



23rd NAVAJO NATION COUNCIL LEGISLATION SPONSORSHIP WITHDRAWAL

I, Dwight Witherspoon, Primary
Sponsor of proposed legislation hereby withdraw my
sponsorship of the proposed legislation. The legislation
tracking number is 181-17.

If there are any co-sponsors, they may re-sponsor the same
bill by beginning a new legislation.

SPONSOR SIGNATURE:

Dwight Witherspoon

DATE:

June 6th, 2017

LEGISLATIVE SUMMARY SHEET

Tracking No. 0181-17

DATE: April 19, 2017

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE, COMMITTEES; CONFIRMING THE APPOINTMENT OF LOMBARDO ASERET TO THE NAVAJO TRANSITIONAL ENERGY COMPANY BOARD OF DIRECTORS

PURPOSE: This resolution if approved will confirm the appointment of Mr. Lombardo Aseret to serve on the Navajo Transitional Energy Company Board of Directors for a term of three years.

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

5-DAY BILL HOLD PERIOD: SNOTAH
Website Posting Time/Date: 4:52pm 5/18/2017
Posting End Date: 5/23/2017
Eligible for Action: 5/24/2017

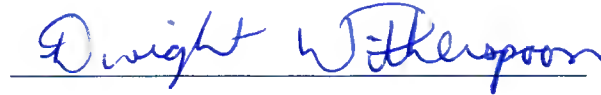
Budget & Finance Committee

THENCE

Resources & Development Committee

PROPOSED STANDING COMMITTEE RESOLUTION
23RD NAVAJO NATION COUNCIL – Third Year, 2017

INTRODUCED BY



(Prime Sponsor)

TRACKING NO. 0181-17

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND
FINANCE, COMMITTEES; CONFIRMING THE APPOINTMENT OF LOMBARDO
ASERET TO THE NAVAJO TRANSITIONAL ENERGY COMPANY BOARD OF
DIRECTORS

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee of the Navajo Nation Council exercises oversight authority over water, land, environment, economic and community development, commerce and trade, minerals, public utilities for the following purpose: to oversee regulation of activities on Navajo Nation lands for disposition or acquisition of resources, surface disturbance, or alteration of the natural state of the resource, including the enforcement and administration of applicable Navajo Nation and federal laws, regulations, guidelines, and administrative procedures in the development and use of resources as a good steward. See 2 N.N.C. § 500 (C)(2).
- B. The Navajo Nation Council established the Budget and Finance Committee of the Navajo Nation as a standing committee and the Budget and Finance Committee exercises oversight authority over finance, investment, loans for the following

1 purpose: to coordinate, oversee (and) regulate the fiscal, financial, investment,
2 contracting and audit policies of the Navajo Nation. 2 N.N.C. §§ 300(A), (C)(1).
3

4 **SECTION TWO. FINDINGS**

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- 6 A. Navajo Transitional Energy Company is created, in part, to promote the
7 development of the Navajo Nation's resources and new sources of energy, power,
8 transmission and attendant resources to develop the economic, financial, social and
9 cultural well-being of the Navajo People and the Navajo Nation. *See* CAP-20-13.
- 10 B. Navajo Transitional Energy Company's authority for management of the business
11 affairs, operations, and functions of the company is vested in the Management
12 Committee Members, who shall be and are selected pursuant to the Navajo
13 Transitional Energy Company, LLC's creating & enabling legislation and Operating
14 Agreement. *See* Articles of Incorporation of The Limited Liability Company,
15 Navajo Transitional Energy Company, LLC, Article Five – Member Management.
- 16 C. Navajo Transitional Energy Company's Management Committee Members shall
17 have substantial knowledge, understanding, and competency in the energy industry;
18 with particular knowledge, understanding, and competency in coal and solar
19 resources for power and energy. *See* Operating Agreement of Navajo Transitional
20 Energy Company, LLC., Article III – Nature of the Business; Powers & Authorities
21 of the Company, Management Committee, and Management Committee Executive,
22 (D)(iv).
- 23 D. The President of the Navajo Nation recommends the selection of a qualified
24 individual to the Management Committee of the Navajo Nation Navajo Transitional
25 Energy Company. *See* Operating Agreement of Navajo Transitional Energy
26 Company, LLC., Article I – Formation, (F)(iv).
- 27 E. The Resources and Development Committee and Budget and Finance Committee
28 confirm the President's recommended selection to the Management Committee. *See*
29 Operating Agreement of Navajo Transitional Energy Company, LLC., Article I –
30 Formation, (F)(iv).

