RDCJN-42-16

RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
Of the 23rd Navajo Nation Council---Second Year 2016

AN ACTION
RELATING TO RESOURCES AND DEVELOPMENT; RECOMMENDING ALTERNATIVE FORM OF GOVERNMENT MODEL PROPOSED BY TSE SI ANI CHAPTER, ENTITLED "TSE SI ANI LEGISLATIVE COUNCIL OF NITSAHAKEES BEE HOOT'AAL AND TSE SI ANI CHAPTER EXECUTIVE FORM OF GOVERNANCE"; AND REFERENDUM ELECTION RECOMMENDED

BE IT ENACTED:

Section One. Purpose

1. Pursuant to the Navajo Nation Local Governance Act, Governance-Certified Chapters may adopt alternative forms of government. 26 N.N.C. §103(E)(6). Currently, there are three (3) forms of government that chapters may adopt - the Chapter Council-President, the Commission-Manager, and the Council of Nat'aa and Atsilasdai Executive. TCDCAP-36-01. Aside these three (3) forms, a chapter, as an option, may present for approval another form of government. *Id.*

2. The Tse Si Ani Chapter, a governance-certified chapter, has presented for recommendation a draft ordinance for an optional form of government - the "Tse Si Ani Legislative Council of Nitsahakees Bee Hoot'aal and Tse Si Ani Chapter Executive Form of Governance." See Exhibit "A." Generally, under this proposal, the members and officers of the Council will be elected. The proposed ordinance provides requirements on meetings, including notice and quorum requirements and procedures for conducting meetings.

Section Two. Approving Optional Model

A. The Resources and Development Committee, subject to referendum, hereby recommends the Alternative Form of Government Model proposed by the Tse Si Ani Chapter, Entitled "Tse Si Ani

Legislative Council of Nitsahakees Bee Hoot'aal and Tse Si Ani Chapter Executive Form Of Governance." See attached Exhibit "A," documents relative to the new proposed governing model and the resolution of the chapter approving model and recommending a referendum (No. TSA-2-16-05-022).

B. Subject to requirements of Navajo Nation law, including the review and approval of the Navajo Nation Board of Election Supervisors, a referendum election is recommended.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Resources and Development Committee of the 23rd Navajo Nation Council at a duly called meeting at Navajo Department of Transportation Administration, Tse Bonito (Navajo Nation), New Mexico, at which quorum was present and that same was passed by a vote of 3 in favor, 0 opposed, 1 abstained this 28th day of June, 2016.

Benjamin Bennett, Vice-Chairperson
Resources and Development Committee
Of the 23rd Navajo Nation Council

Motion: Honorable Walter Phelps
Second: Honorable Jonathan Perry

LEGISLATIVE SUMMARY SHEET
Tracking No. 0188-16

DATE: June 9, 2016

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; APPROVING ALTERNATIVE FORM OF GOVERNMENT MODEL PROPOSED BY TSE SI ANI CHAPTER, ENTITLED "TSE SI LEGISLATIVE COUNCIL OF NITSAHAKEES BEE HOOT'AAL AND TSE SI ANI CHAPTER EXECUTIVE FORM OF GOVERNANCE"; AND REFERENDUM ELECTION RECOMMENDED

PURPOSE: This resolution if approved will approve an alternative form of government model as proposed by Tse Si Ani Chapter.

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed legislation in detail.

5-DAY BILL HOLD PERIOD: Waived
Website Posting Time/Date: 3:48pm 10/9/16
Posting End Date: 10/14/2016
Eligible for Action: 10/15/2016

Resources & Development Committee

PROPOSED STANDING COMMITTEE RESOLUTION

23rd NAVAJO NATION COUNCIL - Second Year, 2016

INTRODUCED BY

Alton Joe Shepherd

(Prime Sponsor)

0188-16

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; APPROVING ALTERNATIVE FORM OF GOVERNMENT MODEL PROPOSED BY TSE SI ANI CHAPTER, ENTITLED "TSE SI LEGISLATIVE COUNCIL OF NITSAHAKEES BEE HOOT'AAL AND TSE SI ANI CHAPTER EXECUTIVE FORM OF GOVERNANCE"; AND REFERENDUM ELECTION RECOMMENDED

BE IT ENACTED:

Section One. Purpose

1. Pursuant to the Navajo Nation Local Governance Act, Governance-Certified Chapters may adopt alternative forms of government. 26 N.N.C. §103(E)(6). Currently, there are three (3) forms of government that chapters may adopt - the Chapter Council-President, the Commission-Manager, and the Council of Nat'aa and Atsilasdai Executive. TCDCAP-36-01. Aside these three (3) forms, a chapter, as an option, may present for approval another form of government. *Id.*

2. The Tse Si Ani Chapter, a governance-certified chapter, has presented for approval a draft ordinance for an optional form of government - the "Tse Si Legislative Council of Nitsahakees Bee Hoot'aal and Tse Si Ani Chapter Executive Form of Governance." See Exhibit "A." Generally, under this proposal, the members and officers of the Council

will be elected. The proposed ordinance provides requirements on meetings, including notice and quorum requirements and procedures for conducting meetings.

Section Two. Approving Optional Model

A. The Resources and Development Committee, subject to referendum, hereby approves the Alternative Form of Government Model proposed by the Tse Si Ani Chapter, Entitled "Tse Si Legislative Council of Nitsahakees Bee Hoot'aal and Tse Si Ani Chapter Executive Form Of Governance." See attached Exhibit "A," documents relative to the new proposed governing model and the resolution of the chapter approving model and recommending a referendum (no. TSA-2-16-05-022).

B. Subject to requirements of Navajo Nation law, including the review and approval of the Navajo Nation Board of Election Supervisors, a referendum election is recommended.

EXHIBIT A

TSÉ SÍ ANÍ
CERTIFIED CHAPTER

TSE SI ANI CHAPTER

COUNCIL OF NITSAHAKEES BEE HOOT'AAL ORDINANCE and TSE SI ANI CHAPTER EXECUTIVE FORM OF GOVERNANCE

Requesting Approval from the Navajo Nation Resource & Development Committee

JUNE 07, 2016

Submitted by:

Laura Lee Yazzie, Chapter Manager
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ALVIN BLACKGOAT PRESIDENT | FREDDIE J. NELSON VICE PRESIDENT | REGAN R. HAWTHORNE SECRETARY/TREASURER | RAYMOND SMITH JR. COUNCIL DELEGATE | RANDALL COMB GRAZING OFFICIAL

Tse Si Ani Council of Nitsahakees Bee Hoot'aalOrdinance

1 — 1. Tse Si Ani Council of Nitsahakees Bee Hoot'aal Ordinance

2 — 2. Chapter Resolution TSA-2016-05-022
Attached: Exhibit A - 2016 Tse Si Ani Chapter Referendum Election Calendar
Exhibit B - Tse Si Ani Council of NBH Executive Form of Governance Descriptive Summary
Chapter Resolution LUPT-2011-03-009: Authorizing the Study and Development of and Alternative Form of Governance (AFOG) Ordinance
Chapter Resolution LUPT-2011-03-010: Appointing the Alternative Governance Ordinance Development Committee and Authorizing the Actions of the Committee in Accordance with 26 N.N.C. , Section 2001

3 — 3. Tse' Si Ani Chapters's AFOG Public Hearing "A Sustainable Government" July 26, 2013

4 — 4. Tse' Si Ani Chapter's AFOG Public Hearing "Involve the Community" October 18, 2013

5 — 5. Tse' Si Ani Chapter's AFOG Public Hearing "Educate, Inform & Involve" March 18, 2014

6 — 6. Tse' Si Ani Chapter Government Regular Chapter Meeting Policy & Procedures and its Rules and Order

7 — 7. Chapter Meeting Rules of Orders

8 — 8. Tse' Si Ani Chapter Code of Conduct
9. List of Motions in Order of Precedence

Tse' Si Ani Council of Nitsahakees Bee Hoot'aal Ordinance

NAVAJO NATION DEPARTMENT OF JUSTICE

REQUEST FOR SERVICES

RECEIVED
MAY 31 2016
DEPARTMENT OF JUSTICE
RECEPTIONIST DESK

DOJ
05/31/16 10:21am
DATE / TIME
RFS #: 16-1059
UNIT: ECDU

☒ RESUBMITTAL
5/9/16 16-1059

*** FOR NNDOJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE

DATE OF REQUEST: May 31, 2016
ENTITY/DIVISION: Community Development
CONTACT NAME: Laura Lee Yazzie
DEPARTMENT: Tse Si Ani Chapter
PHONE NUMBER: 928-688-2128
E-MAIL: lupton@navajochapters.org

COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (attach documents) :
Review & Advise: Tse Si Ani Chapter's Council of Nitsahahees Bee Hoot'aal Ordiance

DEADLINE:
REASON:

DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT: 5-31-16 11am
REVIEWING ATTORNEY/ADVOCATE: Lorenzo Curley
DATE/TIME OUT OF UNIT:
PREPARED BY (*initial*):

DOJ ATTORNEY / ADVOCATE COMMENTS

6-3-16
Reviewed - point out minor changes in few spots
After A's, Sufficient.

REVIEWED BY: (*PRINT*) Lorenzo Curley
DATE / TIME 6-3-16

DOJ Secretary Called:
for Document Pick Up on
at
By:

PICKED UP BY: (*PRINT*)
DATE / TIME:

Revised NNDOJ/RFS Form - July 2013

RECEIVED
MAY 31 2016
NAVAJO COMMUNITY DEVELOPMENT UNIT

ORDINANCE OF TSE SI ANI LEGISLATIVE COUNCIL OF NITSAHAKEES BEE HOOT'AAL AND TSI SI ANI CHAPTER EXECUTIVE FORM OF GOVERNANCE

TSE SI ANI

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ALVIN BLACKGOAT PRESIDENT | FREDDIE J. NELSON VICE PRESIDENT | REGAN R. HAWTHORNE SECRETARY/TREASURER | RAYMOND SMITH JR. COUNCIL DELEGATE | RANDALL COMB GRAZING OFFICIAL

TSÉ SI ANÍ CHAPTER P.O. Box 403 · Lupton, AZ 86508
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CHAPTER 1 - TSE SI ANI LOCAL GOVERNMENT ORDINANCE

SECTION 1-01: TITLE:

The Chapter Ordinance of Tse Si Ani Council of Nitsahakees Bee Hoot'aal and Chapter Executive Form of Governance for the Tse Si Ani Community hereby declares and shall hereafter shall constitute the Council of Nitsahakees Bee Hoot'aal and Chapter Executive Form of Governance for the Tse Si Ani Community.

SECTION 1-02: PURPOSE:

The Council of Nitsahakees Bee Hoot'aal and Chapter Executive Form of Governance for the Tse Si Ani Community shall establish a more representative, effective and efficient local government, which preserves traditional culture and heritage, promotes economic and community development, encourages educational opportunities, and seeks and obtains sustainable resources.

SECTION 1-03: AUTHORITY OF THE COUNCIL OF NATSAHAKEES BEE HOOT'AAL:

The Council of Nitsahakees Bee Hoot'aal and Chapter Executive Form of Governance for the Tse Si Ani Community is authorized pursuant to the Navajo Nation Local Governance Act at 26 N.N.C. §1 et seq., to the Transportation and Community Development Committee No. TCDCAP-36-01, and Transportation and Community Development Committee No. TCDCD-49-10.

SECTION 1-04: EFFECTIVE DATE OF ORDINANCE COUNCIL OF NATSAHAKEES BEE HOOTAAL EXECUTIVE GOVERNMENT FOR TSE SI ANI COMMUNITY:

If duly passed by the Chapter registered voters and after certification by the Navajo Nation Board of Election Supervisor, the Ordinance Council of Nitsahakees Bee Hoot'aal and Chapter Executive Form of Governance for the Tse Si Ani Community (hereinafter "Ordinance") shall become effective after the Navajo Nation Chapter Election in January, 2017.

CHAPTER 2 — DEFINITIONS

SECTION 2-01: DEFINITIONS, GENERAL:

For purpose of this Ordinance, the following definitions shall apply:

A. **Administration**—those activities of the Tse Si Ani local government that are non-legislative and involve the implementation and conduct of programs.

B. **Attendance**—to be present during a majority period of a duly called meeting of the Tse Si Ani local government.

C. **Alternative Form of Governance** – to give a new design, function or organization to the existing chapter government.

D. **At-Large Members** – The District Representatives, residing outside the district they represent. At-Large candidates receiving the most votes from the election and the district candidates receiving the most votes from their respective districts are elected to the legislative body. Any districts not having a candidate shall be considered at-large.

E. **Chapter**—a political subdivision of the Navajo Nation.

F. **Chapter Elections**—elections held for the purpose of electing local government representatives and School Board Members and conducting referendum voting.

G. **Tse Si Ani Community-Based Land Use Plan**—a land use plan that sets forth current and proposed uses of land within the Community planning and service areas certified by the appropriate Navajo Nation oversight committee.

H. **Chapter Manager** – the executive administrator of the Tse Si Ani Local Government.

I. **Community Member**—an individual who resides within the geographical boundary of the Tse Si Ani Chapter.

J. **Contracting**—entering into written agreements which impose legal obligations on parties who are signatories to the agreement.

K. **Council of Nitsahakees Bee Hoot'aal** — Tse Si Ani local government legislative entity district representatives comprised of three (3) elected district representatives.

L. **Council Representative** — an Officer (President, Vice-President or Secretary/Treasurer) of the Council of Nitsahakees Bee Hoot'aal.

M. **Employee**—an individual who is recruited, selected and hired by the Chapter Manager for a classified position in the local government.

N. **Financial Impropriety** – all means in which human ingenuity can devise, and which are resorted to by one individual to get an advantage over another by false suggestions or suppression of the truth. It includes all surprise, trick, cunning or dissembling, and any unfair way by which another is cheated.

O. Legislative Body – a deliberative assembly with the power to pass, amend, and repeal laws, in addition to enacting laws, legislators usually have exclusive authority to raise or lower taxes, enact ordinances, resolutions, and adopt the budget.

P. Legislative – the general guiding principle is that "action(s) relating to subjects of a permanent and general character are usually regarded as legislative, and those providing for subjects of a temporary and special character are regarded as administrative."

Q. **Five Management System**—a management system duly adopted for the Tse Si Ani Local Government which includes fiscal, procurement, records, personnel and property management.

