

LEGISLATIVE SUMMARY SHEET

Tracking No. 0180-19

DATE: June 28, 2019

TITLE OF RESOLUTION: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL; ALLOCATING \$19,297,576 FROM THE SÍHASIN FUND TO THE DIVISION OF ECONOMIC DEVELOPMENT PROJECT DEVELOPMENT DEPARTMENT AND APPROVING AND ADOPTING THE CHURCH ROCK INDUSTRIAL PARK PROJECT FUND EXPENDITURE PLAN PURSUANT TO 12 N.N.C §§ 2501 – 2508

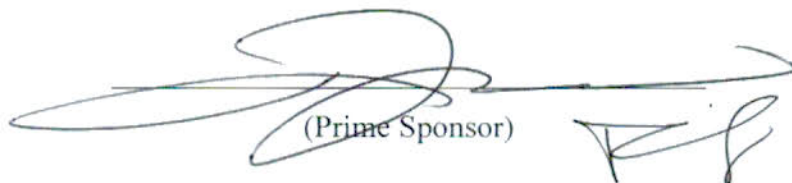
PURPOSE: The purpose of this legislation is to allocate Síhasin Fund funding to the Division of Economic Development Project Development Program, in the amount of \$19,297,576.00 for the Church Rock Industrial Park Project and to approve and adopt the Church Rock Industrial Park Project Expenditure Plan.

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

5-DAY BILL HOLD PERIOD: 2888
Website Posting Time/Date: 7.2.19 12:10PM
Posting End Date: 7/7/19
Eligible for Action: 7/8/19

Resources & Development Committee
Thence
Budget & Finance Committee
Thence
Naa'bik'iyáti' Committee
Thence
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
24th NAVAJO NATION COUNCIL – First Year, 2019
INTRODUCED BY


(Prime Sponsor)

TRACKING NO. 0180-19

AN ACTION

RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND
FINANCE, NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL;
ALLOCATING \$19,297,576 FROM THE SIHASIN FUND TO THE DIVISION OF
ECONOMIC DEVELOPMENT PROJECT DEVELOPMENT DEPARTMENT AND
APPROVING AND ADOPTING THE CHURCH ROCK INDUSTRIAL PARK
PROJECT FUND EXPENDITURE PLAN PURSUANT TO 12 N.N.C §§ 2501 – 2508

BE IT ENACTED:

Section One. Authority

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102 (A).
- B. The Naabik'iyati' Committee of the Navajo Nation Council is empowered to review all proposed legislation which requires final action by the Navajo Nation Council. 2 N.N.C. §164(A)(9).
- C. The Budget and Finance Committee of the Navajo Nation Council is empowered to review and recommend to the Navajo Nation Council the budgeting, appropriation, investment, and management of all funds. 2 N.N.C. § 301 (B) (2).

- 1 D. The Resources and Development Committee of the Navajo Nation Council is serves
2 as the oversight authority for the Division of Economic Development 2 N.N.C. §§
3 501 (C)(1).
- 4 E. The Naabik'íyáti' Committee established the Naabik'íyáti' Síhasin Fund
5 Subcommittee to recommend to the Naabik'íyáti' Committee and Navajo Nation
6 Council financial support and/or financing plan(s) for the purposes designated in the
7 Síhasin Fund. NABIAP-20-15. However, approval by the Naabik'íyáti' Síhasin
8 Fund Subcommittee is not a requirement for legislation.
- 9 F. The Navajo Nation Code provides the purpose of the Navajo Nation Síhasin Fund
10 ("Síhasin Fund") is as follows:

11 § 2502 Purpose

- 12 A. The purposes of this Fund are to provide financial support and/or
13 financing for:
- 14 1. The planning and development of economic development
15 and regional infrastructure supporting economic development
16 and community development, including such infrastructure
17 as, but not limited to, housing, commercial and government
18 buildings, waterline, solid waste management development,
19 powerline projects, and transportation and communication
20 systems, within the Navajo Nation; and
- 21 2. Education opportunities for members of the Navajo
22 Nation.
- 23 B. For the Purpose in § 2502(A)(1), Fund expenditures for
24 infrastructure shall not be limited by 12 NNC § 1310(F) or
25 TCDCJY-77-99.
- 26 C. Leveraging the Fund by way of guaranteeing loans, match
27 funding, direct funding in part, and other weighted uses of the
28 Fund, including loan financing from the Fund, for the purposes
29 in § 2502(A)(1), shall be favored over direct funding in whole.

30 12 N.N.C. § 2502, as amended by CJA-03-18.

1 G. The Sihasin Fund provides that "Fund Principal" shall consist of all deposits made
2 to the Sihasin Fund and that "Fund Income" shall consist of all earnings (interest,
3 dividends, etc.) generated and realized by the Fund Principal, and that Fund Income
4 shall be deposited in and added to Fund Principal until such time as a Fund
5 Expenditure Plan is duly adopted. 12 N.N.C. §§ 2504 and 2505 (C).
6

7 **Section Two. Findings**

8 A. Rhino Health, LCC, is a subsidiary of Church Rock Development, LLC, proposes
9 to manufacture nitrile gloves at the Church Rock Industrial Park. The Church Rock
10 Industrial Park Project Plan is detailed in **Exhibit 1**.

11 B. As set forth in Exhibit 1, the Project Development Department within the Division
12 of Economic Development is responsible for the operation, maintenance and
13 management of projects within the industrial parks on the Navajo Nation, which
14 includes construction of facilities for lease, and will be the department responsible
15 for the Church Rock Industrial Park Project. See also division of Economic
16 Development, master Plan of Operation, Section IV. set forth in Exhibit 1.

17 C. Church Rock Development, LLC, has provided a letter of intent, attached within
18 **Exhibit 1**, to develop an income generating nitrile glove manufacturing and
19 distribution warehouse facility in the Church Rock Industrial Park.

20 D. A cost estimation totaling \$19,297,576.00 is provided within **Exhibit 1** and will be
21 used for construction, including infrastructure of a manufacturing and warehouse
22 facility (124,000 square feet) in the Church Rock Industrial Park.

23 E. Rhino Health, LLC, has an emergency operating agreement with the Navajo
24 Division of Economic Development entered into in April 2018, which is attached
25 within **Exhibit 1**.

26 F. The Navajo Nation Division of Economic Development Plan of Operation, attached
27 within **Exhibit 1**, provides that the purpose of the Division of Economic
28 Development is to "creat[e] an environment that is conducive to promote and
29 develop businesses in the commercial, tourism, industrial and other sectors of the
30

1 Navajo Nation economy, to enhance the creation of jobs and business
2 opportunities.”

3 G. A Letter of Support from the President and Vice President of the Navajo Nation and
4 a physical description of the project site is attached within **Exhibit 1**.

5 H. Rhino Health, LLC, has applied for an Industrial Revenue Bond through McKinley
6 County. The application is attached within **Exhibit 1**. A resolution by the Advisory
7 Committee to the Navajo Nation Council, ACMY-189-71, which created Church
8 Rock Industrial Park, is attached within **Exhibit 1**.

9
10 **Section Three. Allocation of \$19,297,576.00 to the Division of Economic**
11 **Development Project Development Department and Approval and Adoption of**
12 **Expenditure Plan**

13 A. The Navajo Nation hereby approves and adopts the Church Rock Industrial Park
14 Project Expenditure Plan, attached and incorporated herein as **Exhibit 1**.

15 B. The Navajo Nation hereby allocates funding to the Division of Economic
16 Development Project Development Program, in the amount of \$19,297,576.00 from
17 the Síhasin Fund for the Church Rock Industrial Park Project as set forth in **Exhibit**
18 **1**.

19 C. The Síhasin Funds allocated for the Church Rock Industrial Park Project
20 Expenditure Plan may be further leveraged by bond or loan financing pursuant to
21 the Navajo Nation Bond Financing Act, 12 N.N.C. § 1300 *et seq.*, as amended,
22 using Síhasin Fund earnings for repayment and financing costs upon the
23 recommendation of the Budget and Finance Committee and approval by a two-
24 thirds (2/3) vote of all members of the Navajo Nation Council.

25
26 **Section Four. Approval and Adoption of Expenditure Plan Administration**

27 The Navajo Nation hereby approves administration of the Church Rock Industrial
28 Park Project Expenditure Plan as follows:
29
30

- 1 1. The Navajo Nation Controller shall determine whether the source of the
2 allocation of \$19,297,576.00 will be Síhasin Fund Principal or Income or a
3 combination of both;
- 4 2. The funding to the Project Development Department shall be released pursuant
5 to a drawdown schedule, approved by the Office of the Controller, reflecting the
6 projected progress of the construction.
- 7 3. The funds allocated for the Church Rock Industrial Park Project Expenditure
8 Plan shall be used solely to design, plan, and construct the Church Rock
9 Industrial Park Project described in **Exhibit 1**. Any and all cost-savings shall be
10 returned to the to the Síhasin Fund once the Church Rock Industrial Park
11 Project is completed;
- 12 4. The funds allocated for the Church Rock Industrial Park Project shall not lapse
13 on an annual basis pursuant to 12 N.N.C. §820 (N), however, any funds not
14 spent or encumbered within twenty-four (24) months of the date funds are made
15 available to the Project Development Department shall revert to the Síhasin
16 Fund principal, unless recommended otherwise by the Resources and
17 Development Committee and approved by the Naabik'íyáti' Committee.
- 18 5. The Project Development Department shall report the status of the construction
19 including expenditures, to the Executive Director of the Division of Economic
20 Development and the Office of the Controller on a monthly basis.

21 22 **Section Five. Effective Date**

23 The Church Rock Industrial Park Project Expenditure Plan, as set forth above, shall
24 become effective pursuant to 12 N.N.C. § 2505.

25 26 **Section Six. Directives**

27 The Division of Economic Development Project Development Department and Rhino
28 Health, LLC, shall report the status of the Church Rock Industrial Park Project
29 construction progress to the Naabik'íyáti' Committee on a quarterly basis.



Project Development Department, Division of Economic Development

Industrial Development and Job Creation, Church Rock Industrial Park – Project Plan - Revised

Sihasin Fund

May 1, 2019

Industrial Development and Job Creation Church Rock Industrial Park

A. Mission of the Project Development Department, Division of Economic Development:

The Division of Economic Development is one of twelve (12) Divisions within the Executive Branch of the Navajo Nation government whose legislative purpose is to promote and create employment and business opportunities in the commercial, industrial, tourism and private sectors of the Navajo economy. The Project Development Department (the Department) within the Division of Economic Development is the agent for the Navajo Nation government for the recruit and retention of tenants or businesses for the Nation's industrial parks. The Department, as a developer for the Navajo Nation, is responsible for the operation, maintenance and management of projects within the industrial parks on the Navajo Nation which includes construction of facilities for lease.

The main purpose of this proposal is to seek financial assistance from the Sihasin Fund to construction, including infrastructure, of a manufacturing and warehouse facility (124,000 square feet) for Phase II and III for a glove manufacturing business in the Church Rock Industrial Park in Church Rock, Navajo Nation, New Mexico. See Exhibit "A" of the Company's Letter of Intent and proposed concept of the site location and floor plan for the Phase II and III. The acreage is on Fee-simple land owned by the Navajo Nation.

The amount requested is \$19,000,000 to the Project Development Department within the Division of Economic Development. See Exhibit "B".

Phase I is underway with the tenant, Rhino Health, INC. (Rhino will have a sublease with the Church Rock Development, LLC). Currently, Rhino Health has a modification of an Emergency Operating Agreement (Exhibit "C") with the Division to occupy the current production and warehouse facilities in Lot 15 at the Church Rock Industrial Park. This agreement is a temporary agreement for an additional year. Church Rock Development, LLC is currently negotiating a master business site lease with the Navajo Nation. *Note: Rhino Health LLC amended their corporation filing with Navajo Business Regulatory to Rhino Health, INC, a foreign corporation incorporated on the Navajo Nation. (See Exhibit "A")*

B. Project Development Department - Authority to Develop Projects on the Navajo Nation

In 2006, the Government Services Committee of the Navajo Nation Council by resolution, GSCAP-12-07 amend the Division of Economic Development's Plan of Operation, on how the Division conducts "business", with "the purpose of creating an environment that is conducive to the promote and develop businesses in the commercial, tourism, industrial and other sectors of the Navajo Nation economy, to enhance the creation of jobs and business opportunities." Thus, the Department has the authority on behalf of the Navajo Nation to serve as a developer of commercial

and industrial projects on the Reservation. Please see Exhibit “D” which is an *excerpt* of the Division of Economic Development’s Plan of Operation also known as the business plan of the Division for the Project Development Department.

The Department has in the past received funding from the Business Industrial Development Fund (BIDF) for these types of transactions in the past however, the BIDF is currently “frozen” by the Division Director of Economic Development. Thus, the Department is requesting funding from the Sihasin Fund for this new manufacturing facility with infrastructure located on the Navajo Nation.

The Department has applied and received funding for funds for shopping center development, manufacturing facilities in the industrial parks and for infrastructure in the past from the Navajo Nation Council, the Interest Income of the Permanent Trust Fund and the Sihasin Fund as well as the Business Industrial Development Fund. The Department in return for the investment funding - for the creation of jobs for the Navajo people – has dedicated the lease rentals to back to the Navajo Nation’s General Fund as the pay back method for the fund’s assistance.

The Department has been approached by Church Rock Development, LLC (a Holding Company) to lease additional property for Phase II and III and will manufacture gloves in additional facilities (production and warehouse) to accommodate the growth of the products made in Native America. Rhino Health, Inc. is the manufacturing company within Church Rock Development, LLC. Church Rock Development, LLC has written a Letter of Intent to lease the currently facilities and additional acreage to the Project Development Department. The lease terms indicated thus far is that the Company would like a fifty (50) year lease term with an option to renew for another fifty (50) years. The rental and the number of acres are currently being negotiated. Once the lease has been reviewed and negotiated, this business site lease will go before the Resources and Development Committee of the Navajo Nation Council for approval.

Summary/Project Description/Purpose

This project’s purpose is to develop or construct a manufacturing facility with a warehouse and parking with infrastructure to manufacture gloves on the Navajo Nation. The manufacturing facility will become a supplier of Nitrile gloves to be marketed to Government agencies such as Department of Defense, Department of Homeland Security (TSA), Medical facilities such as Indian Health Service and Veterans Administration, Food Industry such as food manufacturing and fast food restaurant chains and lastly the Retail Industry such as Home Depot or Walmart as examples. Phase II and III will include additional Five (5) manufacturing lines and the expected jobs is 250+. Phase I has begun and will hire 30+ people in the current production and warehouse in Lot 15 at the Church Rock Industrial Park. The size of the manufacturing facility and warehouse is 124,000 SF with a parking lot to accommodate at least 150 parking spaces. The Business Plan is on file with the Department for this manufacturing company.

Production/Warehouse Description: The Division has been approached by Church Rock Development, LLC a New Mexico company incorporated on the Navajo Nation as a Foreign

Corporation to manufacture disposable gloves. The manufacturing company, Rhino Health INC. will sublease from Church Rock Development, LLC. A copy of both companies Certificate of Good Standing are included in Exhibit A. The capital investment of will be from the Jungwoo Rubber and Plastics Company of Busan, Republic of Korea will invest provide a capital investment of \$4M to Phase I and \$25M to Phase II for this manufacturing facility. This facility will bring employment 250+ new jobs initially to the Navajo Nation where the unemployment rate is 57.6% (Source: 2016 IMPLAN Data in the Comprehensive Economic Development Strategy, CEDS April 2018 and the per capita income is only ~ \$ 12,161 (Source: CEDS, April 2018, Page 40). For Eastern (Navajo) portion of the Navajo Nation, the unemployment rate is well over 74%.

On the Navajo Nation, the manufacturing sector consists of only 3% of a total of 1,378 jobs on the reservation. Sixty-seven percent (67%) of the Navajo jobs on the reservation are in the Government, Service and Wholesale & Retail Trade economic sectors of the Navajo economy. Tribal, state, county and federal governments create government jobs. Service jobs are categorized as jobs at hospitals, schools, accommodation and food services. Because of this unbalance of jobs within the Navajo economy, the Project Development Department of the Nation's Division of Economic Development is seeking assistance to increase the number of manufacturing jobs by the construction of this facility.

Historically, industrial development has been misunderstood and was not a priority for economic development on the Navajo Nation whereas the emphasis for economic development was placed on tourism and small or home-based businesses. Now, however, under the support by the new Administration of President Nez and Vice President Lizer industrial development via this type of manufacturing of disposable gloves is one avenue to employ our Navajo People and diversify the Nation's economy. See the President Nez letter to Frank Dayish, Chief Procurement Officer, Navajo Area Indian Health attached as Exhibit "E." And see Press Release by the Office of the President and Vice President dated February 22, 2019 and the attached news article from Native Business Magazine in Exhibit "E".

Additional letters of support for this project are included with this proposal attached hereto as Exhibit "K".

As an education effort by the Project Development Department and Rhino Health, support resolutions from Church Rock Chapter and many other chapter communities surrounding Church Rock are also included with this proposal. See Exhibit "I".

The Church Rock Industrial Park has an Environmental Assessment Report for the entire industrial park is dated July 2002. And, the Environmental Summary was reviewed and signed off by Navajo Nation Environmental Protection Agency on January 8, 2019 for this project. This is also included with Exhibit "F". A copy of the Cover Page of the Report is also included with Exhibit "F".

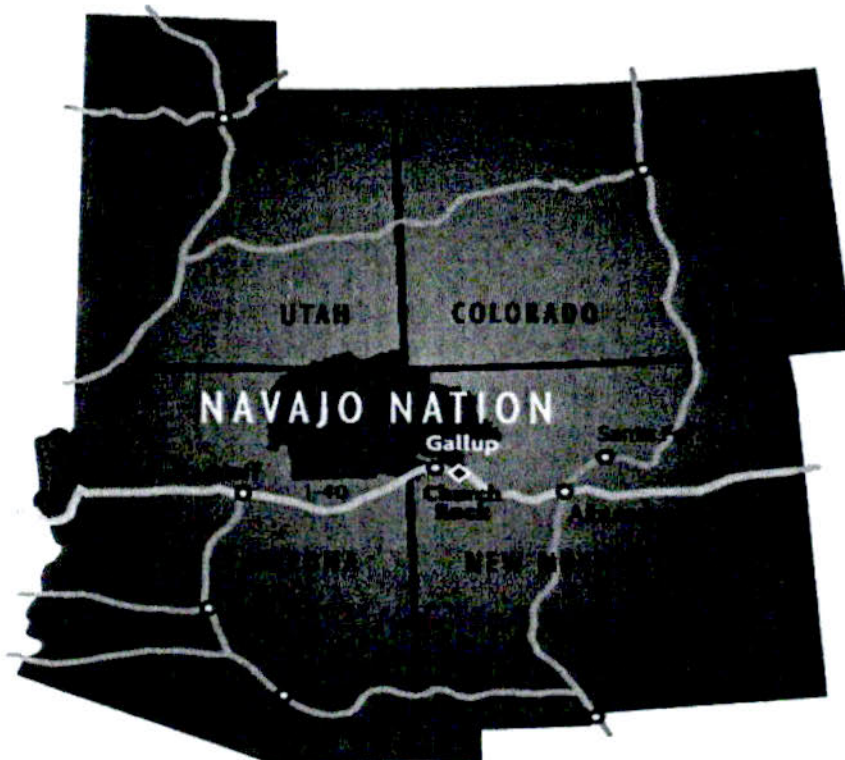
Job Creation: The project impact or the creation of this manufacturing facility will bring economic base jobs to the Navajo economy. Economic base jobs also known as E-base jobs have a very high multiplier effect on an economy. It has been said that one manufacturing job creates three jobs in other sectors of an economy. For this project, the estimated number of construction jobs is 50. The estimated number of economic base jobs created is 35 initially and 350+ in Years

2 and 3. Employees are expected to be drawn from surrounding Navajo chapter communities near the Church Rock Industrial Park.

Location: These facilities will be located in Lot 15 and acreage to the west of Lot 15 within the Church Rock Industrial Park on the Navajo reservation near the New Mexico-Arizona border. The park is an existing development with full utilities located six miles east of Gallup, New Mexico, and is one of eight industrial sites located on the Navajo Nation. The park consists of 76 acres available for lease and is adjacent to Interstate 40, which is a prime cross-continent commercial transportation corridor. The park is also located adjacent to State Highway 118 and is served by a rail spur of the Atchison, Topeka and Santa Fe Railroad. Existing tenants within the park include USDA Food Distribution, Thompson's Convenience Store, the Fire Rock Navajo Casino, McKinley County Transportation Department and the Eastern Navajo Economic Development Office. Please see Exhibit "F", the Google Map photo and physical description of the Church Rock Industrial Park.

C. Market Analysis

Description and Need: This project will be located on the Navajo Nation Indian Reservation. Amongst the over 500 American Indian Tribes and 310 Indian Reservations recorded by the United States Census, the Navajo Nation is the homeland of the largest American Indian tribe and its reservation sprawls across northeast Arizona, northwest New Mexico and southern Utah. The Navajo Nation land base is over 17 million acres and is situated in the Four Corners region of the United States; please see the map below.



Arid deserts and alpine forests with high plateaus, mesas, and mountains reaching as high as 10,500 feet in altitude and as low as 5,500 feet to the low desert regions characterize the topography of the Navajo Nation. Volcanic activities, wind and water erosions have formed and carved the Navajo Nation's many majestic mesas, mountains and canyons. The Navajo Nation is the home of a number of world renowned scenic wonders of the Southwest including Canyon de Chelly in Arizona, Shiprock peak in New Mexico and Monument Valley in Utah to name a few. The beauty and culture of the Navajo Nation draws over 5 million tourists annually from all over the world to this homeland of the Navajo people.

The population of the Navajo Nation is 175,108 on the reservation. The Navajo population growth rate is 2.25 (per 1,000) and is substantially higher than the U. S. growth rate of 1.24 (per 1,000). However, the estimated population growth rate from 1990 to 2000 was ~ 1.85%. This low growth rate has been partially attributed to the lack of employment opportunities on the Navajo Nation. Younger Navajos move to large cities in the Southwest such as Phoenix, Arizona, Albuquerque, New Mexico and Salt Lake City, Utah to find employment thereby reducing the population size and growth rate of the Navajo Nation. The Navajo population on the reservation is young with a median age of ~ 31 years compared to the United States median age of ~ 37 years. The population of the Navajo population is evenly divided between males (48%) and females (51%). Source: CEDS, April 2018, Page 31.

Project Jobs: This project will bring employment of 350+ new jobs to the Navajo Nation where the unemployment rate is 57% and the per capita income is only ~ \$ 12,101. For Eastern part of the Navajo Nation mostly in the State of New Mexico, the unemployment rate is over 74%.

This project impact is economic base jobs to the Navajo economy. Economic base jobs also known as E-base jobs have a very high multiplier effect on an economy. It has been said that one (1) manufacturing job creates three (3) jobs in other sectors of an economy. For this project, the estimated number of construction jobs is 20. The estimated number of jobs created is 35 (Phase I) initially and 350+ in Years 2 and 3. Employees are expected to be drawn from surrounding Navajo chapter communities.

D. Management and Organization of Construction Project and Operations

The Project Development Department is responsible entity as the developer for the Navajo Nation for commercial and industrial projects for this project.

Construction and Infrastructure Funding Needed: The amount of funding requested from the Sihasin is \$19,00,000 to construct of the anticipate manufacturing facilities and the infrastructure. A budget is attached hereto as Exhibit "B". The facilities will be Navajo-owned buildings and will be leased to the company.

Project funding in the amount of \$30,000,000 for the equipment of the facility via an Industrial Revenue Bond (IRB) for the purchase of the Equipment with the McKinley County government

received a do pass to move forward on the bond financing. This funding (IRB) is a financing mechanism for the tenant to purchase equipment for Phase II of the project.

