

RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
of the 24th NAVAJO NATION COUNCIL -- Fourth Year, 2022

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING THE
PLAN OF OPERATION FOR THE NAVAJO NATION BROADBAND OFFICE WITHIN
THE OFFICE OF THE PRESIDENT AND VICE-PRESIDENT

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee is established as a Navajo Nation Council standing committee with oversight for the land, communications, and utilities to establish Navajo Nation policy with respect to the optimum utilization of all Navajo Nation resources and to protect the rights, interest, sacred sites and freedoms of the Navajo Nation and People to such resources, now and for future generations. 2 N.N.C. § 500(A); 2 N.N.C. § 500(C)(2).

SECTION TWO. FINDINGS

- A. The purpose of this legislation is to approve a Plan of Operation for the Navajo Nation Broadband Office attached as Exhibit A.
- B. Pursuant to the Navajo Nation Broadband Office Plan of Operation attached as Exhibit A, the Navajo Nation Broadband Office purposes are:
1. Assist in efforts to provide Navajo Nation residents with access to affordable high-speed broadband connectivity.
 2. Centralize and streamline the planning of broadband infrastructure projects and deployment on the Navajo Nation.
 3. Represent the Navajo Nation government's best interests in negotiating with developers seeking to provide broadband services on the Navajo Nation.
 4. Coordinate all broadband infrastructure projects on the Navajo Nation.

5. Facilitate the Navajo Nation's control over its broadband goals and objectives by coordinating with the Navajo Nation Telecommunication Regulatory Commission on regulating the broadband resources and assets of the Navajo Nation.
 6. Develop and maintain a central repository of information, including but not limited to maps, access point, connection speeds, rights-of-way, and lease and connection rates for all existing and future broadband infrastructure projects on the Navajo Nation.
 7. Develop a comprehensive strategic broadband plan for the Navajo Nation, and work with the Navajo Nation and outside vendors to achieve broadband initiatives.
 8. Develop proposed laws, regulations, policies, and procedures for approval by the appropriate Navajo Nation Standing Committees, Navajo Nation Council and/or other Navajo Nation regulatory authority, that will govern how the Office will manage and oversee current and future broadband infrastructure projects, and solicit, review, evaluate and recommend approval of future broadband infrastructure projects.
 9. Provide information and advisement to the Navajo Nation Standing Committee, Navajo Nation Council and/or other Navajo Nation regulatory authority on how best to connect Navajo communities with the fastest possible broadband connectivity at affordable costs.
 10. Actively seek funding for broadband infrastructure projects on the Navajo Nation and serve as the sole conduit of information regarding funds for broadband infrastructure projects on the Navajo Nation.
 11. Actively seek E-Rate funding and administer E. Rate projects on behalf of the Navajo Nation.
 12. May serve as a co-designee on grants for the development of broadband infrastructure projects on the Navajo Nation by entities within, owned, and/or controlled by the Navajo Nation government.
- C. The Executive Official Review Form is attached as Exhibit B.

SECTION THREE. APPROVING THE PLAN OF OPERATION FOR THE NAVAJO NATION BROADBAND OFFICE WITHIN THE OFFICE OF THE PRESIDENT AND VICE-PRESIDENT

The Resources and Development Committee hereby approves the Plan of Operation for the Navajo Nation Broadband Office within the Office of the President and Vice-President attached as Exhibit A.

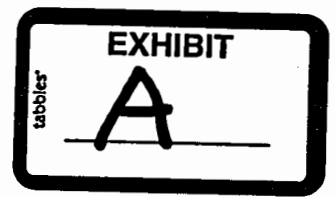
CERTIFICATION

I, hereby, certify that the following resolution was duly considered by the Resources and Development Committee of the 24th Navajo Nation Council at a duly called meeting at Window Rock, (Navajo Nation) Arizona, at which quorum was present and that same was passed by a vote of 5 in favor, 0 opposed, on this 14th day of December 2022.

A handwritten signature in black ink, appearing to read 'R. Nez', with a stylized flourish at the end.

Rickie Nez, Chairperson
Resources and Development Committee
Of the 24th Navajo Nation Council

Motion: Honorable Thomas Walker, Jr.
Second: Honorable Kee Allen Begay, Jr.



NAVAJO NATION BROADBAND OFFICE

PLAN OF OPERATION

I. ESTABLISHMENT

There is hereby established the Navajo Nation Broadband Office within the Office of the President/Vice President, Executive Branch, Navajo Nation Government, hereinafter called the "Office"

II. PURPOSE

The Office shall have the power to perform any and all acts necessary and convenient to fulfilling the following purposes:

1. Ensure that all residents of the Navajo Nation have access to affordable highspeed broadband connectivity.

2. Centralize and streamline the planning of broadband infrastructure projects and deployment on the Navajo Nation.
3. Represent the Navajo Nation government's best interests in negotiating with developers seeking to provide broadband services on the Navajo Nation.
4. Coordinate all broadband development and infrastructure projects on the Navajo Nation.
5. Facilitate the Navajo Nation's control over its broadband goals and objectives by coordinating with the Navajo Nation Telecommunication Regulatory Commission on regulating the broadband resources and assets of the Navajo Nation.
6. Develop and maintain a central repository of information, including but not limited to maps, access points, connection speeds, rights of way, and lease and connection rates for all existing and future broadband projects on the Navajo Nation.

