

RESOLUTION OF THE
NAABIK'ÍYÁTI' STANDING COMMITTEE OF THE

23rd NAVAJO NATION COUNCIL -- Fourth Year, 2018

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE AND
NAABIK'ÍYÁTI' COMMITTEE; SUPPORTING THE NAGEEZI CHAPTER
RESOLUTION #NC 18-043 AND RESPECTFULLY REQUESTING THE NEW MEXICO
DEPARTMENT OF TRANSPORTATION TO REDUCE THE SPEED LIMIT ON
CERTAIN SECTIONS OF HIGHWAY 550

WHEREAS:

- A. The Navajo Nation established the Resources and Development Committee as a Navajo Nation Council standing committee and as such empowered the committee "To promulgate rules and regulations governing transportation, community development, local government units, land acquisitions for the Navajo Nation, environmental protection, and the use, sale, exchange, and development of Navajo Nation lands and/or resources, whether held in fee or trust status." 2 N.N.C. §§ 500 (A), 501 (B) (1).
- B. The Navajo Nation established the Naabik'íyáti' Committee as a Navajo Nation Council standing committee and as such empowered Naabik'íyáti' Committee to coordinate all state programs, i.e. New Mexico Department of Transportation, to provide efficient services to Navajo members. 2 N.N.C. §§ 164 (A) (9), 700 (A), 701 (A) (4) (2012). See also CO-45-12.
- C. The Navajo Nation has a government-to-government relationship with the State of New Mexico.
- D. On February 2, 2018, the Nageezi Chapter of the Navajo Nation passed Resolution # NC 18-043 titled "Requesting New Mexico Department of Transportation ("NMDOT") to Decrease Speed Limits on U.S. Highway 550 Between Mile Markers 126 and 128 and Mile Markers 112 and 116 from 70 MPH to 55 MPH; and Requesting New Mexico State Senator Benny Shendo, Jr., to Assist Nageezi Chapter in their Request to NMDOT" and is attached hereto as **Exhibit A**.
- E. The residents of the Nageezi Chapter vicinity have expressed their concerns about the current speed limit and

the chapter has made previous requests to the NMDOT with no response or action. Residents have witnessed vehicular accidents and deaths of both passengers and pedestrians along the highway and attribute the accidents and deaths to the current speed limit. *Id.*

- F. The Navajo Nation supports Nageezi Chapter's request as the community has expressed a legitimate concern for the health, safety and welfare of their residents based on their observation of the impact the current speed limit has on the community.

NOW, THEREFORE, BE IT RESOLVED:

- A. The Navajo Nation hereby supports Nageezi Resolution # NC 18-043 titled "Requesting New Mexico Department of Transportation ("NMDOT") to Decrease Speed Limits on U.S. Highway 550 Between Mile Markers 126 and 128 and Mile Markers 112 and 116 from 70 MPH to 55 MPH; an, to Assist Nageezi Chapter in their Request to NMDOT" attached hereto as **Exhibit A**.
- B. The Navajo Nation respectfully requests the New Mexico Department of Transportation to address the concerns of the Nageezi residents and decrease the speed limits on U.S. Highway 550 between mile markers 126 and 128 and mile markers 112 and 116 from 70 mph to 55 mph.
- C. The Navajo Nation hereby authorizes the President of the Navajo Nation, the Navajo Nation Washington Office, the Speaker of the Navajo Nation Council and their designees, to advocate the concerns expressed herein by the Nageezi Chapter.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Naabik'íyáti' Committee of the 23rd Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 10 in Favor, and 00 Opposed, on this 09th day of November 2018.

A handwritten signature in black ink, appearing to read "LoRenzo C. Bates", written over a horizontal line.

LoRenzo C. Bates, Chairman
Naabik'íyáti' Committee

Motioned: Honorable Amber Kanazbah Crotty
Second : Honorable Leonard H. Pete

Chairman LoRenzo C. Bates not voting

Pursuant to § 700 (D), A quorum of the committee shall be satisfied by the presence of two (2) members of each Standing Committee or a majority of delegates of the Navajo Nation Council.



**NAGEEZI CHAPTER
EASTERN NAVAJO AGENCY
DISTRICT 19**



Russell Begaye, Navajo Nation President

Jonathan Nez, Navajo Nation Vice-President

**RESOLUTION OF NAGEEZI CHAPTER
EASTERN AGENCY, DISTRICT 19**

RESOLUTION # NC 18-043

REQUESTING NEW MEXICO DEPARTMENT OF TRANSPORTATION ("NMDOT") TO DECREASE SPEED LIMITS ON U.S. HIGHWAY 550 BETWEEN MILE MARKERS 126 AND 128 AND MILE MARKERS 112 AND 116 FROM 70 MPH TO 55 MPH; AND REQUESTING NEW MEXICO STATE SENATOR BENNY SHENDO, JR. TO ASSIST NAGEEZI CHAPTER IN THEIR REQUEST TO NMDOT