R. **Immediate family**—includes husband, wife, father, mother, sister, brother, son, daughter, grandparent, grandchild, niece, nephew, aunt, uncle, first-cousin, and in-laws (mother-, father-, son-, daughter-, brother- and sister-in-law).

S. **Journal of Proceedings**—an accurate, thorough written record that captures highlights of discussions and includes meeting minutes and overall proceedings of duly called local government meetings.

T. **Malfeasance** – is a legal term that refers to an individual intentionally performing an act that is illegal. Malfeasance is related to two other legal concepts: misfeasance and nonfeasance. Misfeasance is a legal act performed wrongfully. That is, a public official or a lawyer may do something that is not illegal but is mistaken or erroneous. Nonfeasance, which is closely related to misfeasance, is the failure to act even though a duty to act existed.

U. **Motions** – provides authority to do a specified act. A Motion is a proposed by a member, made at meeting that a legislative body take a particular action. The proposed action may be substantive, or it may express a certain view, or direct a particular action be taken.

V. **Navajo Nation Law**—includes, but is not limited to, Navajo Statutes, Rules, Regulations, Navajo Common Law and Navajo Fundamental Law.

W. **Ordinance**- a local law, rule or regulation enacted by the Tse Si Ani registered members, pursuant to 26 N.N.C. §2001. The term typically used, refers to a "local law of a municipal corporation, sub-government, duly enacted by the proper authorities, prescribing general, uniform and permanent rules of conduct, relating to the affairs of the municipality." Ordinances may be used for administrative purposes, such as to establish or implement other ordinances and bylaws.

X. **Resolution**—duly enacted local rules, regulations, resolutions and laws.

Y. **Quarterly Updates to the Community**—dissemination of information to community members who are in attendance at the regular meetings in December, March, June and September.

Z. **Registered Voter**- an individual who registers for purposes of participating in elections and who may register, as required, to receive services with local government funds.

AA. **Rules of Order**—the rules that govern the conduct of local government meetings.

BB. **Tse Si Ani Chapter**—the Tse Si Ani Local Government legislative & executive entities.

CC. **Tse Si Ani Community**—geographical boundary of the Tse Si Ani Chapter planning and service areas pursuant to the Community-Based Land Use Plan.

CHAPTER 3 — QUALIFICATIONS AND ELECTION OF COUNCIL OF NITSAHAKEES BEE HOOT'AAL

SECTION 3-01: QUALIFICATIONS:

An Individual who applies as a candidate for the Council of Ni Sikis Be Ho o taal District Representative shall:

A. Be a registered voter of the Tse Si Ani Chapter and be on the census roll of the Navajo Nation.

B. Be at least twenty-one (21) years of age at the time of election.

C. Have knowledge and understanding of Navajo Nation Governmental affairs.

D. Not have been removed from a Chapter or Local Government Office, by recall or Navajo Nation Election Office and/or Navajo Nation Ethics & Rules Office.

E. Secretary/Treasurer prefer to have knowledge of basic accounting or experience.

F. Not allow employment with Navajo Nation, State, or Federal government or private entity to unduly interfere with his/her performances as a District Representative.

G. Not have been convicted of a felony in any courts prior to the date of filing for candidacy.

H. Not have been convicted from the date of filing for candidacy of any misdemeanor in any courts involving (1) crimes of deceit, untruthfulness and dishonest including but not limited to extortion, embezzlement, bribery, perjury, forgery, fraud, misrepresentation, false pretense, theft, conversion, or misuse of Navajo Nation funds and property; (2) crimes involving the welfare of children including child abuse and/or neglect; and (3) aggravated assault and aggravated battery. Must not have been found in violation of the Navajo Ethics in Government Law or the Election Code by a Navajo Nation Court or the Ethics and Rules Committee of the Navajo Nation Council.

SECTION 3-02: ELECTION DATES; ELECTION OF COUNCIL OF NI SIKIS BE HO O TAAL; TERM OF OFFICE:

A. The initial election of the Council of Nitsahakees Bee Hoot'aal shall occur in the Navajo Nation Chapter Election of 2016 and thereafter every four years pursuant to 11 N.N.C. §3(B).

B. Those candidates desiring to apply for Council of Nitsahakees Bee Hoot'aal Representative Positions shall file individually for the specific district in which he/she resides. Each district will elect one representative position.

C. Candidates for the Council of Nitsahakees Bee Hoot'aal shall comply with the candidate application process including payment of filing fees, ballot pictures, and review and certification of candidate applications by the Navajo Election Administration pursuant to Navajo Nation Code Title 11, Chapter 3.

D. Any challenges concerning the qualification of candidates for the Council of Nitsahakees Bee Hoot'aal shall be filed and determined according to 11 N.N.C. §171-247.

E. Procedures for Navajo Nation Primary and Chapter elections shall apply to the election of the Council of Nitsahakees Bee Hoot'aal pursuant to the Navajo Nation Election Code.

F. Any challenges to the election of a Council of Nitsahakees Bee Hoot'aal Representative shall comply with Subchapter 18, Administrative Election Code Complaints and Hearings of Navajo Nation Code, Title 11.

G. Each Council of Nitsahakees Bee Hoot'aal Representative shall serve a 4-year term. The number of terms an individual may serve in the Council of Nitsahakees Bee Hoot'aal shall be unlimited.

H. All other sections of the Navajo Nation Code Title 11, not enumerated herein but applicable to the election of Council of Nitsahakees Bee Hoot'aal Representatives shall apply.

SECTION 3-03: TRANSITION:

In order to prevent delays of implementation; to eliminate costs associated with special elections; and to ensure the continuity of governmental operations and functions, upon the date this Ordinance becomes effective, the following transition shall take effect:

A. The current Tse Si Ani Chapter Officials shall become the Council of Nitsahakees Bee Hoot'aal Representatives and shall take the Oath of Office on the day of the transition, January 2017. The interim period of service shall be from December 2016 to or before January 2017.

B. During the interim period, the following special procedures shall be followed in all local government meetings:

1. The President may appoint a pro-temp for a duly called Council of Nitsahakees Bee Hoot'aal Representative meeting in the event other Representatives are not present.

2. The pro-temp Members shall have the authority to participate and vote only for the duration of the meeting for which they are serving as pro-temp.

3. Each pro-temp Member shall be compensated $500.00, subject to availability of funds and provided that they participate and vote for the full duration of the meeting.

C. The current Administration Chapter Staff shall become employees of the Nitsahakees Bee Hoot'aal Executive Government.

D. All current property, facilities, and lands of the Tse Si Ani Chapter shall become the property of the Council of Nitsahakees Bee Hoot'aal Executive Government.

SECTION 3-04: OATH OF OFFICE OF THE COUNCIL OF NITSAHAKEES BEE HOOT'AAL:

The Council of Nitsahakees Bee Hoot'aal shall subscribe and swear to the following Oath. A signed copy of the Oath shall also be filed with the Tse Si Ani Local Government:

"I, _____do solemnly swear to uphold and abide by the laws of the Navajo Nation and the Treaty of 1868 between the Navajo Nation and the United States of America and will faithfully execute the duties and responsibilities of the Council of Nitsahakees Bee Hoot'aal and will to the best of my ability, preserve, protect and defend the laws of the Navajo Nation and advance the interests of the Navajo people with especial regard for the ethical obligations related to Council of Nitsahakees Bee Hoot'aal service. So help me God."

SECTION 3-05: MAINTAIN QUALIFICATION AS A COUNCIL OF NITSAHAKEES BEE HOO'AAL REPRESENTATIVE:

Upon election and the taking of Oath of Office, a Council of Nitsahakees Bee Hoot'aal Representative shall:

A. Not serve in any other Navajo Nation elective Office and any School Board positions.

B. Not employed by the Tse Si Ani Local Government.

C. Not allow employment with Navajo Nation, State, or Federal government or private entity to unduly interfere with his/her performance as a Council of Nitsahakees Bee Hoot'aal Representative.

D. Maintain his/her qualifications for the duration of his/her term set forth in Section 3-01.

E. Adhere to the Local Government Code of Conduct as set forth in Chapter 5 of this Ordinance.

SECTION 3-06: REMOVAL

A. Any removal, disqualification, voluntary resignation or death of a Council of Nitsahakees Bee Hoot'aal Representative shall be in accordance with applicable sections of the Navajo Nation Code Title 11.

B. Upon the removal, disqualification, recall, or voluntary resignation of a Council of Nitsahakees Bee Hoot'aal Representative , he/she shall immediately turn over all official documents and property to the Chapter Manager.

SECTION 3-07: CHAPTER LEGISLATIVE BODY; DIVISION OF COMMUNITY INTO DISTRICTS; COMPOSITION OF BODY; PETITION FOR DIVISION OF COMMUNITY

A. The district representatives shall, by ordinance, divide the whole community into three (3) districts that:

(1) are compact, subject only to chapter boundary lines (such as railroads, major highways, county roads, Puerco, creeks, and major industrial complexes);
(2) contain, as nearly as is possible, equal population, and
(3) do not cross precinct boundary lines.

This division shall be made during the second year after a year in which a federal decennial census is conducted and may also be made at the request of the constituents, if appropriate.

B. The legislative body is composed of three (3) district representatives elected from the districts established. At-large candidates receiving the most votes from the whole election and the district candidates receiving the most votes from the whole election, and the district candidates receiving the most votes from their respective districts are elected to the legislative body. Any districts not having a candidate shall be considered at-large.

C. An election of the district representatives held under the Ordinance determining districts that is in effect on the date of the election is valid, regardless of whether the ordinance is later determined to be invalid.

SECTION 3-08: TERRITORIES NOT INCLUDED IN ANY DISTRICT OR MORE THAN ONE DISTRICT

A. If any territory in any area of the Tse Si Ani Community is not included in one of the districts established, the territory is included in the district that:

(1) is contiguous to that territory; and
(2) contains the least population of all district contiguous to that territory.

SECTION 3-09: DUTIES AND RESPONSIBLITIES OF THE COUNCIL OF NITSAHAKEES BEE HOOT'AAL:

A. Upon the taking of the Oath of Office, Council of Nitsahakees Bee Hoot'aal Representative shall undergo orientation in the following:

1. Five Management System Policies and Procedures

2. Ordinance of the Council of Nitsahakees Bee Hoo'aal Representative and Executive Form of Governance for Tse Si Ani Community

3. Navajo Nation Code Title 26 and Title 11

4. Navajo Ethics in Government Law

5. Community-Based Land Use Plans

6. Navajo Nation Budget and Appropriation System

7. Tse Si Ani Local Government Rules of Order.

8. Tse Si Ani Local Government Code of Conduct

B. **General Duties and Responsibilities of the Council of Nitsahakees Bee Hoot'aal Representative.**

The Council of Nitsahakees Bee Hoot'aal Representatives' duties carefully delineate the lines of authority in the discharge of its council functions. The district representatives shall be known as the Council of Nitsahakees Bee Hoot'aal, under the direction and control of the Tse Si Ani Chapter. In addition to their general powers as district representatives, and not as a limitation thereon, the Council of Nitsahakees Bee Hoot'aal Representatives shall:

1. Develop, enact and enforce policies, ordinances, rules and regulations for the Tse Si Ani Local Government consistent with Navajo Nation law and not frustrate the conduct of the Tse Si Ani Council of Nitsahakees Bee Hoot'aal.

2. Refrain from direct involvement with the Chapter Administration and its operation, pursuant to 26 N.N.C. § 1004(D):

    a. At all times, with all matters, shall act as a body and, collectively or individually, Council Representatives shall not attempt to influence the official acts of the Chapter Manager or any other Tse Si Ani Local Government employee such as, but not limited to, appointing or hiring any employee. Any District Representative who violates this provision shall be subject to disqualification.

    b. The Council of Nitsahakees Bee Hoot'aal District Representative shall deal both publicly or privately with the local government administration, solely through the Chapter Manager.

3. Not make recommendations or decisions concerning the Tse Si Ani Local Governmental financial activities, for the period of one (1) month prior to the Chapter Elections (October) to the date of the Oath of Office (January) except for general operating costs and any outstanding or pending financial activity.

4. Be the Community liaison, conduct community assessment, and plan and coordinate improvements to the Tse Si Ani Local Government.

5. Seek and obtain Navajo Nation Supplemental Appropriations and County, State, Federal and private funding to enhance community growth.

6. Work closely with the Tse Si Ani Community and the Navajo Nation, the Tse Si Ani Local Government, the Federal, State and County governments on legislation, ordinances, recommendations, proposals and projects that have potential beneficial interest for the Tse Si Ani Local Government and its Community.

7. Act to protect the life and property of the Tse Si Ani Community in case of an emergency or other crisis.

8. May mediate disputes, if appropriate, of families residing within the Tse Si Ani Local Government and/or refer such family disputes to appropriate authorities as the circumstances may require or provide recommendation to appropriate authorities.

9. Provide all residents of the community with equal opportunity to speak at local government meetings.

C. Quarterly Review of Tse Si Ani Local Government Goals and Objectives

1. The Council of Nitsahakees Bee Hoot'aal shall establish measurable goals and objectives on a quarterly basis.

2. The progress in accomplishments of the goals and objectives shall be evaluated by the Council of Nitsahakees Bee Hoot'aal Representatives and Chapter Manager, and shall be reported quarterly to the Tse Si Ani Community in the regular meetings of December, March, June and September.

D. The Duties and Responsibilities of the President

The President shall:

1. Consult with the Council of Nitsahakees Bee Hoot'aal Representatives and Chapter Manager to plan all local government meetings.

2. Call Special Meetings for the Council of Nitsahakees Bee Hoot'aal.

3. Sign documents that signify official actions taken by the Council of Nitsahakees Bee Hoot'aal .

4. Sign all contracts, bonds, permanent trust funds, or other financial instruments in accordance with the Tse Si Ani Local Government Procurement Policies and Procedures

5. Ensure all contractual terms and conditions are upheld and performed in favor of the Tse Si Ani Local Government and its community.

6. Delegate to the Vice-President, by prior written notice, the performance of specific duties in the absence of the President as deemed necessary.

7. Recommend the establishment and appointment of task forces, boards, and committee(s) to the Council of Nitsahakees Bee Hoot'aal for approval.

8. Ensure that the duties and responsibilities of the Council of Nitsahakees Bee Hoot'aal Representativse and Chapter Manager are being carried out in the best interest of the Tse Si Ani Local Government and the community.