7. Develop a comprehensive strategic broadband plan for the Navajo Nation, and work with Navajo Nation and outside vendors to achieve broadband initiatives.
8. Develop proposed laws, regulations, policies, and procedures for approval by the appropriate Navajo Nation Standing Committees, Navajo Nation Council and/or other Navajo Nation regulatory authority, that will govern how the Office will manage and oversee current and future broadband projects, and solicit, review, evaluate and recommend approval of future broadband projects.
9. Provide information and advisement to the Navajo Nation Standing Committees, Navajo Nation Council and/or other Navajo Nation regulatory authority on how best to connect Navajo Communities with the fastest possible broadband connectivity at affordable costs.
10. Actively seek funding for broadband infrastructure development on the Navajo Nation and serve as the sole conduit of information regarding funds for the broadband development on the Navajo Nation.

11. Serve as a co-designee on grants for the development of broadband infrastructure projects on the Navajo Nation by entities within, owned, and/or controlled by the Navajo Nation government.

III. STAFFING

1. There is hereby established the position of Department Manager of the Navajo Nation Broadband Office and such other positions as may be budgeted.
2. The Department Manager and all other Navajo Nation Broadband Office staff shall be employed in accordance with the Navajo Nation Personnel Policies Manual.

IV. RESPONSIBILITIES AND AUTHORITIES

The responsibilities and authorities of the Navajo Nation Broadband Office shall include:

1. Direct, oversee and recommend all broadband development and infrastructure projects on the Navajo Nation by all broadband developers and providers.
2. Develop a comprehensive strategic broadband plan that furthers the long-term broadband infrastructure needs of the Navajo Nation, identifies barriers to access, and guarantees the inclusion of all Navajo Nation institutions.
3. Provide recommendations on the creation and enforcement of broadband laws, regulations, policies and procedures.
4. Represent the Navajo Nation government in its dealings, relations, and negotiations, within the areas of responsibilities and authorities of the Office, with persons and organizations within and outside the Navajo Nation government to further to broadband initiatives of the Navajo Nation.
5. Develop relationships with Navajo Nation broadband stakeholders to coordinate and further the strategic goals of the Navajo Nation including ensuring the members of the Navajo Nation public are informed on the Office's

comprehensive strategic broadband plans, projects and Navajo Nation broadband laws, regulations policies and procedures.

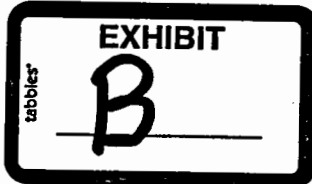
6. Provide information to, and serve as a resource for, all three branches of the Navajo Nation government.
7. Conduct such special projects and programs as may be assigned.

V. LEGISLATIVE OVERSIGHT

The Navajo Nation Broadband Office shall operate under the legislative oversight of the Navajo Nation Resources and Development Committee of the Navajo Nation Council.

VI. AMENDMENTS

This plan of operation may be amended by the Resources and Development Committee of the Navajo Nation Council.

Document No. 018989Date Issued: 07/11/2022**EXECUTIVE OFFICIAL REVIEW**Title of Document: Broadband Office- Plan of Operation Contact Name: PLATERO, TOMMYProgram/Division: DIVISION OF GENERAL SERVICESEmail: t.platero@navajo-nsn.gov Phone Number: 928-871-6311

<input type="checkbox"/>				Sufficient	Insufficient
<input type="checkbox"/>	Business Site Lease				
	1. Division:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	(only if Procurement Clearance is not issued within 30 days of the initiation of the E.O. review)				
	3. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Business and Industrial Development Financing, Veteran Loans, (i.e. Loan, Loan Guarantee and Investment) or Delegation of Approving and/or Management Authority of Leasing transactions				
	1. Division:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Fund Management Plan, Expenditure Plans, Carry Over Requests, Budget Modifications				
	1. Office of Management and Budget:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Navajo Housing Authority Request for Release of Funds				
	1. NNEPA:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Lease Purchase Agreements				
	1. Office of the Controller:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	(recommendation only)				
	2. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Grant Applications				
	1. Office of Management and Budget:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Five Management Plan of the Local Governance Act, Delegation of an Approving Authority from a Standing Committee, Local Ordinances (Local Government Units), or Plans of Operation/Division Policies Requiring Committee Approval				
	1. Division:	<u>C. 711</u>	Date: <u>7/11/2022</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General:	<u>WJ</u>	Date: <u>7/27/22</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Relinquishment of Navajo Membership				
	1. Land Department:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Elections:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>