Included as Exhibit “J” is the resolution (AUG-18-051) of the approving the Industrial Revenue Bond by the McKinley County Commission and its Smart Growth Fund Commission.

Investment Pay Back to the Navajo Nation General Fund: As has been the history of the Industrial Unit of the Project Development Department, the pay back for this investment will be in the form of monthly rental and creation of jobs.

The Division of Economic has historically negotiated business site leases within the Navajo Nation where the lease rental is to be paid to the Navajo Nation. This practice on monthly rental to the General Fund via the Navajo Nation Controller. The Department serves as the agent for the Navajo Nation in the recruitment and retention of tenants in the Nation’s industrial parks. The average term of these tenants is fifteen (15) years, thus these leases are long term leases. The prospective tenant has indicated that they prefer a fifty (50) year lease with an option to renew for an additional term of fifty (50) years.

The rental language historically used is as follows (dependent on lease negotiations):

The Lessee, in consideration of the foregoing, covenant and agrees to pay in lawful money of the United States of America to: Office of the Controller, Accounts Receivable Section, P.O. Box 3150, Window Rock, Arizona 86515 for the use and benefit of the Lessor the following:

Years 1 – 3	No rental, development period.
Years 4 – 5	at \$XXXXXX per month
Years 6 – 10	at \$XXXXXX per month.
Years 11 – 50	at \$XXXXXX per month.

When will you need the funds to be available? May 2019

Ownership, Operation and Maintenance of the Facilities: The facility to be built will be a Navajo Nation building and will get a Tribal Building Number when the construction is complete. The Project Development Department will be the responsible department within the Navajo Nation for this project. If approved, the Department will work with the NM LEDA fund to coordinate with the McKinley County on the construction bidding and construction management. NM LEDA has committed \$3.5M toward the project’s infrastructure and facility.

Master Plan of the Church Rock Industrial Park: A master plan has been completed by Red Bruin and Associates (Navajo-owned) in 2005 of the Church Rock Industrial Park which includes lot division and a proposed inter-road system within the Park. A drainage study was also completed in January 2006. This drainage study was used by D. Sloan Architects, P. C. (Navajo-owned) for the Lot 15 development and was used for the development of the Fire Rock Navajo Casino. Arviso Construction Company (Navajo-owned) constructed the Phase I facilities (also known) as the Rubber Glove Factory in 2007.

Environmental Assessment: An Environmental Assessment for the entire industrial park was completed in July 2002. And, an Environmental Assessment for Lot 15 at the Church Rock Industrial Park, in accordance with the National Environmental Policy Act of 1969, As Amended DOI DM Part 516 and 30 BIAM, Supplement 1 by J. R. Analla EA Services, EAS-0705 was completed in June 2007.

A copy of the Cover Page of that Report is included with Exhibit “F.” And, the Environmental Summary was reviewed and signed off by Navajo Nation Environmental Protection Agency on January 8, 2019 specifically for this development at the Church Rock Industrial Park. This is also included with Exhibit “F”.

Land Withdrawals: The Church Rock Industrial Park (site) is on the Navajo Nation reservation. The industrial park was withdrawn by Advisory Committee of the Navajo Tribal Council in 1971 for the purpose “industrial development by leasing its (Navajo Nation) lands and otherwise assisting in such developments.” Attached hereto is Exhibit “H”, Advisory Committee Resolution ACMY-189-71. A portion of the industrial park is owned by the Navajo Nation and the land it entitled “fee simple” land.

Permits: The Project Development Department will be the lead with all agencies and utilities to coordinate this large project regarding this new construction at Church Rock.

Navajo Businesses: Red Valley Survey (Navajo-owned) was hired by the Department for their surveying services for the survey plat for this business site lease. Ms. Tamara Begay, Navajo woman-owned company – Indigenous Design Studio, LLC was hired by Rhino Health for architectural and design services for the Phase II facility.

Can this project be completed in 18 months or less? Yes.

Area map, site map, and floor map (as applicable): A copy of the Church Rock Industrial Park outlining the lots within the industrial park is included as Exhibit “F” along with an Ariel photo of the industrial park and this development are included with this application.

E. Conclusion

In conclusion, the Department experience with construction of manufacturing facilities for the occupation of tenant within the Navajo Nation’s Industrial Park. The prospective tenant has a \$29M capital investment towards this new manufacturing venture. Many site visits over the last two years have netted this Letter of Intent to bring jobs for our Navajo people.

Lastly, the Business Plan is on file with our Department as well as financials of this company.

Exhibit A

Church Rock Development LLC.

Letter of Intent

June 18th, 2018

Mr. Anthony Perry, Director
Ms. Sharlene Begay-Platero, Ind. Dev. Representative
Navajo Nation -Project Development Department
P. O. Box. 663
Window Rock, AZ 86515

Reference: Glove manufacturing project in Church Rock industrial complex

Dear **Mr. Perry** and **Ms. Begay-Platero**,

Please accept this letter as a sincere expression of our intent to build an income generating nitrile glove manufacturing plant and distribution warehouse facility at above two Church Rock buildings in the Church Rock Industrial Park. The buildings are in Lot 15 at Church Rock, New Mexico.

These two buildings were originally custom built for the glove manufacturing and has been empty for many years. Though bit smaller than we need, due to market timing, we would like to utilize these two existing buildings as anchor factory for our first venture in the United States with the Navajo Nation.

We plan to expand much larger factory immediately after the successful launching of the first operation (Phase 2). We would build the second facility and occupy a 100,000 square feet facility to the west and north of the Lot 15 at the Church Rock Industrial Park. Mainly Lot#13, 14, 20, 19 & 18.

This will be very long-term commitment of capital, experience, time and much resources to enhance and support Navajo people and for its well-being community.

Since 1984, Church Rock Development head company, Jungwoo Rubber and Plastic Co. in Korea has supplied commodity items such as natural rubber to global clients such as tire, chemical, medical glove, construction, rubber derivative and synthesized consumer products, health and pharmaceutical, shoe manufacturing industries, etc.

Church Rock Development LLC.

- **We will be targeting following customers:**

Government; DOD, DOJ, FEMA, TIS, etc.

Medical; IHS, VA, Armed Forces, etc.

Food Industry: Fast food chains, Food Manufacturing & Process Plants. etc.

Retail; Home Depot, Wal-Mart, etc.

- **Usage of each bldg. & Lot:**

The current Lot 15 Production building will be refit with one manufacturing line

The Warehouse building will be packaging, palletizing, warehouse, shipping and administration office use.

2nd Phase empty lot, we will construct and build new and larger production complex.

- **Machinery and line set ups:**

It will be state of art and latest high-tech production, first of its kind in the United States.

Production machine is about 4 stories high and over 200 ft long.

- **Employee potentials:**

1st Phase: ~30+ one line

2nd Phase: ~300 + from 5 lines

- **Estimated Capital requirement per phase:**

1st Phase: \$5-8 million USD

2nd Phase: \$20 + million USD

3rd Phase: TBD

- **Proposed Time Table:**

1st Phase: From Occupation to set up finish will take ~ 12 + month

2nd Phase: new building construction will take about 10-12 months and factory operation will take about additional 4~6 month after the construction

- **Confidentiality:**

The entering into of this Letter of Intent, and the potential completion of this transaction, will be kept strictly confidential and will not be disclosed to customers, suppliers, employees or other persons without the consent of both parties, such consent not to be unreasonably delayed or withheld; this provision shall not apply to disclosure to professional advisors, potential financiers, or appraisers, provided they agree to maintain the same level of confidentiality required by the parties.

Church Rock Development LLC.

The purpose of this letter is to fully secure the building for long term leasing by Church Rock LLC to start Nitrile Glove manufacturing plants operation.

Upon completion of the both plants, this complex will create more than 300 direct and indirect projected jobs at operations and management levels.

Rhino Health LLC is a US manufacturing company, which will be responsible for operation of "Made in USA" nitrile glove manufacturing in Navajo land and sales - first in the USA.

Church Rock Development will be creating long-term quality employment opportunities for Navajo people and boost of its economy.

We look forward to working together to create the most constructive and beneficial relationship together.

Sincerely,

Church Rock Development LLC.



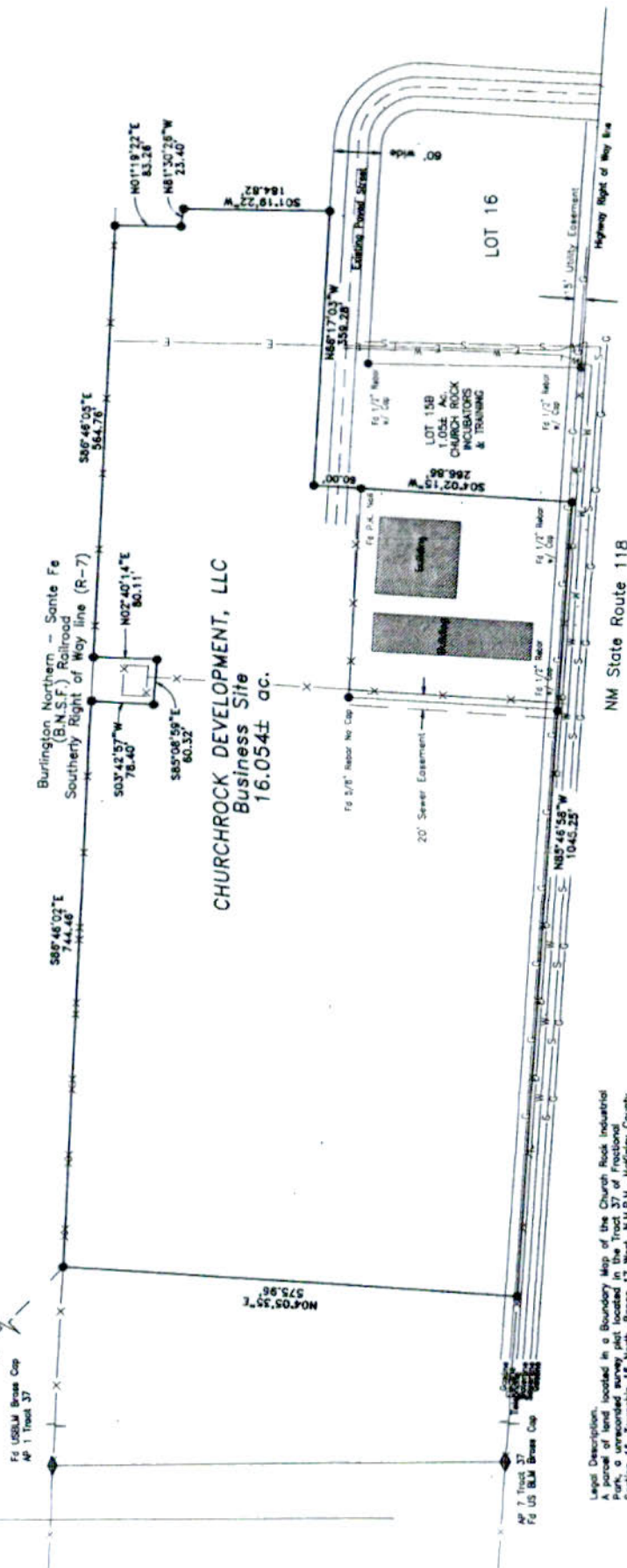
Mr. Mark Lee

CC: DJ Yoon
P. Mason Esq.
J. Lee Esq.

Sec. 9 Sec. 10
Sec. 15
Section Corner
Found B.M. Gross Cap
Latitude-- $35^{\circ} 32' 15.36''$ N
Longitude-- $108^{\circ} 38' 06.864''$ W



NOT TO SCALE



Legal Description. A parcel of land located in a Boundary Map of the Church Rock Industrial Park, a recorded survey plat located in the Tract 37 of Fractional Section 15, Township 15 North, Range 17 West, N.M.P.M., McKinley County, New Mexico situate in the Church Rock area and being more particularly described as follows.

Commencing at the Northeast corner of said parcel from which the Northeast Corner of said Section 15 bears North 87°36'24" West, a distance of 4,408.54, a point also being the on the South Right of Way line of Burlington Northern Santa Fe Railroad.

thence South 85°48'02" East along said South Right of Way line a distance of 77.77 feet to a 1/2" rebar;

thence South 03°42'37" West, a distance of 78.40 feet to a set 1/2" rebar;

thence South 03°42'37" East, a distance of 60.32 feet to a set 1/2" rebar;

thence South 02°08'59" East, a distance of 60.32 feet to a set 1/2" rebar;

thence North 02°40'14" East, a distance of 80.11 feet to a point on said South Right of Way line to a set 1/2" rebar;

thence contributing along South Right of Way line South 69°48'00" East, a distance of 564.76 feet to a set 1/2" rebar;

thence South 01°19'22" West, a distance of 53.26 feet to a set 1/2" rebar;

thence South 01°19'22" East, a distance of 53.26 feet to a set 1/2" rebar;

thence South 01°19'22" East, a distance of 184.82 feet to a set 1/2" rebar;

thence a Point on the North line of a 80' Access Easement,

thence contributing along the North line of said 80' Access Easement, a distance of 359.26 feet to a set 1/2" rebar;

thence South 04°02'15" West, a distance of 80 feet to a P.K. Nail;

thence Contributing South 04°02'15" West, a distance of 286.86 feet to a found rebar with plastic cap # 12163, said point being the Northern Right of Way line of New Mexico State Route #111B;

thence Along said Right of Way line North 89°46'36" West, a distance of 1043.25 feet to a set 1/2" rebar;

thence North 04°03'35" East, a distance of 575.98 feet to the Point of Beginning, Delaplano, 14,054 Acres, more or less.

SURVEYOR'S NOTES:
Boxes of batteries, the North by Road Time Kinematic (RTK) Global Positioning System (GPS) was used. The boxes were placed on a 1' x 12' sheet of paper with plastic cup marks at 1' intervals.
Coordinates for the corners of the boxes were taken from the GPS.
Distances from the corners of the boxes to the corners of the boxes were taken from the GPS.
Distances from the corners of the boxes to the corners of the boxes were taken from the GPS.

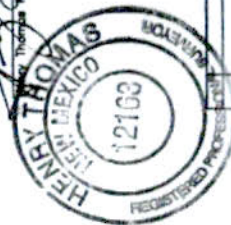
REFERENCES USED:

- (R-1) A Boundary Map Church Rock Industrial Park by MAPLS #978 dated 8-2-68
- (R-2) A Survey of 17.97 acres in Church Rock Industrial Park owned by MAPLS #1360 dated 4-2-63
- (R-3) A Partial Survey Parcel 1 within Church Rock Industrial park by MAPLS #604 dated 7-1-66
- (R-4) A Partial Survey Parcel 3 within Church Rock Industrial park by MAPLS #604 dated 7-1-66
- (R-5) Final Plat of 0.1 Lewis Land Division in Church Rock Industrial Park by MAPLS #1360H dated 4-22-63
- (R-6) A Warranty Deed from Santa Fe Public Balance to United States of America for the Sample Tract on 5-11-68
- (R-7) A Trust for the Sample Tract on 5-11-68
- (R-8) A Proposed Commercial Development

I, Henry Thomas, New Mexico Registered Surveyor, do hereby certify that this report was prepared by me or under my direct supervision, that I am responsible for this survey, that this survey is true and correct to the best of my knowledge and belief, that this Plat and the field survey upon which it is based, meet the Minimum Standards for Surveying in New Mexico and that the plat and the field survey are true and correct to the best of my knowledge and belief, and that the survey was made in accordance with the Nevada-Arizona Survey Requirement Policy.

2/1/19

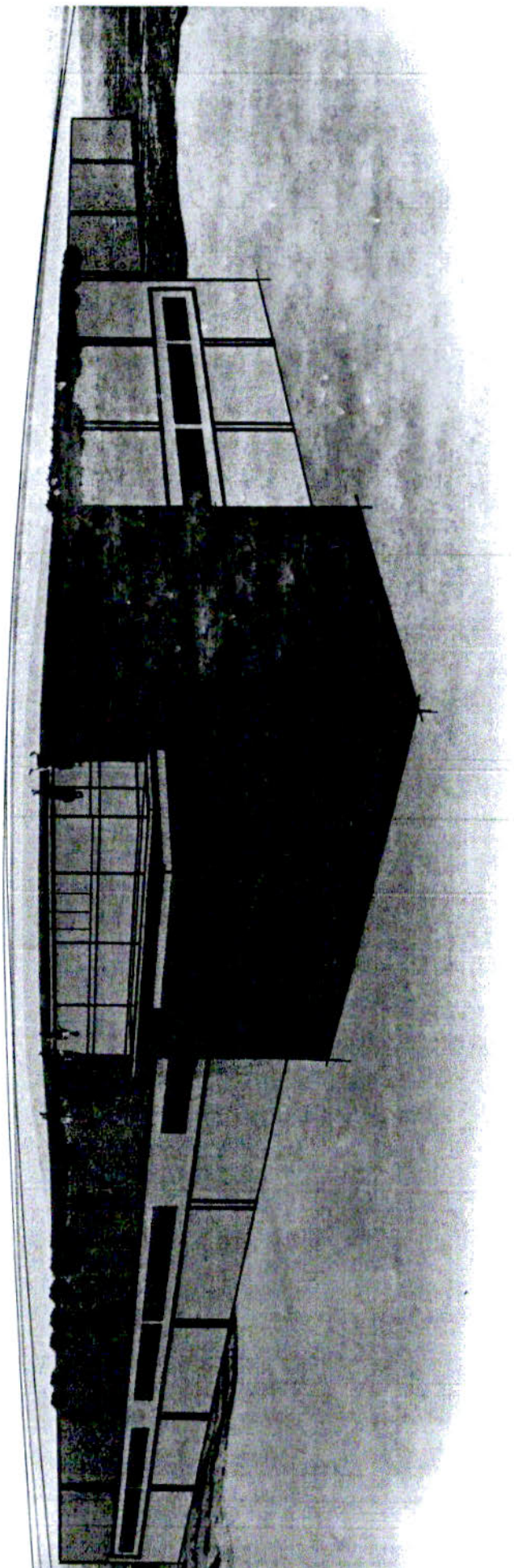
Henry Thomas N.M.P.S. Lic. No. 12183



RED VALLEY SURVEY
P.O. BOX 2627, Shiloh, New Mexico 87420
Ph. 505-320-0472

A Survey of Record for
CHURCHROCK DEVELOPEMENT, LLC
located in
Tract 37, Fractional T15N, R17W, N4PM
McKinley County, New Mexico
located in Churchrock Industrial Park,
Churchrock, New Mexico

RVS# 19--06



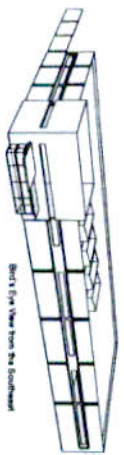
About the project:

Rhino Health Manufacturing Phase II Factory Expansion Churchrock, New Mexico

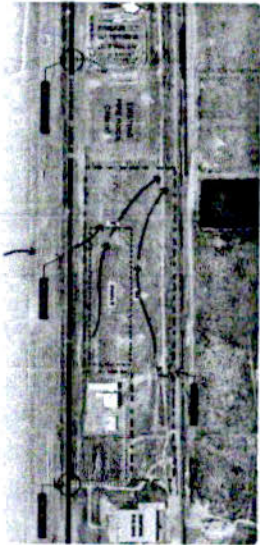
Total Estimated Square Footage: 148,000 SF

Rhino Health Manufacturing brings their Vision to Navajo Nation. The Phase II expansion project is in the preliminary architectural conceptual phase which will outline the form of the building. The main driver for sizing this facility is the manufacturing process of the product. This process produces 2.7 million pieces per day. The finished product is then packaged and stored in the warehouse for shipping.

The building program defines the needed spaces for the building function, building systems and other building requirements for the project. The concept is based on a premanufactured steel building to house the production operation, the machine, warehouse, packing and shipping, raw material storage for production, truck dock, staff, security and building support.



Roof View View from the Southwest



Site Analysis

Proposed Building Footprint

Existing Right of Way

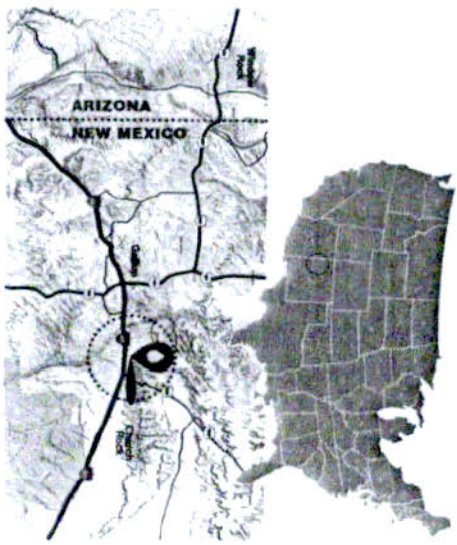
Proposed Right of Way

Proposed Access

Proposed Lane

0 100 200

0 100 200



Location of Project Site

131ft

Total: 686 ft

426ft

130ft

WARE HOUSE
&
PACKING

FACILITY FOR PII & PIII AND PRODUCTION OFFICE / LAB

PHASE III

SINGLE FORMER

SINGLE FORMER

DOUBLE FORMER

DOUBLE FORMER

DOUBLE FORMER

DOUBLE FORMER

DOUBLE FORMER

DOUBLE FORMER

DOUBLE FORMER

DOUBLE FORMER

SINGLE FORMER

SINGLE FORMER

PHASE II

MAIN OFFICE

STORAGE
&

COMPOUND TANK

GAS HEATER BOILER



85.6 ft

85 ft

11.4 ft

85 ft

11.4 ft

PHASE III
PHASE II
MAIN OFFICE

686 ft*400 ft = 274,400ft = 2.55ha

Exhibit B



Rhino Rubber Glove Manufacturing

<u>Scope of Work</u>	<u>Vendor</u>	
Topographic and Boundary Survey		\$ 10,000.00
Utility Capacity Investigation		\$ 10,000.00
Geotechnical Soil Borings		\$ 10,000.00
Environmental Assessment & Reports		\$ 30,000
HWY 118		\$ 500,000.00
Water Storage Tank		\$ 600,000.00
Site Development - Water & WWTP & Parking		\$ 6,500,000.00
Utility Connection Fee		\$ 100,000.00
274,400 sf Metal Building		\$ 8,232,000.00
Bonds & Insurance	2%	\$ 318,000.00
CM/GC Fee	10%	\$ 1,593,200.00
Building Construction		\$ 17,873,200
		\$ -
Architect, Engineers & Design Consultants	8%	\$ 1,259,376.00
Testing, Permits and Inspections		\$ 100,000.00
Design, Permits, Testing		\$ 1,359,376
FFE		\$ 25,000.00
Interior Signage		\$ 10,000
FF&E & Related		\$ 35,000
ESTIMATED TOTAL PROJECT DEVELOPMENT COSTS		\$ 19,297,576

Exhibit C

MODIFICATION
Emergency Operating Agreement

It is hereby agreed by and between the Navajo Nation, Lessor, and Rhino Health, INC, formerly known as Rhino Health, LLC, Lessee, that the Emergency Operating Agreement, be modified this 26th day of March, 2019.

WHEREAS, on December 26, 2019, Rhino Health, LLC converted to Rhino Health, INC.

WHEREAS, on March 26, 2019, Rhino Health, INC has informed the Navajo Nation, Division of Economic Development its desire to extend their Emergency Operating Agreement term.

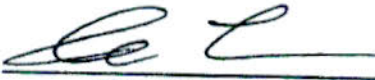
NOW THEREFORE

1. An amendment to Paragraph 2 grants an option to renew for one year until April 4, 2020, or until a business site lease is executed whichever occurs first subject to the appropriate Navajo Nation authorities.

