

LEGISLATIVE SUMMARY SHEET

Tracking No. 0216-17

DATE: May 19, 2017

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; EXPRESSING NO CONFIDENCE IN THE EXECUTIVE DIRECTOR OF THE DIVISION OF COMMUNITY DEVELOPMENT AND RECOMMENDING REMOVAL

PURPOSE: This resolution if approved will express no confidence in the Division Director of the Division of Community Development and recommend his removal to the President of the Navajo Nation.

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: None
Website Posting Time/Date: 4:30pm 4/12/17
Posting End Date: 4/17/2017
Eligible for Action: 4/18/2017

PROPOSED STANDING COMMITTEE RESOLUTION
23rd NAVAJO NATION COUNCIL -- Third Year, 2017

INTRODUCED BY


(Prime Sponsor)

TRACKING NO. 0216-17

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; EXPRESSING
NO CONFIDENCE IN THE EXECUTIVE DIRECTOR OF THE DIVISION OF
COMMUNITY DEVELOPMENT AND RECOMMENDING REMOVAL

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. The Navajo Nation Council established the Resources and Development Committee as a Navajo Nation standing committee and as such exercises oversight over the Division of Community Development. 2 N.N.C. §§ 600 (A), 601 (C)(5)(6) and 1455.

SECTION TWO. FINDINGS

- A. The Northern Navajo Agency Council has passed a resolution recommending the Navajo Nation President Russell Begay to immediately remove Carl Smith from the position of [Division] Director of the Division of Community Development for his severe disrespect for chapter officials, poor leadership skills, lack of cooperation and presenting the Office of the Navajo Nation President in an unprofessional and arrogant manner. Northern Navajo Agency Council Resolution attached as **Exhibit A**.
- B. The Navajo Division of Community Development shall be administered by a Division Director, who shall be appointed by the President of the Navajo Nation,

1 confirmed by the Navajo Nation Council, and who shall serve at the pleasure of the
2 President of the Navajo Nation. 2 N.N.C. § 1453 (A).

3 C. The Navajo Nation President appointed Carl Smith as the Division of Community
4 Development Division Director on January 14, 2016. *See* CMY-33-16.

5 D. The Navajo Nation Council confirmed Carl Smith as the Navajo Division of
6 Community Development Division Director on July 02, 2016. *See* CMY-33-16.

7 E. Pursuant to 2 N.N.C. § 1454, the Division Director of the Division of Community
8 Development shall have the authority for the overall Division's operational planning
9 and direction. The Division Director shall have the following duties and
10 responsibilities:

11 a. Executive directives of the President of the Navajo Nation, Navajo Nation
12 Council, and the Resources and Development Committee.

13 b. Provide written monthly and/or quarterly reports to the Office of the President,
14 Resources and Development Committee of the Navajo Nation Council, annual
15 reports to the Navajo Nation Council, and any other reports deemed necessary.

16 c. Promulgate Division program policies, time frames and other guidelines to ensure
17 the proper and timely implementation of Division projects.

18 d. Establish and maintain partnership with local, county, state, federal entities and
19 other authorities on matters related to the objectives of the Division.

20 e. Provide effective overall management and financial direction to Division
21 departments and programs.

22 f. Delegate authority pertaining to the operation of the Division and its program to
23 subordinate directors of the Division, to the extent permitted by the laws and
24 policies of the Navajo Nation, as appropriate.

25 g. Negotiate written agreements on behalf, of the Division relevant to community
26 development for oversight committee's recommendation.

27 h. Seek external funding for programs and projects to enhance community
28 development.
29
30

1 i. Recommend the creation, merger, separation, amendment or abolishment of
2 programs, or specific functions within the Division in accordance with applicable
3 Navajo Nation laws.

4 j. Recruit, select, supervise, conduct employee performance evaluation, and
5 recommend reclassification of positions for the Administration Staff and
6 Department and Program Directors, in accordance with Personnel Policies
7 Manual of the Navajo Nation.

8 F. The Division Director of the Division of Community Development has failed in his
9 execution of the duties outlined above as stated in the Northern Navajo Agency
10 Council's Resolution attached as **Exhibit A**.

11
12 **SECTION THREE. NO CONFIDENCE AND REMOVAL RECOMMENDATION**

13 A. The Resources and Development Committee of the Navajo Nation Council has
14 considered the concerns of the Northern Navajo Agency Council and hereby
15 expresses no confidence in the Division Director Carl Smith to continue in his
16 respective position.

