

RESOLUTION OF THE
NAABIK'ÍYÁTI' STANDING COMMITTEE
24th NAVAJO NATION COUNCIL -- Second Year, 2020

AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE; CONFIRMING THE RE-APPOINTMENT OF FERN BENALLY AS A REPRESENTATIVE OF THE FOREST LAKE CHAPTER TO THE BLACK MESA REVIEW BOARD

SECTION ONE. AUTHORITY

- A. Pursuant to 2 N.N.C. § 701 (A)(1) the Naabik'íyátí' Committee has the authority to grant final confirmation of appointments to boards, commissions and colleges unless otherwise provided in law.
- B. The appointments to the Black Mesa Review Board as made by the respective Chapters require confirmation by the Naabik'íyátí' Committee. 2 N.N.C. § 903 (B),

SECTION TWO. FINDINGS

- A. The purpose of the Black Mesa Review Board shall be to advocate for fair and just compensation for Navajo families within the five Navajo Nation Chapters whose socio-economic and environmental interests are adversely affected or impacted by coal mining and related operations of Peabody Western Coal Company. 2 N.N.C. § 902.
- B. The Board shall include one member who shall be appointed by the Forest Lake Chapter. 2 N.N.C. § 903 (A).
- C. The Naabik'íyátí' Committee appointed Fern Benally as the Forest Lake Chapter representative on the Black Mesa Review Board in 2015. See **Exhibit B**.
- D. The Forest Lake Chapter has requested to re-appoint Fern Benally as the Chapter member for the Black Mesa Review Board. See **Exhibit A**.

- E. Within 30 days of appointment, each Board appointee shall be presented to the Naabik'iyáti' Committee for confirmation. Such confirmation to be for four years commencing upon administration of oath of office. 2 N.N.C. § 903 (B).
- F. Any Board member may be appointed for consecutive terms, but shall be limited to two consecutive terms. 2 N.N.C. §903 (H).

SECTION THREE. CONFIRMING APPOINTMENT

The Naabik'iyáti' Committee of the Navajo Nation Council hereby confirms the re-appointment of Fern Benally as the Forest Lake Chapter representative to the Black Mesa Review Board for a term of four (4) years.

CERTIFICATION

I, hereby certify that the foregoing resolution was duly considered by the Naabik'iyáti' Committee of the 24th Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 12 in Favor, and 00 Opposed, on this 13th day of February 2020.


Honorable Seth Damon, Chairman
Naabik'iyáti' Committee

Motion: Honorable Daniel E. Tso
Second: Honorable Rickie Nez

Chairman Seth Damon not voting



FOREST LAKE CHAPTER

P.O. BOX 441
HIGHWAY NAVAJO ROUTE 41
PINON ARIZONA 86510-0441
PHONE: 928-677-3252 if busy 928-677-3347
FAX: 928-677-3320

Council Delegate, Jimmy Yellowhair
President, Fern Benally
Vice-President, Rapheal Boy
Secretary/Treasurer, Brenda White
Grazing Representative, Irene Begaye
Community Services Coordinator, Ella Mae Benally

EXHIBIT

A

Jonathan Nez
PRESIDENT

Myron Lizer
VICE PRESIDENT

RESOLUTION OF THE FOREST LAKE CHAPTER

Resolution #FLC-19-09-002

REQUESTING THE NAVAJO NATION COUNCIL TO REAPPOINT FERN BENALLY TO SERVE ON THE BLACK MESA REVIEW BOARD AS REPRESENTATIVE OF FOREST LAKE CHAPTER FOR ANOTHER TERM PREFERABLY 4-YEARS

WHEREAS:

1. Pursuant to the Local Governance Act, 26 N.N.C., Chapter 1, Sub-Chapter, Section 3 (a) the Forest lake Chapter is continued as a certified Chapter of the Navajo Nation by the Navajo Nation Council Resolution number CAP-34-98; and
2. Pursuant to Chapter 1, Section 131 (1) (2), of the same Act, the Chapter has the responsibility and authority to promote, protect and preserve the interest and general welfare including the safety of it community, people, programs, property, etc.; and
3. The Forest Lake Chapter is aware of multiple adverse impacts created by Peabody Western Coal Company's mining activities and the Black Mesa Review Board members actively advocate in addressing issues and concerns related to environmental impacts affecting the people such as striping mining land reclamation, soil conservation, and the potential economic impact of imminent Peabody's Kayenta Mine closure; and
4. For decades, the Peabody Coal Company's mining operations had incurred adverse impacts on the people within the immediate mining area and beyond; the Black Mesa Review Board members represent five chapter (Forest Lake, Black Mesa, Kayenta, Shonto, Chilchinbeto) within and surrounding areas; and
5. It is in the best interest of The Forest Lake Chapter to retain Fern Benally who is the current BMRB representative for another term.