☐ **Land Withdrawal or Relinquishment for Commercial Purposes**

Sufficient Insufficient

- | | | | | |
|------------------------------------|-------|-------------|--------------------------|--------------------------|
| 1. Division: | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. Office of the Attorney General: | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |

☐ **Land Withdrawals for Non-Commercial Purposes, General Land Leases and Resource Leases**

- | | | | | |
|-------------|-------|-------------|--------------------------|--------------------------|
| 1. NLD | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. F&W | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. HPD | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. Minerals | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. NNEPA | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. DNR | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. DOJ | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |

☐ **Rights of Way**

- | | | | | |
|------------------------------------|-------|-------------|--------------------------|--------------------------|
| 1. NLD | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. F&W | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. HPD | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. Minerals | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. NNEPA | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. Office of the Attorney General: | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. OPVP | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |

☐ **Oil and Gas Prospecting Permits, Drilling and Exploration Permits, Mining Permit, Mining Lease**

- | | | | | |
|-------------|-------|-------------|--------------------------|--------------------------|
| 1. Minerals | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. OPVP | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. NLD | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |

☐ **Assignment of Mineral Lease**

- | | | | | |
|-------------|-------|-------------|--------------------------|--------------------------|
| 1. Minerals | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. DNR | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. DOJ | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |

☐ **ROW (where there has been no delegation of authority to the Navajo Land Department to grant the Nation's consent to a ROW)**

- | | | | | |
|-------------|-------|-------------|--------------------------|--------------------------|
| 1. NLD | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. F&W | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. HPD | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. Minerals | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. NNEPA | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. DNR | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. DOJ | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 8. OPVP | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |

☐ **OTHER:**

- | | | | | |
|----------|-------|-------------|--------------------------|--------------------------|
| 1. _____ | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. _____ | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. _____ | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. _____ | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. _____ | _____ | Date: _____ | <input type="checkbox"/> | <input type="checkbox"/> |



NAVAJO NATION DEPARTMENT OF JUSTICE

DOCUMENT REVIEW REQUEST FORM



DOJ
7/26/22 1:57 pm
DATE / TIME
<input type="checkbox"/> 7 Day Deadline
DOC #: 018989#2
SAS #:
UNIT: HSCU

☒ RESUBMITTAL
07-12-22

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

CLIENT TO COMPLETE			
DATE OF REQUEST:	7/27/2022	ENTITY/DIVISION:	NNDOJ
CONTACT NAME:	Tom Platero	DEPARTMENT:	Admin
PHONE NUMBER:	505 247-1367	E-MAIL:	T.platero@navajo-nsn.gov
TITLE OF DOCUMENT: Resubmittal: NNDOJ Plan of Operations			
DOJ SECRETARY TO COMPLETE			
DATE/TIME IN UNIT:	7/27/2022 @ 8:55 am	REVIEWING ATTORNEY/ADVOCATE:	LBJ/CP
DATE/TIME OUT OF UNIT: 7/27/22 @ 11:45 am			
DOJ ATTORNEY / ADVOCATE COMMENTS			
Sufficient. Document does not require OOC/OMB review			
REVIEWED BY: (PRINT)	DATE / TIME	SURNAMED BY: (PRINT)	DATE / TIME
		UB	7/27/22
DOJ Secretary Called: emailed T. Platero		for Document Pick Up on 7/27/22 at 11:45 am By: ML	
PICKED UP BY: (PRINT)		DATE / TIME:	

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

FOURTH YEAR 2022

**ROLL CALL
VOTE TALLY SHEET**

LEGISLATION #0237-22: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING THE PLAN OF OPERATION FOR THE NAVAJO NATION BROADBAND OFFICE WITHIN THE OFFICE OF THE PRESIDENT AND VICE-PRESIDENT. *Sponsor: Honorable Carl R. Slater Co-Sponsor: Honorable Otto Tso*

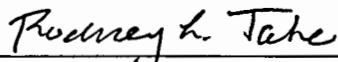
Date: December 14, 2022 – Regular Meeting (Teleconference)
Location: Resources and Development Committee called in via teleconference from their location within the boundary of the Navajo Nation.

Main Motion:

M: Thomas Walker, Jr. **S:** Kee Allen Begay, Jr. **V:** 5-0-1 (CNV)
In Favor: Thomas Walker, Jr.; Kee Allen Begay, Jr.; Herman M. Daniels; Mark A. Freeland; Wilson C. Stewart, Jr.
Opposition: None
Excused: None
Not Voting: Rickie Nez, *Chairperson*



Honorable Rickie Nez, *Chairperson*
Resources and Development Committee



Rodney L. Tahe, *Legislative Advisor*
Office of Legislative Services