This modification does not change any of the terms and conditions of the base lease, or stipulations except as specifically set forth herein. All other terms and conditions shall remain in force and effect.

PERMITTEE:


Rhino Health, INC
P. O. Box 37
Church Rock, New Mexico 87311



Signature of Permittee
3/30/2019

Date

NAVAJO NATION, PERMITTER



Navajo Nation Executive Director
Division of Economic Development
4-04-19

Date

Rhino Health Inc.

309A E. Historic Hwy 66
Gallup, NM 87311

March 26, 2019

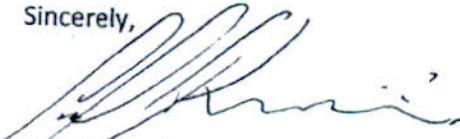
Mrs. Sharlene Begay-Platero
Navajo Nation Economic Department
Window Rock, AZ Navajo Nation

RE: Extension of Emergency Operating Agreement Dated April 4, 2018 between Rhino Health Inc and Division of Economic Development

Please allow this letter to serve as written notice that Rhino Health Inc wishes to extend the "*Emergency Operating Agreement*" Dated April 4, 2018 between Rhino Health Inc and Division of Economic Development. The agreement expires April 4, 2019.

Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Lotfall Kasraie', written over a horizontal line.

Lotfall Kasraie
CFO



NAVAJO NATION CORPORATION CODE

CERTIFICATE OF AMENDMENT

To all to Whom these Presents Shall Come, Greetings

I, Director of the Business Regulatory Department, DO HEREBY CERTIFY that

RHINO HEALTH, INC.
File Number 102337

a FOREIGN corporation organized under the laws of the jurisdiction of the Navajo Nation; was issued a Certificate of Authority and was authorized to transact business within the Navajo Nation on the 12th day of March, 2018.

I FURTHER CERTIFY THAT this corporation has filed a STATEMENT OF CONVERSION and ARTICLES OF INCORPORATION for RHINO HEALTH, LLC. (former name) to RHINO HEALTH, INC. (new name), on this 26th day of December, 2018.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Navajo Nation Corporation Company Act at Window Rock, Arizona this 26th day of December, 2018.

Beverly J. Goho, December 26,
Beverly J. Goho, Department Manager 2018
Business Regulatory Department
Division of Economic Development

Emergency Operating Agreement

EMERGENCY OPERATING AGREEMENT made this ____ day of April, 2018, by and between DIVISION OF ECONOMIC DEVELOPMENT, hereinafter referred to as "DED", and RHINO HEALTH, LLC, 104 E. Aztec Avenue, Gallup, New Mexico 87301 (Mark Minso Lee, Member) hereinafter referred to as "Operator".

Recitals

Whereas the Church Rock Warehouse facilities (Tribal Building #6912A and #6912B), Lot 15 in the Church Rock Industrial Park) are currently being used and existing structures are subject to vandalism;

Whereas the Lot 15 Site is within the jurisdiction of the Navajo Nation;

Whereas the Lot 15 includes approximately 1.5 acres more or less;

Whereas the property is available as a business site lease it needs to be occupied for security and maintenance of the business so that the Navajo Nation continue to benefit from the business opportunities.

Whereas the Navajo Nation desires to engage the services of the Operator to manage and operate this site, on a temporary and emergency basis, until a Business Site Lease can be issued, which may be incumbent upon the operator being able to exercise the development efforts and or related interest of the Navajo Nation. Operator desires to provide such services on the terms and conditions contained herein.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties agree as follows:

1. **EMPLOYMENT OF OPERATOR:** Operator shall act as the exclusive operator to manage, operate, and maintain the Lot 15 Business Site (only the Warehouse, Tribal Building #6912A and #6912B) until a formal lease from the Navajo Nation for the premises is executed and approved.
2. **TERM AND RENTAL:** The use of this Agreement will be limited to a term of one year following the date this Agreement is signed; however, may be renewed, for another year. Operator must give the DED Division Director notice at least five (5) days before expiration of the Agreement so long as the Operator is diligently working on obtaining a business site lease.

Rent shall be waived, but shall not be construed to be the annual rental for a Business Site Lease or Permit.

3. **MAINTENANCE, REPAIRS, AND OPERATIONS:** Operator shall not be responsible for, and shall have no liability for any past due or unpaid Lease payments accrued by the former operator prior to the execution of this Agreement. Operator shall be responsible for all maintenance, repair and operations on the building and premises and shall maintain in a pleasant appearance as determined by the Nation.
4. **EMPLOYEES** Operator shall employ, discharge, and supervise all on-site employees or contractors required for the efficient operation and maintenance of the Lot 15 Business Site. All on-site personnel, except independent contractors and employees of independent contractors, shall be the employees of the Operator. Operator shall comply with all applicable Navajo Nation preference in employment laws in hiring, supervising, and discharging the on-site personnel at the Lot 15 Business Site.
5. **INSURANCE** Operator may obtain the following insurance, and such insurance shall be maintained in force during the full term of this Agreement:
 - a. Comprehensive general liability insurance for bodily injury, death and property damage which must include the Navajo Nation and the United States as additional named insureds.
 - b. Workers compensation and employer liability insurance to cover the Operator, the employees of the Operator.
6. **TERMINATION:** This Agreement may be terminated by either party by giving not less than thirty (30) day notice in writing to the other party.
7. **CONDEMNATION:** This Agreement shall terminate in the event of a total condemnation of the Lot 15 Business Site. If a partial condemnation of the property reduces the compensation of Operator by more than ten per cent (10%), Operator may terminate this Agreement.
8. **NO PROPERTY INTEREST CREATED:** Nothing contained in this Agreement shall be deemed to create or shall be construed as creating in Operator any property interest in the land.
9. **LICENSING OF OPERATOR:** Operator shall at all times during the term of this Agreement maintain such licenses and permits as are required for any of the various services to be performed by Operator.
10. **OPERATOR AS INDEPENDENT CONTRACTOR:** Operator is an independent contractor and not an employee of the Navajo Nation for any purpose.

11. COVENANTS AND CONDITIONS: All of the terms and conditions of this Agreement are expressly intended to be construed as covenants as well as conditions.
12. NOTICE: All notices, requests, demands, or other communications hereunder shall be in writing, and shall be deemed to have been duly given if delivered in person, or within five (5) days after deposited in the United States mail, postage prepaid, certified, with return receipt requested, or otherwise actually delivered to Navajo Nation, Division of Economic Development at P. O. Box 663, Window Rock, Arizona 86515 or to Operator at Post Office Box 3558, Window Rock, Navajo Nation, Arizona. Either party hereto may change the address at which it receives written notices by so notifying the other party hereto in writing.
13. PARTIES BOUND; ASSIGNMENT: This Agreement shall be binding on and inure to the benefit of the successors and assigns to the parties hereto, and their respective successors and assigns; provided, however, that this Agreement may not be assigned by Operator without prior written consent of the Navajo Nation. Anything in the foregoing to the contrary notwithstanding, Operator may, without the consent of the Navajo Nation, delegate the performance of (but not responsibility for) any duties and obligations of Operator to any independent contractor or entity.
14. CONSENT TO JURISDICTION: Operator hereby consents to the legislative, executive and judicial jurisdiction of the Navajo Nation in connection with all activities conducted by the Operator within the Navajo Nation. Operator shall agree to be accordance with the Laws of the Navajo Nation and any amendments thereto applicable to business leases.
15. SOVEREIGN IMMUNITY: Nothing herein shall be construed to waive the sovereign immunity of the Navajo Nation, explicitly or implicitly.
16. EFFECT OF PARTIAL INVALIDITY: Should any section or any part of any section of this Agreement be rendered void, invalid or unenforceable for any reason by the appropriate Navajo Nation Court, such a determination shall not render void, invalid or unenforceable any other section or any part of any section in this Agreement.
17. INTEGRATION: The drafting, execution and delivery of this Agreement by the parties have been induces by no representations, statements, warranties or agreements other than those expressed in this Agreement. This Agreement embodies the entire understanding of the parties, and there are no further or other agreements or understandings, written or oral, in effect between the parties relating to the subject matter hereof unless expressly referred to in this Agreement.

18. MODIFICATION: This Agreement may not be modified unless such modification is in writing and signed by both parties in this Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first above written.



Mark Minso Lee, Member
Rhino Health, LLC

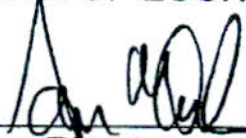
DATE: 4/2/2018



Department Manager
Anthony Perry

DATE: 8-04-18

DIVISION OF ECONOMIC DEVELOPMENT



Division Director
Sean McCabe

DATE: 4/4/18



NAVAJO NATION LIMITED LIABILITY COMPANY ACT

CERTIFICATE OF AUTHORITY

To all to Whom these Presents Shall Come, Greeting:

I, the Manager of the Business Regulatory Department, DO HEREBY CERTIFY
that ***RHINO HEALTH, LLC***
File Number: 102337

a Limited Liability Company organized under the laws of the STATE OF
NEW MEXICO was on the 12th
March, 2018, authorized to transact business with the Navajo
Nation as a FOREIGN Limited Liability Company.

I FURTHER CERTIFY that this Limited Liability Company has filed all affidavits
and required documents and paid all filing fees required and, therefore, is registered as a
Foreign Limited Liability Company with the Navajo Nation.



IN WITNESS WHEREOF, I have hereunto set
my hand and affixed the official seal of the
Navajo Nation Limited Liability Company Act
at Window Rock, Arizona, this 12th

day of March 2018 A.D.

Beverly J. Coho
Beverly J. Coho
Manager, Business Regulatory Department

Exhibit D

RESOLUTION OF THE
GOVERNMENT SERVICES COMMITTEE
OF THE NAVAJO NATION COUNCIL

21ST NAVAJO NATION COUNCIL - First Year, 2007

Legislation No.: 0213-07
Sponsored by Roy Dempsey, Council Delegate

AN ACTION

RELATING TO ECONOMIC DEVELOPMENT AND GOVERNMENT SERVICES;
AMENDING THE MASTER PLAN OF OPERATION FOR THE DIVISION OF
ECONOMIC DEVELOPMENT

BE IT ENACTED:

The Navajo Nation hereby amends the Master Plan of Operation for the Division of Economic Development, which was last amended by Resolution GSCF-13-96. The amended Master Plan of Operation for the Division of Economic Development is set forth in the attached Exhibit A.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Government Services Committee of the Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 7 in favor and 0 opposed, this 10th day of April, 2007.



Leonard Teller, Vice-Chairperson
Government Services Committee

Motion: Roy Laughter
Second: Lee Jack, Sr.

**DIVISION OF ECONOMIC DEVELOPMENT
MASTER PLAN OF OPERATION**

I. Establishment.

The Division of Economic Development (hereinafter "Division") is hereby established within the Executive Branch of the Navajo Nation Government.

II. Purpose.

The Division is established for the purpose of creating an environment that is conducive to promote and develop businesses in the commercial, tourism, industrial and other sectors of the Navajo Nation economy, to enhance the creation of jobs and business opportunities.

III. Objectives

To carry out its purpose, the following Division objectives are established:

- a. To promote and support an environment that leads to the creation and retention of jobs and business opportunities in the commercial, industrial, tourism and other private sectors of the Navajo economy; and
- b. To recommend the enactment, amendment, or rescission of laws and promulgation and/or reduction of regulations to enhance economic development on the Navajo Nation and to create a positive business environment; and
- c. To maintain a decentralized network of business development offices in the primary growth centers of the Navajo Nation that provides individuals and organizations with technical assistance to develop business plans, feasibility studies, financing, planning, loan and grant packaging, business site lease processing, Business Preference Certification, and industrial park management; and
- d. To develop and manage a comprehensive financing program to expand or develop new economic initiatives and plans for the Navajo Nation; and
- e. Seek and secure financing from the Navajo Nation, state, federal, and other agencies for commercial and

of the Navajo Nation Council, and the Navajo Nation Council; and

- E. Negotiate agreements related to economic development in accordance with applicable policies and laws.

VII. Project Development Department

- A. The duties and responsibilities of the Project Development Department are as follows:

1. Plan commercial and industrial projects throughout the Navajo Nation. Planning activities may include, but are not limited to, conducting surveys, withdrawing land, obtaining feasibility studies, securing financing, conducting site assessments and all other necessary planning activities; and
2. Develop and market commercial and industrial projects throughout the Navajo Nation. Procure and manage architectural and engineering, construction and other professional services contracts. Procure and manage infrastructure, facilities, site improvements and other capital improvement construction contracts; and
3. Seek and secure financing from the Navajo Nation, state, federal, and other agencies for commercial and industrial development projects, monitor and administer grants and loans received for such projects; and
4. Seek, implement, and retain business opportunities and economic development projects for the Navajo Nation; and
5. Develop and implement a marketing plan to promote the Navajo Nation to attract, secure and retain, commercial and industrial businesses; and
6. Improve and upgrade commercial sites, industrial parks and related infrastructure to accommodate present and future economic development activities for the Navajo Nation; and
7. Negotiate and finalize business site leases and economic development-related agreements on behalf of the Navajo Nation, in accordance with

applicable rules, regulations, policies and procedures adopted pursuant to the laws of the Navajo Nation; and

8. Provide technical assistance and support to tribal and non-tribal entities to plan and develop commercial and industrial projects and related infrastructure on the Navajo Nation; and
9. Conduct technical and financial analysis of potential commercial and industrial development projects for the Navajo Nation; and
10. Provide construction management duties on commercial and industrial projects that may include; and land withdrawal procedures, site clearances, and preparation of proposal and bid documents, collaborative efforts with professional entities (Architects, Engineers, Project Inspectors, Certified Appraisers, etc.) on development of commercial and industrial projects; and
11. Develop and administer the annual operating budget for the Department, which includes day to day accounting activities.

B. Personnel

1. There shall be a position of Department Manager who shall direct the Department, to ensure the policies, procedures, and guidelines are followed to the upmost; and
2. The Department Manager shall possess the following qualifications: a bachelor's degree and/or a minimum of five years experience in any business or administration field; and
3. The Department Manager shall report directly to the Executive Director of the Division; and
4. The Department Manager shall have the authority to hire staff as is necessary to carry out the purposes and objectives set forth herein and as is provided in the program budget, in accordance with the Navajo Nation Policies and Procedures; and

5. Recommend, develop, implement, and administer programs in accordance with the laws, budgetary and personnel policies and procedures of the Navajo Nation; and
6. The Department Manager shall have the authority to delegate authority to Department staff to carry out the objective and functions of the Department; and
7. All personnel shall be employed, supervised and compensated including evaluation and reclassification in accordance with Navajo Nation Personnel Policies and Procedures.

VIII. Business Regulatory Department

A. The duties and responsibilities of the Business Regulatory Department (hereinafter "BRD") are as follows:

1. Administer, implement, and enforce the Navajo Business Opportunity Act, (hereinafter "NBOA") 5 N.N.C. §§ 201 et seq., which provides first preference to certified economic vendors conducting business within the Navajo Nation. In accordance with the NBOA, BRD shall maintain a certification program for the purposes of determining the eligibility of all Navajo and/or Indian owned economic enterprises; and
2. Draft and implement rules and regulations consistent with the NBOA. BRD may conduct public hearings during the draft phase of the rules and regulations; and
3. Administer, implement and enforce the Navajo Nation Corporation Code, (hereinafter "Code") 5 N.N.C. §§ 3100 et seq., which requires all legal corporate entities to formally file and register all required documents with BRD; and
4. Administer, implement and enforce the Navajo Nation Uniform Commercial Code, (hereinafter "Navajo UCC") Title 5A of the N.N.C. In accordance with the Navajo UCC, BRD shall maintain a file of all secured transactions entered between buyer and seller; and

Exhibit E

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



May 7, 2019

Frank Dayish, Chief Procurement Officer
Division of Acquisition Management
Navajo Area Indian Health Services
P. O. Box 9020
Window Rock, Arizona 87515

Re: Rhino Health, Inc. and Red Rock Unlimited, LLC.

Ya'teeh Mr. Dayish;

As you are aware, the Navajo Nation supports the continuing efforts of Rhino Health, Red Rock Unlimited, and Church Rock Development in a new business venture located on the Navajo Nation. Rhino Health is completing the initial stages to the production facility that will manufacture disposable nitrile gloves used in healthcare facilities, food service establishments, and retail outlets. Rhino Health has established a partnership with Red Rock Unlimited, a Navajo owned distributor, to distribute nitrile gloves and related medical supplies to area and regional businesses. Rhino Health anticipates creating 350 new jobs with this venture; creating much needed employment for our local communities.

It is my sincere belief that this newest venture will inspire other manufacturing opportunities and business development with the Navajo Nation, stimulating the Navajo economy, and benefiting our Navajo people. Should the Indian Health Service be interested in this production facility I encourage you to reach out to the partnership to learn more.

Any questions may be directed to Christopher Bahe, Executive Staff Assistant in the Office of the President and Vice President at (928) 871-7000.

Sincerely,

A handwritten signature in black ink, appearing to read "J-Nez", with a stylized flourish at the end.

Jonathan Nez, *President*
THE NAVAJO NATION



**The Navajo Nation
Office of the President and Vice President**

CONTACTS:

Jared Touchin, Communications Director
(928) 274-4275

Crystalyne Curley, Sr. Public Information Officer
(928) 274-2758

nnopvp.communications@gmail.com

FOR IMMEDIATE RELEASE

February 22, 2019

Nez-Lizer commend progress at latex glove manufacturing site

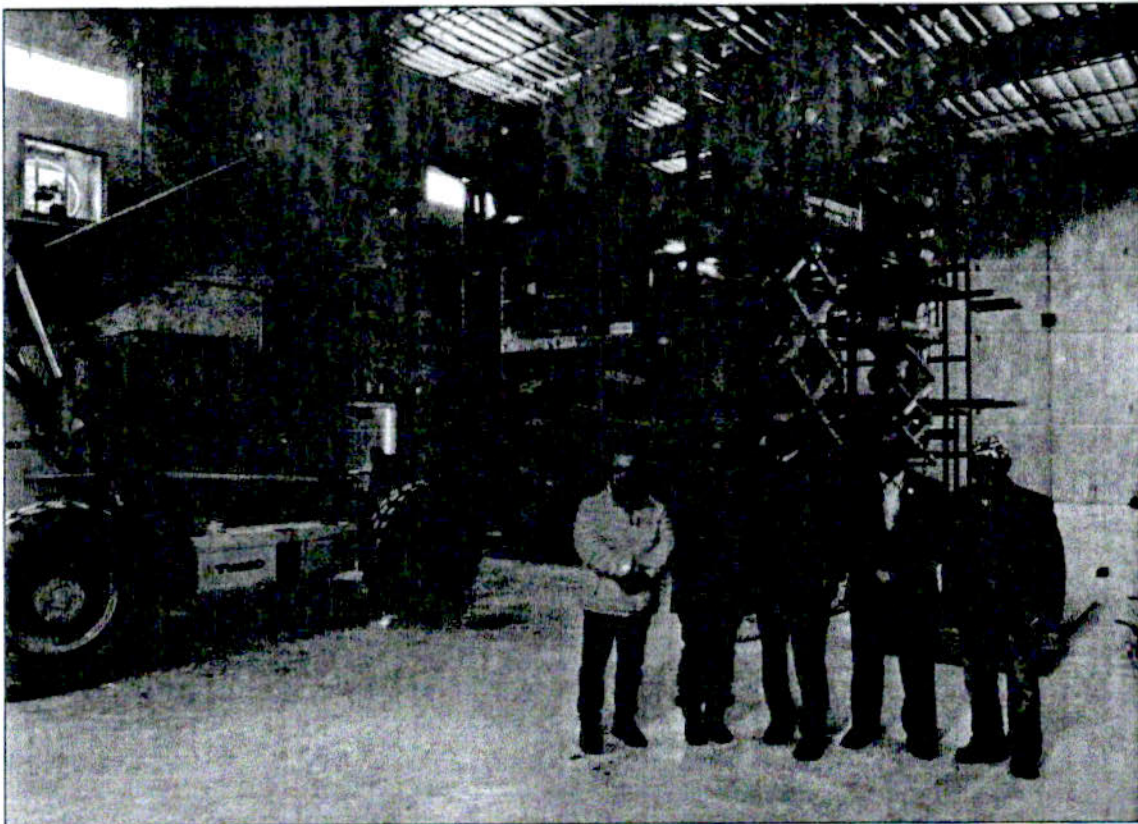


PHOTO: President Jonathan Nez, Vice President Myron Lizer, and Rhino Health, LLC officials at the Church Rock Manufacturing site in Church Rock, N.M. on Feb. 21, 2019.

CHURCH ROCK, N.M. – On Thursday, President Jonathan Nez, Vice President Myron Lizer, and Navajo Nation Division of Economic Development Economic Director JT Willie met with officials from Rhino Health LLC, an international nitrile glove manufacturing company that is expanding their operations to produce latex gloves at the Church Rock Manufacturing facility in Church Rock, N.M. The initiative has the potential of creating up to 350 new jobs on the Navajo Nation.

The group visited the facility where workers are currently assembling heavy equipment to produce the latex gloves, which is part of the multi-phase project that includes an investment of more than \$49 million from Rhino, LLC.

“Our Navajo people need jobs and our Nation needs additional revenue and that’s what this project will deliver as long as we continue working together,” said President Nez, who has supported the project since he was Vice President of the Navajo Nation.

In December, President Nez joined officials from the Navajo Nation Division of Economic Development, New Mexico Office of the Governor, and McKinley County as they announced that the project was selected by the New Mexico Economic Development Department to receive \$3.5 million through the Local Economic Development Act funds.

“This is a great initiative and it’s all thanks to the partnership of the private sector and others to bring economic opportunities to the community of Church Rock and surrounding

communities. We understand that there is remains a need for additional funding to fulfill the vision of this project and we will continue supporting the Division of Economic Development and other partners as this venture progresses,” stated Vice President Lizer.

Rhino, LLC officials said the manufacturing facility will become a supplier of nitrile to be sold to government agencies, medical facilities, and food and retail industries once completed.

“The economic impact will be longer-term. Projects such as this take time to get moving and bringing an impact to the economy. Over time we will see the positive results of the glove manufacturing site. The best thing everyone can do now is support the efforts. Encourage your vendors, suppliers, your communities to buy Navajo” stated DED Executive Director JT Willie.



PHOTO: The Church Rock Manufacturing site in Church Rock, N.M. on Feb. 21, 2019.

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For the latest news from the Office of the President and Vice President, please visit <http://www.opvp.navajo-nsn.gov/> or find us on Facebook, Twitter, and Instagram.

International Glove Manufacturer to Build \$49M Facility on Navajo Nation, Create 350 Jobs

NB [nativebusinessmag.com/international-glove-manufacturer-to-build-49m-facility-on-navajo-nation-create-350-](https://nativebusinessmag.com/international-glove-manufacturer-to-build-49m-facility-on-navajo-nation-create-350-jobs/)

By Native Business
Staff

December 17,
2018



Rhino Health LLC is expanding its U.S. production of nitrile rubber gloves. The manufacturing firm, under leading Korean rubber conglomerate Jungwoo Rubber & Plastic, has chosen Church Rock, New Mexico, on the Navajo Nation Reservation for its new \$49 million, 124,000-square-foot manufacturing facility and warehouse. Rhino Health's expansion to Navajo land will create up to 350 new jobs.

"I supported this project as Vice President and will continue to support it under the Nez-Lizer administration," said Navajo Nation President-elect Jonathan Nez. "We understand the importance of partnering with the private sector to bring economic opportunities and most importantly jobs for the people. I am excited about today's announcement and look forward to welcoming Rhino Health to Church Rock, Navajo Nation."