9. Require the Chapter Manager to report monthly on the overall operations of the Tse Si Ani Local Government Administration.

E. Emergency power of the Council of Nitsahakees Bee Hoot'aal President.

The President of the Council shall have emergency authority as follows:

1. Memoranda of Agreement and/or Memoranda of Understanding shall be duly approved with all emergency providers including the Navajo Nation, County, State, Federal agencies and private organizations that shall enable the Tse Si Ani Local Government to immediately access for the Tse Si Ani Community's safety and welfare the services of these emergency providers. Emergencies contemplated under this provision include and are not limited to Natural Disasters, Act of God, Terrorism, Environmental Disasters, and any and all unforeseen accidents or disasters.

2. Pursuant to relevant Memoranda of Agreement and/or Memoranda of Understanding containing specific, express, and clear terms or delegations of authority from the Navajo Nation President to the Council President, the Council of Nitsahakees Bee Hoot'aal President may issue a State of Emergency Proclamation.

3. Actions that may be taken under the Council of Nitsahakees Bee Hoot'aal President's authority within the Tse Si Ani Community shall include but not be limited to:

    a. Convening emergency meeting as necessary.

    b. Imposing curfews as necessary.

    c. Closing access to the public to the site of the emergency.

    d. Calling upon law enforcement agencies and other organizations within or outside the Tse Si Ani Community for assistance.

    e. Providing mutual aid as necessary to the affected site or people.

F. Appointment of a Committee or a Task Force

1. The President may propose a community or governmental need that requires the appointment of a committee or a task force to accomplish a specific purpose related to the identified need.

    a. The Chapter Manager, in consultation with the Council of Nitsahakees Bee Hoot'aal, shall develop a Plan of Operation.

    b. If necessary, the Plan of Operation shall undergo a legal review.

2. The Council of Nitsahakees Bee Hoot'aal, at a duly called meeting, shall review and approve the proposed Plan of Operation and the appointment of the committee or task force.

3. Upon approval, the President shall proceed to appoint the committee or task force according to the following:

    a. Prepare an announcement that describes the tasks to be accomplished by the committee or task force, the required documents and contact information an interested individual should provide, and the opening/closing dates.

    b. Advertise the announcement for ten (10) working days in the local media.

    c. The President shall review the applications and make the appointments within five (5) working days of the closing date.

4. The President shall appoint no more than five members per committee or task force.

5. The appointed committee or task force shall operate according to the duly approved Plan of Operation.

G. The Duties and Responsibilities of the Vice-President

The Vice-President shall:

1. In the event of emergencies, assume certain duties and responsibilities of the Council of Nitsahakees Bee Hoot'aal President for a reasonable time period.
2. Assist Council Representative with their duties and responsibilities as necessary and introduce resolutions.

3. Monitor all community projects within the Tse Si Ani Community.

4. Represent the chapter at meetings of which the chapter has interest.

5. Report issues to the President.

6. In the event the Secretary/Treasurer is unavailable, the Council Vice-President may co-sign the Chapter's checks.

H. **The Duties and Responsibilities of the Secretary/Treasurer**

The Secretary/Treasurer Shall:

1. Ensure that complete and accurate records are maintained of all Tse Si Ani Local Government actions and activities.

2. Record all meeting discussions and actions taken during all Council of Nitsahakees Bee Hoot'aal meetings.

   a. Prepare the Council of Nitsahakees Bee Hoot'aal meeting agendas and resolutions.

   b. Transmit to the Chapter Manager, within 24 hours, of duly convened meetings accurate and thorough journals of proceedings and official documentation of the actions taken by the Council of Nitsahakees Bee Hoot'aal.

3. Provide financial reports to the Council at duly called monthly meetings of the Council of Nitsahakees Bee Hoot'aal.

4. Provide information and reports as requested by the Council of Nitsahakees Bee Hoot'aal.

5. Draft and finalize official correspondence and other official documentation of the Council of Nitsahakees Bee Hoot'aal pursuant to the Council's directives and transmit to the administration for distribution.

6. Prepare all resolutions to be considered at the next regularly scheduled meeting.

7. Revise as necessary and finalize all resolutions that has been officially approved during a duly called Council of Nitsahakees Bee Hoot'aal meetings.
8. Monitor the maintenance of an adequate accounting system to ensure accountability of all funds revenues and expenditures.

9. Co-sign all Tse Si Ani Local Government checks with the Chapter Manager.

SECTION 3-10: COMPENSATION:

A. Pursuant to Navajo Nation Council Resolution #CN-50-10, the Council of Nitsahakees Bee Hoot'aal shall be compensated for the following:

   1. One planning meeting per month: 3 members x $500.00 x 12 months = $18,000.00.

2. One regular meeting per month: 3 members x $500.00 x 12 months = $18,000.00.

3. Six (6) special meetings in any one fiscal year: 3 members x $250.00 x 6 months = $4,500.00.

4. Four Agency Council meetings in any one fiscal year: 3 members x $150.00 x 4 meetings = $1,800.00.

B. In the event supplemental appropriations relating to local Officials' compensation approved by the Navajo Nation Government within any fiscal year, the compensation rate may be adjusted accordingly.

C. Full stipends shall be paid only for attendance of an entire agenda, Section 4-01, A, I-XII, and upon the Secretary/Treasurer's submission of journal of proceedings, sign-in sheet, and meeting report form to the Tse Si Ani Local Government Administration.

SECTION 3-11: MEETINGS OF THE COUNCIL OF NITSAHAKEES BEE HOOT'AAL :

A. The Council of Nitsahakees Bee Hoot'aal shall conduct the following meetings:

1. One planning meeting shall be held on the first Thursday of each month and shall commence at 8:30 a.m.

2. One regular meeting shall be held on the third Thursday of each month and shall commence at 1:00 p.m.. The regular meetings in December, March, June and September shall include Quarterly Updates to the Community as the last agenda item.

3. Special meetings may be called by the Council of Nitsahakees Bee Hoot'aal President when urgent government business requires, but shall be called in the event of an emergent situation or circumstance. Special Meetings shall be publicized at least forty-eight (48) hours prior unless emergent situation or circumstance makes such publication not possible.

B. The Tse Si Ani Community shall be notified of local government meetings at least forty-eight (48) hours prior to the time of the meeting by:

1. Written notices posted in public places within the Community.

2. Public Services radio announcements.

C. Meeting agenda shall be developed according to the following:

1. Proposed agenda items shall be submitted by the requesting party/individual to be considered during a scheduled planning meeting.

2. The accepted proposed agenda items shall be forwarded to the Secretary/Treasurer to draft the resolutions for the scheduled chapter meeting.

3. The Secretary/Treasurer shall research and develop an agenda which shall be forwarded to the Council of Nitsahakees Bee Hoot'aal prior to the chapter meeting.

4. Amendments may be made during a duly called Council of Nitsahakees Bee Hoot'aal meeting to the agenda according to the following:

    a. Proposed amendments may be introduced by a Council of Nitsahakees Bee Hoot'aal President.

    b. The Council of Nitsahakees Bee Hoot'aal shall discuss the merits of accepting the amendment or not.

    c. After discussing all proposed amendments, the Council of Nitsahakees Bee Hoot'aal shall vote on the final agenda.

CHAPTER 4 — RULES OF ORDER TO CONDUCT MEETINGS

All local government meetings shall require a quorum of three (3) Council District Representatives or a pro temp to conduct official business in a duly convened meeting.

SECTION 4-01: DUTIES & RESPONSIBILITIES IN THE CONDUCT OF MEETINGS:

A. Format of a meeting agenda:

I. Roll Call

II. Call to Order

III. Invocation

IV. Approval of Agenda

V. Approval of Previous Journal of Proceedings

VI. Call to the Public

VII. Financial Report

VIII. Alsteedaa Resolution

IX. Aniidi Resolution

X. Reports

XI. Quarterly Updates to the Community (at quarterly meetings only)

XII. Meeting Adjournment

B. The President shall:

1. Upon a quorum present, preside over meetings, preserve order, and encourage respectful and considerate conduct during meetings.

2. Recognize or decline points-of-order.

3. Vote in case of tie

4. Recognize call to the public.

5. Sign all resolutions and documents approved during the meeting.

C. The Vice-President shall:

1. Assist in reading or clarifying Resolution.

2. Tally vote counts and announce voting results.

3. Encourage respectful and considerate conduct during meetings.

D. The Secretary/Treasurer shall:

1. Take complete and accurate journal of proceedings during the meeting in type-written format for Tse Si Ani Local Government records.

2. Record all motion voting actions.

3. Ensure that all approved Resolutions and official documents are signed by the President.

4. Turn in approved ordinances and other official documents to the Chapter Manager after the adjournment of the meeting.

5. Turn in the journal of proceedings within 24 hours after the meeting is adjourned to the Chapter Manager.

SECTION 4-02: MEETING PROCEDURES:

A. Agenda Protocol

1. Roll Call: Each District Representative present shall verbally respond to the Roll Call.

2. Call to Order. Upon a quorum present, the meeting shall be called to order as a duly convened meeting.

3. Invocation: The President shall request a person to do the invocation.

4. Approval of Agenda. After consideration of any amendments, the agenda for the meeting shall be approved by a majority vote.

5. Approval of Previous Journal of Proceedings: The journal of proceedings of the previous meeting shall be considered for approval.

6. Call to the Public: Any individual may speak to the Council of Nitsahakees Bee Hoot'aal Representative and Chapter Manager on any issue up to five (5) minutes.

7. Financial Report: The Secretary/Treasurer shall report on financial activities of the preceding month.

8. Alsteedaa Resolution: Unfinished business from previous meetings.

9. Aniidi Resolution: New business of the current meeting.

10. Reports: Reports by the Council of Nitsahakees Bee Hoot'aal Representatives and governmental and non-governmental groups and members of the community. Reports by non- Council of Nitsahakees Bee Hoot'aal and non-local government groups and individuals as accordance with Tse Si Ani meeting for getting on agenda, and utilizing the Tse Si Ani Agenda Placement form.

11. Monthly Updates to the Community: During regular meetings, the Council of Nitsahakees Bee Hoot'aal shall inform community members of local government actions and activities.

12. Meeting Adjournment: The President shall adjourn the meeting.

B. Procedures for Official Action to incorporate the Tse Si Ani Government Regular Meeting Policies and Procedures and its Rules and Order.

1. Reading into the Record: Items to be considered shall be read into the record.

2. Sponsors. Individuals who sponsor the proposed Resolution or other business shall provide explanation.

3. Motion and Second: A motion to consider and to vote on the proposed Resolution shall be recognized and a second shall be made. If the main motion passes, discussion of the proposed Resolution will ensue. If no second is made, the motion shall not proceed. In the event that amendments are made to main motion:

a. Amendment(s):

1) A Council of Nitsahakees Bee Hoot'aal Representative may propose an amendment that does not substantially alter the proposed Resolution.

2) The amendment shall require a second; otherwise, the amendment shall not proceed.

3) Each amendment shall be voted upon before proceeding to another amendment or to the main motion.

b. Tabling Motion(s):

1) Council of Nitsahakees Bee Hoot'aal may move to table the proposed Resolution of the main motion. This shall require a second.

2) The tabling motion shall be voted upon without debate.

3) Tabling items shall be automatically deferred to the next meeting under Alsteedaa Resolution.

4) In the event that a proposed Resolution is tabled twice at two consecutive meetings, such Resolution shall be considered terminated.

c. Recall Motion(s):

1) A Council Representative may move to recall and vote on a proposed Resolution that has been tabled once. This shall require a second.

2) Recall Motions shall be voted upon before proceeding to consider the recalled Resolution.

3) Recalled Resolution shall be discussed and voted upon.

4) If the recalled motion fails, the Resolution shall not be acted upon.

4. Point of Order Motion:

a. A Council Representative may raise a Point of Order if discussion turns to an item not properly before the Nitsahakees Bee Hoot'aal Council.
b. The President shall recognize a Point of Order and determine whether it was properly raised.

c. A Point of Order is not subject to debate.

5. Voting:

a. Vote shall only be "yes" or "no".

b. A majority vote is required to approve any Resolution or other action taken by the Council of Nitsahakees Bee Hoot'aal.

c. Other Meeting Procedures:

1. Any Council of Nitsahakees Bee Hoot'aal Representative may move for an Executive Session where the content of the discussion would be of a confidential nature. This shall require a second and a majority vote. All discussion during an Executive Session shall remain confidential.

2. Conflict of Interest:

a. Any Council Representative shall disclose a potential conflict of interest that he/she may have on a proposed Resolution. The Council of Nitsahakees Bee Hoot'aal shall determine whether any conflict of interest might substantially affect the proposed Resolution, Tse Si Ani Chaper incorporates the Navajo Nation Ethics in Government Law. If the determination is to allow the Council of Nitsahakees Bee Hoot'aal Representative to participate in the discussion, he/she shall commit to a fair and impartial deliberation of the proposed Resolution.

b. If a conflict of interest is determined to actually exist and results in a lack of quorum, the proposed Resolution at issue shall be deferred unless and until the conflict of interest is resolved. Otherwise, the Council Representative shall excuse him/herself from any decision to be made that is reasonably related to such conflict of interest.

CHAPTER 5 — TSE SI ANI LOCAL GOVERNMENT CODE OF CONDUCT

SECTION 5-01: PURPOSE:

The purpose of this Code of Conduct is to protect and promote the integrity of the Tse Si Ani Executive Form of Governance, in addition to the Navajo Nation Ethics in Government Law. Where the government is founded upon the consent of the governed, the Tse Si Ani Community is entitled to complete confidence that the elected Council of Nitsahakees Bee Hoot'aal Representative shall exercise the authority vested in them to the highest degree of public trust. This Code of Conduct shall require accountability of the Council of Nitsahakees Bee Hoot'aal to the Tse Si Ani Community. The Council Representatives shall act honestly, ethically, and in a professional manner in conducting their official duties and shall comply with all applicable laws.

SECTION 5-02: PRINCIPLES:

The Council of Nitsahakees Bee Hoot'aal shall:

A. Equally and impartially represent the interests of all Tse Si Ani Community.

B. Not use their official positions or the Tse Si Ani Local Government's resources to serve their own personal or business interests.

C. Not disclose or use any confidential information gained in the course of carrying out official actions and/or business.