NOW THEREFORE IT BE RESOLVED:

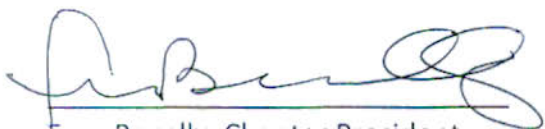
1. The Navajo Nation Council to reappoint Fern Benally to serve on the Black Mesa Review Member as representative of the Forest Lake Chapter for another 4-year term

CERTIFICATION

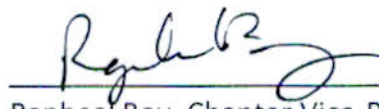
We hereby certify that the foregoing resolution was duly considered by the **Forest Lake Chapter** at a duly called meeting in Forest Lake (Navajo Nation), Arizona at which a quorum of the Chapter members was present and that the same was passed by a vote of 14 in Favor, 0 Opposed, and 10 Abstentions this 19th day of September 2019.

Motion by: Donald Chee

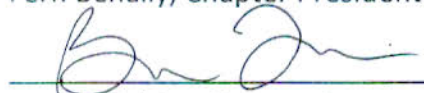
Second by: Molita Ruggs



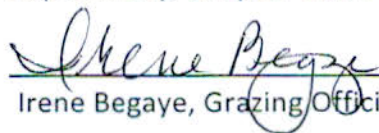
Fern Benally, Chapter President



Rapheal Boy, Chapter Vice-President



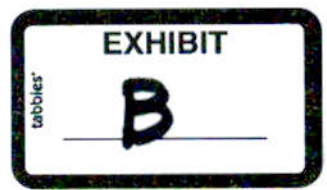
Brenda White, Chapter Secretary/Treasurer



Irene Begaye, Grazing Official



Jimmy Yellowhair, Council Delegate



NABIMY-29-15

RESOLUTION OF THE
NAABIK'ÍYÁTI' COMMITTEE OF THE
NAVAJO NATION COUNCIL

23rd NAVAJO NATION COUNCIL -- First Year, 2015

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; CONFIRMING THE
APPOINTMENT OF FERN BENALLY AS A REPRESENTATIVE OF THE FOREST
LAKE CHAPTER TO THE BLACK MESA REVIEW BOARD

SECTION ONE. FINDINGS

- A. The purpose of the Black Mesa Review Board shall be to advocate for fair and just compensation for Navajo families within the five Navajo Nation chapters whose socio-economic and environmental interests are adversely affected or impacted by coal mining and related operations of Peabody Western Coal Company. 2 N.N.C. § 902.
- B. The Board shall consist of seven members, one of whom shall be a resident of the PWCC Lease area and shall be appointed by the Forest Lake Chapter. 2 N.N.C. § 903(A); see also Forest Lake Chapter Resolution attached as Exhibit A.
- C. Within 30 days of their appointment, each Board appointee shall be presented to the Government Services Committee of the Navajo Nation Council for confirmation. 2 N.N.C. § 903(B). References in the Navajo Nation Code to the Government Services Committee shall mean the Naabik'íyáti' Committee, unless the amendments enacted herein or the context of previous law indicates otherwise. See CO-45-12, Section 5(A).
- D. If so confirmed, a Board member's term shall not commence until he or she is administered an oath of office by a judge or justice of the Navajo Nation courts. 2 N.N.C. § 903(B).
- E. The term of appointment for appointment of all Board members shall be four years. 2 N.N.C. § 903(H).


- F. The terms of the Board members shall be staggered. 2 N.N.C. § 903(A).
- G. Any Board member may be appointed for consecutive terms, but shall be limited to two consecutive terms. 2 N.N.C. § 903(H).
- H. Ms. Fern Benally has been appointed by the Forest Lake Chapter based on her qualifications, and is a resident of the PWCC Lease area. See Ms. Benally's Resume attached as Exhibit B.

