMS OF PEABODY’S LEASE, AND UNDER FEDERAL LAWS AND REGULATIONS

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b. BMRB 11 08 2025 (pending)

2. Project Reports; Discussion and Questions

- PWCC Update: No meeting scheduled until December 2025
- MMWLP Update: None

3. Discussion: PWCC 5-Year Renewal Application Listening at Forest Lake chapter; Office of the Speaker and RDC has scheduled this meeting on November 20, 2025 at 9 am.

H. Announcements:

- Informal Conference for Peabody's 5-year Renewal by OSMRE are completed.
Deadline for comment submission is November 20 2025.
- Office of the Speaker & RDC to hold a Listening Session on November 20, 2025 at 9:00 AM at Forest Lake Chapter with Possible Report from BMRB to RDC
- Next BMRB meeting with community: December 6, at 8:00 am MST in MCW Conference Room--Peabody Security Office
- Next BMRB with PWCC, Dept. of Minerals: Tentative for December 11, 2025 at 8:30-10:00 am MST
- Next BMU meeting: December 11, 2025 at 6:45 PM Black Mesa Time

I. Adjournment at _____

Thank you for joining. Stay Safe.