D. Support the maintenance of workplaces in the Tse Si Ani Local Government to be free of discrimination, harassment, violence and intimidation, and that is drug-free, pursuant to all applicable law.

E. Not employ, appoint, or otherwise cause to be employed, nominate or otherwise influence the appointment or employment to any Tse Si Ani Local Government office or position or to any governmental or political subdivision thereof, and this shall include the appointment or employment of any immediate family and/or household member of a Council of Nitsahakees Bee Hoot'aal Representative.

F. Not solicit or accept for themselves or another any gift including economic opportunity, favor, service, or loan or any other benefit of an aggregate monetary value of one hundred dollars ($100.00) or more in any calendar year, from any person, organization or group which is seeking business with the Tse Si Ani Local Government or any business or program regulated by the Tse Si Ani Local Government.

G. Must act honestly and good faith with a view to the best interests of their constituents, and exercise the care, diligence and skills of a reasonably prudent person in comparable circumstances.

However, the following are not prohibited:

1. An occasional non-pecuniary gift that is insignificant in value.

2. Gifts from and obviously motivated by family or social relationships, as among immediate family members or family inheritances.

3. Food and refreshments customarily made available in the ordinary course of meetings where a Tse Si Ani Local Government official may properly be in attendance.

4. An award or honor customarily and publicly presented in recognition of public service.

SECTION 5-03: ETHICS AND FIDUCIARY RESPONSIBLITIES IN LOCAL GOVERNMENT

A. Any individual may report an alleged ethics violation concerning the Tsi Si Ani Executive Form of Governance pursuant to the Navajo Nation Ethics in Government law at Subchapter 3, §3742 and §3766 et seq.

B. All Tse Si Ani Council of Nitsahakees Bee Hoot'aal officials and employees shall be held to the utmost exercise of their fiduciary responsibilities and obligations pursuant to the Navajo Nation Ethics in Government law at Subchapter 2, §3744 et seq.

CHAPTER 6 — CHAPTER MANAGER

SECTION 6-01 HIRING AND QUALIFICATIONS:

A. The Council of Nitsahakees Bee Hoot'aal shall hire the Chapter Manager, pursuant to Tse Si Ani Local Government Personnel Policies and Procedures.

B. At the time of hiring, the Chapter Manager need not be a resident of the Tse Si Ani Community.

C. An applicant for the Chapter Manager position must have a preferred qualification of a Bachelor Degree in Business Management, Administration or Public Administration or similar interest (or equivalent of five (5) years of managerial and public administration experience), and a minimum qualification of two years of experience in project management; and two years of experience in the administration of contracts and sub-contracts.

D. An applicant for the Chapter Manager position must be able to understand and speak Navajo, in addition to being fluent in speaking and writing English.

SECTION 6-02: DUTIES AND RESPONSIBILITIES:

The Chapter Manager shall:

A. Function as the Chapter Administrator of the Tse Si Ani Local Government.

B. Implement all Five Management System Policies and Procedures and make recommendations to these policies and procedures as deemed necessary.

C. Implement ordinances, Resolution, projects, and community efforts adopted or recommended by the Council of Nitsahakees Bee Hoot'aal.

D. Hire, manage, and/or terminate all local government employees pursuant to Tse Si Ani Local Government Personnel Policies and Procedures.

E. Negotiate, implement, and monitor contracts pursuant to the Tse Si Ani Local Government Procurement Policies and Procedures.

F. Prepare the comprehensive Tse Si Ani Local Government budget pursuant to Tse Si Ani Local Government Fiscal Management Policies and Procedures.

G. Present to the Navajo Nation Budget and Finance Committee the general funds, fiduciary, and special revenues allocations of the Tse Si Ani Local Government budget.

H. Participate in all meetings of the Council of Nitsahakees Bee Hoot'aal.

SECTION 6-03: COMPENSATION:

Compensation to the Chapter Manager shall be negotiated based on his/her qualifications and experience subject to budgetary appropriations and in accordance with Tse Si Ani Chapter Personnel Policies and Procedures.

SECTION 6-04: REMOVAL:

The Tse Si Ani Council of Nitsahakees Bee Hoot'aal, who has supervisory authority, shall remove the Chapter Manager, with just cause, pursuant to the Tse Si Ani Chapter Personnel Policies and Procedures. Appeals will be made to the Office of Navajo Labor Relations.

SECTION 6-05: ADMINISTRATIVE STAFF

A. The Tse Si Ani Chapter Administrative staff will consist of the Chapter Manager and Administrative Assistant as permanent employees. Other positions will be included as they are created, depending on availability of funds and pursuant to Tse Si Ani Chapter Five Management System Personnel Policies Manual. Chapter Administration positions will be created or deleted by the Council of Nitsahakees Bee Hoot'aal.

B. The Chapter Manager shall be directly supervised by the designated supervising Council of Nitsahakees Bee Hoot'aal District Representative. The Council shall decide among themselves who shall provide direct local supervision over the Chapter Manager. In the event the Council of Nitsahakees Bee Hoot'aal Representatives fail to designate a direct local supervisor, the Council President shall assume full direct supervisory responsibility until such time the Council of Nitsahakees Bee Hoot'aal Representatives take appropriate measures to designate a local supervisor. The Administrative Assistant shall be supervised by the Chapter Manager.

C. The Chapter Manager and Administrative Assistant shall be hired pursuant to the Tse Si Ani Chapter Five Management System Personnel Policies Manual. Permanent and temporary personnel positions will be established and deleted by the elected Council of Nitsahakees Bee Hoot'aal. All personnel hired pursuant to Paragraph A, Section 6-05, temporary employees will be supervised by the Chapter Manager.

D. Governed by Five Management System Personnel Policies Manual, duties and responsibilities will be determined by this.

E. Disciplinary actions taken against the Administrative staff shall be done by the direct supervisor in accordance with the Five Management System Personnel Policies Manual.

CHAPTER 7 — ORDINANCES: EFFECTIVE DATE AND PUBLIC NOTICE

SECTION 7-01: CONSISTENT WITH NAVAJO NATION LAW:

All Ordinances passed by the Council of Nitsahakees Bee Hoot'aal shall be consistent with Navajo Nation law and any other applicable law.

SECTION 7-02: EFFECTIVE DATE OF RESOLUTION:

Each Resolution passed by the Council of Nitsahakees Bee Hoot'aal shall include an effective date.

SECTION 7-03: PUBLIC NOTICE:

A. All Resolutions passed shall be publicized through the following:

1. Each Resolution shall be added to the Resolutions Binder located in the Tse Si Ani Local Government Office within the 24 hours of passage.

CHAPTER 8 - AMENDMENTS:

Any amendments to the Ordinance shall be made according to the following procedures:

A. Any Council Representative or the Chapter Manager may recommend amendments in the best interest of the community.

B. The Council of Nitsahakees Bee Hoot'aal Representatives and Chapter Manager shall review and approve which of the proposed amendments shall proceed to referendum.

C. Amendments may be considered for adoption only every five years beginning the year 2017.

D. Amendments to the Ordinance shall be approved pursuant to 11 N.N.C. §401 et seq. and 26 N.N.C. §2001.

E. All approved amendments shall be consistent with this Ordinance, Navajo Nation laws and other applicable laws.

****** *END OF DOCUMENT* ******

Chapter Resolution

TSA-2016-05-022

Attached:

Exhibit A – 2016 Tse Si Ani Chapter Referendum Election Calendar

Exhibit B – Tse Si Ani Council of NBH Executive Form of Governance Descriptive Summary

Chapter Resolution LUPT-2011-03-009: Authorizing the Study and Development Of an Alternative Form of Governance (AFOG) Ordinance

Chapter Resolution LUPT-2011-03-010: Appointing the Alternative GTovernance Ordinance Development Committee and Authorizing the Actions of the Committee In Accordance with 26 N.N.C., Section 2001

TSA-2016-05-022

TSÉ SÍ ANÍ
CERTIFIED CHAPTER

RESOLUTION OF TSE SI ANI CHAPTER

Approving Governance of Tse Si Ani Community Ordinance Referred to as "Council of Nitsahakees Bee Hoot'aal" and Authorizing the Ordinance as a Referendum for Tse Si Ani Chapter's Alternative Form of Government during the 2016 Chapter Election

WHEREAS:

1. Tse Si Ani Chapter is certified by the Navajo Nation Council Resolution CAP-36-91 as a local governmental entity of the Navajo Nation Government; and

2. The Transportation & Community Development Committee of the Navajo Nation Council by Resolution TCDCAU-66-02, approved governance certification of the Navajo Nation Chapter's Five Management System Policies & Procedures, pursuant to 26 N.N.C., Section 102(B), which permits Tse Si Ani Chapter to exercise local governance authorities contained within 26 N.N.C., Section 103, with exception of land administrative authority pursuant to 26 N.N.C., Section 103(D)(1); and

3. Tse Si Ani Chapter, a local-governance certified chapter, submitted to the Navajo Board of Election Supervisors a proposed referendum measure on adopting an alternative form of government, otherwise referred to as the "*Ordinance of Tse Si Ani Council of Nitsahakees Bee Hoot'aal.*" Attached as Exhibit "A", is the Proposed language and the text of the Ordinance; and

4. Pursuant to 11 N.N.C. §401 et seq., the Navajo Board of Election Supervisors are authorized to generally oversee the conduct of the proposed referendum measures, including measures proposed by Chapters of the Navajo Nation concerning adoption of alternative forms of government; and

5. For the purpose of clarification and preparing the ballot, the Navajo Board of Election Supervisors are allowed to amend language proposed on the proposed measures; and

6. It is in the best interest of the Navajo Nation that Chapters continue to be provided the opportunity to vote on government structure of their choice.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Navajo Nation Resource and Development Committee has authorized and approved the Tse Si Ani Chapter's Ordinance of Tse Si Ani *Council of Nitsahakees Bee Hoot'aal Executive Form of Government*; and

ALVIN BLACKGOAT PRESIDENT | FREDDIE J. NELSON VICE PRESIDENT | REGAN R. HAWTHORNE SECRETARY/TREASURER | RAYMOND SMITH JR. COUNCIL DELEGATE | RANDALL COMB GRAZING OFFICIAL

2. Tse Si Ani Chapter hereby requests the Navajo Nation Board of Election Supervisors to place Tse Si Ani Chapter's Council of Nitsahakees Bee Hoot'aal Executive Form of Government Ordinance as a referendum during the 2016 Chapter Election; and

3. The Navajo Election Administration (NEA), in ensuring compliance with the requirements of the law, is authorized to correct any errors in the ballot layout that does not affect the intent or substance of the measure proposed by the Tse Si Ani Chapter. Further, the NEA shall ensure that the ballot specifically makes reference to the text of the entire proposed Ordinance as provided by the Chapter. The text of the proposed Ordinance shall be made available for review at the polling sites and/or upon request.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Tse Si Ani Chapter at a duly called chapter meeting at the Tse Si Ani Chapter (Navajo Nation), at which a quorum was present and that same was passed by a vote of 18 in favor, 0 opposed and 8 abstained, on this 26th day of May 2016.

MOTIONED by: JACK ANDERSON SECONDED by: MARGARET YAZZIE

Chapter President

Chapter Vice President

Chapter Secretary/Treasurer

Council Delegate

TSA-2016-05-022: Approving Governance of Tse Si Ani Community Ordinance Referred to as "Council of Nitsahakees Bee Hoot'aal" and Authorizing the Ordinance as a Referendum for Tse Si Ani Chapter's Alternative Form of Government during the 2016 Chapter Election

Exhibit "A"

NAVAJO ELECTION ADMINISTRATION

2016 Tse Si Ani Chapter Referendum Election Calendar

May 26, 2016

Tse Si Ani Chapter refers referendum measure by Resolution to Chapter Voters.

July 08, 2016

Referendum election ballot layout to be ready.

July 31, 2016

Voter registration closes.

July 31, 2016

Voter registration closes.

July 31, 2016

Absentee voting begins.

August 15, 2016

Mailed Absentee Ballot Request must be physically in NEA Office.

August 26, 2016

Last day to vote in person at any NN Election Admin. Office

August 30, 2016

PRIMARY ELECTION

November 08, 2016

GENERAL ELECTION

Exhibit "B"

TSÉ SÍ ANÍ

REFERENDUM BALLOT

Tse Si Ani Council of Nitsahakees Bee Hoot'aal Executive Form of Governance

Descriptive Summary

The purpose of the Tse Si Ani Chapter referendum is to change the form of the Chapter's governance as described in this ballot and in the copy of the alternative governance ordinance entitled "Council of Nitsahakees Bee Hoot'aal." Copies of the ordinance shall be made available at the polling site.

The Council District Representatives shall be comprised of three (3) members consisting of a President, Vice-President and Secretary/Treasurer. All District Representatives shall be registered with the Tse Si Ani Chapter. A quorum of three (3) shall be required in order to conduct Council business. The Council will meet once a month except for special meetings. The Council shall be the policy-making body, shall oversee Tse Si Ani Chapter operations, and shall hire a Chapter Manager.

The people/voters of the Tse Si Ani Community may make appropriate recommendations to the Council, and the Council shall duly consider the recommendations and requests. The Council shall develop, enact and enforce policies, ordinances, rules and regulations for the Tse Si Ani Community, consistent with Navajo Nation law.

Legal Effect

"YES" vote will change the form of governance of the Tse Si Ani Chapter to a Council of District Representatives.

"NO" vote will NOT change the form of governance of Tse Si Ani Chapter, and the present form of governance will remain in effect.

SHALL A "COUNCIL OF DISTRICT REPRESENTATIVES" GOVERNANCE BE ADOPTED AS THE TSE SI ANI CHAPTER FORM OF GOVERNANCE?