1 F. The Navajo Nation President recommends the selection of Lombardo Aseret to the
2 Management Committee for the Navajo Transitional Energy Company. *See Exhibit*
3 *A* (Appointment Letter); *See also Exhibit B* (Letter of Interest); *See also Exhibit C*
4 (Resume).

5
6 **SECTION THREE. CONFIRMING APPOINTMENT**
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8 A. The Navajo Nation confirms the selection of Lombardo Aseret to the Management
9 Committee for the Navajo Transitional Energy Company.

10 B. Lombardo Aseret's term shall be for three (3) years beginning on May 15, 2015 to
11 May 14, 2018.
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THE NAVAJO NATION

RUSSELL BEGAYE
JONATHAN NEZ



March 8, 2017

Lombardo Aseret
P.O. Box

RE: Official Appointment to the Navajo Transitional Energy Company ("NTEC")

Mr. Aseret,

It is my distinct pleasure to appoint you to the Board of Directors for NTEC. You have extensive experience in energy related matters and the coal industry. **You are hereby appointed to represent the Board for a term of three (3) years for beginning on May 15, 2015 to May 14, 2018.** Your appointment to the Board is subject to confirmation by the Resources and Development Committee and the Budget and Finance Committee of the Navajo Nation Council.

Thank you for your desire to serve as a Board member with NTEC. If you have any questions relating to your appointment, please contact Karis N. Begaye, Legal Counsel, Office of the President and Vice President at (928) 871-7812.

Sincerely,

THE NAVAJO NATION

A handwritten signature in black ink, appearing to read "Russell Begaye".

Russell Begaye, *President*

A handwritten signature in black ink, appearing to read "Jonathan M. Nez".

Jonathan M. Nez, *Vice President*



SCANNED
3/6/17 350520170306
 **E-MAILED**
3/6/17

February 27, 2017

P.O. Box

Office of the President/Vice President
Attn: Karis N. Begaye
P.O. Box 7440
Window Rock, AZ 86515



Dear Karis,

I am writing to express my interest in the appointment to the Navajo Transitional Energy Company ("NTEC") as advertised by the Navajo Nation President and Vice President Administration. I am a corporate trained professional with over 18 years of Management experience, and would like to bring my skills to the board.

My education and extensive experience in Management in the field of Coal Handling Maintenance, Transportation, a background in Human Resource Management (Benefits, Employee Assistance, Labor Relations and Safety) and Technology in a business setting which will help in organizing a smooth transition flow of operation for a safe working environment with the perfect blend of skills and experience.

As a person, I will bring high esteem, self-motivation, dedication and a commitment to contribute to your administration/board, for the growth of the Navajo Nation.

I am attaching my resume for your review, to give you an idea of my background. If you have any questions, I can be reached at

Thank you for your time and consideration.

Sincerely,



Lomardo Aseret

XC: attachment (Resume)



OBJECTIVE: To obtain a responsible position where my education, experience, practical skills, problem solving and ability to work with people can be effectively and efficiently utilized in your department.