17 B. The Resources and Development Committee hereby recommends to the Navajo
18 Nation President Russell Begaye to immediately remove Carl Smith as the Division
19 Director of the Division of Community Development, pursuant to 2 N.N.C. § 1453
20 (A).



NORTHERN NAVAJO AGENCY COUNCIL RESOLUTION

NNAC-04-031817



**RECOMMENDING TO THE NAVAJO NATION PRESIDENT RUSSELL BEGAY
TO IMMEDIATELY REMOVE CARL SMITH FROM THE POSITION OF
EXECUTIVE DIRECTOR OF THE DIVISION OF COMMUNITY
DEVELOPMENT FOR HIS SEVERE DISRESPECT FOR CHAPTER OFFICIALS,
POOR LEADERSHIP SKILLS, LACK OF COOPERATION, AND
REPRESENTING THE OFFICE OF THE NAVAJO NATION PRESIDENT IN AN
UNPROFESSIONAL AND ARROGANT MANNER**

WHEREAS:

1. The Northern Navajo Agency Council is a recognized political subdivision of the Navajo Nation and has the authority to advocate and make appropriate recommendations on behalf of the 20 Northern Navajo Agency chapters to the Navajo Nation Government, Federal, State, and Local entities for appropriate action; and
2. Per IGRD-269-05, The Northern Navajo Agency Council is vested with government authority to review all matters affecting the communities; and
3. The Northern Navajo Agency Council is aware that the Executive Director of the Division of Community Development position is an appointed position by the Navajo Nation President and is NOT an elected a Navajo Nation elected position and serves at the pleasure of the Navajo Nation President; and
4. That Carl Smith has demonstrated by his conduct that immediate removal is necessitated by the following:
 - a. On February 27, 2017 at the Navajo Nation Governance Conference, Mr. Smith as a keynote speaker told the Chapter Officials that they were only responsible for the Planning and Regular meetings, turn in the minutes and go home which left the officials dismay and shocked.
 - b. During 2016, Mr. Smith has issued memos to the chapter administration which has created disharmony between the administration and the chapter officials.
 - c. Mr. Smith has created discord and dissention between the Chapter Officials and Chapter employees that has negatively impacted the working relationship and operation of the chapter.
 - d. Some Chapter employees have become defiant and are not complying with the work hours and are not fulfilling their duties and responsibilities and Chapter Officials can no long address these behaviors since Mr. Smith is now their supervisor.
5. The Chapter Officials attended the Conference to gain valuable information and encouragement instead they were subjected to disrespect from day one by a representative of the Navajo Nation President's Office; and
6. That Carl Smith impeded and infringed upon the rights of the chapter community people in choosing their leaders to represent them by dismissing the roles of the Chapter Officials; and

7. That the Northern Navajo Agency Council wants an Executive Director of the Division of Community Development who has a positive attitude to promote the progress of the Navajo communities and work cooperatively with the officials in the spirit of K'e' and show respect for the people's elected leaders/officials.

NOW, THEREFORE BE IT RESOLVED THAT:

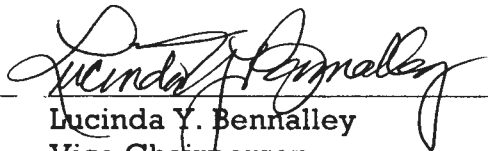
1. The Northern Navajo Agency Council hereby recommends to the Navajo Nation President Russell Begay to immediately remove Carl Smith from the position of Executive Director of the Community Development Division for his severe disrespect for Chapter Officials, poor leadership skills, lack of cooperation and representing the Office of the Navajo Nation President in an unprofessional and arrogant manner.
2. The Northern Navajo Agency Council directs the Agency Officers and Council Delegates to do all things necessary to carry out the full intent of this resolution.

CERTIFICATION

We hereby certify this resolution was duly considered at a duly called Northern Navajo Agency Council meeting in Shiprock, New Mexico (Navajo Nation) at which a quorum was present and a motion was made by Harry Descheene and seconded by Perry Begay and the same was passed by a vote of 38 in favor, 06 opposed, and 04 abstained, this 18th day of March 2017.