YES _____

NO _____

ALVIN BLACKGOAT | PRESIDENT
FREDDIE J. NELSON | VICE PRESIDENT
REGAN R. HAWTHORNE | SECRETARY/TREASURER
RAYMOND SMITH JR. | COUNCIL DELEGATE
RANDALL COMB | GRAZING OFFICIAL

TSÉ SI ANÍ CHAPTER P.O. Box 403 · Lupton, AZ 86508
P: (928) 688-2128 F: (928) 688-3150

TSÉ SI ANÍ CHAPTER

JACKIE YAZZIE, JR.
PRESIDENT

RAYMOND SMITH, JR.
VICE PRESIDENT

REGAN R. HAWTHORNE
SECRETARY/TREASURER

LORENZO CURLEY
COUNCIL DELEGATE

FREDDIE J. NELSON
ACTING OFFICER

LUPT-2011-03-009

Resolution of the Lupton (Tse' Si Ani) Chapter
Lupton, Arizona

AUTHORIZING THE STUDY AND DEVELOPMENT OF AN ALTERNATIVE FORM OF GOVERNANCE (AFOG) ORDINANCE

WHEREFORE:

1. Pursuant to the Local Governance Act (LGA), 26 NNC, Chapter 1, Sub-Chapter 1, Section 3 (a), the Lupton Chapter was established as a chapter of the Navajo Nation Government by the Navajo Nation Council CAP-34-98, AND;
2. The Lupton Chapter is Local Governance Act certified pursuant to 26 NNC, Section 102 (B), which permits the Chapter to exercise authorities contained within 26 NNC, Section 103, including land administration authority, AND;
3. The Lupton Chapter, by Resolution LUPT-2011-01-002, adopted the usage of the name, Tse' Si Ani Chapter, to be used in all official Chapter correspondence, AND;
4. In accordance with Resolution TCDCAP-36-01 of the Transportation and Community Development Committee of the Navajo Nation Council, *Approving the Alternative Forms of Chapter Governance Models Policies and Procedures*, the Lupton (Tse' Si Ani) Chapter desires to undertake the study of an Alternative Form of Governance (AFOG) as outlined in the Policies and Procedures, Section IV, A-F, AND;

BE IT THEREFORE RESOLVED:

1. The Lupton (Tse' Si Ani) Chapter hereby adopts and approves this Resolution authorizing the study and development of an alternative form of governance ordinance, AND;
2. An Alternative Governance Ordinance Development Committee shall be appointed by the Chapter membership and affirmed by Chapter resolution to conduct the study of an AFOG.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Tse' Si Ani Chapter at a duly called meeting in Lupton, AZ, at which a quorum was present and the same was passed by a vote of 18 in favor, 0 opposed and 6 abstained this 11th day of March, 2011.

Motion: Tim Goodluck

Second: Yvonne Murphy

GREAT SEAL OF THE NAVAJO NATION

P.O. BOX 403 | LUPTON, ARIZONA 86508 | P: 928.688.2128 F: 928.688.3150

Jackie Yazzie, Jr.,
Chapter President

Raymond Smith, Jr
Chapter Vice President

Regan Hawthorne
Secretary/Treasurer

Honorable Lorenzo Curley
Council Delegate

Freddie Nelson
Grazing Official

LUPT-2011-03-009
AUTHORIZING AFOG STUDY

TSÉ SI ANÍ CHAPTER

LUPT-2011-03-010

JACKIE YAZZIE, JR.
PRESIDENT

RAYMOND SMITH, JR.
VICE PRESIDENT

REGAN R. HAWTHORNE
SECRETARY/TREASURER

LORENZO CURLEY
COUNCIL DELEGATE

FREDDIE J. NELSON
GRAZING OFFICER

Resolution of the Lupton (Tse' Si Ani) Chapter
Lupton, Arizona

APPOINTING THE ALTERNATIVE GOVERNANCE ORDINANCE DEVELOPMENT COMMITTEE AND AUTHORIZING THE ACTIONS OF THE COMMITTEE IN ACCORDANCE WITH 26 NNC, SECTION 2001

WHEREFORE:

1. Pursuant to the Local Governance Act (LGA), 26 NNC, Chapter 1, Sub-Chapter 1, Section 3 (a), the Lupton Chapter was established as a chapter of the Navajo Nation Government by the Navajo Nation Council CAP-34-98, AND;
2. The Lupton Chapter is Local Governance Act certified pursuant to 26 NNC, Section 102 (B), which permits the Chapter to exercise authorities contained within 26 NNC, Section 103, including land administration authority, AND;
3. The Lupton Chapter, by Resolution LUPT-2011-01-002, adopted the usage of the name, Tse' Si Ani Chapter, to be used in all official Chapter correspondence, AND;
4. In accordance with Resolution TCDCAP-36-01 of the Transportation and Community Development Committee of the Navajo Nation Council, *Approving the Alternative Forms of Chapter Governance Models Policies and Procedures*, the Lupton (Tse' Si Ani) Chapter desires to undertake the study of an Alternative Form of Governance (AFOG) as outlined in the Policies and Procedures, Section IV, A-F, AND;
5. By Resolution LUPT-2011-03-009 the Lupton (Tse' Si Ani) Chapter authorized the study of alternative forms of governance, AND;
6. The AFOG Models Policies and Procedures requires that a committee of registered Chapter voters be appointed to study and develop an alternative form of governance ordinance, and to present recommendations to the Chapter at a time to be determined by the Chapter membership.

BE IT THEREFORE RESOLVED:

1. The Tse' Si Ani Chapter appoints the following named registered Chapter voters to the Alternative Governance Ordinance Development Committee (to be known as the AFOG Committee), based upon their current involvement with and knowledge of the many legislative and administrative influences inherent to the AFOG process:

Mr. Regan R. Hawthorne	Mr. Jackie Yazzie, Jr.
Mr. Raymond Smith, Jr.	Mr. Jack Anderson
Ms. Marie Begay	Mrs. Laura Lee Yazzie
Mr. Tim Goodluck	

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2. The Tse SI Ani Chapter AFOG Committee shall study the models of alternative governance approved by the T/CDC of the Navajo Nation Council, as presented in Exhibit A of the 'ALTERNATIVE FORMS OF CHAPTER GOVERNANCE MODELS POLICIES AND PROCEDURES', Paragraph III, TYPES OF GOVERNANCE MODELS, AND;
3. The Tse SI Ani Chapter AFOG committee shall recommend to the Chapter the most appropriate model of alternative governance no later than 120 days from the date of certification of this resolution.

Jackie Yazzie, Jr.
Chapter President

Raymond Smith, Jr
Chapter Vice President

Regan Hawthorne
Secretary/Treasurer

Honorable Lorenzo Curley
Council Delegate

Freddie Nelson
Grazing Official

LUPT-2011-03-010
APPOINT AFOG CMTE

MOTION LENA GOODLUCK
SECOND YVONNE MURPHY
18-0-6

Tse' Si Ani Chapter's AFOG Public Hearing "A Sustainable Government"

July 26, 2013

Tse Si Ani Chapter's Alternative Form of Government Public Hearing
"A Sustainable Government" – Council of District Representatives

July 26, 2013 @ 3:00 p.m.

FACILITATORS: Mr. Regan Hawthorne, Secretary/Treasurer
Ms. Laura Lee Yazzie, Chapter Manager

3:00 p.m.	Invocation
3:15 p.m.	AFOG: Council of Nitsahakees Bee Hoot'aal Executive Form of Governance (dissemination of AFOG brochures)
4:30 p.m.	Community Cook-Out Discussion, Questions & Answers
6:00 p.m.	Benediction

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TSE' SI ANÍ CHAPTER ADMINISTRATION

(NAVAJO NATION)

MEETING SIGN-IN SHEET

Date: 26-Jul-13 Time: 3:00 p.m.

Purpose : **AFOG-Community Cookout**

NO.	NAME	NO.	NAME
I	Anna Dayea	23	Valencia Daw
II	Ernie Begay	24	Nancy Brown
01	Irvin Benally	25	Sheridan Lynch
02	Marjorie Begay	26	Hamilton Charley
03	Juanita Stevens	27	Kingley Yazzie
04	Coolidge Begay	28	Lionell Whitman
05	Helen Y Begay	29	VITALE CHARLEY
06	Lovita Chee	30	Marilyn Lee
07	Jeannie Stevens	31	Korbia Tabaha
08	Mark Stevens	32	Cooper Hildreth
09	Christine Ashley	33	Aiden Hildreth
10	Mary Watchman	34	Christian Smith
11	Nellie Thiley	35	Dylan Smith
12	Tom Thiley	36	Annik Tabaha
13	Dupshaw	37	Ashleigh Tabaha
14	Lynda Upshaw	38	Kailey Tabaha
15	Rosalie Sam	39	Kenya Blackgoat
16	Matthew Yazzie	40	Ethan Coan
17	Beatriz R Subala	41	Benny Slim
18	Albert Soue	42	Ellen Begay
19	Nyomi Soue	43	Helen Slim
20	Deangelo Soue	44	Geebah Slim
21	Melissa Jn	45	Jeanette Desson
22	Cydney Coan	46	Jennifer Daw.
23	Leon Frank		

46
+7
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TSE' SI ANI CHAPTER ADMINISTRATION

(NAVAJO NATION)

MEETING SIGN-IN SHEET

Date: 26-Jul-13 Time: 3:00 p.m.

Purpose : **AFOG-Community Cookout**

NO.	NAME	NO.	NAME
I	Trista Brown	23	Ed Whitehorse
II	Caroline Denetclaw	24	Erick Tso
01	P. Denetclaw	25	Sandra Arviso
02	Johnny Thompson	26	Jay Arviso
03	Alfreda Baldwin Begay	27	Gary Begay
04	Jerry Begay	28	Melli Tso
05	Lillie Benny	29	Albert Sone
06	Devenae Begay	30	Nyomi Sone
07	Nicias Begay	31	Deangelo Sone
08	Kylee M. Sabala	32	Jarvin D Cleveland
09	Deyvan Begay	33	Deion O. Reyes
10	Geraldine Begay	34	Jayni L Begaii
11	Penny Slim	35	Gale Begay
12	Lorissa	36	Mary K Begay
13	Geo. e Smith	37	Caroline Allen Horne
14	Sarah B Loy	38	Tay [illegible]
15	Martha Nelson	39	RALPH [illegible]
16	Carolyn Begay	40	[illegible]
17	Marie Etsitty	41	[illegible]
18	Floyd Barney	42	[illegible]
19	Alvin Blackgoat	43	[illegible]
20	Freddie Nelson	44	[illegible]
21	BC Benally	45	Elm [illegible]
22	[illegible]	46	Kysen

0

SE' SI ANI COMMUNITY COOK-OUT

FOOD LIST

FOODS	QTY	NAME	QTY	NAME	QTY	NAME	QTY	NAME
Hamburger Buns	10	Freddie	1	Pauline	1	Laura		
	10	Alvin						
Hot Dog Buns	5 bag	Freddie	1	Laura	2	Boyd	1	Pauline
	4	Leonard						
Hamburger Patties	1 box	Freddie	1	Pauline	2	Laura		
ea.	10	Alvin						
Hot Dogs	6 pkg	Freddie	6	Leonard	1 pkg	Laura	5	Leonard
pkg	6	Alvin						
	2	Latisha						
Potato Salad Bowl	1	Alvin						
Beans	2	Laura	1	Marie				
Chips	2	Laura	2	Boyd	1	Leon	1	Pauline
bags	20	Alvin	2	Leonard	2	Laird		
Watermelons	1	Marie E.	1	Nellie				
Drinks: Water	1	Boyd	1	Leon	1	Pauline	1 case	Alvin
Coffee	1	Laird						
Tea								
Ketchup	1	Marie E.		Freddie	1			
Mustard	1	Marie E.		Freddie	1			
Relish								
Lettuce	1	Pauline	1	Laura	1	Alvin	2 pkg	Marie E.
Tomatoes	3	Pauline	3	Laura	3	Alvin	2 pkg.	Marie E.
Onions	2	Pauline	5	Marie E.				
Paper Plates	1	Freddie	2	TSH				
Styrofoam Cups	8	48 CATISH						
Plastice Utensils								
Napkins								
Pickles	1	Pauline						
Bag of Ice:	6	Speedy's						
Door Prize	4	Nellie's				Helen	Slim	Door Prize

Nellie 1 bag charcoal.
Helen Slim 12 pack Soda
Martha Yazzie - Door Prize
Mary Watchman - Door Prizes
Jeanette Dosson - Door Prizes
Ellen Begay - Door Prize

TSÉ SI ANÍ CHAPTER

PREPARATION MEETING for COMMUNITY COOK-OUT

July 19, 2013 @ 11:00 a.m.

GOAL 1: A Sustainable Government – "Meet the Tse Si Ani Chapter Officials"
ACTION: Inform/Involve Community
OWNERSHIP: Mr. Regan R. Hawthorne, Secretary/Treasurer
TSA Community Cook-Out: ***26 July 2013 @ 3:00 p.m.***

11:00 a.m. Open Meeting.....Mr. Alvin Blackgoat, Chapter President

11:05 a.m. Invocation.....Volunteer

11:15 a.m. **UPDATES**

a. AFOG Brochure
b. Advertise (locally post flyers, TSA community youth, etc.)
c. Location (open field, arbor, shade, chairs, tables, etc.)
d. Menu
   1. Hamburgers/hot dogs
   2. Potato salad
   3. Beans
   4. Chips
   5. Watermelon
   6. Drinks
   7. Condiments
e. Date to purchase food items/Set up grills, etc.
f. Other individuals who will help with menu items
   1. TSA Chapter Officials
   2. EDC Members
   3. TSA Veterans' Organization
   4. TSA Chapter Staff
g. Method (grills, etc.)

12:15 p.m. Close Meeting

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TSE' SI ANI CHAPTER ADMINISTRATION

(NAVAJO NATION)

MEETING SIGN-IN SHEET

Date: 19-Jul-13 Time: 11:00 a.m.

Purpose : **Preparation Meeting for Cookout**

NO.	NAME	NO.	NAME
I	[illegible]	23	
II	Marie Elsetty	24	
01	Nellie Shirley	25	
02	Tom Shirley	26	
03	Freddie Walker	27	
04	Randall Comb	28	
05	Alvin Blackgoat	29	
06	[illegible]	30	
07	[illegible]	31	
08	[illegible]	32	
09	[illegible]	33	
10	Alice Horwood	34	
11		35	
12		36	
13		37	
14		38	
15		39	
16		40	
17		41	
18		42	
19		43	
20		44	
21		45	
22		46	

Tse' Si Ani Chapter's AFOG Public Hearing "Involve the Community"

October 18, 2013

Tse Si Ani Chapter's Alternative Form of Government Public Hearing
"Involve the Community" – Council of District Representatives

October 18, 2013 @ 6:00 p.m.