The manufacturing facility will become a supplier of nitrile to be marketed to government agencies, medical facilities, the food industry and retail. Industrial development and glove manufacturing is a new avenue to employ Navajo people and diversify the Nation's economy.

"We are proud to be establishing our first Nitrile Glove factory in the USA," said Rhino Health CEO Mark Lee. "This will be the first of many 'Made in the USA' products coming out of New Mexico. With future expansions, we will be creating approximately 350 jobs in the region. I first want to thank Governor Martinez for her support – the LEDA fund and business-friendly climate make New Mexico a great place for our first on-shore manufacturing facility. I also wish to recognize Sharlene Begay-Platero of the Navajo Nation Project Development Department, Gallup Mayor Jackie McKinney, the Greater Gallup Economic Development Corporation team and Patty Lundstrom who were all instrumental in getting this project up."

The international recruitment was supported by New Mexico's closing fund, Local Economic Development Act (LEDA). The New Mexico Economic Development Department will invest up to \$3.5 million in LEDA funds for the expansion.

"Rhino Health choosing New Mexico represents another successful Foreign Direct Investment (FDI) win under Governor Martinez's leadership," said Economic Development Secretary Matt Geisel. "This big win represents impactful job creation on the Navajo Nation and for rural New Mexico. It really highlights the power of our economic development toolbox and effective, smart collaboration across entities to diversify the Nation's and the State's economy. Welcome to New Mexico, we're thrilled to have you."

The news of Rhino Health opening a manufacturing facility in Church Rock came on the heels of the Governor's announcement that international manufacturer Admiral Cable is moving to New Mexico and creating nearly 350 new jobs in Dona Ana County.

"I'm so proud to see another world-class manufacturing leader choose to invest in New Mexico," said Governor Susana Martinez in a statement. "Since 2011, we have worked hard to make New Mexico business-friendly for manufacturers and we are again seeing the results of our efforts."

[← Trump Signs Bill Into Law Allowing Distilleries in Indian Country Tanka Bar's Whole Foods Business Is at Stake. They're Not Backing Down. →](#)

Advertisement

Exhibit F

Church Rock Industrial Park



Brief Physical Description of Project Site

The Church Rock Industrial Park (site) is located approximately six miles east of downtown Gallup, New Mexico. The site is located between Interstate 40 (I-40) frontage road, State Highway 118 (formerly Historic Route 66) to the south and the Burlington Northern Santa Fe Railroad (BNSF) to the north. The Church Rock Industrial Park (CRIP) is characterized by nearly flat terrain, allowing the development of requisite facilities with a minimum of site preparation.

Access to I-40 is provided via old Highway 66, the Interstate frontage road. I-40 off ramps are located 2 miles west and 4 miles east of the CRIP. The BNSF railroad, including a short spur line runs along the north site of the industrial park. This spur could be extended if needed. Commercial air transportation is available at the Gallup Municipal Airport 10 miles west.

Two water and sewer systems are available at the site. The City of Gallup and the Navajo Tribal Utility Authority (NTUA) operate these systems. The City of Gallup system consists of an 8" waterline and 8" sewer line. The NTUA system has varying line sizes and is designed to serve the residential needs in the Church Rock community. The sewer drains into a three-stage sewage lagoon facility located directly northeast of the CRIP. High-voltage electric service lines are located within the frontage road right-of-way along the south side of the industrial park. Also included in this corridor are 2" and 8" gas lines.

In addition to the features that lend to its suitability and quality as a commercial development site, it is remote enough to have no adverse effects on residential areas and yet close enough to allow those employed at the site a short commute (generally less than five to six miles). The industrial park is large enough to accommodate a number of diverse ventures. The location of the CRIP and existing infrastructure make it a prime site for commercial development. Uses of the site may included by not limited to:

- Expansion of the Navajo Nation Food Distribution truck maintenance shop, now located on the western end of the CRIP
- Portable campus/storage building manufacturing
- Cabinet manufacturing operations
- Bituminous and concrete pave operations
- General manufacturing plants
- General offices
- Retail Sales operations

BRASS CAP 1950 9/10/15/16

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ELEV. = 6599.85

CP 103

30" X 3/4" REBAR W/
ALUMINUM CAP

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E = 17263.42

ELEV. = 6612.00

CP 105

30" X 3/4" REBAR W/
ALUMINUM CAP

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ELEV. = 6619.19

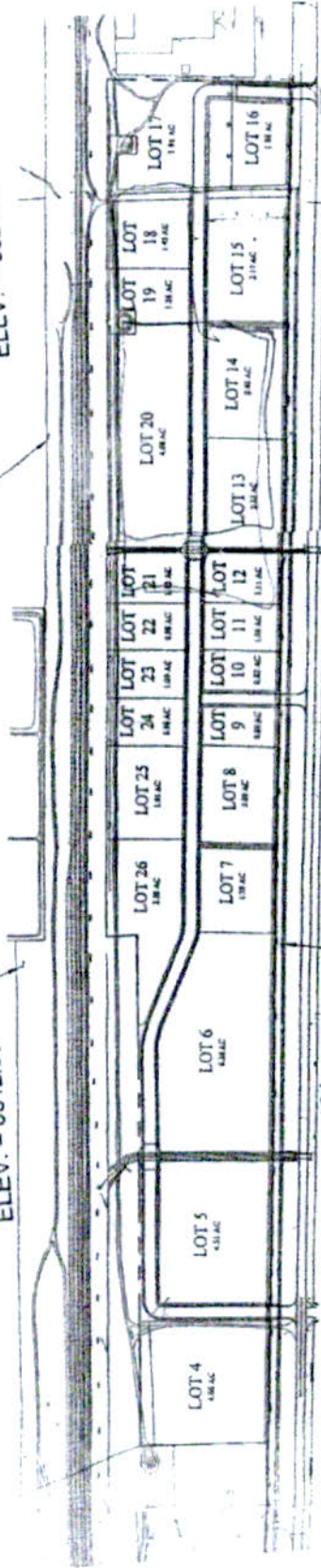
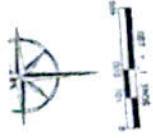
CP 107

30" X 3/4" REBAR W/
ALUMINUM CAP

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ELEV. = 6628.79



CP 104

30" X 3/4" REBAR W/
ALUMINUM CAP

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E = 17283.85

ELEV. = 6612.31

CP 108

30" X 3/4" REBAR W/
ALUMINUM CAP

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E = 20770.83

ELEV. = 6617.52

20 4.68

13 2.32

14 2.43

19 1.26

18 1.43

12.12

2.08

14.20

Church Rock Industrial Park
Church Rock, New Mexico

Exhibit G

ENVIRONMENTAL SUMMARY

DATE: September 10, 2018

Requesting Party: Sharlene Begay-Platero, PDD/DED

Reviewed by: Eugenia Quintana, NN-EPA

Summary of Compliance Determinations (if non-NEPA environmental review process):

1. Historic Preservation:

2. Fish and Wildlife:

3. Navajo Environmental Protection Agency:

Summary of Compliance with Environmental Laws:

1. National Historic Preservation:

The Church Rock Industrial Park was inventoried by the Office of Contract Archaeology, University of New Mexico. The report describes the fieldwork and findings. Development at the Church Rock Site will have no effect on traditional cultural properties or sacred areas. The Navajo Nation Historic Preservation Department, Cultural Resource Compliance Section has reviewed all work conducted at Church Rock and no further work is required and authorizes development to proceed. A Cultural Resource Compliance Form, OCA-88-447, UNM Proposal No. 185-369 was approved by NNHPD. (Source: An Environmental Assessment (EA) for the Church Rock Industrial by J.R. Analla EA Services, July 2002.)

2. Floodplain Management:

The Church Rock Industrial Park is not located in a 100 year frequently flood plain as defined in 24 CFR 55, Executive Order 11988. This site is protected from the Rio Puerco flood plain by the Burlington Northern & Santa Fe railroad. No wetlands have been identified with the tract as defined by Executive Order 11990. (Source: An Environmental Assessment (EA) for the Church Rock Industrial by J.R. Analla EA Services, July 2002.)

3. Wetlands Protection:

The Church Rock Industrial Park is not located in a 100 year frequently flood plain as defined in 24 CFR 55, Executive Order 11988. This site is protected from the Rio Puerco flood plain by the Burlington Northern & Santa Fe railroad. No wetlands have been identified with the tract as defined by Executive Order 11990. (Source: An Environmental Assessment (EA) for the Church Rock Industrial by J.R. Analla EA Services, July 2002.)

4. Endangered Species Act:
The Navajo Department of Fish and Wildlife, Natural Heritage Program has determined the project is not expected to affect any federally listed species or significantly impact any tribally listed species or other species of concern. Letter dated 9/24/02. (Source: An Environmental Assessment (EA) for the Church Rock Industrial by J.R. Analla EA Services, July 2002.)
5. Air Quality:
Development at the Church Rock Industrial Park may result in an increase of dust in the immediate area during the construction and development of businesses at the site. This is short-term and will not result in an increase in airborne pollutants except when the wind is blowing in the area of the project. The proposed business site lease will not have an effect on the air quality. Lessee shall for the entire term of this lease: (1) fully comply with the Navajo Nation Air Quality Prevention and Control Act of 2004; and (2) obtain and maintain any necessary air quality permits related to reporting emissions, and comply with any subsequent permit conditions as contained in respective permits from the USEPA or the Navajo Nation Air Quality Program under the Navajo Environmental Protection Agency.

(Source: An Environmental Assessment (EA) for the Church Rock Industrial by J.R. Analla EA Services, July 2002. and Navajo Nation Environmental Protection website)
6. Sole Source Aquifer
No designated sole source aquifers within the State of New Mexico or the Navajo Nation: no effect on sole source aquifers as defined by 40 CFR 149. (Source: An Environmental Assessment (EA) for the Church Rock Industrial by J.R. Analla EA Services, July 2002.)
7. Abandoned Mine Lands:
No mineral resources in the Church Rock area. (Source: An Environmental Assessment (EA) for the Church Rock Industrial by J.R. Analla EA Services, July 2002.)
8. Navajo Nation's Solid Waste Act:
Solid waste generated by businesses located at the Church Rock Industrial Park will be collected and disposed of in conformance with applicable federal and Navajo Nation laws and regulations. (Source: An Environmental Assessment (EA) for the Church Rock Industrial by J.R. Analla EA Services, July 2002.)
9. Navajo Nation's Safe Drinking Water Act:
Lessee shall for the entire term of this lease: (1) fully comply with the Navajo Nation Safe Drinking Water Act of 2012; and (2) obtain, maintain, and comply with a permit from the Navajo Nation Public Water Supervision Program under the Navajo Nation Environmental Protection Agency. (Source, Navajo Nation Environmental Protection website: <http://navajopublicwater.org/Regulations.html>)

I certify that the Environmental Review Process and the Compliance Determination Process in good faith has been complied with:


Environmental Reviewer

Navajo Nation – Environmental Protection Agency

DATE: 01/08/2019

AN
ENVIRONMENTAL ASSESSMENT
for

Church Rock Industrial Site

Prepared By

Navajo Nation

Division of Economic Development

P. O. Box 663

Window Rock, Arizona 86515

for

United States Department of the Interior

Bureau of Indian Affairs

Navajo Region

Eastern Navajo Agency

July 2002

in accordance with
National Environmental Policy Act of 1969,
As Amended
DOI DM Part 516
and
30 BIAM, Supplement 1



J. R. Anafia
EA Services
EAS-0221
July 2002

Exhibit H

PERMANENT FILE

Class "B" Resolution
Approval Required,

ACMY-189-71

RESOLUTION OF THE ADVISORY COMMITTEE OF THE NAVAJO TRIBAL COUNCIL

Creating Church Rock Industrial Park and Park Facilities,
and Authorizing NTUA to Make Applications for Federal
Grant from the Economic Development Administration (EDA),
U.S. Department of Commerce and Environmental
Protection Agency to Construct the Park and Park Facilities

WHEREAS:

1. Navajo Tribal Council Resolution No. CO-40-55, provided that The Navajo Tribe is willing to participate in the development of industries where such industries will create payrolls for the members of The Navajo Tribe, and

2. By Resolution No. CMA-15-64, the Navajo Tribal Council adopted a Navajo Tribal Economic Development Policy concerning private capital investment in Navajoland, in which policy The Navajo Tribe invites and encourages investment by private capital to develop the extensive natural and human resources, and which policy indicates that the Tribe is convinced that mutual benefits will result and that job opportunities and technical training leading to better living standards for the Navajo people will be generated. In the same policy, The Navajo Tribe indicated its willingness to participate in industrial development by leasing its lands, and otherwise assisting such developments, and

3. The Eastern Navajo Industries, Inc., by resolution of its Board of Directors, dated February 15, 1971, gives assurances to The Navajo Tribe that it will lease a site or sites on an industrial park for the establishment of a mobile and modular homes manufacturing plant provided that The Navajo Tribe will construct an industrial park, known as the Church Rock Industrial Park, and a building thereon to house its manufacturing plant, and

4. In order to locate such industries in the area, and to provide space and facilities for other industries which may desire to locate in the area, it will require the withdrawal of certain Tribal land and the construction of an industrial park and park facilities thereon, and

5. The estimated cost of construction of the industrial park is \$1,200,000.00, and the building thereon to house the Eastern Navajo Industries, Inc. Manufacturing Plant is \$750,000.00, or a total cost of \$1,950,000.00, and

PROPERTY OF
THE NAVAJO TRIBE

6. The Navajo Tribe desires to make application to the Economic Development Administration and Environmental Protection Agency for a 100 percent grant of Federal funds to construct the industrial park, the estimated cost of which is \$1,200,000.00, and a 50 percent grant and a 50 percent loan to construct a building on the park for housing the Eastern Navajo Industries Manufacturing Plant, the estimated cost of which is \$750,000.00, and

7. The Economic Development Administration Administration has tentatively indicated a willingness to give consideration to providing a 100 percent Federal grant for construction of the industrial park, and a 50 percent Federal grant and a 50 percent loan to finance construction of a building on the park, and

8. The Navajo Tribal Utility Authority (NTUA), an enterprise of the Navajo Tribe, in prosecuting such applications, and it is deemed appropriate to authorize the Authority to make said applications on behalf of The Navajo Tribe.

NOW THEREFORE BE IT RESOLVED THAT:

1. There is hereby withdrawn approximately 76 acres, more or less, of Navajo Tribal Trust Land located as described on the attached sheet marked Attachment "A".

2. The Chairman of the Navajo Tribal Council is hereby authorized to execute on behalf of The Navajo Tribe a lease with the Eastern Navajo Industries, Inc. for an appropriate site or sites for its industries on said industrial park and upon terms and conditions as may be approved by the Advisory Committee of the Navajo Tribal Council.

3. The Navajo Tribal Utility Authority is hereby authorized to act for The Navajo Tribe as applicant for an Economic Development and Environmental Protection Agency grant in the amount of 100 percent for construction of the Church Rock Industrial Park.

4. The Navajo Tribal Utility Authority is further authorized to act for The Navajo Tribe as applicant for an Economic Development Administration 50 percent grant and a 50 percent loan for construction of a building thereon, and to prosecute said applications, including construction of projects to completion.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Advisory Committee of the Navajo Tribal Council at a duly called meeting at Window Rock, Navajo Nation

(Arizona), at which a quorum was present and that same was passed by a vote of 16 in favor and 0 opposed, this 12th day of May, 1971.

Wilson P. Akeet

Vice Chairman
Navajo Tribal Council

ATTACHMENT "A"

Land withdrawal for industrial development known as Church Rock
Industrial Park

Said parcel of land is more fully described as follows:

A strip of land located in Sections 14 and 15, Township 15 N., Range 17 W., N.M.P.M., bounded on the north by the A.T. & S.F. right of way, on the south by U.S. Highway 66 (I-40) right of way, on the west by the section line common to Sections 15 and 16, and on the east by a line 700 feet east of, and parallel to, the section line common to Sections 14 and 15, comprising 76 acres, more or less.

Exhibit I

THE NAVAJO NATION CHURCH ROCK CHAPTER

Kin Łitsó Sinilí

Community Service Coordinator

Vera Marianito, Accounts Maintenance Specialist



Edmund E. Yazzie, Council Delegate
Johnnie Henry Jr., President
Sherman Woody, Vice-President
Louise Jim, Secretary/Treasurer
Donald Arviso, Land Board Member

RESOLUTION OF CHURCH ROCK CHAPTER CRC-19-02-01

**RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND
IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT,
PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND
INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCH
ROCK INDUSTRIAL PARK.**

WHEREAS:

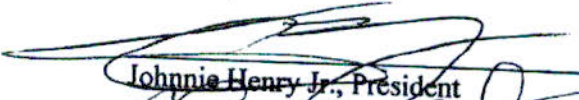
1. The Church Rock Chapter is a recognized as local government entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
2. Pursuant to Title 26 N.N.C.B 1 & 2, the Local Governance Act the local chapter is delegated the authority with respect to local Governance matters consistent with Navajo Nation Laws; and
3. The Church Rock Chapter is comprised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Church Rock, New Mexico; and
4. The Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Church Rock Industrial Park.

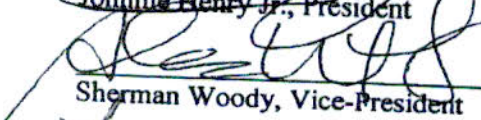
NOW THEREFORE BE IT RESOLVED THAT


1. Based on the recommendation of its membership, the Church Rock Chapter recommends the approval of the Sihasin Fund appropriation in the amount of \$198,000,000 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park.

CERTIFICATION

We, the undersigned, hereby certify that the forgoing resolution was presented to the Church Rock Chapter, at a duly called meeting at which a quorum was presented, and it was approved by a vote of 34 in favor, 00 opposed and 11 abstaining at Church Rock, Navajo Nation, New Mexico on this 13th of February 2019.


Johnnie Henry Jr., President


Sherman Woody, Vice-President


Louise Jim, Secretary-Treasurer

Motioned By: Louise Begay

Seconded By: Geneva Peters

THE NAVAJO NATION CHURCH ROCK CHAPTER

Kin Kitsó Shilí

Community Service Coordinator

Vera Marianito, Accounts Maintenance Specialist



Edmund E. Yazzie, Council Delegate
Johnnie Henry Jr., President
Sherman Woody, Vice-President
Louise Jim, Secretary/Treasurer
Donald Arviso, Land Board Member

RESOLUTION OF CHURCH ROCK CHAPTER

CRC-19-02-02

SUPPORTING A LEASE BETWEEN THE NAVAJO NATION AND CHURCH ROCK DEVELOPMENT, LLC AND RHINO HEALTH INC TO OCCUPY THE INDUSTRIAL BUILDING AND WAREHOUSE AND ADDITIONAL ACREAGE WITHIN THE CHURCH ROCK INDUSTRIAL PARK ON LANDS LOCATED WITHIN CHURCH ROCK, NAVAJO NATION, NEW MEXICO

WHEREAS:

1. The Church Rock Chapter Government is a duly certified Chapter of the Navajo Nation Code; Title II, Section 4001 and 4006. Therefore, the Chapter is authorized to address and take action on the needs concerns for the betterment of its people.
2. Church Rock Development, LLC and Rhino Health Inc, submitted an application to the Project Development Department within the Division of Economic Development to lease the Manufacturing Facility and Warehouse in Lot 15 and additional acreage for Phase II in the Church Rock Industrial Park located in Church Rock, Navajo Nation, New Mexico; and
3. The Project Development Department legislative program's purpose is to promote and create employment and business opportunities in the commercial, industrial, tourism and private sectors of the Navajo economy; and
4. The Project Development Department has reviewed Church Rock Development, LLC and Rhino Health's application and recommends approval of a lease with Church Rock Development, LLC and a sublease with Rhino Health Inc. for occupancy of the manufacturing facility and warehouse in Lot 15 and expansion of Phase II within the Church Rock Industrial Park; and
5. The purpose of this lease is to establish a data center and data recovery center with cooperate offices in the Church Rock Industrial Park consisting of 2.00 acres more or less. The establishment of this business will benefit the community of Church Rock Chapter by providing employment in the local area. The proposed occupancy of Church Rock Development LLC and Rhino Health, Inc. has support for the Project Development Department, Division of Economic Development; and
6. The people of the Church Rock Chapter community having reviewed the request and the need for the establishment of this business and Mark Minsoo and DJ Yoon, CEO and Owner of the Rhino Health, Inc. and Church Rock Development, LLC having appeared before the Chapter hereby recommends approval of a business site lease by the Resource Committee of the Navajo nation Council.

NOW THEREFORE BE IT RESOLVED:

1. The Church Rock Community supports Church Rock Development, LLC and Rhino Health, Inc. to occupy an industrial building and warehouse and additional acreage for Phase II within the Church Rock Industrial Park located in Church Rock Navajo Nation, New Mexico.

THE NAVAJO NATION CHURCH ROCK CHAPTER

Kin Litsó Sinili

Community Service Coordinator

Vera Marianito, Accounts Maintenance Specialist



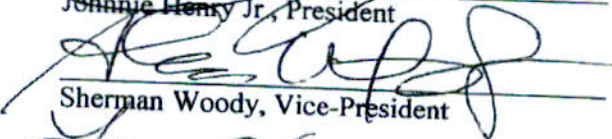
Edmund E. Yazzie, Council Delegate
Johnnie Henry Jr., President
Sherman Woody, Vice-President
Louise Jim, Secretary/Treasurer
Donald Arviso, Land Board Member

2. The Church Rock Chapter requests the Project Development Department, Division of Economic Development to take any and all necessary actions to process and obtain approval of the above transaction for Church Rock Development, LLC and Rhino Health, Inc. to locate in Church Rock, Navajo Nation, New Mexico.
3. The Church Rock Chapter further recommends to the Resource Committee of the Navajo Nation Council to approve of a business site lease between the Navajo Nation and Church Rock Development, LLC and sublease with Rhino Health, Inc.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Church Rock Chapter at a duly called meeting in Church Rock, Navajo Nation, New Mexico, at which a quorum was present and that same was passed by the vote of 34 in favor, 08 opposed and 11 abstained this **13th day of February, 2019**


Johnnie Henry Jr., President


Sherman Woody, Vice-President


Louise Jim, Secretary-Treasurer

Motioned By: Louise Begay

Seconded By: Geneva Peter



COYOTE CANYON CHAPTER
The Navajo Nation

"Home of Chief Manuelito"



Pernell Halona
Council Delegate

Harrison Plummer
President

Sherylene Yazde
Vice President

Sharon Warren
Secretary-Treasurer

Janice Harrison
Grazing Officer

COY-03-19-018

RESOLUTION OF COYOTE CANYON CHAPTER

SUPPORTING RESOLUTION RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:

1. Pursuant to NNC Section 3(A) the Coyote Canyon Chapter is a duly recognized certified Chapter of the Navajo Nation Government Listed as 11 NNC. Part 1, Section 10; and
 2. Pursuant to 26 NNC Section 1(B), the Coyote Canyon Chapter is vested with the authority to review all matters affecting community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
 3. Pursuant to Chapter 1, section 1(B)(2) of the same "act" Coyote Canyon is vested with the governmental authority to make decisions over local matters and to govern with responsibility and accountability to the local citizens; and
 4. The Coyote Canyon Chapter is a recognized as local entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
 5. The Coyote Canyon Chapter Supports the compromised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 approximately 70 acres; and
 6. The Coyote Canyon Supports the withdrawn the Churchrock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
 7. The Coyote Canyon Chapter Supports the Division of Economic Development-Project Development requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial Park in Churchrock New Mexico (Navajo Nation).
- P.O. Box 257, Brimhall, N.M. 87310 - Telephone (505) 735-2623/2624 - Fax (505) 735-2627

NOW THEREFORE BE IT RESOLVED THAT:

1. RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.
2. Based on the recommendations of its membership, the Coyote Canyon Chapter recommends the approval of the Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, the project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Churchrock Industrial Park, New Mexico, (Navajo Nation).