Rick Nez
Chairperson



Lucinda Y. Bernalley
Vice Chairperson



Dr. J. Kaibah Begay
Secretary

FORT DEFIANCE AGENCY COUNCIL
NAVAJO NATION

Linda Youvella, President
Lorenzo Curley, Vice President
Francis Lester, Secretary
(Host), Sergeant-At-Arm



District 17 Council
District 18 Council
District 07 Council
Chapter President

RESOLUTION OF THE FORT DEFIANCE AGENCY COUNCIL

Resolution No: 007-03-2017

**Supporting NO CONFIDENCE and Recommending REMOVAL of Navajo Nation
Division of Community Development Director, Mr. Carl Smith.**

Whereas:

1. The Fort Defiance Agency Council is a consortium of duly elected Chapter Officials of twenty-eight (28) certified/non-certified Navajo Nation Chapter that advocate, promote, and support common goals and interest of the respective Chapters; and The Fort Defiance Agency Council is comprised of elected officials from twenty-eight (28) Navajo Nation Chapters within the Fort Defiance Agency and has the responsibility and authority to address matters and projects that will benefit the 28 chapters of the Fort Defiance Agency of the Navajo Nation; and
2. Pursuant to 26 N.N.C.; The Fort Defiance Agency Council is duly recognized as certified Agency Council of the Navajo Nation Government, Listed at 11 N.N.C. Part 1, Section 10 and
3. Pursuant to 26 N.N.C.; The Fort Defiance Agency Council is vested with the authority to review and adhere to all matters relating and affecting the Twenty-six (26) Navajo Communities and chapters at which this council is made of; and make appropriate actions when need be; and
4. Pursuant to 26 N.N.C.; The District 14 Council is duly recognized as certified Navajo Chapter Council of The Navajo Nation Government, Listed at 11 N.N.C Part 1, Section 10; and
5. Pursuant to 26 N.N.C.; The District 14 Council is vested with the authority to review and adhere to all matters relating and affecting the Five (5) Navajo Communities (Tohatchi, Naschitti, Coyote Canyon, Bahastl'ah, & Mexican Springs) at which this council is made of; and make appropriate actions when need be; and
6. The Fort Defiance Agency Council and the District 14 Council understands, acknowledges and recognizes the lack of technical assistance and services from Navajo Division of Community Development for all 110 Chapter; and
7. The Fort Defiance Agency Council and the District 14 Council understands, acknowledges and recognizes the Fiscal Year 2017 Budget shortfall for Chapter Official Stipends and Chapter Personnel Salaries and Mr. Carl Smith is NOT advocating on the best interest of the chapters, but by the recommendations by the Navajo nation President; and

8. The Fort Defiance Agency Council and the District 14 Council understands, acknowledges and recognizes that the recommendation set by Director Carl Smith to reduce the number of officials and monthly meetings is NOT in the best interest of the chapters; and
9. The Fort Defiance Agency Council and the District 14 Council understands, acknowledges and recognizes that Navajo Divisions, and Departments are structurally top heavy resulting in duplications of services; and
10. The Fort Defiance Agency Council and the District 14 Council understands, acknowledges and recognizes the actions and behavior toward Elected Chapter Officials from the Division of Community Director Carl Smith is NOT acceptable; and
11. The Fort Defiance Agency Council and the District 14 Council understands, acknowledges and recognizes Division of Community Director Mr. Carl Smith is not qualified within the SCOPE of WORK entailed by Job Description of the Division Director of the Division of Community Development;

Now Therefore Be It Resolved:

1. All Five (5) Chapters (Tohatchi, Naschitti, Coyote Canyon, Bahastl'a'a', Mexican Springs) will be submitting chapter resolutions in support of the Fort Defiance Agency Council and the District 14 Council Resolution and will be forth coming as attachments; and
2. The Fort Defiance Agency Council and the District 14 Council hereby supports resolution: Supporting NO CONFIDENCE and Recommending REMOVAL of Navajo Nation Division of Community Development Director, Mr. Carl Smith.

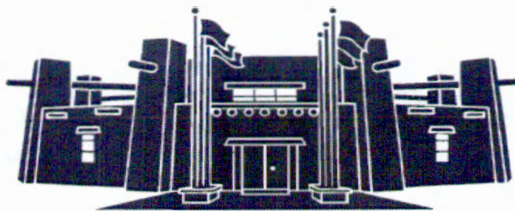
CERTIFICATION

We, hereby certify that the foregoing resolution was duly considered by and moved for adoption by Arval McCabe, Second by Darryl Ahasteen, thoroughly discussed and adopted by a vote of 25 in favor, 05 opposed and 13 abstained at a duly called meeting at Crystal Chapter, the NAVAJO NATION, Crystal, New Mexico on this 08th day of April 2017.

