# RESOURCES AND DEVELOPMENT COMMITTEE OF THE 25th NAVAJO NATION COUNCIL

## **REGULAR MEETING**

Monday, May 20, 2024 10:00 a.m.

## APPROVED AGENDA

PRESIDING:		Honorable Brenda Jesus, <i>Chairperson</i> Honorable Casey Allen Johnson, <i>Vice-Chairperson</i>								
LOCATION:		Navajo Division of Transportation #16 Old Coalmine Road, Naat'áanii Board Room Mentmore, New Mexico 87319								
		via Telecommunication								
				9-900-6833						
		Meeting ID:		528-2566						
		Passcode:	8651	5						
1.	Call Meeting to Order; Roll Call; Invocation; and Announcements:									
	[] Brenda Jesus (C)		[] Casey Allen Johnson (VC)		[] Shawna A	nn Claw				
	[] Rickie Nez		[] Danny Simpson		[] Otto Tso					
2.	Recognizing Guests and Visiting Officials:									
3.	Reviewing and Approving the Agenda:									
		M:		S:		V:				
		Roll Call Vote: Claw	, ( ) Jesus ( ) Jo	Tohnson ( ) Nez ( ) Simpson ( ) Tso ( )						
4.	Reviewing and Approving Jo		ournal(s): May 13, 2024		(Regular Med	eting)				
		M:		S:		V:				
	Roll Call Vote: Claw ( ) Jesus ( ) Johnson ( ) Nez ( ) Simpson ( ) Tso ( )									
5.	New Business:									
	A. CONS	ONSENT AGENDA								
	Legisl	Legislation #0100-24: An Action Relating to the Resources and Development								

Committee; Confirming Dustin K. Johnson to Serve on the Navajo Agricultural

Products Industry Board of Directors for a Term of Three Years Representing District 19. Sponsor: Honorable Danny Simpson

**Legislation #0101-24:** An Action Relating to the Resources and Development Committee, and Budget and Finance Committee; Approving a Change to CAP-35-18, Exhibit D, Project No. 60 and Project No. 62, for the Benefit of the Dennehotso Chapter. *Sponsor: Honorable Shaandiin Parrish* 

**Legislation #0102-24:** An Action Relating to the Resources and Development Committee, the Budget and Finance Committee, the Naabik'íyáti' Committee, and the Navajo Nation Council; Approving \$1,108,500 from the Fish and Wildlife Enterprise Fund for the Navajo Nation Department of Fish and Wildlife for the Department's New Fish Hatchery Project. *Sponsor: Honorable Shawna Ann Claw* 

**Legislation** #0103-24: An Action Relating to the Resource and Development Committee; Confirming Ernest Diswood to Serve on the Navajo Agricultural Products Industry Board of Directors for a Term of Three Years Representing District 13. Sponsor: Honorable Nathan Notah Co-Sponsor: Honorable Lomardo Aseret

**Legislation #0104-24:** An Action Relating to the Resource and Development, Budget and Finance, and the Naabik'íyáti' Committees, and the Navajo Nation Council; Approving \$4,000,000 from the Unreserved, Undesignated Fund Balance ("UUFB") for the Navajo Nation Department of Justice Water Rights Litigation Unit to Continue Litigating and Protecting the Navajo Nation's Water Rights; Waiving 12 N.N.C. \$820(E), \$820(F), \$820(J), and \$820(L). *Sponsor: Honorable Carl R. Slater Co-Sponsor: Honorable Crystalyne Curley* 

**Legislation #0107-24:** An Action Relating to Resource and Development and Naabik'íyáti' Committees and the Navajo Nation Council; Approving the Rio San José Stream System Water Rights Settlement Agreement; and Approving a Limited Waiver of Sovereign Immunity to Allow Certain Actions to be Brought in State of New Mexico Court. *Sponsor: Honorable Crystalyne Curley* 

Legislation #0109-24: An Action Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees and the Navajo Nation Council; Approving the Northeastern Arizona Indian Water Rights Settlement Agreement; Approving a Limited Waiver of Sovereign Immunity to Allow the Navajo Nation to be Joined as a Party in Certain Actions; Consenting and Conditionally Approving Associated Rights-of-Way and Waiving Associated Taxes Required Under Navajo Law; Requesting Waivers of Sections Contained in 25 C.F.R. Part 169; and Approving the Side Agreement Concerning C-Aquifer Pumping. Sponsor: Honorable Crystalyne Curley Co-sponsor: Honorable Germaine Simonson and Carl R. Slater

78	AT 1	•		AT .	٠.		
1	<b>I</b> ai	ın	11/		tı.	nn	•
T,	ила	ш	T¥.	ıυ	u	un	•

Motion: Honorable Casey Allen Johnson Second: Honorable Shawna Ann Claw

Vote: 5-0-1; Motion Passed; Chairperson Not Voting

B. **Legislation #0099-24:** An Action Relating to the Resources and Development Committee; Approving the Navajo Nation Fiscal Recovery Funds, Division of Community Development (DCD), Community Housing and Infrastructure Department (CHID), "DCD/CHID ARPA Housing Application and Eligibility Criteria". *Sponsor: Honorable Brenda Jesus* 

M: S: V:

Roll Call Vote: Claw ( ) Jesus ( ) Johnson ( ) Nez ( ) Simpson ( ) Tso ( )

#### 6. **Old Business:**

A. Legislation #0060-24: An Action Relating to the Resources and Development Committee; Approving a Waiver of Consideration for the Navajo Tribal Utility Authority ("NTUA") for Certain Tribal Authorization Accesses and Telecommunication Tower Site Leases; and Amending Certain Tribal Authorization Accesses and Telecommunication Tower Site Leases Granted Since June 3, 2020 to Waive Consideration, including any Consideration Assessed But Not Yet Paid by NTUA to the Navajo Nation. Sponsor: Honorable Otto Tso Co-Sponsors: Honorable Crystalyne Curley, Shaandiin Parrish, Brenda Jesus and Carl R. Slater

M: Danny Simpson S: Shawna Ann Claw V:

Roll Call Vote: Claw ( ) Jesus ( ) Johnson ( ) Nez ( ) Simpson ( ) Tso ( )

#### 7. **Receiving Reports:**

A. Report from the U.S. Environmental Protection Agency Region 9 Office on the Public Comments Received on the Recommended Cleanup Alternative for All Seven (7) Eastern Agency Abandoned Uranium Mines (AUMs) Sites (2nd Phase Consultation). Presenter: Michael Montgomery, Director, Superfund and Emergency Management, Region 9 Office, U.S. Environmental Protection Agency

M: S: V:

Roll Call Vote: Claw ( ) Jesus ( ) Johnson ( ) Nez ( ) Simpson ( ) Tso ( )

8. Close of Meeting; Announcements; Adjournment.

M: S: V:

Roll Call Vote: Claw ( ) Jesus ( ) Johnson ( ) Nez ( ) Simpson ( ) Tso ( )

THE AGENDA IS SUBJECT TO CHANGE: The public is advised that the Navajo Nation Council Agenda and the Agendas of the Standing Committees are not final until adopted by a majority vote of the Navajo Nation Council or the Standing Committee at a Navajo Nation Council or a Standing Committee meeting pursuant to 2.N.N.C. §§163 and 183. Navajo Nation Council Rule of Order No. 7 and Standing Committee Rule of Order No. 8.