CERTIFICATION

We hereby certify the foregoing resolution was duly considered by the Coyote Canyon Chapter of the Navajo Nation (New Mexico) at a duly called meeting at which a quorum was present and that same was passed by a vote of 26 In favor, 0 opposed and 4 abstained this 11th day of March, 2019.

Motion: Saralene Yazzie
Second: Diana Yazzie-Nez


Harrison Plummer, Coyote Canyon Chapter President



COYOTE CANYON CHAPTER
The Navajo Nation

"Home of Chief Manuelito"



Pernell Halona
Council Delegate

Harrison Plummer
President

Sherylene Yazzie
Vice President

Sharon Warren
Secretary-Treasurer

Janice Harrison
Grazing Officer

COY 03-19-018

RESOLUTION OF COYOTE CANYON CHAPTER

SUPPORTING RESOLUTION REQUESTING A LEASE BETWEEN THE NAVAJO NATION AND CHURCHROCK DEVELOPMENT, LLC AND RHINO HEALTH TO OCCUPY THE INDUSTRIAL BUILDING AND WAREHOUSE AND ADDITIONAL ACREAGE WITHIN THE CHURCHROCK INDUSTRIAL PARK ON LANDS LOCATED WITHIN CHURCHROCK, NAVAJO NATION, NEW MEXICO

WHEREAS:

1. Pursuant to NNC Section 3(A) the Coyote Canyon Chapter is a duly recognized certified Chapter of the Navajo Nation Government Listed as 11 NNC. Part 1, Section 10; and
2. Pursuant to 26 NNC Section 1(B), the Coyote Canyon Chapter is vested with the authority to review all matters affecting community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. Pursuant to Chapter 1, section 1(B)(2) of the same "act" Coyote Canyon is vested with the governmental authority to make decisions over local matters and to govern with responsibility and accountability to the local citizens; and
4. The Coyote Canyon Chapter Government is a duly certified Chapter of the Navajo Nation Code; Title I, Section 4001 and 4006. Therefore, the chapter is authorized to address and take action on the needs and concerns for the betterment of its people;
5. The Coyote Canyon Chapter Supports the Churchrock Development, LLC and Rhino Health Inc. submitted an application to the project Development Department within the Division of Economic Development to lease the Manufacturing Facility and Warehouse in Lot 15 and additional acreage for Phase II in the Churchrock, Navajo Nation, New Mexico and
6. The Coyote Canyon Chapter Supports the Navajo Nation Division of Economic Development- Project Development Department legislative program's purpose is to promote and create employment and business opportunities in the commercial, industrial, tourism and private sectors of the Navajo economy; and
7. The Coyote Canyon Chapter Supports the Navajo Nation of Economic Development- Project Development Department has reviewed Churchrock Development, LLC and Rhino Health's application and recommends approval of a lease with Churchrock Development LLC and a

P.O. Box 257, Brimhall, N.M. 87310 - Telephone (505) 735-2623/2624 - Fax (505) 735-2627

sublease with Rhino Health Inc. for occupancy of the manufacturing facility and warehouse in lot 15 and expansion of Phase II within the Churchrock Industrial Park; and

8. The Coyote Canyon Chapter Supports the purpose of this lease is to establish a data center and data recovery center with corporate offices in the Churchrock Industrial consisting of 2.00 acres more or less. The establishment of this business will benefit the community of Churchrock Chapter by providing employment in the local area. The proposed occupancy of Churchrock Development LLC and Rhino Health, Inc. has support from the Project Development Department, Division of Economic Development; and
9. The Coyote Canyon Chapter Supports the people of Churchrock Chapter community having reviewed the request and the need for the establishment of this business and Mark Minsoo Lee and DJ Yoon, CEO an owner of the Rhino Health, Inc and Churchrock Development, LLC having appeared before the Chapter hereby recommends approval of a business site lease by the Resources Committee of the Navajo Nation Council.

NOW THEREFORE BE IT RESOLVED THAT:

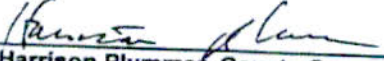
1. The Coyote Canyon Chapter Supports the Churchrock Chapter Development, LLC and Rhino Health, Inc. to occupy an industrial building and warehouse and additional acreage for Phase II within the Churchrock Industrial Park located in Churchrock Navajo Nation, New Mexico.
2. The Coyote Canyon Chapter requests the Project Development Department, Division of Economic Development to take any and all necessary actions to process and obtain approval of the above transaction for Churchrock Development, LLC and Rhino Health, Inc. to locate in Churchrock, Navajo Nation, New Mexico.
3. The Coyote Canyon Chapter further recommends to the Resources Committee of the Navajo Nation Council to approve of a business site lease between the Navajo Nation and Churchrock Development, LLC and a sublease with Rhino Health, Inc.


CERTIFICATION

We hereby certify the foregoing resolution was duly considered by the Coyote Canyon Chapter of the Navajo Nation (New Mexico) at a duly called meeting at which a quorum was present and that same was passed by a vote of 26 In favor, 0 opposed and 4 abstained this 11th day of March 2019.

Motion: Saralene Yazzie
Second: Diana Yazzie-Nez

ATTEST:


Harrison Plummer, Coyote Canyon Chapter President


Sharon A. Warren, Coyote Canyon Chapter Secretary

Mexican Springs Chapter

Richard Bowman, President
Roberta J. Becenti, Vice President
Carol B. Muskett, Sec./Treasurer



Pernell Halona, Council Delegate
Jonah Barney, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tofatchi, NM 87325

RESOLUTION RESOLUTION NUMBER: MS-03-2019-06

THE MEXCAN SPRINGS CHAPTER SUPPORTS AND RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:

1. Pursuant to NNC Section 3(A), the Mexican Springs Chapter is a duly recognized certified Chapter of the Navajo Nation Government as listed as 11 NNC. Part 1, Section 10 and;
2. Pursuant to 26 NNC Section 1(B), the Mexican Springs Chapter is vested with the authority to review all matters affecting community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions and;
3. The Navajo Nation Council in adopting Local Governance Act, 26 N.N.C. ET. Seq., Delegated each Chapter the authority of Local Governance function, to improve Governmental structure and provided the opportunity to make decisions over local matters; and
4. The Mexican Springs Chapter fully supports the efforts of Church Rock Chapter which is comprised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Church Rock, New Mexico; and
5. The Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
6. The Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Church Rock Industrial Park.

NOW THEREFORE BE IT RESOLVED THAT:

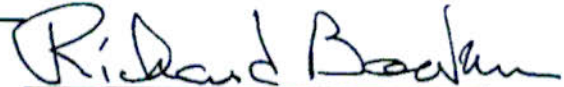
1. The Mexican Springs Chapter fully supports the efforts of Church Rock Chapter by recommending the approval of this Sihasin Fund appropriation in the amount of \$19,000,000 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park.

C E T I F I C A T I O N

We hereby certify the foregoing resolution was duly considered by the Mexican Springs Chapter of the Navajo Nation (New Mexico) at a duly called meeting at which a quorum was present and that same was passed by a vote of 24 in favor, 1 opposed and 5 abstained this *11th* day of *March 2019*.

Motion Made By: Susie Baloo

Second Made By: David Bowman



Richard Bowman, President
Mexican Springs Chapter

Mexican Springs Chapter

Richard Bowman, President
Roberta J. Becenti, Vice President
Carol B. Muskett, Sec./Treasurer



Pernell Halona, Council Delegate
Jonah Barney, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tofahatchi, NM 87325

RESOLUTION RESOLUTION NUMBER: MS-03-2019-05

SUPPORTING A LEASE BETWEEN THE NAVAJO NATION AND CHURCH ROCK DEVELOPMENT, LLC AND RHINO HEALTH INC TO OCCUPY THE INDUSTRIAL BUILDING AND WAREHOUSE AND ADDITIONAL ACREAGE WITHIN THE CHURCH ROCK INDUSTRIAL PARK ON LANDS LOCATED WITHIN CHURCH ROCK, NAVAJO NATION, NEW MEXICO

WHEREAS:

1. Pursuant to NNC Section 3(A), the Mexican Springs Chapter is a duly recognized certified Chapter of the Navajo Nation Government as listed as 11 NNC. Part 1, Section 10 and;
2. Pursuant to 26 NNC Section 1(B), the Mexican Springs Chapter is vested with the authority to review all matters affecting community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions and;
3. The Navajo Nation Council in adopting Local Governance Act, 26 N.N.C. ET. Seq., Delegated each Chapter the authority of Local Governance function, to improve Governmental structure and provided the opportunity to make decisions over local matters; and
4. Church Rock Development, LLC and Rhino Health Inc. submitted an application to the Project Development Department within the Division of Economic Development to lease the Manufacturing Facility and Warehouse in Lot 15 and additional acreage for Phase II in the Church Rock Industrial Park located in Church Rock, Navajo Nation, New Mexico and
5. The Project Development Department legislative program's purpose is to promote and create employment and business opportunities in the commercial, industrial, tourism and private sectors of the Navajo economy; and
6. The Project Development Department has reviewed Church Rock Development, LLC and Rhino Health's application and recommends approval of a lease with Church Rock Development, LLC and a sublease with Rhino Health Inc. for occupancy of the manufacturing facility and warehouse in Lot 15 and expansion of Phase II within the Church Rock Industrial Park; and

7. The purpose of this lease is to establish a data center and data recovery center with corporate offices in the Church Rock Industrial Park consisting of 2.00 acres more or less. The establishment of this business will benefit the community of Mexican Springs Chapter by providing employment in the local area. The proposed occupancy of Church Rock Development LLC and Rhino Health, Inc. has support from the Project Development Department, Division of Economic Development; and
8. The people of the Mexican Springs Chapter community having reviewed the request and the need for the establishment of this business and Mark Minsoo Lee and DJ Yoon, CEO and Owner of the Rhino Health, Inc. and Church Rock Development, LLC having appeared before the Chapter hereby recommends approval of a business site lease by the Resources Committee of the Navajo Nation Council.

NOW THEREFORE BE IT RESOLVED:

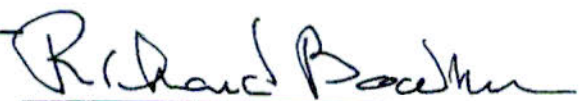
1. The Mexican Springs Chapter community supports Church Rock Development, LLC and Rhino Health, Inc. to occupy an industrial building and warehouse and additional acreage for Phase II within the Church Rock Industrial Park located in Church Rock Navajo Nation, New Mexico.
2. The Mexican Springs Chapter requests the Project Development Department, Division of Economic Development to take any and all necessary actions to process and obtain approval of the above transaction for Church Rock Development, LLC and Rhino Health, Inc. to locate in Church Rock, Navajo Nation, New Mexico.
3. The Mexican Springs Chapter further recommends to the Resources Committee of the Navajo Nation Council to approve of a business site lease between the Navajo Nation and Church Rock Development, LLC and a sublease with Rhino Health, Inc.

CERTIFICATION

We hereby certify the foregoing resolution was duly considered by the Mexican Springs Chapter of the Navajo Nation (New Mexico) at a duly called meeting at which a quorum was present and that same was passed by a vote of 24 in favor, 1 opposed and 5 abstained this 11th day of **March 2019**.

Motion Made By: Susie Baloo

Second Made By: David Bowman


Richard Bowman, President
Mexican Springs Chapter



THE NAVAJO NATION TOHATCHI COMMUNITY CHAPTER

Post Office Box 1236

Tohatchi, New Mexico 87325

Tel (505) 733-2845 2846

FAX: (505) 733-2847

Julie Badonie, President

Laron Manuelito, Vice President

Harry "Sonny" Moore, Jr., Secretary-Treasurer

Pernell Halona, Council Delegate

RESOLUTION OF THE TOHATCHI CHAPTER **SUPPORTING AN APPROPRIATION FROM THE SIHASIN FUND IN THE** **AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC** **DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II,** **CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT** **FACILITY WITHIN THE CHURCH ROCK INDUSTRIAL PARK.**

WHEREAS:

TOH: 052-03-2019

1. Pursuant to 26 N.N.C., Section 3 (A) the Tohatchi Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10, and
2. Pursuant to 26 N.N.C., Section 1 (B) Tohatchi Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary to make recommendation to the Navajo Nation and other local agencies for appropriate actions, and
3. The Tohatchi Chapter is comprised of a community which is located within the 50-mile radius of said company; and
4. The Tohatchi Chapter acknowledges and understands the Church Rock Chapter has withdrawn approximately 70 acres as the "Church Rock Industrial Park" for commercial and industrial purposes adjacent to Highway 118; and
5. The Tohatchi Chapter acknowledges and understands the Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Church Rock Industrial Park.

NOW, THEREFORE, BE IT RESOLVED THAT:

The Tohatchi Chapter supports and recommends the approval of this Sihasin Fund appropriation in the amount of \$19,000,000 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Tohatchi Chapter at a duly called meeting at Tohatchi (New Mexico), Navajo Nation, at which a quorum was present and that same was passed by a vote of 37 in favor, 07 opposed, and 07 abstained, this **21st** day of **March 2019**.

Motion by: Mr. Mike Begay

Second by: Mr. Manuel Shirleson

Julie Badonie
Mrs. Julie Badonie, President

March 21, 2019
Date



THE NAVAJO NATION TOHATCHI COMMUNITY CHAPTER

Post Office Box 1236 Tohatchi, New Mexico 87325

Tel: (505) 733-2845 2846 FAX: (505) 733-2847

Julie Badonie, President

Larson Manuelito, Vice President

Harry "Sunny" Moore, Jr., Secretary/Treasurer

Pernell Hahna, Council Delegate

RESOLUTION OF THE TOHATCHI CHAPTER

SUPPORTING A LEASE BETWEEN THE NAVAJO NATION AND CHURCH ROCK DEVELOPMENT, LLC. AND RHINO HEALTH, INC. TO OCCUPY THE INDUSTRIAL BUILDING AND WAREHOUSE AND ADDITIONAL ACREAGE WITHIN THE CHURCH ROCK INDUSTRIAL PARK ON LANDS LOCATED WITHIN CHURCH ROCK, NEW MEXICO, NAVAJO NATION.

WHEREAS:

TOH: 053-03-2019

1. Pursuant to 26 N.N.C., Section 3 (A) the Tohatchi Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10, and
2. Pursuant to 26 N.N.C., Section 1 (B) Tohatchi Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary to make recommendation to the Navajo Nation and other local agencies for appropriate actions, and
3. The Tohatchi Chapter recognizes the Church Rock Development, LLC and Rhino Health Inc., submitted an application to the Project Development Department within the Division of Economic Development to lease the Manufacturing Facility and Warehouse in Lot 15 and additional acreage for Phase II in the Church Rock Industrial Park located in Church Rock, Navajo Nation, New Mexico; and
4. The Tohatchi Chapter acknowledges and understands the Navajo Nation Division of Economic Development- Project Development Department legislative program's purpose is to promote and create employment and business opportunities in the commercial, industrial, tourism and private sectors of the Navajo economy; and
5. The Tohatchi Chapter acknowledges and understands the Navajo Nation Division of Economic Development- Project Development Department has reviewed Church Rock Development, LLC and Rhino Health's application and recommends approval of a lease with Church Rock Development, LLC and a sublease with Rhino Health Inc. for occupancy of the manufacturing facility and warehouse in Lot 15 and expansion of Phase II within the Church Rock Industrial Park; and
6. The Tohatchi Chapter understands the purpose of this lease is to establish a data center and data recovery center with corporate offices in the Church Rock Industrial Park consisting of 2.00 acres more or less. The establishment of this business will benefit the community of Church Rock Chapter by providing employment in the local area. The proposed occupancy of Church Rock

Development LLC and Rhino Health, Inc. has support from the Project Development Department and the Division of Economic Development; and

7. The Tohatchi Chapter acknowledges the people of the Church Rock Chapter community having reviewed the request and the need for the establishment of this business and Mark Minsoo Lee and DJ Yoon, CEO and Owner of the Rhino Health, Inc. and Church Rock Development, LLC, having appeared before the Chapter hereby recommends approval of a business site lease by the Resource and Development Committee (RDC) of the Navajo Nation Council.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Tohatchi Chapter community supports Church Rock Development, LLC and Rhino Health, Inc. to occupy an industrial building and warehouse and additional acreage for Phase II within the Church Rock Industrial Park located in Church Rock Navajo Nation, New Mexico.
2. The Tohatchi Chapter supports the Project Development Department, Division of Economic Development to take any and all necessary actions to process and obtain approval of the above transaction for the Church Rock Development, LLC and Rhino Health, Inc. to locate in Church Rock, Navajo Nation, New Mexico.
3. The Tohatchi Chapter further supports the Resources and Development Committee (RDC) of the Navajo Nation Council to approve of a business site lease between the Navajo Nation and Church Rock Development, LLC and a sublease with Rhino Health, Inc.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Tohatchi Chapter at a duly called meeting at Tohatchi (New Mexico), Navajo Nation, at which a quorum was present and that same was passed by a vote of 33 in favor, 02 opposed, and 11 abstained, this 21st day of March 2019.

Motion by: Mr. Manuel Shirleson

Second by: Mr. Franklin Thompson


Mrs. Julie Badonie, President

March 21, 2019
Date



Bahastl'ah Chapter
Post Office Box 4424
Yahtahey, New Mexico 87375
Office (505) 735-2600/2601
Fax (505) 735-2605

ELOUISE JOHNSON
President

TOM BEGAY
Vice President

JOAN M NEZ
Secretary/Treasurer

PERNELL HALONA
Council Delegate

RESO: BAH-19-03-17-190

RESOLUTION OF BAHASTL'AH CHAPTER

SUPPORTING RESOLUTION FOR RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:


1. The Bahastl'ah Chapter is a recognized as local government entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
2. Pursuant to Title 26 N.N.C. B. 1 & 2, the Local Governance Act the local chapter is delegated the authority with respect to local government matters consistent with Navajo Nation Laws; and
3. The Bahastl'ah Chapter is comprised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Churchrock, New Mexico; and
4. The Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial Park.

NOW THEREFORE BE IT RESOLVED THAT:

1. Based on the recommendations of its membership, the Bahastl'ah Chapter recommends the approval of this Sihasin Fund appropriation in the amount of \$19,000,000 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park.

CERTIFICATION

We, the undersigned, hereby certify that the foregoing resolution was presented to the Bahastl'ah Chapter, at a duly called meeting at which a quorum was present, and it was approved by a vote of 18 in favor, 03 opposed and 04 abstaining at Bahastl'ah Chapter, (Navajo Nation), New Mexico on this 17TH day of March 2019.


Ms. Elouise Johnson, President

M: Thompson Johnson
S: Thomasina Willie



Bahastl'ah Chapter
Post Office Box 4424
Yahtahey, New Mexico 87375
Office (505) 735-2600/2601
Fax (505) 735-2605

ELUISE JOHNSON President	TOM BEGAY Vice President	JOAN M NEZ Secretary/Treasurer	PERNELL HALONA Council Delegate
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RESO: BAH-19-03-17-189

**SUPPORTING RESOLUTION A LEASE BETWEEN THE NAVAJO NATION AND CHURCH
ROCK DEVELOPMENT, LLC AND RHINO HEALTH INC TO OCCUPY THE INDUSTRIAL
BUILDING AND WAREHOUSE AND ADDITIONAL ACREAGE WITHIN THE CHURCH
ROCK INDUSTRIAL PARK ON LANDS LOCATED WITHIN CHURCH ROCK, NAVAJO
NATION, NEW MEXICO**

WHEREAS:

1. The Bahastl'ah Chapter Government is a duly certified Chapter of the Navajo Nation Code; Title II, Section 4001 and 4006. Therefore, the Chapter is authorized to address and take action on the needs and concerns for the betterment of its people;
2. Church Rock Development, LLC and Rhino Health Inc. submitted an application to the Project Development Department within the Division of Economic Development to lease the Manufacturing Facility and Warehouse in Lot 15 and additional acreage for Phase II in the Church Rock Industrial Park located in Church Rock, Navajo Nation, New Mexico and
3. The Project Development Department legislative program's purpose is to promote and create employment and business opportunities in the commercial, industrial, tourism and private sectors of the Navajo economy; and
4. The Project Development Department has reviewed Church Rock Development, LLC and Rhino Health's application and recommends approval of a lease with Church Rock Development, LLC and a sublease with Rhino Health Inc. for occupancy of the manufacturing facility and warehouse in Lot 15 and expansion of Phase II within the Church Rock Industrial Park; and
5. The purpose of this lease is to establish a data center and data recovery center with corporate offices in the Church Rock Industrial Park consisting of 2.00 acres more or less. The establishment of this business will benefit the community of Bahastl'ah Chapter by providing employment in the local area. The proposed occupancy of Church Rock Development LLC and Rhino Health, Inc. has support from the Project Development Department, Division of Economic Development; and
6. The people of the Bahastl'ah Chapter community having reviewed the request and the need for the establishment of this business and Mark Minsoo Lee and DJ Yoon, CEO and Owner of the Rhino Health, Inc. and Church Rock Development, LLC having appeared before the Chapter hereby recommends approval of a business site lease by the Resources Committee of the Navajo Nation Council.

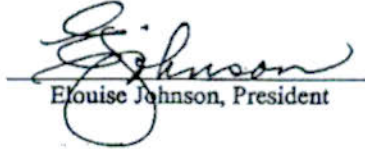
NOW THEREFORE BE IT RESOLVED:

1. The Bahastl'ah Chapter community supports Church Rock Development, LLC and Rhino Health, Inc. to occupy an industrial building and warehouse and additional acreage for Phase II within the Church Rock Industrial Park located in Church Rock Navajo Nation, New Mexico.
2. The Bahastl'ah Chapter requests the Project Development Department, Division of Economic Development to take any and all necessary actions to process and obtain approval of the above transaction for Church Rock Development, LLC and Rhino Health, Inc. to locate in Church Rock, Navajo Nation, New Mexico.

3. The Bahastl'ah Chapter further recommends to the Resources Committee of the Navajo Nation Council to approve of a business site lease between the Navajo Nation and Church Rock Development, LLC and a sublease with Rhino Health, Inc.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Bahastl'ah Chapter at a duly called meeting in Bahastl'ah, Navajo Nation, New Mexico, at which a quorum was present and that same was passed by a vote of 22 in favor, 00 opposed and 06 abstained this 17th day of March, 2019



Elouise Johnson, President

M: Thompson Johnson
S: Noreen McCray

Naschitti Community Governance

PO Drawer D, Sheepsprings, New Mexico 87364
Phone: 505-732-5400/5402 Fax: 505-732-5406



NAS-19-04-071

RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

THE NASCHITTI COMMUNITY GOVERNANCE SUPPORTS THE RECOMMENDATION OF THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:

1. Pursuant to N.N. C. Title 26 Chapter 1, Section 3 (A), Section 1 (B) (1) and Section 1 (B) (2) under the Local Government Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. The Churchrock Chapter is comprised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Churchrock, New Mexico (Navajo Nation); and
3. The Churchrock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
4. The Division of Economic Development- Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial Park in Church Rock New Mexico (Navajo Nation).

NOW THEREFORE BE IT RESOLVED THAT:

1. THE NASCHITTI COMMUNITY GOVERNANCE SUPPORTS THE RECOMMENDATION OF THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.
2. Based on the recommendations of its membership, the Naschitti Community Governance recommends the approval of the Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as

Naschitti Community Governance

PO Drawer D, Sheepsprings, New Mexico 87364
Phone: 505-732-5400/5402 Fax: 505-732-5406



Phase II for job creation within the Church Rock Industrial Park, Church rock, New Mexico (Navajo Nation).