EDUCATION:

NORTHERN ARIZONA UNIVERSITY, Flagstaff, AZ

Master of Public Administration

Dec 2008

Graduate Certificate-Public Management

May 2005

ARIZONA STATE UNIVERSITY, Tempe, AZ

Bachelor of Science

August 2000

Major: Business Management-Human Resource

Minor: Political Science

EXPERIENCE:

Salt River Project/Navajo Generating Station, Page, AZ

O&M II-Supervisor-Railroad Track/Engine House

Oct 06-Present

Project Specialist-Policy, Procedures and Standards

- Updating, revising Railroad, Heavy Equipment, Coal Operations and Track Procedures to be in compliance with safety goals.
- Provided effective Management and Supervision to accomplish objectives and goals in coal handling, railroad operation, facilities and maintenance.
- Manage overall planning and utilization of Railroad Track, Engine House and Coal Operation personal.
- Assured compliance with OSHA, NIOSHA, and SRP regulations
- Responsible for full and direct supervision of Railroad track, Engine House and Coal Operation Personal.
- Maintained twenty-four (24) hour Railroad Operations for reliability

Salt River Project/Coronado Generating Station- St. Johns, AZ

Employee/Labor Relations-Supervisor

Oct 04-Oct 06

- Supervise regular and Temporary employees, supporting plant HR administration and Health Services.
- Provide HR support to plant personal, and to Plant Management by interpreting and applying Corporate- guidelines and procedures.
- Develop and assist in the development of guidelines and procedures relating to educational, and employee / labor relations.
- Administer Apprenticeship training program for the plant
- Supervise all SRP retirement program responsibilities and activities for the plant
- Actively represent SRP in community organizations, functions and activities, while maintaining a good public relations with all agencies.

Salt River Project/Navajo Generating Station, Page, AZ

O&M II-Supervisor-Railroad/Operations

Nov 02-Oct 04

- Provided effective Management and Supervision to accomplish objectives and goals in coal handling and railroad operation.
- Manage overall planning and utilization of Railroad and Coal Operation personnel.
- Assured compliance with OSHA, NIOSHA, and SRP regulations
- Responsible for full and direct supervision of Railroad and Coal Operation
- Maintained continuous Railroad Operations for reliability.

Lomardo Aseret

Salt River Project/ISB/PAB/PBF, Tempe, AZ

Facilities Supervisor

Mar 02-Nov 02

- Managed overall planning and utilization of facilities space and personal
- Developed and control site capital and operations budgets
- Serve as central source of contact for corporate employees for facilities modifications, operational changes, and maintenance requests to meet business objectives and standards.
- Determined, evaluated and meant customer needs for moves, equipment and support services.
- Responsible for full and direct supervision of facilities which services personnel, contractors and vendor services

Salt River Project/East Valley Service, Mesa, AZ

Trades Helper

Dec 01-Mar 02

- Assisted lineman and other crafts pulling electric cable for residents, business.
- Assisted lineman setting up services for customers.

Salt River Project/Kyrene/Santan Generating Station, Tempe, AZ

Temporary Maintenance Specialist-Plant Mechanic

Jun 01- Dec 01

- Responsible for performing journeyman mechanical repair on plant equipment, completed preventive maintenance, and assist other craftsman while being safe.

Salt River Project/Navajo Generating Station, Page, AZ

Maintenance Foreman

Sept 91-Dec 97

- Provide effective Management and supervision to accomplish objectives and goals.
- Supervised a diverse department: includes scheduling, planning, implementing, and evaluating jobs.
- Responsible for performing journeyman mechanical work on equipment associated with Three (3)-750 MW coal-fired generating units
- Assured compliance with OSHA, NIOSHA, and SRP regulations
- Maintained continuous Plant Operations for reliability
- Developed a productive and effective staff through technical skills and teamwork

Temporary Plant Mechanic/Laborer

Jan 91-Sept 91

- Applied specialized skill to perform job safely
- Encouraged and promoted team skills, problem solving and communications

Sanders Unified Schools, Sanders, AZ

Support Services Director

Jan 88-Dec 88

Maintenance and Transportation Director

Dec 88-Jun 90

- Supervised crew of 45 to ensure quality workmanship for a safe school
- Developed and designed clear evaluation procedures
- Developed employee skills Certification for bus drivers and maintenance personal
- Managed maintenance budgets, inventories and handled bid process
- Managed housing, security and partial food services for three schools
- Managed construction of new projects IE. (building, playing fields, Sewer Systems)