FACILITATORS: Mr. Alvin Blackgoat, Chapter President
Ms. Laura Lee Yazzie, Chapter Manager

6:00 p.m.	Invocation
6:10 p.m.	AFOG: Council of Nitsahakees Bee Hoot'aal Executive Form of Governance (dissemination of AFOG brochures)
6:40 p.m.	Community Bingo Discussion, Questions & Answers
9:00 p.m.	Benediction

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FREE BINGO FOR TSE' SI ANI COMMUNITY MEMBERS ONLY!

TSE' SI ANI CHAPTER ADMINISTRATION

(NAVAJO NATION)

MEETING SIGN-IN SHEET

Date: 18-Oct-13 Time: 6:00 p.m.

Purpose : **AFOG-Community BINGO**

NO.	NAME	NO.	NAME
I	Mary E Shorty	23	Darlene Begay
II	Martha Yazzie	24	Gale Begay
01	Anna Dayea	25	Alice D. Horwood
02	Theresa Green	26	Johnny Thompson
03	Eva Green	27	Cynthia Thompson
04	Benny Slim	28	Fanny Thompson
05	[illegible]	29	Erdine Brown
06	Sharone Begay	30	[illegible]
07	Verlaine Sia	31	Ed Whitehorse
08	Aaron Begay	32	Sammy Blackgoat
09	Juanita Stevens	33	[illegible]
10	Cynthia Todea	34	[illegible]
11	Larry Bills	35	Darlene H Allen
12	[illegible]	36	Leandra Yazzie
13	Christina Hall	37	Perry Yazzie
14	Shawna Peters	38	Kalandra Yazzie
15	Johansen Wilson	39	Dionica Yazzie
16	Jaymi Begay	40	Delon Yazzie
17	Jarrison Gray	41	Keesha Yazzie
18	LYLE TABAHA	42	Jacqueline Yazzie
19	Brianna James	43	Helen A Chischilly
20	Sheena James	44	Tom Chischilly
21	Olivia Brown	45	Beulah Chischilly
22	Deon Winkestine	46	Cody Yazzie

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FREE BINGO FOR TSE' SI ANI COMMUNITY MEMBERS ONLY!

FREE BINGO FOR TSE' SI ANI COMMUNITY MEMBERS ONLY!

TSE' SI ANI CHAPTER ADMINISTRATION

(NAVAJO NATION)

MEETING SIGN-IN SHEET

Date: 18-Oct-13 Time: 6:00 p.m.

Purpose : **AFOG-Community BINGO**

	NO.	NAME	NO.	NAME
	I	Etta Patterson	23	Kingsley Yazzie
	II	Ella Begay	24	Lionel Whitner
	01	Helen Begay	25	Ken Bually Jr
50	02	Caroline Hawthorne	26	Niklas Begay
	03	Louise Begay	27	Kylie Sabala
	04	Mary Watchman	28	Beatriz Sabala
	05	Christine M. (Tsosie) Ashley	29	Robert Silver
	06	Cecila Anderson	30	Jerry Begay
55	07	Emma Silversmith	31	Latasha Silver
	08	Marilyn C. Yazzie	32	Alex Johnson
	09	Alfred Begay	33	Lamar Johnson [redacted]
	10	Adriana Yazzie	34	Herman Lonie
	11	Eric Smith	35	Breann Russell
60	12	Della Ruesendiz	36	Pam Lonie
	13	DeAlva Douglas	37	Robert Begay
	14	Laura Ashley-Roan	38	Nancy Tsosie
	15	Kathy Bually	39	Margaret Yazzie
	16	Gerald Gomez	40	Tiarra Yazzie
65	17	Jasmine Jones	41	Alvin blackgoat
	18	Laurenda Silversmith	42	Freddie J Nelson
	19	Kendall Gaddy	43	
	20	Annie Begay	44	
	21	Anishia Ress	45	
70	22	LISA JIM	46	

FREE BINGO FRO TSE' SI ANI COMMUNITY MEMBERS ONLY!

TSE' SI ANI CHAPTER ADMINISTRATION

(NAVAJO NATION)

MEETING SIGN-IN SHEET

Date: 10/2/2013 Time: 9:00 am

Purpose: AFOG Bingo Meeting.

NO.	NAME	NO.	NAME
I	Alvin Blackgoat	23	
II	Freddie Nels	24	
01	R Anthony	25	
02	Latulu Dan	26	
03		27	
04		28	
05		29	
06		30	
07		31	
08		32	
09		33	
10		34	
11		35	
12		36	
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15		39	
16		40	
17		41	
18		42	
19		43	
20		44	
21		45	
22		46	

Tse' Si Ani Chapter's AFOG Public Hearing

"Educate, Inform & Involve"

March 18, 2014

Tse Si Ani Chapter's Alternative Form of Government Public Hearing
"EDUCATE: Inform/Involve" – Council of District Representatives

March 18, 2014 @ 6:00 p.m.

FACILITATORS: ***Mr. Freddie J. Nelson, Chapter Vice President***
Ms. Laura Lee Yazzie, Chapter Manager

6:00 p.m.	Invocation
6:10 p.m.	AFOG: Council of Nitsahakees Bee Hoot'aal Executive Form of Governance (dissemination of AFOG brochures)
6:40 p.m.	Community AFOG Movie Night Discussion, Questions & Answers
9:45 p.m.	Benediction

Tse Si Ani Chapter AFO
(Movie Night)

March 18, 2014

at 6:00 p.m.

Tse Si Ani Chapter House

Free Food
Free Movie

Come Join Us!

Community Members Only!

FREE MOVIE FOR THE TSE' SI ANI COMMUNITY MEMBERS ONLY!

TSE' SI ANI CHAPTER ADMINISTRATION

(NAVAJO NATION)

MEETING SIGN-IN SHEET

Date: 18-Mar-14 Time: 6:00 PM

Purpose : AFOG - Movie Night

NO.	NAME	NO.	NAME
I	Ed Whitehorse	23	Martha Marie Holder
II	WauKeraMurPhy	24	Sharon Spencer
01	Kyler Tabaha	25	Jerry Spencer
02	Annika Tabaha	26	Caleb Hawthorne
03	Sonnis	27	+ Sylvan
04	Kim Smith	28	Kylee Hawthorne
05	Laurd O'Cates	29	Terri Smith
06	Dana Eldridge	30	Don Smith
07	Tristen Francisco	31	Beulah Chondhary
08	Sheldon Tsosie	32	Robin Tabaha
09	Josiah John	33	Evan Gray
10	Edmund Whitehorse	34	Makayla Gray
11	Deandrea Whitehorse	35	Charlene Hawthorne
12	Eva Green	36	[illegible]
13	[illegible]	37	Theresa Blue
14	Edwin Begay	38	Laura Lee Yazzie
15	Denessa Begay	39	Latisha Tabaha
16	Darlene Begay	40	Serena Yazzie
17	Helen Begay	41	[illegible]
18	Antone Yazzie	42	Raleigh Mann
19	Emmanuel Green	43	[illegible]
20	Victor Tsosie	44	Allan Blackgoat
21	Cody Yazzie	45	Freddie [illegible]
22	Dupshaw	46	R Hawthorne

NNOKA LUR

FREE MOVIE NIGHT FOR TSE' SI ANI COMMUINTY MEMBERS ONLY!

Tse' Si Ani Chapter's Government Regular Chapter Meeting Policy & Procedures And its Rules and Order

TSE SI ANI CHAPTER GOVERNMENT REGULAR CHAPTER MEETING POLICY & PROCEDURES AND ITS RULES AND ORDER

TSE SI ANI
CERTIFIED CHAPTER

I. ESTABLISHMENT

Pursuant to the Navajo Nation Local Governance Act 26, authorizing the Chapters to established and adopt a standard chapter meeting policy and procedures as a rules for conducting meeting as elected officials, and its meeting compensation under the Navajo Nation law.

II. PURPOSE AND OBJECTIVES

A. The purpose for the Tse Si Ani Chapter Meeting Policy is to ensure that all interested parties are represented and heard. The policy shall also ensure that all meeting documents are properly presented before the chapter membership and that meetings are conducted in an orderly and timely manner.

B. The purpose of the Tse Si Ani Chapter meetings (planning and regular) shall be to advocate for encouragement and promote community project support; and interact with other local governments.

C. Chapter Officials elected by the chapter membership to facilitate the conduct of chapter meetings and guide policy-making within the chapter. The administrative functions of the chapter government are to be left to the chapter employees. An individual may not serve as both a chapter official and chapter employee at the same time.

D. The objects of the chapter shall be:

1. Advocate for and ensure the local governments will enhance through a collaborative support.
2. Preserve and respect chapter membership's traditional and cultural values while integrating modern technology and government reform into the current chapter government system.
3. Study and evaluate ways to achieve accountability, represented and responsibility of local governance system.
4. Assess and develop ways to improve chapter capabilities for enhanced service delivery.
5. Provide encouragement and ways to assist local governance to enhance implementation of the Five Management System (FMS) as required by the Local Governance Act, N.N.C. 102.
6. Establish and maintain effective communications with local, state, federal, and other authorities on matters related to improving the health, safety and welfare of the Tse Si Ani Chapter.

III. MEMBERSHIP

A. The Chapter shall consist of chapter membership of Tse Si Ani Community.

B. Memberships shall consist of registered members of the Tse Si Ani Chapter, and shall vote on all matters pertaining to the chapter agenda;

TSÉ SI ANÍ CHAPTER P.O. Box 403 · Lupton, AZ 86508
P: (928) 688-2128 F: (928) 688-3150

ALVIN BLACKGOAT PRESIDENT | FREDDIE J. NELSON VICE PRESIDENT | REGAN R. HAWTHORNE SECRETARY/TREASURER | RAYMOND SMITH JR. COUNCIL DELEGATE | RANDALL COMB GRAZING OFFICIAL

IV. CHAPTER OFFICIALS' LEADERSHIP ROLE

A. The Chapter Officials will:

1. Work cooperatively with their respective local community membership and other private and government entities by providing timelines for tasks as they directly relate to the objectives set forth.
2. Establish and maintain a mutually partnership with the Navajo Nation programs, outside entities, and community members.
3. Advise, recommend and support resolution(s) to the Navajo Nation Council and its Standing Committees on community projects, funding, issues pertaining sovereignty, water rights, civil rights, and other matters pertaining to the welfare of each respective chapter membership.
4. Seek consultation with members of the Navajo Nation and other entities on funding matters related to the Tse Si Ani Chapter Operating Budget.
5. Recommend legislation that affects the Tse Si Ani Chapter government to the Navajo Nation, County, State and Federal.
6. Adopt Rules of Order for conducting chapter planning and chapter meetings.
7. Assist and encourage Tse Si Ani Chapter to continue its monitoring, coordination and cooperation of its Five Management Systems (FMA) and Community Land Use Plan (CLUP), and other applicable laws that applies as a local government subdivision.

V. MEETINGS, ORDER OF BUSINESS AND QUORUM

A. The Chapter Officials shall conduct one (1) planning and one (1) regular meeting every month, and one (1) special meeting; or any number of meeting contingent upon pertinent issues.

B. All Chapter official meetings shall be conducted within the Tse Si Ani Chapter boundaries. Any meeting(s) outside the Chapter boundary must be approved by a majority vote of the chapter membership at a regular scheduled chapter meeting.

C. The Chapter officials shall conduct their meetings in accordance with the Rules of Order adopted by the Chapter Officials and membership in which there will be the following order of business on the agenda:

1. Call meeting to order
2. Invocation
3. Roll Call
4. Introduction
5. Review and adopting agenda
6. Review and adopting the last meeting minutes
7. Reading and adopting the chapter financial report
8. Presentation(s) or report(s)
9. Unfinished Business

10. New Business
11. Announcements
12. Next meeting/benediction/adjournment

VI. CHAPTER OFFICIALS' DUTIES AND RESPONSIBILITIES

A. The Chapter President will:

1. Preside and maintain order over chapter meetings. All chapter meetings shall be conducted according to the standard order of business, pursuant to Section 1003 of this Act.
2. Consult with the Chapter Vice President, Secretary/Treasurer, Council Delegate and Chapter Manager in preparation of the agenda for each chapter meeting. If applicable, the President shall also consider proposed agenda items from the planning meeting.
3. To keep meeting in an orderly manner, assign other chapter meeting functions to the Vice President and Secretary/Treasurer. Shall remind all community members of the meeting procedures, i.e. having a chapter member say their name and his/her purpose of address for the record, and state his/her name as a motion or second to the action item(s), to ensure taping of the meeting is recorded with correct information.
4. Provide all community members equal opportunity to speak on issues before the Tse Si Ani Chapter.
5. Recommend the establishment of an appointment to the standing and special committees of the Chapter to the membership for approval.
6. Certify all official documents, such as resolutions approved by the chapter membership.
7. Adjourn or postpone a chapter meeting in the event of:
    a. Lack of a quorum
    b. Disorder at the meeting
    c. Unforeseen emergency
8. When a chapter meeting is adjourned or postponed, the Chapter President shall provide notice to the chapter membership as to the time and place of the next or continued chapter meeting.
9. Vote in case of a tie.
10. Call an emergency or special meeting.
11. Follow-up with tribal, federal and state governments or their agencies on resolutions, ordinances, recommendation, proposal and projects of the Tse Si Ani Chapter.
12. Verify claim forms submitted by the chapter officials. For the Chapter President, the Vice President or Secretary/Treasurer shall verify the form. Disbursement shall be based upon the chapter budget and availability of funds.

B. The Vice President will:

1. Automatically assume the duties and responsibilities of the Chapter President in the absent of the President during the chapter meetings.

2. In the event of an unforeseen situation, assume delegated duties and responsibility of the President for a reasonable time period.
3. Assist the Chapter President and Secretary/Treasurer in preparing the agenda.
4. Represent the Tse Si Ani Chapter at meetings of which the Chapter has interest.
5. Support and assist the Chapter President and Secretary/Treasurer in carrying out the decisions of the Chapter and not act to frustrate those decisions.
6. Assist the Chapter President and Secretary/Treasurer to read the chapter meeting agenda.
7. Assist the Chapter President and Secretary/Treasurer for counts of favor or opposed to the action items discussed for the proper recording and documentation.
8. Assist the Chapter President and Secretary/Treasurer with the taping of the meeting to the end of the meeting by ensuring the tape recording machine is working and recording supplies are available.

C. The Secretary/Treasurer will:

1. Maintain complete and accurate records of the chapter meetings and activities, and provide written information when called upon.