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by Naschitti Community Governance and moved for approval by Rhonda Herbert seconded by Hoskie Bryant at a duly called meeting at Naschitti, Navajo Nation, (New Mexico), at which a quorum was present and that same was passed by a Vote of -4- Yeas, -0- Nay on this 7th day of April, 2019.

A handwritten signature in black ink, appearing to read "Randy P. Roberts", written over a horizontal line.

Randy P. Roberts, Commission President
Naschitti Community Governance

Naschitti Community Governance

PO Drawer D, Shippsprings, New Mexico 87364
Phone: 505-732-5400 Fax: 505-732-5406



NAS-19-04-070

RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

NASCHITTI COMMUNITY GOVERNANCE IS SUPPORTING A LEASE BETWEEN THE NAVAJO NATION AND CHURCH ROCK DEVELOPMENT, LLC AND RHINO HEALTH INC TO OCCUPY THE INDUSTRIAL BUILDING AND WAREHOUSE AND ADDITIONAL ACREAGE WITHIN THE CHURCH ROCK INDUSTRIAL PARK ON LANDS LOCATED WITHIN CHURCH ROCK, NAVAJO NATION, NEW MEXICO

WHEREAS:

1. Pursuant to N.N. C. Title 26 Chapter 1, Section 3 (A), Section 1 (B) (1) and Section 1 (B) (2) under the Local Government Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. The Naschitti Commission Government is a duly certified Chapter of the Navajo Nation Code; Title II, Section 4001 and 4006. Therefore, the Chapter is authorized to address and take action on the needs and concerns for the betterment of its people; and
3. The Naschitti Community Governance supports Church Rock Development, LLC and Rhino Health Inc. submitted an application to the Project Development Department within the Division of Economic Development to lease the Manufacturing Facility and Warehouse in Lot 15 and additional acreage for Phase II in the Church Rock Industrial Park located in Church Rock, Navajo Nation, New Mexico; and
4. The Navajo Nation Division of Economic Development- Project Development Department legislative program's purpose is to promote and create employment and business opportunities in the commercial, industrial, tourism and private sectors of the Navajo economy; and
5. The Navajo Nation Division of Economic Development- Project Development Department has reviewed Church Rock Development, LLC and Rhino Health's application and recommends approval of a lease with Church Rock Development, LLC and a sublease with Rhino Health Inc. for occupancy of the manufacturing facility and warehouse in Lot 15 and expansion of Phase II within the Church Rock Industrial Park; and
6. The purpose of this lease is to establish a data center and data recovery center with corporate offices in the Church Rock Industrial Park consisting of 2.00 acres more or less. The establishment of this business will benefit the community of Church Rock

Naschitti Community Governance

PO Drawer 10, Sheepsprings, New Mexico 87364

Phone: 505-732-5400/5402 Fax: 505-732-5406



Chapter by providing employment in the local area. The proposed occupancy of Church Rock Development LLC and Rhino Health, Inc. has support from the Project Development Department, Division of Economic Development; and

7. The people of the Church Rock Chapter community having reviewed the request and the need for the establishment of this business and Mark Minsoo Lee and DJ Yoon, CEO and Owner of the Rhino Health, Inc. and Church Rock Development, LLC having appeared before the Chapter hereby recommends approval of a business site lease by the Resources Committee of the Navajo Nation Council.

NOW THEREFORE BE IT RESOLVED:

1. The Naschitti Community Governance supports Church Rock Development, LLC and Rhino Health, Inc. to occupy an industrial building and warehouse and additional acreage for Phase II within the Church Rock Industrial Park located in Church Rock Navajo Nation, New Mexico.
2. The Naschitti Community Governance supports the requests of the Project Development Department, Division of Economic Development to take any and all necessary actions to process and obtain approval of the above transaction for Church Rock Development, LLC and Rhino Health, Inc. to locate in Church Rock, Navajo Nation, New Mexico.
3. The Naschitti Chapter further recommends to the Resources Committee of the Navajo Nation Council to approve of a business site lease between the Navajo Nation and Church Rock Development, LLC and a sublease with Rhino Health, Inc.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by Naschitti Community Governance and moved for approval by Rhonda Herbert seconded by Hoskie Bryant at a duly called meeting at Naschitti, Navajo Nation, (New Mexico), at which a quorum was present and that same was passed by a Vote of -4- Yeas, -0- Nay on this 7th day of April, 2019.

A handwritten signature in black ink, appearing to read "R. Roberts", written over a horizontal line.

Randy P. Roberts, Commission President
Naschitti Community Governance



Red Lake Chapter

Arval T. McCabe
PRESIDENT

Pauline J. Garnenez
VICE PRESIDENT

Loberta Redhouse
SECRETARY/TREASURER

Florina Howard

GRAZING OFFICIAL

RESOLUTION OF RED LAKE #18 CHAPTER

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:

1. The Red Lake #18 Chapter is a recognized as local government entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
2. Pursuant to Title 26 N.N.C. B. 1 & 2, the Local Governance Act the local chapter is delegated the authority with respect to local government matters consistent with Navajo Nation Laws; and
3. The Red Lake #18 Chapter is comprised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Churchrock, New Mexico (Navajo Nation); and
4. The Churchrock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Division of Economic Development- Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial Park in Church Rock New Mexico (Navajo Nation).

NOW THEREFORE BE IT RESOLVED THAT:

1. RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.
2. Based on the recommendations of its membership, the Red Lake #18 Chapter recommends the approval of the Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park, Church rock, New Mexico (Navajo Nation).

CERTIFICATION

We, the undersigned, hereby certify that the foregoing resolution was presented to the Red Lake #18 Chapter, at a duly called meeting at which a quorum was present, and it was approved by a vote of 30 in favor, 0 opposed and 4 abstaining at Navajo, New Mexico (Navajo Nation) on this 20th day of March 2019.

Main Motion: Prestene Garnez

Second Motion: Kathy Shurley

Arval McCabe

Arval McCabe, President



THE NAVAJO NATION

Fort Defiance Chapter
P.O. Box 366 ♦ Fort Defiance, Arizona 86504
Phone: (928) 729-4352 ♦ Fax (928) 729-4353
Email: ftdefiance@navajochapters.org

Larry Anderson, Sr. *President*
Aaron Sam, *Vice President*
Brenda Wauneka, *Secretary/Treasurer*
Herman Billie, *Grazing Official*
Wilson Stewart, Jr. *Council Delegate*

JONATHAN NEZ
Navajo Nation President

MYRON LIZER
Navajo Nation Vice President
APR 02 2019-04-07-02

RESOLUTION OF THE FORT DEFIANCE CHAPTER

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:

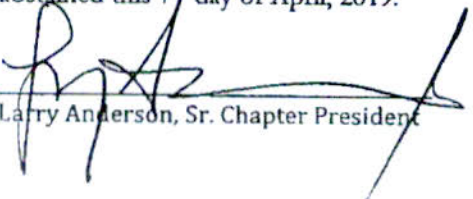
1. Fort Defiance Chapter is a duly certified chapter of the Navajo Nation pursuant to Title 26 of the Navajo Nation Code, Sections 4001 and 4006 and is vested with authority to take action to address the needs and concerns of its people, and
2. Fort Defiance Chapter was governance-certified on January 15, 2016, which provides autonomy in its structure and governance, and
3. The Fort Defiance Chapter is comprised with a radius of 50 miles of said community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Church Rock, New Mexico (Navajo Nation); and
4. The Church Rock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposed with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Division of Economic Development-Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial Park in Church Rock, New Mexico (Navajo Nation).

NOW, THEREFORE, BEIT RESOLVED THAT:

1. RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

CERTIFICATION

WE HEREBY CERTIFY that the foregoing resolution was approved by the Fort Defiance Chapter at a duly called meeting held at Fort Defiance Chapter (Navajo Nation) A.Z. a motion to approve was made by: George Mitchell and seconded by: Herman Billie and the same was passed by vote 25 in favor, 0 opposed, 7 abstained this 7th day of April, 2019.


Larry Anderson, Sr. Chapter President



SMITH LAKE CHAPTER The Navajo Nation

P.O. Box 60 Smith Lake, New Mexico 87365 Phone: 505.786.2141 Fax: 505.786.2143
Email: smithlake@navajochapters.org

Jonathan Nez, NN President

Myron Lizer, NN Vice President

Edmund Yazzie, Council Delegate

RESOLUTION OF THE SMITH LAKE CHAPTER

Resolution No. SLC-04-2019-005

"RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK"

WHEREAS:

1. Pursuant to the "Local Governance Act" 26 N.N.C. Chapter 1, Subchapter 1, Section 1 (B), the Smith Lake Chapter is continued as a certified chapter of the Navajo Nation Government, by the Navajo Nation Council Resolution Number CAP-34-98; and
2. Pursuant to the chapter 1, subchapter 1 section 131 (1); (2), of the same "Act", the Smith Lake Chapter has the responsibility and authority to promote, protect and preserve the interest and general welfare including the safety of its community people; and
3. The Smith Lake Chapter is comprised with a radius of 50 miles of said community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Churchrock, New Mexico (Navajo Nation); and
4. The Churchrock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Division of Economic Development- Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial park in Church Rock New Mexico (Navajo Nation)

THEREFORE BE IT RESOLVED THAT:

1. RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK
2. Based on the recommendations of its membership, the Smith Lake Chapter recommends the approval of the Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park, Church Rock, New Mexico (Navajo Nation).



SMITH LAKE CHAPTER The Navajo Nation

P.O. Box 60 Smith Lake, New Mexico 87365 Phone: 505.786.2141 Fax: 505.786.2143
Email: smithlake@navajochapters.org

Jonathan Nez, NN President

Myron Lizer, NN Vice President

Edmund Yazzie, Council Delegate

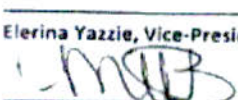
CERTIFICATION

WE HERBY CERTIFY that the foregoing resolution was duly considered by the Smith Lake Chapter at a duly called chapter meeting at Smith Lake Chapter (New Mexico) Navajo Nation, at which a quorum was present, and that same was passed by a vote of **13** in favor, **00** opposed, and **04** abstained on the 25th day of April 2019.


Anselm Morgan, President

Motioned By: Rose Yazzie

Seconded By: Pauline Mariano


Elerina Yazzie, Vice-President


Malissa Hill-Begay, Secretary/Treasurer

Anselm Morgan, President

Elerina Yazzie, Vice-President
Edmund Henry Jr., Land Board

Malissa Hill-Begay, Secretary/Treasurer

JONATHAN NEZ
President

NAVAJO NATION
CROWNPOINT CHAPTER

MYRON LIZER
Vice President

Post Office Box 336
Crownpoint, New Mexico 87313
PHONE (505) 786-2130/2131
FAX (505) 786-2136
WEBSITE: www.crownpointnavajochapters.org
Email: crownpoint@navajochapters.org



CHAPTER ADMINISTRATION
Aaron Edsitty, Community Services Coordinator
Email: aedsitty@navajochapters.org
Felicia John, Accounts Maintenance Specialist
Email: fjohn@navajochapters.org

RITA CAPITAN
PRESIDENT

LEONARD PERRY
VICE PRESIDENT

HELEN MURPHY
SECRETARY/TREASURER

MARK FREELAND
COUNCIL DELEGATE

HERBERT ENRICO
LAND BOARD MEMBER

RESOLUTION: CPC-19-04-006

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:

1. The Crownpoint Chapter is a recognized as local government entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
2. Pursuant to Title 26 N.N.C. B. 1 & 2, the Local Governance Act the local chapter is delegated the authority with respect to local government matters consistent with Navajo Nation Laws; and
3. The Crownpoint Chapter is comprised with a radius of 50 miles of said community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Churchrock, New Mexico (Navajo Nation); and
4. The Churchrock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Division of Economic Development- Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial Park in Church Rock New Mexico (Navajo Nation).

NOW THEREFORE BE IT RESOLVED THAT:

1. RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.
2. Based on the recommendations of its membership, the Crownpoint Chapter recommends the approval of the Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park, Church rock, New Mexico (Navajo Nation).

CERTIFICATION

We, the undersigned, hereby certify that the foregoing resolution was presented to the Crownpoint Chapter, at a duly called meeting at which a quorum was present, and it was approved by a vote of 23 in favor 0 opposed and 8 abstaining at Crownpoint, New Mexico (Navajo Nation) on this 16th day of April 2019.

Main Motion: Billy Hoxie Jr.
Rita Capitan
Rita Capitan, President

Second Motion: Leonard Perry
Leonard Perry
Leonard Perry, Vice President

Helen Murphy, Secretary/Treasurer

Mark Freeland, Council Delegate



THE NAVAJO NATION
TSE'II'AHÍ' (Standing Rock) CHAPTER
P.O. BOX 247
CROWNPOINT, NEW MEXICO 87313
Telephone: (505) 786-2247/2248
FAX: (505) 786-2249
Email: standingrock@navajochapters.org

Jonathan Nez, Navajo Nation President

Myron Lizer, Navajo Nation Vice President

RESOLUTION OF THE TSE'II'AHÍ' CHAPTER
RESOLUTION NO.: TSEII.0419.4002

RECOMMENDING AND APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT FOR PHASE II CONSTRUCTION AND INFRASTRUCTURE FOR A 12,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK

WHEREAS:

1. Pursuant to 26 N.N.C. Section 3 (A) the Tse'ii'ahi' Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 NNC, part 1 section 10, and;
2. Pursuant to 26 N.N.C. Section 1 (B) Tse'ii'ahi' Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions, and;
3. The Tse'ii'ahi' Chapter is comprised with a radius of fifty (50) miles of said community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Churchrock, New Mexico (Navajo Nation); and
4. The Churchrock Chapter has withdrawn the Churchrock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 119 approximately 70 acres; and
5. The Division of Economic Development-Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II (within the Churchrock Industrial park in Churchrock, New Mexico, (Navajo Nation).

NOW THEREFORE BE IT RESOLVED THAT:


1. Tse'ii'ahi' Chapter approves of an appropriation from the Navajo Nation Shasin fund in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, Project Development Department for Phase II Construction and Infrastructure for a 12,000 square foot facility within the Churchrock Industrial Park.
2. Based on the recommendations of its membership, the Tse'ii'ahi' Chapter recommends the approval of the Navajo Nation Shihasin fund appropriation in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, the Project Development Department to construct a manufacturing facility known as Phase II for job creation within Churchrock Industrial park, Churchrock, New Mexico (Navajo Nation).

CERTIFICATION

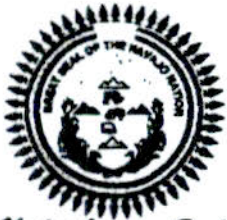
I, hereby certify that the foregoing Chapter Resolution was duly considered by the Tse'ii'ahi' Chapter (Navajo Nation), at a duly called meeting at which a quorum was present and the same was passed by a vote of 25 in favor, 00 opposed, 01 abstentions, on this 16th day of April 2019.

Motion by: Michael Coan

Second by: Edison Leslie

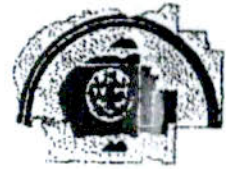

Johnny Johnson, Chapter President
TSE'II'AHÍ' CHAPTER





The Navajo Nation Becenti Chapter

Too'di'tsin (Barren of the trees) Jada'i'had'i't'lih (Antelope lookout)



Charles Long

Paulson Bittie

Kathleen Lee

Janice Padilla

Mark Freedland

Delores Becenti

Christina Chas

PRESIDENT

VICE-PRESIDENT

SECRETARY TREASURER

GRAZING OFFICIAL

COUNCIL DELEGATE

COMMER. COOR.

ACCTS. MAINT. SPEC.

P.O. Box 708 Crownpoint, NM 87313 Website: becenti.navajochapters.org Email: becenti@navajochapters.org Phone: (505) 786-2283 Fax: (505) 786-2285

RESOLUTION OF THE BECENTI NAVAJO CHAPTER

RESOLUTION NO: BNCAPR-2019-228

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK

WHEREAS:

1. Pursuant to NTC Resolution # CJ-20-55, Becenti Chapter is certified and recognized as a Navajo Nation government entity, and given the authority to assess and act on the needs of its community people for all resources available and to implement decisions with county, state, federal and other entities; and
2. Pursuant to Title 26 N.N.C.B. 1 & 2, the Local Government Act, the local chapter is delegated the authority with respect to local government matters consistent with Navajo Nation Laws; and
3. The Becenti Navajo Chapter community which is located off State Highway 371 N of I-40 near Thoreau, New Mexico, approximately 33 miles north of Thoreau, NM; and
4. The Si'hasin funds has been approved to benefit all, of the Navajo Nation, including chapters; and
5. The Churchrock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to highway 118 approximately 40 acres; and
6. If any provision of this Agreement, or the application of such provision to any person or circumstance, shall be held invalid, the remainder of this Agreement, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby; and
7. The Becenti Navajo Chapter approved request in the best interest of the Community membership.

NOW, THEREFORE BE IT RESOLVED THAT:

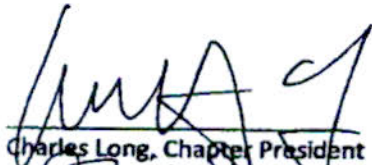
1. The Becenti Navajo Chapter hereby approves the recommendation of an appropriation from the Navajo Nation Sihasin fund in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, Project Development Department, for Phase II, Construction and Infrastructure for a 120,000 square foot facility within the Churchrock Industrial Park.

BNCAPR-2019-228

2. Based on the recommendations of its membership, the Becenti Navajo Chapter recommends the approval of the Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park, Church Rock, New Mexico (Navajo Nation).

CERTIFICATION

WE HEREBY CERTIFY that the foregoing resolution was duly considered by Becenti Chapter at a duly called meeting at which a quorum was present and the same was passed by a motion by Arlene Arthur, seconded by Dan Vicenti, votes of 14 in favor, 01 opposed, and 15 abstained this 14th day of April 2019.



Charles Long, Chapter President



Kathleen Lee, Secretary/Treasurer



Pauleen Billie, Chapter Vice President



Mark Freeland, NN Council Delegate

ROCK SPRINGS CHAPTER

Tse'chi'izhi

P.O. Box 4608 Yahtahey, NM 87375

Phone#: (505) 371-5100 Fax#: (505) 371-5103

E-mail: rocksprings@navajochapters.org

RSC-03-11-721

RESOLUTION OF THE ROCK SPRINGS CHAPTER

Recommending the Support and Approval of an Appropriation from the Sihasin Fund in the amount of \$19,000,000 to the Division of Economic Development, Project Development Department, for the Phase II, Construction and Infrastructure for a 120,000 Square Foot Facility within the Church Rock Industrial Park.

WHEREAS:

1. The Rock Springs Chapter is a duly recognized Chapter of the Navajo Nation government pursuant to 26 NNC Section 3 and 11 NNC, Part I, Section 10; and
2. Pursuant to Title 26, NNC Section 1(B), Rock Springs Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation and other local Agencies for appropriate actions; and
3. The Church Rock Chapter is comprised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Church Rock, New Mexico; and
4. The Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Church Rock Industrial Park.

NOW THEREFORE BE IT RESOLVED THAT:

1. Base on the recommendations of its membership, the Rock Springs Chapter recommends and supports the approval of this Sihasiin Fund appropriation in the amount of \$19,000,000 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park.

CERTIFICATION

WE, HEREBY CERTIFY that the foregoing resolution was duly considered by the Rock Springs Chapter at a duly called chapter meeting at Rock Springs Chapter, (McKinley County), of the Navajo Nation, New Mexico at which a quorum was present and that same was approved by a vote of 12 In Favor 0 Opposed 7 Abstained, on the 11th day of March 2019.

Motion: Frances Guerito

Eleanore Jones
Eleanore Jones, Chapter President
Rock Springs Chapter

Second: Maize Dressler

Jasper Long
Jasper Long, Vice President
Rock Springs Chapter



ROCK SPRINGS CHAPTER

Tse'chi'izhi

P.O Box 4608 Yahtahay, NM 87375

Phone#: (505) 371-5100 Fax#: (505) 371-5103

E-mail: rocksprings@navajochapters.org



Ruby H Brown

Ruby H. Brown, Secretary/Treasurer
Rock Springs Chapter



JONATHAN NEZ -- President
 MYRON LIZER -- Vice President
 SETH DAMON -- Council Delegate

TSAYATOH COMMUNITY GOVERNANCE

P.O. Box 86
 Mentmore, NM 87319
 (505) 905-2649: Fax (505) 905-0537
 Email: tsayatoh@navajochapters.org
 Website: tsayatoh.nndes.org

TSAYATOH GOVERNANCE RESOLUTION

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

Resolution No. TSA-2019-03-009

WHEREAS:

1. The Tsayatoh Chapter is a recognized as local government entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
2. Pursuant to Title 26 N.N.C. B. 1 & 2, the Local Governance Act the local chapter is delegated the authority with respect to local government matters consistent with Navajo Nation Laws; and
3. The Church Rock Chapter is comprised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Church Rock, New Mexico; and
4. The Church Rock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Navajo Nation Economic Development, Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Church Rock Industrial Park.

NOW THEREFORE BE IT RESOLVED THAT:

Based on the recommendations of its membership, the Tsayatoh Chapter recommends and supports the approval of Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000.00 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park.

CERTIFICATION

We, the undersigned, hereby certify that the foregoing resolution was presented to the Tsayatoh Chapter, at a duly called meeting at which a quorum was present, and it was approved by a vote of 17 in favor, 0 opposed and 1 abstaining at Tsayatoh Chapter, Navajo Nation, and New Mexico on this 19th day of March 2019.

Main Motion: Julia Torres

Second Motion: Pamela Martinez

WALTER HUDSON
Chapter President

DAVID LEE
Chapter Vice President

SARPHINA BLACKGOAT
Secretary/Treasurer

TERI WATCHMAN
Land Board

CLARITA ECITY
Community Service Coordinator

VACANT
Accounts Maintenance Specialist

Vote: 19 Yes 0 No 1 Abstain


Walter Hudson, President
David Lee, Vice President
Sarphina Blackgoat, Secretary/Treasurer
Seth Damon, Council Delegate

WALTER HUDSON
Chapter President

DAVID LEE
Chapter Vice President

SARPHINA BLACKGOAT
Secretary/Treasurer

TERU WATCHMAN
Land Board

CLARITA ECITTY
Community Service Coordinator

VACANT
Accounts Maintenance Specialist

Milton Davidson
President

Julia Ellison
Vice-President

Deborah Nelson
Secretary-Treasurer



MANUELITO (KIN HOZHONI) CHAPTER GOVERNMENT
HCR 57 BOX 9069 GALLUP, NEW MEXICO 87301
PHONE (505) 905-3073 FAX (505) 905-0606
Email: manuelito@navajochapters.org

Paulene F. McCabe
Community Services Coordinator

Seth Damon
24th NNC Council Delegate

Paul Houston
Land Board Member

**RESOLUTION OF THE MANUELITO CHAPTER
Eastern Navajo Agency-District 16**

MANU03-1719-017

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHISIN FUND IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCH ROCK INDUSTRIAL PARK.

WHEREAS:

1. Pursuant to Resolution CAP-34-98, Navajo Nation Council adopted 26 N.N.C, Navajo Nation Local Government Act (LGA), vested with the authority of review all matters affecting its community and make appropriate sound decisions; and
2. The Manuelito Chapter is a recognized as local government entity the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
3. The Manuelito Chapter is comprised of a community which is located off of Interstate Hwy-I 40, exit 08, Hwy 118 South West on Hunters Point Road in Manuelito New Mexico; and
4. The Manuelito Chapter support this Land withdraw in Church Rock, NM for Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Project Development Department request assistance to construct a 120,000 square foot manufacture facility for Phase II within the Church Rock Industrial Park.

