

RESOLUTION OF THE
NAVAJO NATION COUNCIL

23rd NAVAJO NATION COUNCIL—FIRST YEAR, 2015

AN ACTION

RELATING TO AN EMERGENCY; APPROVING AGREEMENT AUTHORIZING
PRESIDENT BEN SHELLY TO CONTINUE SERVING AS PRESIDENT OF THE
NAVAJO NATION PENDING ELECTION, CERTIFICATION AND ADMINISTERING
OF OATH OF OFFICE FOR OFFICE OF NAVAJO NATION PRESIDENT AND VICE
PRESIDENT

BE IT ENACTED:

Section One. Findings

- A. The Legislative Branch of the Navajo Nation consists of the Navajo Nation Council, and boards, commissions and other programs within the branch. 2 N.N.C. § 101 *et seq.*
- B. Due to candidacy challenges resulting in hearings and appeals on such complaints being filed, the general election for the Office of the Navajo Nation President and Vice President was not conducted on November 4, 2014. 11 N.N.C. § 3.
- C. Pursuant to agreement reached January 9, 2015, President Ben Shelly, has been able to continue his duties and responsibilities as President of the Navajo Nation pending action of the 23rd Navajo Nation Council at its Winter Session.
- D. On January 13, 2015, the oath of office was administered to President Ben Shelly and Vice President Rex Lee Jim by Herb Yazzie, Chief Justice of the Navajo Nation.
- E. On January 24, 2015, a further agreement was reached in which President Shelly would continue his functions as President until the election for Office of the President and Vice President is held and until an oath of office is administered the new President and Vice President-elect. This agreement is attached as Exhibit "A".

- F. The lack of an election for the Office of the President and the Vice President constitutes an emergency which needs to be addressed immediately. Accordingly, for purposes of stability and the continuing of services, it is crucial, and in the best interests of the Navajo Nation, that a temporary agreement be approved addressing the Offices of the President and Vice President pending an election.

Section Two. Approving Agreement

The Navajo Nation hereby approves Letter of Agreement dated January 24, 2015, attached hereto as Exhibit "A".

Section Three. Effective Date

The agreement attached as Exhibit "A" shall be effective pursuant to 2 N.N.C. § 221 (C).

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the 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 20 in favor and 1 opposed, this 29th day of January 2015.



LoRenzo Bates, Speaker
Navajo Nation Council

Jan 30, 2015

Date

Motion: Honorable Mel R. Begay
Second: Honorable Leonard Pete