2. Assist the Chapter President and Vice President in preparing the agenda.

3. In consultation with the Chapter Officials and the Chapter Manager, prepare and finalize resolutions, proposal, letters, and other important documents for distribution to appropriate entities.

4. Take minutes of the planning and chapter meetings, and record in detail all resolutions, votes and other official actions of the Tse Si Ani Chapter. Discussion of all action items shall be recorded with a tape recording machine.

5. Follow-up with the Chapter President and Vice President on all referral of resolution, proposals, correspondence and other related issues.

6. Represent the Tse Si Ani Chapter at meetings of which the Chapter has an interest.

7. To provide all financial reports to the chapter membership at a duly called chapter meeting.

8. Keep records of meeting claims, attendance and payment of chapter officials.

9. In consultation with the Chapter Manager, all pertaining documents for compensation will be submitted when meeting is completed the day of the chapter meeting.

10. Within 24 hours after the date of the chapter meeting, the meeting minutes will be submitted, and all other official action, resolutions, other official documents finalized will be submitted within ten (10) working days.

VII. COMPENSATION

A. The chapter membership meeting attendance shall be compensated based on the annual budget and availability of funds for the planning and regular chapter meetings. The presiding Chapter President shall verify attendance of the chapter membership.

B. Ensure accountability as Chapter Officials, an official member must be in attendance for the entirety of the said meeting and ¾ of the agenda items is presided as official action before compensation is disbursed.

C. The claim forms, meeting cover sheet, sign-in sheet and proposed agenda shall be submitted to the Chapter Administration staff to verify attendance.

VIII. PROCEDURAL RULES FOR MOTION

A. The Tse Si Ani Chapter may adopt standard rules for conducting planning and regular chapter meetings.

B. The approval or amendments to the agenda, minutes, reports and resolution(s) shall be done in the following manner:

1. Upon presenting the agenda, minutes, report(s), resolution(s), and/or issues(s) of the agenda, the Chapter President shall request a motion to accept the matter before the chapter membership and recognize a second to the main motion.
2. Upton receiving a motion and a second to the motion the Chapter President shall provide an opportunity to the chapter membership to address the matter.
3. Any member of the Chapter may propose an amendment to the main motion, which would require a second. The chapter membership shall vote on the proposed amendment. If the amendment passes, it shall take precedence over the part of the main motion subject to proposed amendment. Only one motion to amend the main motion shall be on the floor.
4. Any chapter member may propose to table the legislation or issue before the floor. The motion to table the matter shall be seconded and voted on. If the tabling motion passes, it shall take precedence over other motions.

C. The Chapter President, Vice President and Secretary/Treasurer are prohibited from making main and second motions.

IX. SUBMITTING RESOLUTION(S) FOR TSE SI ANI CHAPTER MEETINGS

All resolutions brought before the Tse Si Ani Chapter must be placed on the Chapter planning meeting agenda. At the planning meeting, the Chapter Secretary/Treasurer will post all reviewed resolutions to the Tse Si Ani Chapter regular meeting agenda. No resolutions may be called from the floor at the regular chapter meeting, except in cases of extreme emergencies. The Chapter President shall decide if such a resolution warrants emergency action and place the resolution on the chapter agenda.

Chapter's Meeting Rules and Order

TSE SI ANI CHAPTER GOVERNMENT MEETING RULES OF ORDER

TSE SI ANI

Pursuant to 26 N.N.C., Section 1001 (A-I), Duties and Responsibilities of Chapter Officials; Section 1002 (A-C); Meeting; Meeting Notice Requirements; Compensation of Chapter Officials; and Section 1003 (A-D); Order of Business, the Rules of Order have been prepared to ensure an orderly and efficient progression of the Tse Si Ani Chapter.

Rule 1. Chapter President and Vice President's Duties

The Chapter President, or in the absence of the Chapter President, the Vice President shall preside over the chair. The preside chair shall preserve order, decide points of order, vote in the case of a tie, recognize chapter membership, coordinate voting, tally total vote counts, announce voting results, sign chapter officials' documents, as well as ensure the orderly progression through chapter agenda items. Additionally, the presiding chair shall monitor how many items have been tabled, limit those to no more than three (3) at a time, and initiate the removal of items from tabled status.

Rule 2. Community and their Representatives Duties

The community membership shall be appointed by the Chapter President to assist in the development of amendments and other issues of concerns that are properly presented before the Tse Si Ani Chapter.

Rule 3. Quorum to Conduct Business

A quorum to conduct official chapter business shall consist of 15-registered chapter members to conduct official chapter business. A physical count of those present shall prevail if all chapter memberships are presented.

Rule 4. Agenda

The approved agenda items shall all be considered with no additional components added. The Chapter President shall recognize a motion and second to accept the agenda.

Rule 5. Reading into the Record

Items under consideration shall be read into the record before a motion and second is recognized. If the item has been amended, the specific sections, which have been amended, shall be read into the record as a "second reading."

Rule 6. Motions

The approval of amendments to the agenda, minutes, report(s) and resolution(s) under old and new business of the agenda shall be done in the following manner:

Upon presenting the agenda, minutes, report(s), resolution(s) and/or issue(s) of the agenda, the Chapter President shall request a motion to accept the matter before the chapter membership and recognize a second to the main motion.

A. **Motion and Second.** The Chapter President shall recognize a motion and second to address each item on the agenda. Thereafter, the Chapter President shall provide an opportunity to the members

ALVIN BLACKGOAT PRESIDENT | FREDDIE J. NELSON VICE PRESIDENT | REGAN R. HAWTHORNE SECRETARY/TREASURER | RAYMOND SMITH JR. COUNCIL DELEGATE | RANDALL COMB GRAZING OFFICIAL

of the chapter to address the matter before the chapter membership to debate the item consistent with Rule 7.

B. **Amendment to the Main Motion**. A chapter membership may propose an amendment to the main motion, so long as it receives a second and does not substantially alter the main motion. The chapter membership shall vote on the proposed amendment motion. If the amendment motion passes, it shall take precedence over the main motion, and a debate and vote shall occur prior to returning to the main motion. Only one motion to amend shall be considered at a time.

C. **Tabling Motion**. A chapter membership may propose a tabling motion on legislation or issue before the Chapter, so long as it receives a second, and includes a specific directive on when it will be taken up again during the chapter meeting. The motion to table the matter shall be seconded and voted on. Tabling items to another date is acceptable. The tabling motion shall take precedence over all other motions on that item. Items not removed from "tabled" status shall expire at the close of the chapter meeting. Tabling is not subject to debate.

D. **Recall Motion**. A chapter membership may propose an item be recalled so long as that person previously voted with the prevailing side on that item. Any membership may second the motion. Items shall only be subject to one recall, unless the item under recall consideration has been amended. A motion to recall shall only be considered when no other motion is pending. Chapter membership who previously exhausted their rights to the item under consideration shall not be permitted to speak on that item again once it is recalled.

E. **Request for Information, Cease Debate, Recess or Adjourn Motions**. A chapter membership may motion to request for information, cease debate, recess or adjourn the meeting.

F. **Point of Order Motion**. A chapter membership may raise a "point of order" if a chapter membership is speaking to an item not properly before the chapter officials, or other Rules of Order have been violated. It must be immediately raised. It is not subject to debate. The chapter membership may interrupt another representative, the Chapter President, or a vote in progress to raise a point of order. The Chapter President shall immediately rule upon the point of order.

G. The Chapter President, Vice President and Secretary/Treasurer, at a duly called chapter meeting, are prohibited from making main motions and a second motions on substantive and administrative matters. They may make motions and second motions during the planning meeting ONLY!

Rule 7. Debate

Debate is limited to five (5) minutes per agenda item, and at that time, the Chapter President shall call for the vote. A motion and a second shall commence a debate on an item. Immediately upon receiving a motion and second, chapter membership wanting to speak to an item shall so indicate by a raise of hands. At this time, the opportunity to indicate a desire to debate shall close. Once recognized by the Chapter President, a chapter membership may speak to the item for three (3) minutes. No chapter membership shall debate an item more than once, unless she/he has expressly reserved a portion of her/his three (3) minutes.

Rule 8. Voting

A. **In Favor or Opposing**. All chapter membership shall vote in favor of or oppose each item under consideration. There shall be no "abstention" votes.

B. **Vote Required**. A majority vote of all the votes physically counted shall cause a motion to pass.

Tse' Si Ani Chapter Code of Conduct

TSE SI ANI CHAPTER CODE OF CONDUCT

TSÉ SÍ ANÍ
CERTIFIED CHAPTER

I. The Basic Tenets

Each of the chapter officials are required to observe the highest standards of honesty and integrity in dealings with each other, others in the business community, internal and external stakeholders. The principles and policies that follow, and those policies found in the Tse Si Ani Chapter Employee Handbook, define those responsibilities.

II. A Description of Ethics, Values and Integrity

Ethics: In this context, ethics defines what is right and wrong, good and bad, acceptable and unacceptable. Ethics define our moral obligations to all those with whom we interact, to the Tse Si Ani Community, and to all stakeholders. Our ethics and values are the principles of conduct governing each of us as individuals and as a sub-government of the Navajo Nation, and they conform to accepted proper professional and personal standards of conduct as well as "public policy," using the legal term and morale definition of a "reasonable person."

Values: Values are our belief system. They are what we believe to be fundamentally important to the Tse Si Ani Chapter in terms of how we conduct ourselves and the chapter's business. They are the personal and professional characteristics that form the bedrock and foundation of our chapter.

We Value:

Accountability, transparency and integrity, and we do not accept obfuscation, evasiveness, and half-truths meant to mislead or, even worse, to deceive.

Personal responsibility for what happens right and what happens wrong and we do not accept hiding behind the chapter or team accountability.

Personal and organizational integrity to be counted on to do what is right because it is right versus finding the self-serving solution.

Creativity and innovation – finding new ways to accomplish the chapter's mission rather than repeating what used to work yesterday or in the past.

We love the messenger – the person who brings us problems. We love the person who challenges the status quo, and takes prudent risks. We reward the prudent risk-taker who has the fortitude change what needs to be changed and to report what needs to be acted upon and addressed.

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Integrity: Integrity refers to an unwavering adherence to a high standard of personal conduct, beliefs, or set of values in all activities and under all circumstances. Integrity precludes resorting to hedging, quibbling, evasive or misleading behavior, or statements.

III. Areas to Which the Code of Conduct Applies

Tse Si Ani Policies, Procedures, Compliance and Navajo Nation Laws: Tse Si Ani Chapter Officials and Staff are expected to obey all federal, state and Navajo Nation laws in their personal lives and in meeting their responsibilities as members of the staff of the Tse Si Ani Chapter. This includes adherence to laws and public policy prohibiting sexual or other forms of harassment or discrimination. More importantly, we are expected to follow the spirit of the law – its principles and intent – even more than the letter of the law.

Conflicts of Interest

All chapter decisions, activities and affiliations are to be undertaken in the best interest of the Tse Si Ani Chapter, a sub-government of the Navajo Nation, and the public good without the possibility of creating a hint or the perception of impropriety. In this regard, we are not meant to look after the best interest of any single person, stakeholder, or constituent, but rather the chapter's mission and principles, a concept we call "first loyalty" to the chapter's mission and principles.

Gifts and Special Treatment: Transactions between the Tse Si Ani Chapter and outside organizations that includes or appear to include an unusual gain, favors, gifts, special price breaks, kickbacks or other individual benefits to chapter officials and staff is not allowed.

Employment of Relatives: This is permitted provided that the relationship is fully disclosed and arm's length, with no favorable treatment, and subject to the same screening and employment standards of others. In addition, relatives may not work in a direct reporting relationship or deal with the confidential information relating to each other. In the Navajo traditional aspect of ke', everyone is related by a clan system.

Books and Records: The books and records will be maintained in a manner that accurately reflects all Tse Si Ani Chapter financial transactions, performance history and activities. Falsification of the Chapter's records, regardless of motive is strictly prohibited, including personal and organizational accountability for end-results, total transparency from the standpoint of accurately reflecting "what happened", and integrity in the process in that it fits together and makes sense. Falsification, obfuscation, or intent to deceive or mislead through the chapter's records, regardless of motive, is unacceptable.

Zero Tolerance: All breaches of ethical conduct will have a measured response based on the nature of the offense, 100% of the time. This does not mean automatic removal, but it does

mean a full investigation, and if found guilty, a punishment equal to the nature of the offense, including civil or criminal prosecution if warranted.

Personal Behavior: This requires treating each other with respect and dignity; telling the truth, without quibbling or evasive statements; making decisions and taking action using the highest standards of honesty and ethics. It means listening to each other, respecting each other's ideas and respecting and honoring the diversity of opinions. Personal behavior also includes appropriate actions to maintain a business atmosphere.

IV. FRAUD ASPECTS OF THE CODE OF CONDUCT

Tse Si Ani Chapter's position on fraud, misappropriation and similar acts is one of zero tolerance. These acts may result in a pending and internal or legal review of the facts. We also believe that we are duty-bound by our obligations to each other and to the constituents to prosecute illegal acts and to require restitution, in the belief that it is not appropriate to allow the Chapter to suffer the consequence of acts of malfeasance or misfeasance by the chapter officials.

We also believe that we are duty-bound to pro-actively find and report such acts – that this is not a passive injunction, but rather an obligation.

We also believe that these actions are the person responsibility of each chapter official or the staff, regardless of position. That is, each of us is positively and proactively required to recognize and report fraud and related areas of misbehavior, and that the Tse Si Ani Chapter is responsible for the investigation and resolution of issues related to suspected fraud, embezzlement, misappropriation of chapter funds, and other similar irregularities.

Fraud also includes performance reports intended to mislead or deceive, whether or not the fraudulent reports result in payments based on a performance-based compensation plan. The list is not inclusive but intended to be representative of situations involving fraud. Fraud may be perpetrated not only by Chapter employees, but by agents and outside parties as well. All such situations require specific action by the Tse Si Ani Chapter.

The responsibility for detecting fraud in the Tse Si Ani Chapter Administration is that of every member of the Tse Si Ani Chapter staff, but in particular, the Chapter Secretary/Treasurer, who may delegate such responsibilities for managing this aspect of the Chapter's principles, policies and procedures, or practices. The Tse Si Ani Chapter Manager bears the primary responsibility. The Chapter Officials bears equal personal responsibility.

