

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0029-20_

SPONSOR: Otto Tso

TITLE: An Action Relating To Resources And Development; Approving The United States Of America Department Of Health And Human Services Indian Health Services Tsaile Land Lease For 10.71 Acres, More Or Less, Of Navajo Nation Trust Land, Located Within The Tsaile/Wheatfields Chapter Vicinity, Navajo Nation (Apache County, Arizona)

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LEGISLATIVE SUMMARY SHEET

Tracking No. 2029-20

DATE: January 30, 2020

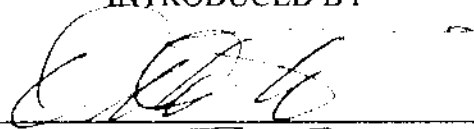
TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; APPROVING THE UNITED STATES OF AMERICA DEPARTMENT OF HEALTH AND HUMAN SERVICES INDIAN HEALTH SERVICE TSAILE LAND LEASE FOR 10.71 ACRES, MORE OR LESS, OF NAVAJO NATION TRUST LANDS, LOCATED WITHIN THE TSAILE/WHEATFIELDS CHAPTER VICINITY, NAVAJO NATION (APACHE COUNTY, ARIZONA)

PURPOSE: The purpose of the resolution is to approve a lease for the United States of America Department of Health and Human Services Indian Health Service, for 10.71 acres, more or less, of Navajo Nation Trust Lands in the Tsaile/Wheatfields Chapter vicinity, Navajo Nation (Apache County, Arizona).

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 -- Second Year, 2020

INTRODUCED BY



0710 730
(Prime Sponsor)

TRACKING NO. PC29-2020

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; APPROVING THE UNITED STATES OF AMERICA DEPARTMENT OF HEALTH AND HUMAN SERVICES INDIAN HEALTH SERVICE TSAILE LAND LEASE FOR 10.71 ACRES, MORE OR LESS, OF NAVAJO NATION TRUST LANDS, LOCATED WITHIN THE TSAILE/WHEATFIELDS CHAPTER VICINITY, NAVAJO NATION (APACHE COUNTY, ARIZONA)

BE IT ENACTED:

Section One. Authority

- A. The Resources and Development Committee is a standing committee of the Navajo Nation Council. 2 N.N.C. § 500(A).
- B. The Resources and Development Committee of the Navajo Nation Council has authority to give final approval of all land withdrawals, non-mineral leases, permits, licenses, rights-of-way, surface easements and bonding requirements on Navajo Nation lands and unrestricted (fee) land. This authority shall include subleases, modifications, assignments, leasehold encumbrances, transfers, renewals, and terminations. 2 N.N.C. § 501 (B)(2).

Section Two. Findings

- A. United States of America Department of Health and Human Services Indian Health Service has submitted a request for a lease to occupy 10.71 acres, more or

1 less, on Navajo Nation Trust Lands in Tsaile, Arizona. The application is
2 attached as **Exhibit I**.

- 3 B. The proposed Lease is attached hereto as **Exhibit A**.
- 4 C. The proposed Lease of 10.71 acres, more or less, is described in **Exhibit B**.
- 5 D. The Resources and Development Committee through resolution RDCJN-33-15
6 delegated the authority to approve land withdrawals to the Director of the Navajo
7 Land Department. Resolution RDCJN-33-15 is attached as **Exhibit L**.
- 8 E. The 10.71 acres, more or less was withdrawn in 2016 by Navajo Land
9 Department, Department Manager III through his memorandum dated July 6,
10 2016. The memorandum is attached hereto as **Exhibit C**. These 10.71 acres,
11 more or less, had initially been included in the 1026.48 acres withdrawn by
12 resolution of the Advisory Committee in ACO-302-69. The Diné College Board
13 of Regents through resolution DC-FEB-2099-14 supports the land lease of 10.71
14 acres between the Navajo Nation and the Indian Health Services as stated in the
15 Tsaile/Wheatfields Chapter, Lukachukai Chapter, Rock Point Chapter, Round
16 Rock Chapter supporting resolutions attached as **Exhibit I**.
- 17 F. Environmental and archaeological studies and clearances have been completed
18 and are attached hereto and incorporated herein by this reference. The
19 Environmental Assessment is attached hereto as **Exhibit D**. The Biological
20 Resources Survey is attached hereto as **Exhibit E**. The Cultural Resources
21 Survey is attached hereto as **Exhibit F**.
- 22 G. The Tsaile Staff Quarters Addition Floodplain Assessment and Geotechnical
23 Engineering Report are attached as **Exhibits G and H**.
- 24 H. Supporting resolutions from the Tsaile/Wheatfields Chapter, Lukachukai
25 Chapter, Rock Point Chapter, Round Rock Chapter are attached as **Exhibit I**.
- 26 I. The Lease for the United States of America Department of Health and Human
27 Services Indian Health Service use of 10.71 acres, more or less, in the vicinity of
28 Tsaile/Wheatfields Chapter has completed an Executive Official Review with
29 various Departments and Programs providing approval and supplemental
30

1 comments. Executive Official Review Document No. 006262 is attached hereto
2 as **Exhibit K**.

3
4 **Section Three. Approval:**

5 A. The Resources and Development Committee of the Navajo Nation Council
6 hereby approves a Lease for the United States of America Department of Health
7 and Human Services Indian Health Service, for 10.71 acres, more or less, of
8 Navajo Nation Trust Lands in the Tsaille/Wheatfields Chapter vicinity, Navajo
9 Nation (Apache County, Arizona). The location is more particularly described
10 on the survey maps attached as **Exhibit B**.

11 B. The Navajo Nation hereby approves the Lease subject to, but not limited to the
12 Terms and Conditions in the Lease attached hereto as **Exhibit A**.

13 C. The Navajo Nation hereby authorizes the President of the Navajo Nation to
14 execute any and all documents necessary to implement the intent and purpose of
15 this resolution.