NOW THEREFORE BE IT RESOLVED THAT:

1. Based on the recommendations of its membership, the Manuelito Chapter recommends the approval of the Sihisin Fund appropriation in the amount of \$19,000,000 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park.

C-E-R-T-I-F-I-C-A-T-I-O-N

WE HEREBY CERTIFY, that the foregoing resolution was duly considered by the Manuelito Chapter at dully called meeting at Manuelito, New Mexico, Navajo Nation, McKinley County, at which a quorum was present and that same was passed by a vote of 16 in favor, 0 opposed, and 01 abstained, this 17th day of March, 2019.

Motion by: Chester Nez

Second by: Bertha Dahozy

Milton Davidson, Chapter President



THE NAVAJO NATION

JONATHAN NEZ,

MYRON LIZER,

CHARLES B. LEE, CHAPTER PRESIDENT

VIRGINIA YAZZIE-BALLINGER, CHAPTER VICE-PRESIDENT

GRACE BOYNE, CHAPTER SECRETARY/TREASURER

SETH DAMON, 23RD COUNCIL SPEAKER

ANDERSON LEE, COMMUNITY SERVICE COORDINATOR

VACANT, ACCOUNT MAINTENANCE SPECIALIST

RESOLUTION OF THE TSE' LICHII CHAPTER

RRC-016-2019-019

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHAASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK

WHEREAS:

1. The Tse'Lichii Chapter is a recognized local government entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
2. Pursuant to Title 26 N.N.C. B. 1 & 2, the Local Governance Act, the local chapter is delegated the authority with respect to local governmental matters consistent with Navajo Nation laws; and
3. The Churchrock Chapter is comprised of a community that is located off State Highway 566, adjacent to Interstate 40 and State Highway 18 in Churchrock, New Mexico; and
4. The Chapter has withdrawn land for the Churchrock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 188, approximately 70 acres; and
5. The Navajo Nation Division of Economic Development, Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial Park.

NOW, THEREFORE BE IT RESOLVED THAT:

1. Based on the recommendation of its membership, the Tse'Lichii Chapter recommends and supports the approval of this Sihaasin Fund appropriation in the amount of \$19,000,000 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Churchrock Industrial Park.

WE, HEREBY, CERTIFY THAT THE FOREGOING RESOLUTION was duly considered at a duly-called meeting of the Tse'Lichii Chapter at which time a quorum was present and move to adoption on this 17th day of March 2019.

Motion: Benny Yazzie

Vote: 17-0-8

Charles B. Lee, President

Grace M. Boyne, Secretary-Treasurer

Second: Mattie Yessilith

Virginia Yazzie Ballenger, Vice President

Seth Damon, Council Delegate

**RESOLUTION OF CHICHILTAH CHAPTER
NO. 047-03-19**

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:

1. The Chichiltah Chapter is a recognized as local government entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
2. Pursuant to Title 26 N.N.C. B. 1 & 2, the Local Governance Act the local chapter is delegated the authority with respect to local government matters consistent with Navajo Nation Laws; and
3. The Church Rock Chapter is comprised of a community which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Church Rock, New Mexico; and
4. The Church Rock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purposes with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Navajo Nation Economic Development, Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Church Rock Industrial Park.

NOW THEREFORE BE IT RESOLVED THAT:

1. Based on the recommendations of its membership, the Chichiltah Chapter recommends and supports the approval of Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000.00 to the Division of Economic Development, the Project Development Department, to construct a manufacturing facility known as Phase II for job creation within the Church Rock Industrial Park.

CERTIFICATION

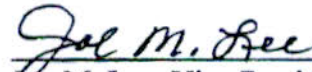
We, the undersigned, hereby certify that the foregoing resolution was presented to the Chichiltah Chapter, at a duly called meeting at which a quorum was present, and it was approved by a vote of 36 in favor, 0 opposed and 03 abstaining at Chichiltah Chapter, Navajo Nation, New Mexico on this 24th day of March 2019.

Main Motion: Lorene Gray

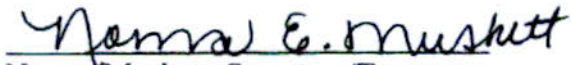
Second Motion: Harry Henderson



Tommy Nelson, President



Joe M. Lee, Vice President



Norma Muskett, Secretary/Treasurer



Seth Damon, Council Delegate



Baca/Prewitt Chapter

Cecil Lewis Jr., President
Norma James, Vice President
Cindy V. Howe, Secretary-Treasurer
Daniel Tso, Council Delegate
Bobby Delgarito, Land Board
Tina Becenti, C.M.
Vacant, A.A.



Jonathan Nez
President

Myron Lizer
Vice-President

RESOLUTION OF THE BACA/PREWITT CHAPTER BPC/19/04/41

RECOMMENDING THE APPROVAL OF AN APPROPRIATION FROM THE NAVAJO NATION SIHASIN FUND IN THE AMOUNT OF \$19,000,000 TO THE NAVAJO NATION DIVISION OF ECONOMIC DEVELOPMENT, PROJECT DEVELOPMENT DEPARTMENT, FOR PHASE II, CONSTRUCTION AND INFRASTRUCTURE FOR A 120,000 SQUARE FOOT FACILITY WITHIN THE CHURCHROCK INDUSTRIAL PARK.

WHEREAS:

1. The Baca/Prewitt Chapter is a recognized as local government entity within the Navajo Nation Government to provide for the general health, safety and welfare of its constituents; and
2. Pursuant to Title 26 N.N.C B 1&2, the Local Governance Act the local chapter is delegated the authority with respect to local government matters consistent with Navajo Nation Laws; and
3. The Baca/Prewitt Chapter is comprised with a radius of 50 miles of said community Which is located off State Highway 566 adjacent to Interstate 40 and State Highway 118 in Churchrock, New Mexico (Navajo Nation); and
4. The Churchrock Chapter has withdrawn the Church Rock Industrial Park for commercial and industrial purpose with the chapter community adjacent to Highway 118 approximately 70 acres; and
5. The Division of Economic Development-Project Development Department requests assistance to construct a 120,000 square foot manufacturing facility for Phase II within the Churchrock Industrial Park in Church Rock New Mexico (Navajo Nation).

NOW THEREFORE B RESOLVED THAT:

- a. Recommending the Approval of an Appropriation from the Sihasin Fund in the Amount of \$19,000.00 to the Division of Economic Development Project Development Department, for Phase II, Construction and Infrastructure for a 120,000 Square foot facility within the Churchrock Industrial Park.
- b. Based on the recommendations of its membership, the Baca/Prewitt Chapter recommends the approval of the Navajo Nation Sihasin Fund appropriation in the amount of \$19,000,000 to the Navajo Nation Division of Economic Development, the Project Development Department, to construct a manufacturing facility know as Phase II for job creation within the Church Rock Industrial Park, Church Rock New Mexico (Navajo Nation).



Baca/Prewitt Chapter

Cecil Lewis Jr., President
Norma James, Vice President
Cindy V. Howe, Secretary-Treasurer
Daniel Tso, Council Delegate
Bobby Delgarito, Land Board
Tina Becenti, C.M.
Vacant, A.A.

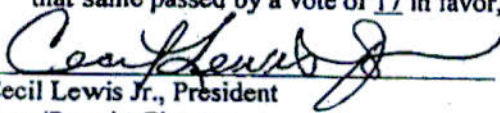


Jonathan Nez
President

Myron Lizer
Vice-President

CERTIFICATION

WE HEREBY certify that this foregoing resolution was duly discussed and considered at a duly called Baca/Prewitt Chapter meeting and adopted by Sharon Vandever, seconded by Theodore Bryant, and that same passed by a vote of 17 in favor, 0 opposed and 5 abstained on this 8th day of April 2019.


Cecil Lewis Jr., President
Baca/Prewitt Chapter

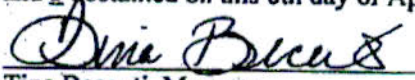

Tina Becenti, Manager
Baca/Prewitt Chapter

Exhibit J

1 MCKINLEY COUNTY, NEW MEXICO
2 BOARD OF COUNTY COMMISSIONERS
3 ADMINISTRATIVE RESOLUTION NO. AUG-18-051
4

5 **DECLARING THE INTENT OF MCKINLEY COUNTY, NEW MEXICO,**
6 **SUBJECT TO THE SATISFACTION OF CERTAIN CONDITIONS, TO**
7 **ISSUE TAXABLE INDUSTRIAL REVENUE BONDS IN AN AMOUNT**
8 **NOT TO EXCEED THIRTY MILLION DOLLARS (\$30,000,000) IN**
9 **CONNECTION WITH A PROPOSED PROJECT LOCATED WITHIN**
10 **MCKINLEY COUNTY, NEW MEXICO, FOR THE PURPOSE OF**
11 **INDUCING RHINO HEALTH, LLC, TO ACQUIRE, SPECIALIZED**
12 **EQUIPMENT USED IN THE OPERATION OF A GLOVE**
13 **MANUFACTURING FACILITY, IN THE MANNER SET FORTH IN THE**
14 **PROJECT PLAN.**

15 **WHEREAS,** McKinley County (the "County") is a political subdivision of the State of
16 New Mexico (the "State"); and

17 **WHEREAS,** the New Mexico legislature has enacted the County Industrial Revenue
18 Bond Act, Sections 4-59-1 to 4-59-16 NMSA 1978 (the "Act"), which authorizes the County to
19 issue industrial revenue bonds and to acquire projects as defined in the Act; and the County
20 desires to promote industry and develop trade or other economic activity to secure and maintain
21 a balanced and stable economy in the County and to promote the public health, welfare, safety,
22 convenience and prosperity; and

23 **WHEREAS,** Rhino Health, LLC, a New Mexico Limited Liability Company (the
24 "Company"), has presented to the Board of County Commissioners (the "Board") of the County
25 a proposal (the "Project Plan") whereby the Company will acquire equipment (up to 12
26 "manufacturing lines") used in the operation of a glove manufacturing facility which will
27 constitute an industrial development project (the "Project"), as defined in the Act; and

28 **WHEREAS,** the Project Plan proposes the issuance by the County of its Taxable
29 Industrial Revenue Bonds (Rhino Health, LLC Project) in one or more series (the "Bonds")
30 under the Act in an aggregate principal amount not to exceed \$30,000,000 to finance all or part
31 of the costs of the Project and certain costs incurred in connection with the authorization,
32 issuance and sale of the Bonds; and



CONTINUATION PAGE 2, ADMINISTRATIVE RESOLUTION No. AUG-18-051

1 **WHEREAS**, the issuance of the Bonds by the County to finance the Project will
2 constitute one of the inducements whereby the Company will determine to proceed with the
3 Project; and

4 **WHEREAS**, concurrently with the issuance of the Bonds, the Company will enter into a
5 lease or other financing agreement with the County providing for the payment of lease rentals or
6 payments on the property sufficient to pay the debt service on the Bonds, subject to the prior
7 approval of the Board; and

8 **WHEREAS**, the County desires to indicate its intent, subject to, among other things, the
9 conditions provided in Section 7 below, to proceed with the issuance of the Bonds for the
10 financing of the Project pursuant to the terms of an ordinance (the "Bond Ordinance") to be
11 adopted by the Board at a later date prior to the issuance of the Bonds; and

12 **WHEREAS**, the County and the Company understand that the adoption of this
13 Resolution shall not obligate the County to issue the Bonds except in full compliance with the
14 terms of the Bond Ordinance adopted by the Board prior to the issuance of the Bonds and related
15 bond documents in form satisfactory to the County.

16 **NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY**
17 **COMMISSIONERS, THE GOVERNING BODY OF MCKINLEY COUNTY, NEW**
18 **MEXICO, THAT ADMINISTRATIVE RESOLUTION NO. AUG-18-051 BE ADOPTED**
19 **THIS 21st DAY OF AUGUST, 2018:**

20 **SECTION 1. Ratification.** All actions (not inconsistent with the provisions hereof)
21 heretofore taken by the Board and the officers of the County, related to the purposes of this
22 Resolution be and the same hereby are ratified, approved and confirmed.

23 **SECTION 2. Project.** The Board has been informed that:

24 **(a)** The Project will consist of the acquisition of equipment necessary for the
25 operation of a glove manufacturing facility.

26 **(b)** The maximum aggregate principal amount of the Bonds to be issued by
27 the County to finance the Project is \$30,000,000.

28 **(c)** The developer of the Project will be the Company.

29 **(d)** The location of the Project is within Church Rock Industrial park east of
30 the junction of Interstate 40, New Mexico Highway 566 and the Historic Route 66, just five
31 miles east of Gallup itself near the Fire Rock Navajo Casino, New Mexico.

DOC# 386008

1 **SECTION 3. Interest on the Bonds not Tax-Exempt.** The County understands that
2 the Company does not intend that interest on the Bonds be excludable from gross income of the
3 holders of the Bonds under the Internal Revenue Code of 1986, as amended. Pursuant to the Act,
4 interest on the Bonds is exempt from State taxation.

5 **SECTION 4. Intent to Issue Bonds.** In order to promote the local health and general
6 welfare, safety, convenience and prosperity of the inhabitants of the County, it is the intent of the
7 Board to take all necessary and advisable steps to effect the issuance of the Bonds, in an
8 aggregate principal amount not to exceed \$30,000,000, in order to defray part or all of the costs
9 of the Project, provided that the issuance of the Bonds is subject to the conditions described in
10 Section 7 hereof.

11 **SECTION 5. Limited Obligations.** The Bonds shall be special limited obligations of
12 the County payable solely from the revenues derived from the leasing of the Project, and shall
13 not constitute a debt or indebtedness of the County within the meaning of any provision or
14 limitation of the Constitution or statutes of the State and shall not constitute or give rise to a
15 pecuniary liability of the County or a charge against its general credit or taxing powers. Nothing
16 contained in this Resolution or in any other instrument shall be construed as obligating the
17 County to any pecuniary liability or a charge upon the general credit of the County or against its
18 taxing powers, it being understood that no costs are to be borne by the County and that all costs
19 incurred by the County in connection with the Bonds are to be promptly reimbursed by the
20 Company.

21 **SECTION 6. State Tax Matters.** The Company, as agent for the County and consistent
22 with Taxation and Revenue Department Regulation 3.2.212.22 NMAC (the "Regulation"), will
23 acquire the Project. The Company will, consistent with New Mexico law and as agent for the
24 County, apply to the Taxation and Revenue Department for Type 9 Nontaxable Transaction
25 certificates (the "Certificates"). The Company will deliver a Certificate to each person selling
26 tangible personal property to the Company for the Project as applicable under the New Mexico
27 Gross Receipts and Compensating Tax Act and the Regulation. For this purpose, by adoption of
28 this Resolution, the County authorizes the Company to act as agent for the County with respect
29 to the acquisition of the Project. The Company shall not use the Certificates other than for the
30 purchase of capital equipment and other tangible personal property, nor shall the Company use
31 such Certificates after the completion of the Project. This Resolution is intended to be an

DOC# 386008

1 "inducement resolution" as that term is used in, and for the purposes of, the Regulation. The
2 Company will indemnify the County for any taxes that may be levied or assessed pertaining to
3 use of the Certificates.

4 **SECTION 7. Issuance of Bonds Conditioned Upon Full Review and Approval.** The
5 issuance of the Bonds and the execution and delivery of any documents to which the County is a
6 party in connection therewith shall be subject to a review of the Project by the County in the
7 normal course. Issuance of the Bonds will be subject to the approval and authorization by the
8 Board pursuant to the Bond Ordinance. The County Clerk is hereby authorized to publish notice
9 of intent to adopt a Bond Ordinance, in substantially the form attached hereto as Exhibit A, at
10 least fourteen (14) days prior to the public meeting at which the Board will consider the Bond
11 Ordinance, such public notice to specify the time, date and location of the Board's meeting. In
12 connection with this Resolution, the Board has been informed that the Company has expressed
13 its understanding that a failure or refusal of the Board, however arising, to adopt the Bond
14 Ordinance will have the effect of voiding any benefits to the Company under the Act, including
15 voiding the Certificates issued to the Company for capital equipment purchases and making such
16 purchases subject to whatever tax would be due if such Certificates had not been issued.

17 **SECTION 8. Further Steps.** The Chair, County Manager, Bond Counsel, and other
18 appropriate County officials are hereby authorized and empowered to take such steps and to do
19 such things as may be necessary to achieve the purposes of this Resolution.

20 **SECTION 9. Severability.** If any section, paragraph, clause or provision of this
21 Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or
22 unenforceability of that section, paragraph, clause or provision shall not affect any of the
23 remaining provisions of this Resolution.

24 **SECTION 10. Repealer.** All orders and resolutions, or parts thereof, in conflict with this
25 Resolution are repealed; this repealer shall not be construed to revive any order, resolution, or
26 part thereof, heretofore repealed.

27 **SECTION 11. Effective Date.** This Resolution shall take effect immediately upon its
28 adoption and approval by the Board and shall remain in effect until 180 days following the date
29 of adoption.

30
31 *[Remainder of page intentionally left blank]*
32

DOC# 386008

08/22/2018 09:09 AM Page 4 of 5
RES R \$0.00 H. K. Beemer, McKinley County



Passed and Adopted this 21st day of August, 2018.

BOARD OF COUNTY
COMMISSIONERS

Genevieve Jackson
Genevieve Jackson, Chairwoman

Carol Bowman-Muskett
Carol Bowman-Muskett, Member

Bill Lee
Bill Lee, Member

ATTEST:

Harriett K. Becenti
Harriett K. Becenti
County Clerk

DOC# 386008

08/22/2018 09:08 AM Page 5 of 6
RES R 30 00 H K Becenti, McKinley County



Exhibit K

March 21, 2019

Rhino Health Inc.
Attn: Mark Lee, CEO
309A E. Historic Hwy 66
Church Rock, NM 87311

RE: Letter of Intent

Dear Mr. Lee:

It is with great pleasure that I write this letter to document Bosma Enterprises' intent to work jointly with Rhino Health Inc. to develop business opportunities in the Church Rock community. Bosma Enterprises is eager to build upon this partnership and is confident that both parties possess the resources necessary to be successful in this endeavor.

Bosma Enterprises is a 501(c)(3) nonprofit organization headquartered in Indianapolis, Indiana. For more than 100 years, Bosma Enterprises has worked to further opportunities for people who are blind or visually impaired through a variety of lines of business that employ people who are blind. Of our more than 200 employees, more than 55% are blind or visually impaired.

Bosma Enterprises' primary line of business is packaging medical devices. Through the AbilityOne Program, our organization is the mandatory source of supply for a number of disposable gloves for all VA Hospitals nationwide. Additionally, we operate a substantial kitting operation which packages medical supplies. We are proud to be both ISO 9001:2008 and ISO 13485:2003 certified.

This collaboration will be a tremendous benefit to the Church Rock community as well. Both parties have discussed multiple business opportunities, and we believe there are numerous ways we can leverage our strengths to build a strong partnership. Under the current proposal, Rhino Health and Bosma Enterprises will jointly work to develop business opportunities for the Indian Health Service. Additionally, we intend to work with Rhino Health to develop disposable gloves that may be sold into existing or newly found channels to potential customers such as but not limited to the VA, the Department of Defense, etc. There have been discussions about opportunity for an enclave in which Bosma Enterprises would employ people who are blind to package and distribute disposable gloves within Rhino Health's facility. Additional opportunities that have been discussed include: Rhino Health utilizing our company for warehousing and distribution, Bosma utilizing Rhino Health's existing oversees manufacturing to support commodity volume and business in highly competitive markets, the development of the "Magic Cleaner" product, and the development of products containing "Tyvek Materials."

Altogether, we believe this partnership will create numerous job opportunities throughout the community. This partnership presents an excellent opportunity for Bosma to acquire products that are **made in the USA** (specifically **Navajo made products** produced at one of Rhino Health's factories) which can be transformed into products for sale to both current and future customers. Purchasing products that are made in the USA is a key selling point to these customers, and we are eager to further explore business opportunities alongside Rhino Health.

Sincerely,

A handwritten signature in cursive script that reads "Lou Moneymaker". The signature is written in dark ink and is positioned below the word "Sincerely,".

Lou Moneymaker, President and CEO



Patricia Lundstrom, CECD
Executive Director

Board of Directors

Tommy Haws
President

Rick Murphy
Vice-President

Patrick Mason
Secretary

Joe Mesich
Treasurer

Tony Tanner
Member

Kent Wilson
Member

Yogash Kumar
Ex-Officio

Jackie McKinney
Ex-Officio

Advisory Committee

BNSF Railway

*Continental Divide
Electric Cooperative*

Gallup Land Partners

*Marathon Petroleum
Corporation
(Andeavor)*

November 2, 2018

Executive Director
Office of Legislative Services
PO Box 3390
Window Rock, AZ 86515

To Whom It May Concern:

I am writing on behalf of Greater Gallup Economic Development Corporation (GGEDC) to express our full support for the proposed Legislation NO: 0347-18: Approving and adopting the Church Rock Industrial Park Project Fund Expenditure Plan.

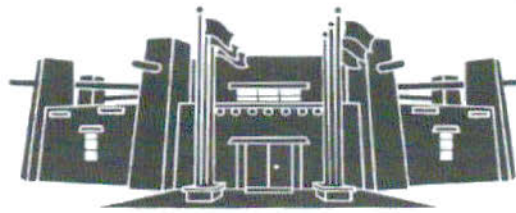
GGEDC believes the business siting of Rhino Health in the Churchrock Industrial Park will meet the region's growing employment needs and provide both community and economic benefits to the Navajo community of Churchrock and McKinley County. Not only will the Rhino Health project ensure economic development but will provide environmental sustainability through state-of-the-art technology using recycled water, creating less water discharge.

Additionally, Rhino Health will provide employment opportunities to the region, including more than 300 jobs of direct employment and an estimated payroll exceeding \$12 million.

On behalf of GGEDC, I respectfully request that the Navajo Nation support Legislation NO: 0347-18.

Respectfully submitted,


Patty Lundstrom, CECD
Executive Director



MEMORANDUM

TO: Honorable Seth Damon, Speaker
24th Navajo Nation Council

FROM: 
Candace French, Attorney
Office of Legislative Counsel

DATE: June 28, 2019

RE: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL; ALLOCATING \$19,297,576 FROM THE SÍHASIN FUND TO THE DIVISION OF ECONOMIC DEVELOPMENT PROJECT DEVELOPMENT DEPARTMENT AND APPROVING AND ADOPTING THE CHURCH ROCK INDUSTRIAL PARK PROJECT FUND EXPENDITURE PLAN PURSUANT TO 12 N.N.C §§ 2501 – 2508

Per your request, attached is the above-reference proposed resolution and associated legislative summary sheet. Based on existing law, the resolution drafted is legally sufficient and incorporates the specific language you requested. However, as with all legislation, the proposed resolution is subject to review by the courts in the event of a challenge.

The Office of Legislative Counsel recommends the appropriate standing committee(s) reviews 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).