Lomardo Aseret

Salt River Project/Coronado Generating Station, St. Johns, AZ

Trades Helper/Plant Mech App./ Plant Mechanic

Sept 79-Jan 88

- Assisted Plant Mechanics, Machinists, Metal Fabricators, and Electricians in the care and maintenance of all power plant-related equipment
- Served three-year apprenticeship fulfilling all state requirements for journeyman status
- Responsible for performing journeyman mechanical work on equipment associated with Two (2): 350 Mega Watts coal-fired generating units
- Repaired /replaced pumps, motors, valves, and overhauling turbine and generator
- Followed stringent clearance and safety procedures
- Upgraded frequently to maintenance foreman, required the ability to plan, estimate, schedule and supervise craft workers

AZ State Certified Plant Mechanic Journeyman

June 30, 1983

MILITARY

United States Coast Guard, E-5

July 73-July 79

Honorable Discharge: Second Class Machinery Technician

ACTIVITIES:

ARIZONA HIGHWAY PATROL

Reserve Officer of the Year

1986

New York State Certified Paramedic

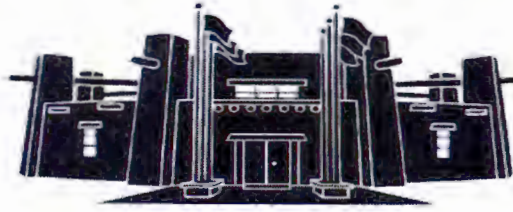
1975

Sanders Unified School- School Board

00-06/09-15/17-present

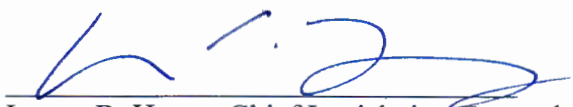
Pine Springs Day School-School Board

2007-2008



MEMORANDUM

TO: Hon. Dwight Witherspoon
23rd Navajo Nation Council

FROM: 
Levon B. Henry, Chief Legislative Counsel
Office of Legislative Counsel

DATE: April 19, 2017

SUBJECT: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE, COMMITTEES; CONFIRMING THE APPOINTMENT OF LOMBARDO ASERET TO THE NAVAJO NATION NAVAJO TRANSITIONAL ENERGY COMPANY BOARD OF DIRECTORS

Pursuant to your request, attached is the above-referenced proposed resolution and associated legislative summary sheet. Based on existing law, the resolution as drafted is legally sufficient. However, as with all legislation, it is subject to review by the courts in the event of a challenge.

The Office of Legislative Council confirms the appropriate standing committee(s) reviews based on the standing committees powers outlined in 2 N.N.C. §§ 300 and 500. 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 this proposed resolution is acceptable to you, please sign it where it indicates "Prime Sponsor", and submit it to the Office of Legislative Services for the assignment of a tracking number and referral to the Speaker.

If the proposed resolution is unacceptable to you, or if you have further questions, please contact me at the Office of Legislative Counsel and advise me of changes you would like made to the proposed resolution. You may contact me at (928) 871-7166. Thank you.

OLC No. 17-190-1

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0181-17_____

SPONSOR: Dwight Witherspoon

TITLE: An Action Relating to Resources and Development and Budget and Finance Committees; Confirming the Appointment of Lombardo Aseret to the Navajo Transitional Energy Company Board of Directors.

Date posted: May 18, 2017 at 4:52pm

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) 871-7590

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.: 0181-17

SPONSOR: Honorable Dwight Witherspoon

TITLE: An Action Relating To Resources and Development and Budget and Finance Committees; Confirming the Appointment of Lombardo Aseret to the Navajo Transitional Energy Company Board of Directors.

Posted: May 18, 2017 at 4:52pm

5 DAY Comment Period Ended: May 23, 2017

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inclusive Comments	<i>None</i>



Policy Analyst
Office of Legislative Services

5/24/2017 8:57am

Date/Time