

RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
24th Navajo Nation Council --- Third Year, 2021

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; CONFIRMING THE
REAPPOINTMENT OF SIDNEY BOB DIETZ II TO SERVE ON THE NAVAJO
TRIBAL UTILITY AUTHORITY MANAGEMENT BOARD OF DIRECTORS FOR A
TERM OF THREE YEARS

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee was established as a standing committee of the Navajo Nation Council. 2 N.N.C. §§ 500(A).
- B. Pursuant to 2 N.N.C. § 500(C), the Resources and Development Committee shall exercise oversight authority over public utilities.
- C. Pursuant to 2 N.N.C. § 501(B)(9), Resources and Development Committee has the authority to grant final confirmation of appointments to enterprise boards.

SECTION TWO. FINDINGS

- A. Pursuant to 21 N.N.C. § 2, the Navajo Nation established the Navajo Tribal Utility Authority (NTUA) as an enterprise.
- B. The NTUA is authorized to acquire, construct, operate and maintain utility systems throughout the Navajo Nation. See 21 N.N.C. § 1(B).
- C. The general purpose of NTUA is to operate, maintain and promote existing utility systems furnishing electric, gas, water, sewer utility services; generation, and telecommunications and information services for the benefit of residents of the Navajo Nation; including the establishment, ownership, operation and maintenance of electric generating, telecommunications and information services on or off the Navajo Reservation; and to provide utility generation, telecommunications and information services on a non-profit basis and at a reasonable cost to

residents of the Navajo Nation consistent with the economical operations of the Enterprise. See 21 N.N.C. § 5(A)(1)-(6).

- D. The NTUA Management Board shall have the delegated authority and responsibility for the management and operation of the Enterprise. See 21 N.N.C. § 7 (1).
- E. The management board shall consist of seven (7) persons, all of whom shall be appointed by the Government Services Committee of the Navajo Nation Council; whose authority to confirm appointments to enterprise boards has been delegated to the Resources and Development Committee. See 21 N.N.C. § 9 (A); See also 2 N.N.C. § 501 (B)(9).
- F. Members of the board shall be called directors, and shall have the following qualifications: (1) [f]our of the directors shall be members of the Navajo Nation who speak English with fluently and who have sufficient education and experience to qualify them for learning utility business practices and procedures and making sound judgments; (2) [f]our of the directors shall be persons having not less than 10 years' experience in business management of substantial character and at least two of such persons shall have had such experience in the management and operation of a utility business. See 21 N.N.C. § 9(B)(1)-(2).
- G. Vacancies in the management board may be filled for an unexpired term of the vacant office. See 21 N.N.C. § 9 (C)(2).
- H. Directors shall be eligible for reappointment. See 21 N.N.C. § 9(C)(1).
- I. RDCMY-49-17 confirmed the appointment of Sidney Bob Dietz II to the NTUA Management Board for a term of three years that expired at the annual board meeting in October 2019. The appointing resolution RDCMY-49-17 is attached as **Exhibit 1**.
- J. On September 19, 2019, Sidney Bob Dietz II was recommended to be reappointed by the NTUA Management Board resolution NTUA-32-19 which attached as **Exhibit 2**.
- K. Sidney Bob Dietz II meets the qualifications listed under 21 N.N.C. § 9(B)(1)-(2). Sidney Bob Dietz II's resume is attached as RDCMY-49-17 Exhibit C which is attached in **Exhibit 1**.

- L. The reappointment of Sidney Bob Dietz II will be for a period of three years starting from October 2019 and will expire with the annual board meeting in October 2022. See 21 N.N.C. § 9(C)(2).

SECTION THREE. CONFIRMING APPOINTMENT

The Resources and Development Committee finds that Sidney Bob Dietz II meets the required qualifications to be reappointed as a director for the NTUA Management Board as set forth in 21 N.N.C. § 9 (B)(1)-(2), and hereby confirms the reappointment of Sidney Bob Dietz II for a term of three years, with the term expiring at the annual board meeting in October 2022.

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 held by a teleconference for which a quorum was present and that same was passed by a vote of 5 in favor, and 0 opposed, on this 15th day of September 2021.



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

Motion: Honorable Mark A. Freeland
Second: Honorable Wilson C. Stewart, Jr.

Chairperson Rickie Nez not voting.

**RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
23rd Navajo Nation Council --- Third Year, 2017**



AN ACTION

**RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; CONFIRMING
THE REAPPOINTMENT OF SIDNEY BOB DIETZ II TO SERVE ON THE
NAVAJO TRIBAL UTILITY AUTHORITY MANAGEMENT BOARD OF DIRECTORS
FOR A TERM OF THREE YEARS**

SECTION ONE. AUTHORITY

A. Pursuant to 2 N.N.C. § 500 (C), the Resources and Development Committee (Committee) shall exercise oversight authority over public utilities.

B. Pursuant to 2 N.N.C. § 501 (B) (9), the enumerated power of the Committee is to grant final confirmation of appointments to enterprise boards.

SECTION TWO. FINDINGS

A. Pursuant to 21 N.N.C. § 2, the Navajo Nation established the Navajo Tribal Utility Authority (NTUA) as an enterprise.

B. The NTUA is authorized to acquire, construct, operate and maintain utility systems throughout the Navajo Nation. See 21 N.N.C. § 1 (B).

C. The general purpose of NTUA is to operate, maintain and promote existing utility systems furnishing electric, gas, water, sewer utility services; generation, and telecommunications and information services for the benefit of residents of the Navajo Nation; including the establishment, ownership, operation and maintenance of electric generating, telecommunications and information services on or off the Navajo Reservation; and to provide utility generation, telecommunications and information services on a non-profit basis and at a reasonable cost to residents of the Navajo Nation consistent with the economical operations of the Enterprise, See 21 N.N.C. § 5 (A) (1)-(6).

D. The NTUA Management Board shall have the delegated authority and responsibility for the management and operation of the Enterprise. See 21 N.N.C. § 7 (1).

E. The management board shall consist of seven persons, all of whom shall be appointed by the Government Services Committee of the Navajo Nation Council; whose authority to confirm appointments to enterprise boards has been delegated to the Resources and Development Committee. See 21 N.N.C. § 9 (A); See also 2 N.N.C. § 501 (B) (9).

F. Members of the board shall be called directors, and shall have the following qualifications: (1) [f]our of the directors shall be members of the Navajo Nation who speak English with fluently and who have sufficient education and experience to qualify them for learning utility business practices and procedures and making sound judgments; (2) [f]our of the directors shall be persons having not less than 10 years' experience in business management of substantial character and at least two of such persons shall have had such experience in the management and operation of a utility business. See 21 N.N.C. § 9 (B) (1)-(2).

G. Directors shall be eligible for reappointment. See 21 N.N.C. § 9 (C) (1).

H. Vacancies in the management board may be filled for an unexpired term of the vacant office. See 21 N.N.C. § 9 (C) (2).

I. On August 26, 2016 Mr. Sidney Bob Dietz II was recommended to be reappointed by the NTUA management board. See **Exhibit A** (NTUA-25-16).

J. Mr. Sidney Bob Dietz has expressed his continued interest in being reappointed as a Director to the NTUA management board. See **Exhibit B** (Letter of Interest).

K. Mr. Sidney Bob Dietz meets the qualifications listed under, 21 N.N.C. § 9 (B) (1)-(2). See **Exhibit C** (Résumé)

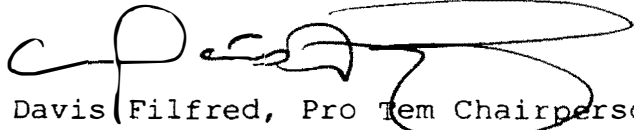
L. The reappointment of Mr. Sidney Bob Dietz II will be for a period of three years starting from October 2016 and will expire with the annual board meeting in October 2019. See 21 N.N.C. § 9 (C) (2).

SECTION THREE. CONFIRMING RE-APPOINTMENT

The Navajo Nation Council Resources and Development Committee finds that Mr. Sidney Bob Dietz II meet the required qualifications to be reappointed as a director for the NTUA management board as set forth in 21 N.N.C. § 9 (B)(1)-(2), and hereby reappoints Mr. Sidney Bob Dietz II for a term of three years, with the term expiring at the annual board meeting in October 2019.

CERTIFICATION

I, hereby certify that the following resolution was duly considered by the Resources and Development Committee of the 23rd Navajo Nation Council at a duly called meeting at Navajo Nation Department of Transportation Conference Room, Tse Bonito (Navajo Nation) New Mexico, at which a quorum was present and that same was passed by a vote of 4 in favor, 0 opposed, 1 abstained on this 30th day of May, 2017.