Please review the proposed resolution to ensure it is drafted to your satisfaction. If you approve, please sign as “Primary Sponsor” and submit it to the Office of Legislative Services where the proposed resolution will be given a tracking number and referred to the Office of the Speaker. If the proposed legislation is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like to make to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0180-19

SPONSOR: Seth Damon

TITLE: An Action Relating To The Resources And Development, Budget And Finance, NAABIK'IYATI' Committees, And Navajo Nation Council; Allocating \$19,297,576 From The Sihasin Fund To The Division Of Economic Development Project Development Department And Approving And Adopting The Church Rock Industrial Park Project Fund Expenditure Plan Pursuant To 12 N.N.C. §§2501-2508

Date posted: July 2, 2019 at 12:10 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.: 0180-19

SPONSOR: Honorable Seth Damon

TITLE: An Action Relating To The Resources And Development, Budget And Finance, Naabik'iyáti' Committees, And Navajo Nation Council; Allocating \$19,297,576 From The Síhasin Fund To The Division Of Economic Development Project Development Department And Approving And Adopting The Church Rock Industrial Park Project Fund Expenditure Plan Pursuant To 12 N.N.C. §§2501-2508

Posted: July 2, 2019 at 12:10 PM

5 DAY Comment Period Ended: July 07, 2019

Digital Comments received:

Comments Supporting	1) Sharlene Begay-Platero 2) JT J. Willie, Division of Economic Development
Comments Opposing	1) Al Henderson 2) Karen Bedonie
Inconclusive Comments	<i>None</i>



**Legislative Tracking Secretary
Office of Legislative Services**

7/8/19

Date/Time

Vote Yes for Legislation 180-19

Sharlene Begay-Platero <srbp@navajoadvantage.com>

Wed 7/3/2019 8:59 AM

To: comments <comments@navajo-nsn.gov>;

Cc:Anthony Perry <tperrynded12@gmail.com>; JT J. Willie <jtwillie@navajo-nsn.gov>;

Importance: High

Dear Honorable Delegates:

Your support of YES for this project is greatly appreciated.

Our office has worked with this company for over two years to locate their business on our Reservation. The owner has been in business for over 40 years in this industry and now wants to manufacture in the United States. The location of Church Rock is ideal for them to meet their market demands which our Nation will benefit with the job creation for our people.

This request is for Phase II construction funds to provide more manufacturing space for 12 lines of production when the plant is fully operated. The number of jobs in Phase II is planned for 200 – 250 people. Currently this company has a permit for the glove factory at the industrial park in CR which is Phase I and has installed their production equipment to be in operation in August 2019. The company employs about 10 Navajos during the installation stage and plans to employ 35 people for Phase I.

This is a great opportunity for the Nation.

Sincerely,

Sharlene Begay-Platero
Navajo Nation -Project Development Department
505-905-6414
srbp@navajoadvantage.com


THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : The Navajo Nation Council
The Navajo Nation

FROM : 
JT J. Willie, Executive Director
Division of Economic Development

DATE : July 8, 2019

SUBJECT : Support of Legislation No: 0180-19

I am writing this letter in support of Legislation No: 0180-19, An Action Relating To The Resources And Development, Budget And Finance, NAABIK'YATI' Committees, And Navajo Nation Council; Allocating \$19,297,576 From The Sihasin Fund To The Division Of Economic Development Project Development Department And Approving And Adopting The Church Rock Industrial Park Project Fund Expenditure Plan Pursuant To 12 N.N.C. §§2501-2508.

The proposed project is been a project of the Division of Economic Development Project Development department for over two years. Upon my arrival into office, this project was pretty well into development phase with the current investor Mr. Mark Lee. Mr. Lee has invested a great deal of finances, time, and effort into this project. I have had number meetings with Mr. Lee on the progress and importance of diversifying our industrial industry for the Navajo Nation.

Honorable Leaders, with your support of this legislation we will be able to continue the growth of Rhino Health and offer a variety jobs to our Navajo people. The economic impact will have a direct impact on job value, recruitment, and product value of output levels to benefit the Navajo economy. Once we get the operation in production, we will be able to offer Navajo made products and push the initiative to "Buy Navajo". If you have any questions please contact my office.

Ahéhee

Legislation180-19

Al Henderson <ahec01@gmail.com>

Sun 7/7/2019 10:11 PM

To: comments <comments@navajo-nsn.gov>;

Honorable Council Delegates, The Dineh Chamber of Commerce (Dineh Chamber) request respectfully request, and strongly, that:

First and foremost, you ask for a Benefit-Cost Analysis associated with this substantial "setaside" of funds in Legislation 180-19 which states: The purpose of this legislation is to allocate Sihasin Fund funding to the Division of Economic Development Project Development Program, in the amount of \$19,297,576.00 for the Church Rock Industrial Park Project and to approve and adopt the Church Rock Industrial Park Project Expenditure Plan.

Dineh Chamber advice is that you need the Benefit-Cost Analysis to make an informed and responsible decision to spend the Peoples' money.

Second, we believe it is very important to provide Navajo entrepreneurs and Dineh Chambers the opportunity to be part of the planning on projects of this nature. In this fashion our membership can be made aware of promising developments so they can be prepared to participate at various levels of contracting and supply chain opportunities. Therefore, we urge you to ensure the Church Rock Industrial Park Project and Project Expenditure Plan contain provisions for such consultation with Navajo private sector entrepreneurs and small business owners.

Dineh Chamber's mission is to help promote the private sector economy on the Navajo Nation. We are interested in the Navajo Nation's project planning and development that will promote the private sector economy and provide much needed business opportunities for the Navajo business sector.

Third, the Proposed Legislation 180-19, as presented for the 5-day comment period, lacks documentation and explanation of the Church Rock Industrial Project and proposed adoption of the Church Rock Industrial Park Expenditure Plan - to effectively assess the \$19 million expenditure of Navajo money. The exhibits that detail these matters are not attached to the proposed Legislation. At any rate, suffice to say, we assume that this Legislation will funnel money into Rhino Health LLC, a subsidiary of the Church Rock Development LLC. We also assume that both of these entities are wholly owned by the Navajo Nation Government. If that

is the case, this is at odds with the goal of a vital private sector economy on the Navajo Nation. We believe that Navajo Government should not be in business, rather, this should be issued and proposed as a private sector economy project.

Finally, the proposed Legislation does not include exhibits nor explanation of the Phase I of this Project to assess this overall development and expenditure of a huge sum of money.

Against these concerns, Dineh Chamber believes that you have not been given adequate information concerning Legislation 180-19 at this time to make an informed and responsible decision to spend \$19,297,576 of the People's money this Project and Plan.

Therefore, we are opposed to Legislation 180-19. Thank you.

Comments Legislation 180-19 Phase 2

Karen Bedonie <karen.oopsadaisy4u@gmail.com>

Karen Bedonie <karen.oopsadaisy4u@gma...

To

Add to Contacts

2 attachments

Screenshot_20190707-205921_Drive.jpg; ComplaintBedonieVsNN.pdf;

Dear Honorable Council Delegates,

Let this email stand as my official comment. Let it be known that I am a voting, registered member of the Navajo Nation. My name is Karen E. Bedonie of To'hildó' NM, District 14.

Legislation 180-19 Phase 2 is a very unethical use of the peoples resources and crucial misuse funding of the peoples future investments. The Sihasin fund is the peoples future and not to be squandered on NON-NAVAJO projects that shows very little interest by the people. I am of the Dineh people, as is my husband, my children, my community, as well as, the Dineh business community. I have commented before regarding Legislation 0347-18 (Phase 1??) & believe this new current legislation is another extension thereof and my position has not changed. Please see attachments of my 0347-18 comment as well as my legal complaint.

I am AGAINST this project for a number of reasons:

1. Again, my reason to oppose previous Legislation 0347-18 was the unethical practices of the Begay Administration that sneakily took the Church Rock Site from my Navajo owned small business in lue of another option and did not complete their plan and promises made to me, a Navajo constituent. I am still awaiting resolve and Church Rock has been given to a NON-Navajo LLC in an EXPEDITED fast track in the most quiet way. Please refer to my pending Complaint: Bedonie vs. Jonathan Nez, Sean McCabe, etc. It was an avenue I felt I had to take to be heard and taken seriously. Still, I'm neglected and suppressed and no effort or resolve has been made by this Administration.

2. Rhino Health is an LLC. A LIMITED LIABILITY COMPANY. Therefore, if Rhino Health, LLC fails to succeed, produce, comply, repay, make good OR ultimately decides to take \$19 million+ in all or part and leaves this venture, Navajo Nation can only hold RHINO HEALTH, LLC liable and not the owners, members nor governing body. Therefore, Rhino Health, LLC could take the peoples money of \$19 million and declare bankruptcy the next day. Therefore, the Navajo Nation Council should NOT pass this legislation without deep personal tracking, background checks, credit & living history knowledge of the all owners, every LLC member and every board member. Further, adequate collateral is not recorded in this legislation. Collateral should be officially bestowed and well over \$19 million plus interest to be rendered in titles and property and/or other business ownership with 2019 current appraisals intact that are already owned by Rhino Health, LLC persons. This shall be made Dineh peoples public information for it is our money and we should know who is taking our already scarce BSL's, potentially polluting our land and making a living off our poverty stricken Nation. Proof of Bonding shall be that of \$9.5 Billion, the average mark-up Navajo owned reservation companies are required to carry for jobs with the NN Gov. @ \$1,000,000 (\$1 million)

3. Church Rock, LLC is a new player in this game. Church Rock, LLC was not sighted in Legislation 0347-18, therefore this is a new working development that sites Rhino Health, LLC is a subsidiary. This needs further in-depth research and full disclosure. From what we understand, former elected officials are out of jobs and are in dire need of a vein to pull restricted NN money (funneling) to drink from as well as others that formerly worked for the Navajo Nation. Again, Church Rock, LLC is a LIMITED LIABILITY COMPANY. Again, the personal of these entities are only listed as members and can NOT be held accountable passed the company. If this business disappears, so does this investment of \$19 million of the peoples money.

4. Manufacturing = Chemical Byproduct.

There is no disclosure on the dangers of this manufacturing commitment. Latex can kill those allergic. Liquid/heat/holding/disposing of shall penetrate all precautionary systems. Nothing is 100%. There is no disclosure on insurance that sites the Navajo Nation people as the benefactor (especially those in Church Rock, NM) and gives the Navajo Nation a Waiver of Subrogation by the County, the State of New Mexico as well as the Federal Government (fee land) for negative, negligent, neglectful health impacts this LLC is attempting to initialize.

5. Return. A date when Rhino Health, LLC & Church Rock, LLC shall be returning our property in "good" condition and what profit will be returned to the Sihasin fund at a 30% rate on return with no chance of renewal. The projections and business plans of this venture must be allowed to be reviewed by the people and the Navajo business community and be given a time frame to complete its impacts (good or bad) here on Navajo. No business is forever and giving a Non-Navajo business longevity here is a disservice to future generations and other Navajo business potentials.

In conclusion, this is a bad project development in regards to economics. It has a much greater negative impact than positive impact. This project has been given the most amazing attention and that raises questions and makes the Dineh heart unsettled. There is nothing made public about this company nor

7/8/2019

Comments Legislation 180-19 Phase 2 - comments

about the owners. This project is a closed door deal made with non-Navajo business owners present. Business Owners can easily see this and can flag negative impacts from direct points of (living experience)view.

The Council should implore DED to develop a Navajo Nation Business Council respectively to assist the RDC committee. This business council to be developed and overseen by DED Director Willie and seated by respective industry current active business owners as a filter system to identify good business and disastrous business practices. This potential Business Council would function as a filter to save the time of our Honorable CD's and assist to prevent dereliction of elected duty and disservice to the Dineh Business people. Too many legislations are passed that benefit the NN Government and injure the Navajo people, especially the Navajo Business People.

In closing, to vote and GIVE \$19 million of our money is a 'Dereliction of Elected Duty' and a disservice the people. The Council should be voting to instead ACCEPT \$19 million FROM an outside entity to assist the economic development of our communities. This legislation is a huge risk and is backwards.

Post Script: I commented but, as a voter I was never given a respectful written reply as a constituent, a letter from the Council should be regular practice for those of us actively engaging in deep decisions regarding our families of Navajo. I am guessing Phase 1 was passed and the amount is not disclosed either. Transparency was absent in the 23rd Council. I pray for our voices to matter and be heard and also, Comment Closing Dates should never be on a Sunday, makes no sense as the entire NN Tribe is closed, it makes for sneaky legislations to pass to Dineh people. Thank you for your time.

Respectfully Yours in True Navajo Business,
Karen E. Bedonie
#xxx,763

Karen E. Bedonie, M.F., Oxy. & Tuusy
P.O. Box 3558 Window Rock, AZ 86515
karen.oogsadalsy4u@gmail.com 928.871.4998

October 29, 2018

To: Council Delegates of the 23rd Navajo Nation Council, Honorable Speaker, Seth Damon
Fr: Karen E. Bedonie, Navajo Small Business owner, District 14 Constituent
P.O. Box 3558, Window Rock, AZ 86515
Re: **Legislation 0347-18** COMMENT

Dear Honorable Damon and All Other Honorable Delegates,

My name is Karen Bedonie, an active voting member of Mexican Springs Chapter. I am Tó'dhani from Tó'dido, NM, the West side of the Chuska Mountains in Bowl Canyon.

Regarding Legislation 0347-18

I have read the legislation and am completely in dismay knowing how hard it has been to survive the economic structure of our Navajo reservation. This very Church Rock Industrial Park was the site that I was tricked to leave for funding at the FD industrial site, and then lied to again to establish denial of EOA. I was made to believe by Vice President, Jonathan Nez by way of Russell Begay's administration that they had my Navajo business in their best interest. They did not. The business dealings they had for me was very politically charged and their actions have almost completely wiped out my business. They have done absolutely nothing to support nor help my Navajo female owned business and violated my rights to simply live and provide for my family the best way I can. They have driven us to poverty and we have been surviving patiently awaiting resolve, but they rather perpetuate continual injury, with no attempts to rectify their actions. Attached is my case.

This legislation proves Russel Begay and Jonathan Nez are not good for the Navajo people. To provide an "OPEN" door with massive heavy MONETARY support of \$19 Million with an already Emergency Operating Agreement in hand to a (NON-NAVAJO) business owner that is not living nor is part of our struggling Navajo economic system goes against DED mission and vision statements. The Siliasin fund is for the people and for our Navajo children's future. I am of the people, thus I am voicing a "No" on this legislation. Our children's future is not secured even as census holders and is ultimately injured and endangered by political actions such as this.

Rhino Health, LLC is another vein that will bleed us out by a large impact from our Siliasin fund. Currently, we have struggling Navajo "health" businesses that need that very money, with EOA's, business site leases and ultimate backing and legislation to protect them from infestation of outsiders suffocating their efforts of prosperity. I am begging honorable Council Delegates to deny this legislation because it will not serve the people. With true DED efforts, they should be growing the current operating Navajo owned businesses in the health fields and transports to meet the needs of the Navajo people. This legislation is anti-Navajo economic development.

Sincerely,

Karen E. Bedonie, D14 Constituent #---, 764

David R. Jordan, Esq.
The Law Offices of David R. Jordan, P.C.
1995 State Road 602
P.O. Box 840
Gallup, New Mexico 87305-0840
(505) 863-2205
(866) 604-5709 Fax
Attorney for Plaintiff

IN THE DISTRICT COURT OF THE NAVAJO NATION
JUDICIAL DISTRICT OF CHINLE, ARIZONA

KAREN BEDONIE,)
ALBERTSON BEDONIE,)
OOPS A DAISY LLC, OAD,)
)
Plaintiff,)
)
vs.)
)
NAVAJO NATION, SEAN MCCABE, and)
JONATHAN NEZ,)
)
)
Defendants.)
_____)

No. _____

**COMPLAINT AND
APPLICATION FOR A
PRELIMINARY INJUNCTION**

1. Plaintiffs are enrolled members of the Navajo Nation.
2. Defendant the Navajo Nation is the sovereign government of the Navajo people.
3. Defendant Sean McCabe is the Division Director of the Navajo Division of Economic Development.
4. Defendant Jonathan Nez is the current Vice President of the Navajo Nation.
5. Jurisdiction: This case falls within the jurisdiction of the Navajo District Courts pursuant to 7 N.N.C. § 253. Sovereign immunity was waived by the Navajo Nation

Council because this is a claim for property damage that falls within the scope of the Navajo Nation's insurance policy. The waiver by the Council may be found at 1 N.N.C. § 554(F).

6. Evidence of compliance with the Sovereign Immunity Act is attached.

7. Based upon the direct efforts of Jonathan Nez, and representations that Mr. Nez made to the Plaintiffs, the Plaintiffs agreed to lease Tribal Building #NN-3630 (Lots 8 and 9 in the Fort Defiance Industrial Park). They established a casket business, and placed orders for products. They have expended tens of thousands of dollars in direct reliance upon representations made by the Defendants, including Vice-President Nez.

8. Plaintiffs have taken all steps necessary to secure the lease, and have delivered all of the paperwork to Defendant Division of Economic Development. Sean McCabe, in violation of Navajo law and regulations, has refused to execute these documents.

9. Now, Plaintiffs are losing their entire business. The investments they have made, in direct reliance upon representations made by the Defendants, are at risk of becoming a total loss. The Navajo Nation, which prides itself in promoting Navajo business, is actually in the process of destroying it.

10. Based upon realistic projections that Plaintiffs obtained, they have a business expectancy of gross revenues in excess of \$8 million a year. They are now four years into this process, and the Navajo Nation is actively destroying their business. The present value of the exact losses generated by the Navajo Nation exceed \$30 million.

11. Plaintiffs already have one order of caskets that is being filled, and they are contractually obligated to make more orders. Their losses are multiplying daily.

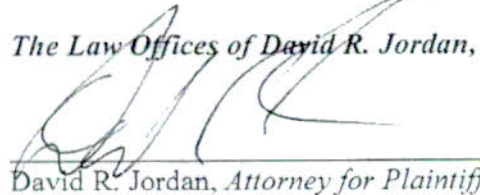
12. Plaintiffs are the victims of the misrepresentations of the Navajo Nation government, which, though negligently made, caused them to suffer enormous losses in reliance upon such misrepresentations. Plaintiffs hereby demand recovery for all such losses.

13. Defendant McCabe is an "officer, employee or agent of the Navajo Nation" who has a "responsibility under the expressly applicable laws of the United States and of the Navajo Nation, which shall include the Bill of Rights of the Navajo Nation". Plaintiffs hereby apply for mandamus relief to compel Defendant McCabe to execute all such documents necessary to effectuate the business site lease as is alleged above.

14. Plaintiffs are aware, and do allege, that Defendants are actively shopping the property to other potential buyers. Said activity would cause Plaintiffs irreparable harm for which there is no legal remedy. Plaintiffs hereby apply for a preliminary injunction to maintain the status quo during the pendency of the case.

WHEREFORE, having stated their claim against Defendants, Plaintiffs do hereby demand the damages and mandamus relief described herein, plus a preliminary and permanent injunction, plus costs and such other relief as the Court deems appropriate.

The Law Offices of David R. Jordan, P.C.



David R. Jordan, Attorney for Plaintiff

Exhibit

“A”

The Law Offices of David R. Jordan, P.C.

David R. Jordan
Loralene D. Tapahe
Sandra Taylor

March 9, 2018

1995 State Road 602
PO Box 840
Gallup, New Mexico 87305-0840
(505) 863-2205
Fax (866) 604-5709

Via Registered Mail, Return Receipt Requested

Honorable Russell Begaye
Navajo Nation President
P.O. Box 9000
Window Rock, AZ 86515

Levon Henry
Office of Legislative Counsel
P.O. Box 3390
Window Rock, AZ 86515

Ethel Branch
Navajo Nation Attorney General
PO Box 2010
Window Rock, AZ 86515

Honorable Jonathan Nez
Navajo Nation Vice President
P.O. Box 9000
Window Rock, AZ 86515

Re: Plaintiffs: Albertson Bedonie, Karen Bedonie, Oops A Daisy, LLC, OAD, LLC
Defendants: Navajo Nation; Division of Economic Development; Sean McCabe; Anthony Perry; Russell Begaye; Jonathan Nez

TORT CLAIMS NOTICE IMMEDIATE ACTION REQUIRED

To Whom It May Concern:

This writing is intended to give notice to the Navajo Nation, pursuant to 1 NNC § 555(A) of any and all claims allowable against Defendants.

Based upon the direct efforts of Jonathan Nez, and representations that Mr. Nez made to the Plaintiffs, the Plaintiffs agreed to lease Tribal Building #NN-3630 (Lots 8 and 9 in the Fort Defiance Industrial Park). The established a casket business, and placed orders for products. They have expended tens of thousands of dollars in direct reliance upon representations made by the Defendants, including Vice President Nez.

Plaintiffs have taken all steps necessary to secure the lease, and have delivered all of the paperwork to Defendant Division of Economic Development. Sean McCabe, in violation of Navajo law and regulations, has refused to execute these documents.

Now, Plaintiffs are losing their entire business. The investments that they made, in direct reliance upon representations made by the Defendants, are at risk of becoming a total loss. The Navajo Nation, which prides itself of promoting Navajo business, is actually in the process of destroying a Navajo business.

Licensed in New Mexico, Arizona, Zuni, Hopi, Apache and Navajo Nation

Notice of Claim
March 9, 2018
Page 2 of 2

Based upon realistic projections that Plaintiffs obtained, they have a business expectancy of gross revenues in excess of \$8 million a year. They are now four years into this process, and the Navajo Nation is actively destroying their business. The present value of the exact losses generated by the Navajo Nation exceed \$30 million.

Plaintiffs already have one order of caskets that is being filled, and they are contractually obligated to make more orders. Their losses are multiplying daily. They are going to bring an action against the Navajo Nation for violating 1 N.N.C. § 2. They are also going to bring a mandamus action against Sean McCabe for refusing to obey his responsibilities under Navajo law, and they are going to sue the Navajo Nation for negligent misrepresentations.

Plaintiff will be bringing a lawsuit against the Defendants for \$30 million in direct business losses, general damages, emotional harm damages, and attorneys' fees, thirty days from your receipt of this letter if this matter is not settled immediately.

Very Truly Yours,



David R. Jordan

**RESOURCES AND DEVELOPMENT COMMITTEE
24th NAVAJO NATION COUNCIL**

FIRST YEAR 2019

COMMITTEE REPORT

Mr. Speaker,


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

Legislation # 0180-19: AN Action Relating to Resources and Development, Budget and Finance, Naabik'Iyati Committees, and Navajo Nation Council; Allocating \$19,297,576 from the Sihasin Funds to the Division of Economic Development Project Development Department and Approving and Adopting the Church Rock Industrial Park Project Fund Expenditure Plan Pursuant to 12 N.N.C. §§2501-2508. *Sponsor: Honorable Seth Damon Co-Sponsor: Honorable Rickie Nez*

Has had it under consideration and reports a DO PASS with no amendment

and thereafter the legislation was referred to Budget and Finance Committee.

Respectfully submitted,


Thomas Walker, Jr., Presiding Vice-Chairperson
Resources and Development Committee of
the 24th Navajo Nation Council

July 10, 2019 – Regular Meeting

Meeting Location: NDOT Administrative Complex, Tse Bonito, NM

MAIN MOTION:

M: Rickie Nez S: Wilson C. Stewart, Jr. Vote: 4-0-1 (VCNV)

Yeas: Wilson C. Stewart, Jr., Kee Allen Begay, Jr., Rickie Nez, and Herman M. Daniels

Nays: None

Excused: Mark A. Freeland

RESOURCES AND DEVELOPMENT COMMITTEE
24th Navajo Nation Council
Regular Meeting

ROLL CALL
VOTE TALLY SHEET:

Legislation # 0180-19: An Action Relating to Resources and Development, Budget and Finance, Naabik'Iyati Committees, and Navajo Nation Council; Allocating \$19,297,576 from the Sihasin Funds to the Division of Economic Development Project Development Department and Approving and Adopting the Church Rock Industrial Park Project Fund Expenditure Plan Pursuant to 12 N.N.C. §§2501-2508. *Sponsor: Honorable Seth Damon; Co-Sponsor: Honorable Rickie Nez*

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Yeas: Wilson C. Stewart, Jr., Kee Allen Begay, Jr., Rickie Nez, and Herman M. Daniels

Nays: None

Excused: Mark A. Freeland



Honorable Thomas Walker, Jr., Presiding Vice-Chairman
Resources and Development Committee



Shammie Begay, Legislative Advisor
Office of Legislative Services