WHEREAS:

Pursuant to 26 N.N.C. §1(B), the Nageezi Chapter is delegated the governmental authority to make decisions over local matters consistent with Navajo Law, Custom, and Tradition and under 11 N.N.C., Part 1, Section 10, is delegated authority to make local decisions in the best interest and welfare of the community members; and

Nageezi Chapter with the population of 2500 to 3000 residents, registered and non-registered voters, is made of up of nine (09) sub-communities including and not limited to: Nageezi, Lybrook, Twin Pines, Blanco, Kimbeto, Chaco Canyon, Escavada, Betoni Wash, Kinnadiz, and Dzilth-na-o-dith-hle, being one of the largest land base chapter in the Eastern Agency of the Navajo Nation; and

Nageezi Chapter had made numerous requests to NMDOT to decrease the speed limits on U.S. Highway 550 between mile markers 126 and 128 and mile markers 112 and 116 but Nageezi Chapter doesn't receive no response from NMDOT; and

Nageezi Chapter community members have been raising concerns about the current speed limit of 70 mph between mile markers 126 and 128 and mile markers 112 and 116 due to these areas being very congested. Dzilth-na-o-dith-hle Community School, Dzilth-na-o-dith-hle Health Center, Dzilth-na-o-dith-hle Fire Station, Dzilth-na-o-dith-hle Navajo Nation Police Substation, and Navajo Housing Authority subdivision are located approximately 500 feet off of U.S. Highway 550 between mile markers 126 and 128. Nageezi Chapter, Nageezi Senior Center, Nageezi Head Start Program, Nageezi Veteran Office, and United States Post Office are located approximately 100 feet off of U.S. Highway 550 between mile markers 112 and 113. San Juan Road 7900 is off of U.S. Highway 550 between mile markers 113 and 112, which is a major access road to the Chaco Historical National Park; and

Numerous fatality auto accidents have occurred between mile markers 126 and 128 and mile markers 112 and 116 on U.S. Highway 550 due to the congestion of these areas and speed limit at 70 mph.

Very too often, Navajo pedestrians going to the above facilities have been hit by vehicles on U.S. Highway 550 between mile markers 126 and 128 and mile markers 112 and 116; and

Nageezi Chapter community members are pleading with NMDOT to decrease the speed limits from 70 mph to 55 mph on U.S. Highway 550 between mile markers 126 and 128 and mile markers 112 and 116.

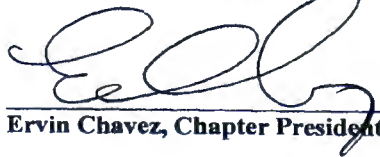
NOW THEREFORE BE IT RESOLVED THAT:

PO BOX 100, NAGEEZI NM 87037, PH: (505) 960-7200, FX: (505) 960-7201

NAGEEZI CHAPTER HEREBY REQUESTS NEW MEXICO DEPARTMENT OF TRANSPORTATION ("NMDOT") TO DECREASE SPEED LIMITS ON U.S. HIGHWAY 550 BETWEEN MILE MARKERS 126 AND 128 AND MILE MARKERS 112 AND 116 FROM 70 MPH TO 55 MPH; AND REQUESTING NEW MEXICO STATE SENATOR BENNY SHENDO, JR. TO ASSIST NAGEEZI CHAPTER IN THEIR REQUEST TO NMDOT

CERTIFICATION

WE HEREBY CERTIFY THAT THE FOREGOING RESOLUTION NO. NC-18-043 was duly presented and discussed at a duly called meeting of Nageezi Chapter, Navajo Nation (New Mexico), at which a quorum was present, motioned by Ned Chavez Sr., seconded by Dorothy Lanell, was voted on with 17 in favor, 00 opposed, and 01 abstained, this 02nd day of February 2018.


Ervin Chavez, Chapter President

 21518
Jessica Platero, Secretary/Treasurer

NAVAJO NATION

RCS# 1096

11/9/2018
12:34:21 PM

Naa'bik'iyati Committee

Amd# to Amd#
MOT Crotty
SEC Pete
Legislation 0324-18: Supporting
the Nageezi Chapter Resolution
#NC 18-043 and Respectfully
Requesting the NM Department...

PASSED

Yea : 10

Nay : 0

Excused : 1

Not Voting : 12

Yea : 10

Begay, K
Bennett
Brown

Crotty
Daniels
Hale

Jack
Pete

Slim
Tso

Nay : 0

Excused : 1

BeGaye, N

Not Voting : 12

Bates
Begay, NM
Chee

Damon
Filfred
Kieyoomia

Perry
Phelps
Shepherd

Smith
Tsosie
Yazzie