A handwritten signature in black ink, appearing to read "Davis Filfred", with a large, sweeping flourish extending to the right.

Davis Filfred, Pro Tem Chairperson
Resources and Development Committee
of the 23rd Navajo Nation Council

Motion: Honorable Leonard Pete
Second: Honorable Jonathan Perry



**RESOLUTION
OF THE MANAGEMENT BOARD
OF THE NAVAJO TRIBAL UTILITY AUTHORITY**

NTUA-25-16

**Recommending the Reappointment of Sidney Bob Dietz II to the
Management Board of the Navajo Tribal Utility Authority**

WHEREAS:

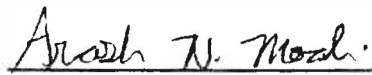
1. The Management Board of the Navajo Tribal Utility Authority (NTUA or Authority) has been advised that the term of Sidney Bob Dietz II will expire in October 2016; and
2. 21 NNC § 9 provides that the Management Board shall consist of seven (7) persons serving staggered terms; and
3. Mr. Sidney Bob Dietz II was previously selected by the Resources and Development Committee based on his qualifications to be appointed to the NTUA Management Board; and
4. In view of the complexities of the utility industry and the challenges facing NTUA and to maintain continuity of experience and leadership on the Management Board, it is important to reappoint Mr. Sidney Bob Dietz II to the Management Board.

NOW THEREFORE BE IT RESOLVED THAT:

The Management Board of the Navajo Tribal Utility Authority strongly recommends to the Resources and Development Committee of the Navajo Nation Council the reappointment of Mr. Sidney Bob Dietz II to the NTUA Management Board for a 3-year term, which shall commence at the annual meeting of the Management Board in October 2016.

CERTIFICATION

I hereby certify that the foregoing Resolution was duly considered by the Management Board of the Navajo Tribal Utility Authority at a duly called meeting held in Shiprock, New Mexico, at which a quorum was present and the same was passed by a vote of 4 in favor, 0 opposed, and 1 abstaining, this 26th day of August, 2016.


Arash N. Moalemi, Secretary

Received

1 2016

NTUA
Executive Office

Sidney Bob Dietz II
• Berkeley, California 94708



Mr. Alton J. Shepherd, Chairman
Resources and Development Committee
Navajo Nation Council
Window Rock, AZ 86515

September 1, 2016

Dear Mr. Shepherd,

I am writing to express my great interest in serving a new term as board member for the Navajo Tribal Utility Authority.

I am very proud to be a member of this NTUA board. NTUA is a great organization with a terrific staff, and I am proud to be a part of it. As a board member, my approach has been to help set the tone for the organization and provide guidance, but to empower the staff to do its work without our interference. The tone we have set has been one of service and loyalty to the Navajo people, being respectful and fair to the excellent staff, and thrifty and wise with our resources. This approach has allowed GM Walter Haase and the organization to grow in exciting ways. NTUA has started construction on a solar plant in Kayenta, extended its service territory into Utah, launched a new phone service with expanded cellular coverage, grown our strength to over 720 employees, secured new contracts for energy supply and transmission for years in the future, and hooked up new customers at the rate of around 700 per year.

Being a member of the NTUA has been a wonderful opportunity for me, and I greatly appreciate the chance to serve the Nation. I have learned a great amount about the industry that has helped me in my career, and has allowed me to share with NTUA what I know from my work for a large utility. I sincerely hope to continue on the board.

Thank you for your consideration!

Yours truly,

A handwritten signature in black ink, appearing to read "SB Dietz II". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Sidney Bob Dietz II



Relevant Employment

Pacific Gas & Electric – San Francisco, CA **2005 - Present**

Regulatory Lobbyist, Director, Regulatory Relations

- Advocate for PG&E positions in California Public Utility Commission proceedings through meetings with CPUC Commissioners, Advisors, and CPUC staff.
- Provide regulatory advice in the development of CPUC filings.
- Portfolio includes PG&E's SmartMeter, energy efficiency, demand-side management, and low-income program cases and represents over \$2B in revenue.
- Consistently secured favorable decisions on a wide variety of CPUC decisions, including in the SmartMeter as well as energy efficiency cases.