SECTION TWO. APPROVAL OF APPOINTMENT

The Naabik'íyáti' Committee of the Navajo Nation Council hereby confirms the appointment of Ms. Fern Benally to serve on the Black Mesa Review Board as a representative of the Forest Lake Chapter for a term of four (4) years.

CERTIFICATION

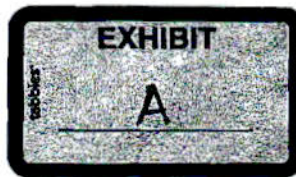
I hereby certify that the foregoing resolution was duly considered by the Naabik'íyáti' Committee of the 23rd Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 12 in favor and 0 opposed, this 28th day of May, 2015.


Leonard Tsosie, Pro Tem Chairperson
Naabik'íyáti' Committee

Motion: Honorable Tuchoney Slim, Jr.
Second: Honorable Davis Filfred



BEN SHELLEY
PRESIDENT



FOREST LAKE CHAPTER

Dwight Witherspoon, Council Delegate
Helena Begay, President
Fern Benally, Vice-President
Brenda White, Secretary Treasurer
Irene Begay, Grazing Representative
Ella M. Benally, Community Service Coordinator

REX LEE JIM
VICE-PRESIDENT

RESOLUTION OF THE FOREST LAKE CHAPTER OF THE NAVAJO NATION FLC- 15-04-00 05

ELECTING AND APPROVING FERN BENALLY-CHAPTER VICE-PRESIDENT OF FOREST LAKE CHAPTER, AS THE NEW CHAPTER REPRESENTATIVE TO THE BLACK MESA REVIEW BOARD.

WHEREAS:

1. The Forest Lake Chapter is a Navajo Nation governmental entity vested with authority and responsibility to represent and advocate and act on matters beneficial to community members; and
2. In the former years, the Forest Lake Chapter has always been allocated two representatives to serve on the Black Mesa Review Board, but since the Black Mesa Review Board just recently renewed its plan of operation that reduced the Forest Lake chapter representative membership to only one; and
3. The selection of Black Mesa Review Board representative was announced at its chapter meeting for two months to allow interested community individuals to make public their desire to serve the chapter; and
4. The Forest Lake Chapter, during its chapter meeting using the democratic nomination process, selected Fern Benally as the chapter representative to the Black Mesa Review Board; and
5. Fern Benally qualifies to serve on the board as a Chapter Official and a resident of the Lease Area.

NOW THEREFORE BE IT RESOLVED THAT:



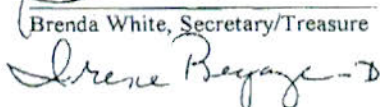
The Forest Lake Chapter hereby elected and approved Fern Benally-Vice President of Forest Lake Chapter, as chapter representative to the Black Mesa Review Board.

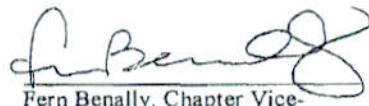
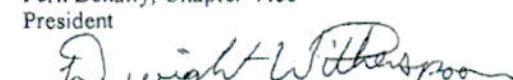
CERTIFICATION

WE HEREBY CERTIFY that the foregoing resolution was considered at a duly called chapter meeting at Forest Lake Chapter, Navajo Nation, in which a quorum was present and that the same was passed by vote of 24 in favor, 00 opposing and 08 abstaining on this 17th day of April 2015.

Motion by: Elsie Benally

Second by: Molita Riggs


Helena Begay, Chapter President

Brenda White, Secretary/Treasure

Irene Begay - DEC - Forest Lake


Fern Benally, Chapter Vice-President

Dwight Witherspoon, Council Delegate



FERN A. BENALLY

P.O. Box

Kayenta, AZ 86033

Cell:

E-mail:

OBJECTIVE

Selected by Forest Lake Chapter membership to serve on the Black Mesa Review Board as a representative and advocate for community members who live within and adjacent to the Peabody Western Coal Company and are adversely affected by Coal mining to promote projects that will benefit the region.

