

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

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

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. RD CS-26-21 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 2022. The appointing resolution RD CS-26-21 (without exhibits) is attached as **Exhibit A**.
- J. On July 22, 2022, Sidney Bob Dietz II was recommended to be reappointed by the NTUA Management Board resolution NTUA-26-22 which attached as **Exhibit B**.
- K. Sidney Bob Dietz II meets the qualifications listed under 21 N.N.C. § 9(B) (1)-(2). Sidney Bob Dietz II's resume and letter of interest are attached as **Exhibit C**.
- L. The reappointment of Sidney Bob Dietz II will be for a period of three years starting from October 2022 and will expire with the annual board meeting in October 2025. 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 2025.

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 21st 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 Wilson C. Stewart, Jr.

Second: Honorable Kee Allen Begay, Jr.



**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

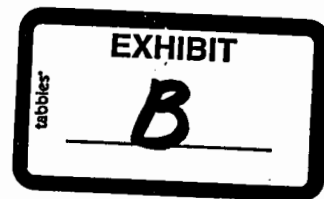
I, hereby, certify that the following resolution was duly considered by the Resources and Development Committee of the 24th Navajo Nation Council at a duly called meeting held by a teleconference for which a quorum was present and that same was passed by a vote of 5 in favor, and 0 opposed, on this 15th 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 MANAGEMENT BOARD
OF THE NAVAJO TRIBAL UTILITY AUTHORITY**

NTUA-26-22

**Recommending the Reappointment of Sidney Bob Dietz 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 will expire in October 2022; 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 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 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 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 2022.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered at a meeting of the Management Board of the Navajo Tribal Utility Authority conducted by conference call at which a quorum was present and the same was duly approved by a vote of 5 in favor, 0 opposing, and 1 abstaining this 22nd day of July 2022.



Robert L. Silva, Secretary



Relevant Employment

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

Director, Regulatory Relations

- Leads team that advocates for PG&E positions in California Public Utility Commission proceedings through meetings with CPUC Commissioners and Advisors
- Provide regulatory advice to teams in the development of CPUC filings.
- Portfolio includes General Rate Case, financing, and other key proceedings
- Consistently secured favorable decisions on a wide variety of CPUC decisions, including Covid protections, credit disconnections, EE, MHP, and SmartMeter.

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 a population of over 250k across the 16M-acre Navajo Nation.
- Negotiate consensus of a board with final authority over budget and policy for over 850 employees, \$130M/year in revenues, and \$1.2B 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.
- Provided strategic direction in major company decisions on new service area expansions and acquisitions, electrification, and telecom policy.
- Led successful expansions and new businesses, such as telecom and merchant generation, that have allowed NTUA to avoid rate increases for over fourteen years.

Navajo Environmental Protection Agency – Window Rock, AZ **1993 - 2000**

Program Manager, Navajo Nation Air Quality Control Program

- Managed the budget and had final authority over personnel actions for a staff of twelve engineers, technicians, support staff, and interns
- Team performed inspections, tested air quality, and developed regulations.
- Drafted the Navajo Clean Air Act as well as a major-source permit regulation and secured its passage by Council.

Budget Liaison

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

Energy Task Force Member

- Participated in coal-lease royalty and tax negotiations for the Navajo Nation.

Volunteer Experience

Prison University Project – San Quentin, CA **1997 – 2005**

Professor of Mathematics

- Outstanding Volunteer Award, San Quentin State Prison.

Education

University of California at Berkeley

Master of Science, Energy and Resources Group

1998

- Emphasis on Navajo Government and coal development

Bachelor of Arts, Physics

1991

Navajo Community College, Tsaile Campus

1993

Sidney Bob Dietz II

Honorable Rickie Nez, Chairman
Resources and Development Committee
Navajo Nation Council
Window Rock, AZ 86515

July 22, 2022

Honorable Mr. Nez,

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

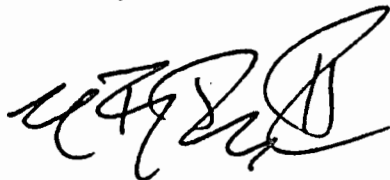
I am extremely proud to serve my tribe, the Navajo Nation, as a member of the NTUA management board. Over the last few years, NTUA has helped the Nation face the COVID pandemic and its challenges. As always, I have emphasized through the board that we must be loyal to the Navajo people, thrifty and wise in the use of our resources, innovative in our pursuit of projects that benefit the Nation, and, especially, supportive of our employees.

With this approach, and responding to guidance of Navajo Nation Council leadership, we have achieved our humble goal of keeping the lights on and the information flowing for our Navajo people during the most difficult days of the pandemic. In addition, NTUA was key in installing new infrastructure using the US government grants from CARES and ARPA. In addition, NTUA has broken ground on a third solar power plant at Red Mesa, and have not had an electric rate increase in over thirteen years.

Being a member of the NTUA board has been a key opportunity for me in my life, and I greatly appreciate the chance to use my education and experience to serve the Nation. I have learned a great amount about the industry, which has helped me in my career, and has allowed me to share with NTUA what I know from my work as a director at a large utility. I sincerely and truly hope to continue on the board.

Thank you for your consideration!

Yours truly,



Sidney Bob Dietz II



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

FOURTH YEAR 2022

**ROLL CALL
VOTE TALLY SHEET**

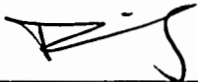
LEGISLATION #0256-22: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; CONFIRMING THE REAPPOINTMENT OF SIDNEY BOB DIETZ II TO SERVE ON THE NAVAJO TRIBAL UTILITY AUTHORITY MANAGEMENT BOARD OF DIRECTORS FOR A TERM OF THREE YEARS.

Sponsor: Honorable Thomas Walker, Jr.

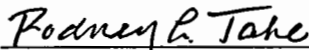
Date: December 21, 2022 – Regular Meeting (Teleconference)
Location: Resources and Development Committee called in via teleconference from their location within the boundary of the Navajo Nation.

Main Motion:

M: Wilson C. Stewart, Jr. **S:** Kee Allen Begaye, Jr. **V:** 5-0-1 (CNV)
In Favor: Thomas Walker, Jr.; Kee Allen Begaye, 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