Navajo Tribal Utility Authority – Fort Defiance, AZ **1998 - Present**
Management Board Chairman

- Ensure the provision of electricity, natural gas, water, wastewater, and telecom services for over 40,000 customers on the Navajo Indian Reservation.
- Negotiate consensus of a board with final authority over budget and policy for 720 employees, \$130M/year in revenues, and \$700M in total utility assets.
- Served five years on the Audit Committee, including three years as Audit Chair, ensuring the integrity of financial statements to lenders and the Navajo Nation.
- Spearheaded a fruitful search for a successful new General Manager.
- Provided strategic direction in major company decisions on new service area expansions and acquisitions, off-grid PV systems and rates, and telecom expansion.

Navajo Environmental Protection Agency – Window Rock, AZ **1996 - 2000**

Program Manager, Navajo Nation Air Quality Control Program

- Managed the budget and had final authority over personnel actions for a staff of engineers, technicians, support staff, and interns.
- Coordinated the drafting of a major-source permit regulation, and secured its passage by the Natural Resources Committee far faster than expectations.

Budget Liaison

- Developed all Navajo EPA program budgets and presented them to Navajo Tribal Council and US EPA for FY1999 and FY2000.

Energy Task Force Member

- Participated in coal-lease royalty and tax negotiations for the Tribe for new coal extraction, and contributed expertise in coal pricing and utility demand.

Volunteer Experience

Prison University Project – San Quentin, CA **1997 – Present**

Professor of Mathematics

- Outstanding Volunteer Award, San Quentin State Prison.

Education

University of California at Berkeley

Master of Science, Energy and Resources Group

1998

- With an emphasis on utility operations and finance.

Bachelor of Arts, Physics

1991



**RESOLUTION
OF THE MANAGEMENT BOARD
OF THE NAVAJO TRIBAL UTILITY AUTHORITY**

NTUA-32-19

**Recommending the Reappointment of Sidney Bob Dietz II to the
Management Board of the Navajo Tribal Utility Authority**

WHEREAS:


1. The Management Board of the Navajo Tribal Utility Authority (NTUA or Authority) has been advised that the term of Sidney Bob Dietz II will expire in October 2019; and
2. NTUA's Plan of Operation under 21 N.N.C. §9 states that the Management Board shall consist of seven (7) persons serving staggered 3-year terms; and
3. The Plan of Operation provides for the reappointment of members and Sidney Bob Dietz II was previously selected by the Resources and Development Committee for his qualifications to be appointed to the NTUA Management Board; and
4. In view of the complexities of the utility industry and the challenges facing NTUA and to maintain continuity of experience and leadership on the Management Board, it is recommended that Sidney Bob Dietz II be reappointed to the NTUA Management Board.

NOW THEREFORE BE IT RESOLVED THAT:

The Management Board of the Navajo Tribal Utility Authority strongly recommends to the Resources and Development Committee of the Navajo Nation Council that Sidney Bob Dietz II be reappointed as a member of the NTUA Management Board for a 3-year term, which shall commence at the annual meeting of the Management Board in October 2019.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Management Board of the Navajo Tribal Utility Authority at a duly called meeting in Kayenta, Arizona at which a quorum was present and that the same was passed by a vote of 4 in favor, 0 opposed, and 0 abstaining this 19th day of September, 2019.



Arash N. Moalemi, Secretary

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

THIRD YEAR 2021

**ROLL CALL
VOTE TALLY SHEET**

LEGISLATION #0188-21: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; CONFIRMING THE REAPPOINTMENT OF SIDNEY BOB DIETZ II TO SERVE ON THE NAVAJO TRIBAL UTILITY AUTHORITY MANAGEMENT BOARD OF DIRECTORS FOR A TERM OF THREE YEARS.

Sponsor: Honorable Thomas Walker Jr. Co-Sponsor: Honorable Seth Damon

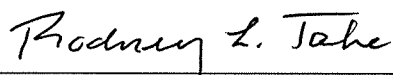
Date: September 15, 2021 – Regular Meeting (Teleconference)
Location: Resources and Development Committee members called in via teleconference from their location within the boundary of the Navajo Nation.

Main Motion:

M: Mark A. Freeland **S:** Wilson C. Stewart, 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.
Excuse: None
Not Voting: Rickie Nez, *Chairperson*



Honorable Rickie Nez, *Chairperson*
Resources and Development Committee



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