QUALIFICATIONS

- Board Member and volunteer of Black Mesa United-Dzilijiin Bee Ahota, Inc., a non-profit grassroots community development organization for more than six years
- Vice-President of Forest Lake Chapter, knowledgeable about the legislative process and identification of needs of the Chapter, and its community to support progress
- Draft plans and Resolutions in collaboration with Chapter administration, Senior Center, field experts, and community members
- Advocate for community needs, issues, and give reports detailing the status of Chapter projects
- Bilingual (English & Navajo), able to educate effectively with community members about water issues, roads and other infrastructure needs
- Provide guidance to individuals who have questions regarding community and chapter affairs

EMPLOYMENT & VOLUNTEER HISTORY

Forest Lake Chapter, Forest Lake, AZ

January 2012 to Present

As Vice-President of the Chapter, I take an active role to promote the betterment of the Forest Lake Chapter and its community. I monitor infrastructure projects and attend meetings to become more knowledgeable about Navajo Nation laws, policies and procedures.

Kayenta Unified School District #27 School Board, Kayenta, AZ

January 2012 to Present

As a member of KUSD School Board, I am a team member, collaborating so we can determine the best way to enhance student achievement while considering holistically all aspects of children's being. I attend seminars and conferences so I can become more knowledgeable about my duties.

Black Mesa United-Dzilijiin Bee Ahota, Inc., Black Mesa, AZ

September 2009 to Present

As a Board member and volunteer, I am proactive and attend meetings, and identify community needs and concerns. I participate in public speaking on behalf of the local residents and engage in any activities that will improve their general welfare and benefit them positively.

Kayenta Indian Health Service Health Center, Kayenta, AZ September 2012 to December 2012

I was employed as a Temporary Hire for the facility's Seasonal Flu Clinic RN. My duties were to administer the annual Flu Vaccine and other necessary immunizations to patients who consent to the vaccinations. I educated the public regarding each administered vaccine.

Travcorps & Cross Country-Travcorps

April 1995 to September 2010

Malden, MA 01248-9104 or Boca Raton, FL 33431-0828

As a contract RN, I worked in diverse specialized hospital settings across the United States, with the multi-disciplinary healthcare team in providing quality patient care. I contributed to the healthcare professional's team function for the patients.

(Note: Please note that Travcorps merged with Cross Country in 2003).

Cross Country Healthcare, Boca Raton, FL

October 1991 to April 1995

I worked in multiple hospital settings i.e., ICU, CCU, PCU, NTICU as a contract traveling RN in multiple patient care settings. As above, I applied my nursing education and experience to the best of my ability.

Flagstaff Medical Center, Flagstaff, AZ

March 1990 to April 1991

I completed my ICU experience in this general ICU which was a Level I trauma center. The unit had a wide variety of patient populations including Neurological surgeries and Trauma. My responsibilities included primary patient care and shift charge RN.

Good Samaritan Medical Center, Phoenix, AZ

June 1987 to February 1990

At this facility I gained the general experience as a new graduate RN. I worked in a fast-paced setting with high patient turn-over. I developed my primary nursing care skills. As time passed, I worked as a team leader with LPN and CNA team members. I acquired delegation skills, patient care proficiency and professional communication with multi-disciplinary healthcare team. I advocated for my patients to receive the best quality healthcare.

EDUCATION

Grand Canyon University

September 1982 to May 1987

Major: Bachelor of Science in Nursing. Passed NCLEX exam for Arizona State and became a Licensed RN in July 1987.

Minor: Psychology

REFERENCES: Available upon request

NAVAJO NATION

443

2020 WINTER SESSION

2/13/2020
03:22:20 PM

Amd# to Amd#	Consent Agenda: Legislations
MOT Tso, D	0017-20, 0022-20, 0027-20,
SEC Nez, R	0031-20, 0032-20, 0033-20

PASSED

Yeas : 12

Nays : 0

Excused : 9

Not Voting : 2

Yea : 12

Begay, E	Brown	Nez, R	Tso, D
Begay, K	Charles-Newton	Stewart, W	Walker, T
Begay, P	Crotty	Tso, C	Wauneka, E

Nay : 0

Excused : 9

Daniels	Henio, J	Slater, C	Tso, E
Freeland, M	James, V	Smith	Yellowhair
Halona, P			

Not Voting : 2

Tso, O	Yazzie
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Presiding Speaker: Damon