V. Responsibilities of the Chapter Staff, Investigation Procedure, and Disciplinary Measures

All Chapter Staff Members: Every chapter staff member has an ethical obligation to report breaches of this Code of Conduct without a misguided loyalty to any person who abuses the policies and procedures. Loyalty to an individual who would put the chapter's reputation in jeopardy and do harm to other chapter employees is a profoundly misguided act. If no action is

taken upon reporting a violation, the chapter staff member should make the report to the next level of management.

Retribution: It is a violation of this Code of Conduct and chapter policy as well as public policy to intimidate or impose any form of retribution on an employee or agent who utilizes reporting procedures in good faith to report suspected violations.

Ethics Committees: There is a Navajo Nation Division of Public Safety, Criminal Investigation Section, and the Navajo Nation Ethics & Rules Office, each with explicitly assigned responsibilities and the authority to act on the Tse Si Ani Chapter's behalf, subject to the explicit grant of authority by the Tse Si Ani Chapter Officials.

Disciplinary Measures: Chapter Manager, Supervisors, and the Chapter Officials, each subject to explicit grants of authority, will determine whether violations of the Code or the spirit or intent of the Code have occurred. If so, the individuals will determine the appropriate disciplinary measures to be taken. The disciplinary measures may include counseling, oral or written reprimands, warnings, probation or suspension, demotions, reduction in salary, termination of employment, required restitution and the filing of appropriate civil or criminal charges. Restitution will be required in all cases.

People Subject to Disciplinary Measures: The violator, others involved in the wrongdoing such as people who fail to use reasonable care to ensure the violation does not happen in the first place, people who should but fail to detect a violation, people who withhold material information regarding a violation, and supervisors who approve or condone the violations or attempt to retaliate against employees or agents for reporting violations or violators.

Loyalty is critically important to the principles and mission of the Tse Si Ani Chapter, but not to a single person or chapter official. If no action is taken upon reporting a violation, the chapter staff member is obliged to report the incident to the next level of management.

Whistle-Blowing: This Code of Conduct requires whistle-blowing and a failure to report incidents of fraud or major related incidents is cause for disciplinary action. Or society attaches a stigma to whistle-blowing or being a "tattle tale," an inappropriate position which compromises and demeans the integrity of the Tse Si Ani Chapter, and which puts an unfair and inappropriate burden on the other people in the chapter administration. Said very specifically, each of us has a pro-active obligation to recognize and report fraud or related breaches of ethical conduct.

VI. Investigation of Violations

If Tse Si Ani Chapter receives information regarding an alleged violation of this Code (such as sexual harassment, fraud or similar actions), the Chapter Manager and/or the individual authorized to investigate alleged violations will:

- Evaluate such information as to the credibility and gravity of the allegations;

- Undertake a formal investigation;
- Prepare a report of the investigation results with recommendations as to the disposition of the issue;
- Disclose results to Navajo Nation Law Enforcement Agencies if warranted by the nature of the violation;
- Ensure a complete resolution of the event in a timely manner.

Persons Responsible

The Tse Si Ani Chapter Officials have an explicit obligation to set the moral tone of the chapter administration. The Chapter Officials will accomplish this by assigning explicit responsibilities to the Chapter President, who will establish and communicate this Code of Conduct and expected standards to the Chapter Manager, as well as to every single person in the chapter administration. Chapter staff members are obliged to report breaches. The Navajo Nation White Collar Crime Unit and the Ethnics & Rules Office are responsible to investigate, resolve and close each incident. Each person on the chapter administration staff, other managers and supervisors, and all others have explicit responsibilities for recognizing, reporting, and otherwise responding to such issues.

TSE SI ANI CHAPTER CODE OF CONDUCT

Ethics relate to professional principles and standards of conduct based on the values of the Tse Si Ani Chapter and Community. Primarily the following values:

- Accurate, trustworthy, and fair dealings with the elected officials, chapter staff, and all stakeholders.
- Integrity of performance reports and all chapter business processes which are clear, concise and correct.
- Respect for each other.
- Never disparage competitors or competitive destinations.
- The absence of intent to deceive or obfuscate through omission, quibbling, half-truths, technicalities or evasive statements.
- Taking direct accountability for what goes right and what goes wrong.

A **Pledge of Professional Conduct**:

- Constructive creative conflict faces into controversial issues with good faith and constructive disagreement and push back against convention and the *status quo*.
- The concept means that the chapter officials' first loyalty is to the chapter's mission and principles of Tse Si Ani government, not to a single person, idea or constituent.
- One Voice: Decisions will be made by teams and will involve compromise. However, once made, assuming principles are not compromised and the authority to make the decision is assured, the individual owns the decision. Support it from that point onward.

As a professional, I acknowledge and agree to honor my ethical obligations to my colleagues, stakeholders, business partners, constituents, and to the public. I promise to comply with the Tse Si Ani Chapter's Code of Conduct, to treat everyone fairly and with dignity. I promise to go beyond the letter of the Tse Si Ani policies, and the law and conform to the spirit and intent as well. I promise to take personal accountability for what I do right and wrong. And I promise not to take credit for the work of others but rather to freely give credit and honor the contributions of others. I also promise to:

- Conduct myself in a manner which reflects great credit on Tse Si Ani Chapter, my colleagues, the constituents and myself.
- Speak the truth with no intent to deceive or mislead by technicalities or omissions.
- Ensure my performance reports are accurate, honest and include progress, problems, and plans.
- Refrain from behavior that harms the community member's perception of the Tse Si Ani Chapter.
- Honor all agreements I make with colleagues and stakeholders.
- Avoid actual or perceived conflicts of interest and, if in doubt, to openly disclose and discuss my concerns.
- Take personal responsibility for recognizing and reporting breaches of the Code.

- Discharge my responsibilities with dedication to achieving the Tse Si ANi Chapter's mission and in line with the Chapter's principles.
- Serve all Tse Si Ani constituents of the community impartially, and provide no special privilege to an individual constituent or organization.
- Not to accept special personal compensation from an individual constituent beyond the limitations established by principle or policy, which include full disclosure and arm's length dealings.
- Comply with all levels of Navajo Nation governmental regulations and policies and procedures concerning lobbying and political activities, using only legal, ethical and moral means when attempting to influence legislation or regulations affecting the Tse Si Ani Chapter or the convention and visitor industry.
- Disclose information that belongs in the public domain freely and completely but protecting that information which is confidential (generally related to chapter business plans, activities, and personal information relating to character and competence of community people within the Tse Si Ani Chapter or stakeholders. Compensation information relating to the leadership team is meant to be in the "open book" category.
- Issue no false or deliberately misleading statements or advertisements concerning the Tse Si Ani Chapter, or any other Navajo Nation entities, or the convention and visitor industry to the media, the public or any other persons, either affiliated with or unrelated to the convention and visitor industry.
- Actively encourage diversity of thought and background through the inclusion of qualified people from diverse backgrounds, including ethnic or racial minorities, women, and refuse to engage in and or sanction discrimination on the basis of race, gender, age, religion, national origin, sexual orientation, physical appearance, or disability.
- Refuse to engage in and or sanction activities for personal gain at the expense of the Tse Si Ani Chapter.
- Strive to build collaborative relationships with other Navajo Nation chapter communities and others for the advancement of the profession of destination management.

I have read, understand, and agree to abide by this Code of Conduct as a Tse Si Ani Chapter Official.

Signed by: _____ Date: _____

Printed Name: _____

List of Motions
In
Order of Precedence

The motions listed are in order of precedence such that the first one has to be dealt with before the last one.

To do this:	You say this:	May the speaker be interrupted?	Do you need a second?	Discussion?	Can it be amended?	What vote is required?
Set time for next meeting	I move that we meet again at...(time and place)	No	Yes	No	Yes	Majority
Adjourn the meeting	I move that we adjorn.	No	Yes	No	No	Majority
Call an intermission	I move that we recess for...	No	Yes	No	Yes	Majority
Complain about hear, noise, etc.	I rise to a question of privilege	Yes	N	No	No	None
Temporarily postpone discussion of a motion	I move to table the motion	No	Yes	No	No	Majority
End debate (and amendments)	I move that we close debateand vote on the motion.	No	Yes	No	No	2/3.
Set a time limit for debate	I move that debate belimitedto...	No	Yes	No	Yes	2/3.
Postpone discussion for a certain time	I move to postpone the discussion until...	No	Yes	Yes	Yes	Majority
Study an issue more closely	I move to refer the matter to committee	No	Yes	Yes	Yes	Majority
Change the wording of amotion (or amendment)	I move to amend the motion by	No	Yes	Yes	Yes	Majority
Postpone discussion indefinitely	I move that we postpone this matter indefinitely.	No	Yes	Yes	No	Majority
Introduce new business (main motion)	I move that...	No	Yes	Yes	Yes	Majority

Below, there is no order among the motions, but each is dealt with as it arises.

To do this:	You say this:	May the speaker be interrupted?	Do you need a second?	Discussion?	Can it be amended?	What vote is required?
Protest breach of rules or conduct	I rise to a point of order	Yes	No	No	No	None
Protest a ruling of the chair	I appeal from the chair's decision	Yes	Yes	Yes	No	Majority
Request information/Parliamentary procedure inquiry	I rise to ask for information (or make a parliamentary inquiry)	Yes	No	No	No	None
Suspend the rules temporarily	I move to suspend the rules so that...	No	Yes	No	No	2/3.
Discuss a matter previously tabled	I move to take from the table	No	Yes	No	No	Majority
Mover of motion wishes to withdraw it	I'd like to withdraw my motion	No	No	No	No	Majority
Reconsider a hasty action	I move that we reconsider the vote on...	Yes	Yes	only if original motion allowed it	No	Majority
Eliminate a previous meeting's motion	I move that we recind...	No	Yes	Yes	Yes	2/3.
Close nominations	I move nominations be closed	No	Yes	No	Yes	2/3.
Re-open nominations	I move nominations be re-opened	No	Yes	No	Yes	Majority
Avoid considering an improper matter	I object to consideration of this matter	Yes	No	No	No	2/3.

Office of Legislative Counsel
Telephone: (928) 871-7166
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Honorable LoRenzo Bates
Speaker
23rd Navajo Nation Council

MEMORANDUM

TO: Honorable Alton Joe Shepherd
Navajo Nation Council

FROM: Rhonda L. Tuni
Office of Legislative Counsel

THRU: Levon Henry, Attorney
Office of Legislative Counsel

DATE: June 9, 2016

SUBJECT: AN ACT RELATING TO RESOURCES AND DEVELOPMENT; APPROVING ALTERNATIVE FORM OF GOVERNMENT MODEL PROPOSED BY TSE SI ANI CHAPTER, ENTITLED "TSE SI LEGISLATIVE COUNCIL OF NITSAHAKEES BEE HOOT'AAL AND TSE SI ANI CHAPTER EXECUTIVE FORM OF GOVERNANCE"; AND REFERENDUM ELECTION RECOMMENDED

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge. Please ensure that his particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION

LEGISLATION NO: _0188-16__ **SPONSOR: Alton Joe Shepherd**

TITLE: An Action Relating To Resources and Development; Approving Alternative Form Of Government Model Proposed By Tse Si Ani Chapter, Entitled "Tse Si Legislative Council 0f Nitsahakees Bee Hoot'aal And Tse Si Ani Chapter Executive Form Of Governance"; And Referendum Election Recommended

***Date posted*: June 09, 2016 at 3:48 PM**

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. *§374 et. seq.*

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0188-16

SPONSOR: Honorable Alton Joe Shepherd

TITLE: An Action Relating to Resources and Development; Approving Alternative Form of Government Model Proposed by Tse Si Ani Chapter, Entitled "Tse Si Legislative Council of Nitsahakees Bee Hoot'aal and Tse Si Ani Chapter Executive Form of Governance"; and Referendum Election Recommended.

Posted: June 9, 2016 at 3:48 pm

5 DAY Comment Period Ended: June 14, 2016

Digital Comments received:

Comments Supporting	**1. Regan Hawthorne – Tse Si Ani Chapter – Secretary/Treasurer - reganh54@gmail.com**
Comments Opposing	***None***
Inclusive Comments	***None***

Latanya Bitsuie

Policy Analyst
Office of Legislative Services

6/15/16 9:45am

Date/Time

0188-16

DELETE REPLY REPLY ALL FORWARD

mark as unread

Regan Hawthorne <reganh54@gmail.com>
Wed 6/15/2016 3:29 PM

To: comments;

This legislation needs to receive approval to affirm the authority of the local chapter in its own affairs. The alternative governance form presented here is both unique and traditional in that it demands a localized participation to be effective.

The community voters elect, from their respective districts, a representative who then participates in a Council, pursuing concerns and needs of the districts.

The community voice is not stifled, a genuine grass roots governing body is established and the community increases capacity through ownership of the legislative arm of local chapter government.

This item has been presented at public hearings in accordance with NNC 26; the community has passed an approving resolution, and the entire model has received a positive review from the Navajo Nation DOJ.

The approval of this legislation is strongly urged.

REGAN HAWTHORNE
Tse Si Ani Chapter
Secretary/Treasurer

5058706909

RESOURCES AND DEVELOPMENT COMMITTEE
23rd NAVAJO NATION COUNCIL

SECOND YEAR 2016

COMMITTEE REPORT

Mr. Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

LEGISLATION # 0188-16: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; RECOMMENDING ALTERNATIVE FORM OF GOVERNMENT MODEL PROPOSED BY TSE SI ANI CHAPTER, ENTITLED "TSE SI ANI LEGISLATIVE COUNCIL OF NITSAHAKEES BEE HOOT'AAL AND TSE SI ANI CHAPTER EXECUTIVE FORM OF GOVERNANCE"; AND REFERENDUM ELECTION RECOMMENDED
Sponsor: Alton Joe Shepherd

Has had it under consideration and approved the legislation with the following amendments:

Amendment #1: Page 1, Line 22 and Page 2, Line 7, correct the spelling of "Tse Si Ani".

Amendment # 2: Page 1, Line 10, 26 and Page 2, Line 5, Change language "approving" to "recommendation".

(Motion: Jonathan Perry Second: Walter Phelps Vote: 3-0-1 (CNV))

And thereafter the Committee approved the legislation.

Respectfully submitted,

Benjamin Bennett, Vice-Chairperson
Resources and Development Committee
of the 23rd Navajo Nation Council

Date: June 28, 2016
Main Motion: Alton Joe Shepherd
Second: Benjamin Bennett