Linda Youvella
Linda Youvella, President
Fort Defiance Agency Council

Francis K. Lester
Francis K. Lester, Secretary
Fort Defiance Agency Council

Lorenzo Curley
Lorenzo Curley, Vice-President
Fort Defiance Agency Council



MEMORANDUM

TO: Hon. Benjamin Bennett
23rd Navajo Nation Council

FROM: 
Rhonda L. Tuni, Attorney
Office of Legislative Counsel

DATE: May 19, 2017

SUBJECT: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT
COMMITTEE; EXPRESSING NO CONFIDENCE IN THE
EXECUTIVE DIRECTOR OF THE DIVISION OF COMMUNITY
DEVELOPMENT AND RECOMMENDING REMOVAL

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. §§ 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 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.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0216-17_

SPONSOR: Benjamin Bennett

TITLE: An Action Relating To Resources And Development Committee; Expressing
No Confidence In The Executive Director Of The Division Of Community
Development And Recommending Removal

Date posted: June 12, 2017 at 4:30 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.: 0216-17

SPONSOR: Honorable Benjamin Bennett

**TITLE: An Action Relating To Resources And Development Committee;
Expressing No Confidence In The Executive Director Of The Division Of
Community Development And Recommending Removal**

Posted: June 12, 2017 at 4:30 pm

5 DAY Comment Period Ended: June 17, 2017

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inclusive Comments	<i>1. Marvin Murphy</i>



**Policy Analyst
Office of Legislative Services**

6/19/17 8:40AM
Date/Time

Legis. 216-17

Marvin P. Murphy <marvmurphy@yahoo.com>

Wed 6/14/2017 3:19 PM

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

Cc: Edmund Yazzie <edmundyazzie@hotmail.com>; alton_shepherd@yahoo.com <alton_shepherd@yahoo.com>; Jonathan Hale <jonzcomet@yahoo.com>;

Good afternoon gentlemen,

As we look forward to the future of DCD and its future of development on Navajo Nation has to look no further as I have a plan and action in completing this task. I am ready to serve and take oath if I have to.

Please call me and we can talk about this now open position and how I over qualify for this job title.

Let me know,
Marvin Murphy
505-713-3445

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0216-17

SPONSOR: Honorable Benjamin Bennett

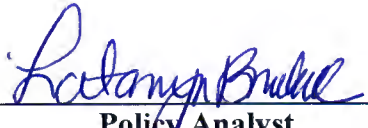
**TITLE: An Action Relating To Resources And Development Committee;
Expressing No Confidence In The Executive Director Of The Division Of
Community Development And Recommending Removal**

Posted: June 12, 2017 at 4:30 pm

5 DAY Comment Period Ended: June 17, 2017

Digital Comments received:

Comments Supporting	<i>1. Nahata Dziil Commission Governance (NDCG-2017-06-072)</i>
Comments Opposing	<i>1. Brenda Holgate – Program/Projects Specialist (Division of Community Development. Admin) 2. Charlotte Begay</i>
Inclusive Comments	<i>None</i>



**Policy Analyst
Office of Legislative Services**
6/28/17 10:01am
Date/Time

NAHATA DZIIL COMMISSION GOVERNANCE

Darrell Tso – President
Wayne Lynch – Vice President
Jamez Horseson – Secretary
Margaret Bedonie – Treasurer

Darryl Ahasteen – Member
Corrina Chatter – Manager
Shyn Clark, Administrative Assistant
Eunice Yesslith – Account Maintenance Specialist

RESOLUTION OF NAHATA DZIIL COMMISSION GOVERNANCE

NDCG-2017-06-072

Nahata Dziil Commission Governance hereby supports Navajo Nation Council Legislation 0216-17, Sponsored by Delegate Benjamin Bennett, expressing No Confidence in the Executive Director of the Division of Community Development and Recommending Removal.

WHEREAS:

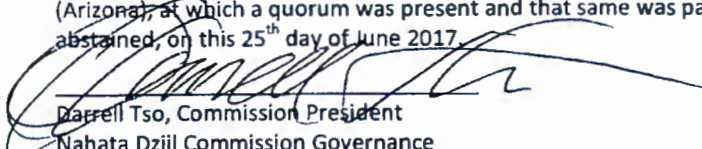
1. The Nahata Dziil Commission Governance is certified by the Navajo Nation Council Resolution CAP-36-91 as a local governmental entity of the Navajo Nation Government which has the responsibility and authority to promote, protect and preserve the interest and general welfare including the safety of its community, people, programs, property, etc.; and
2. Transportation and Community Development Committee of the Navajo Nation by Resolution TCDCAU-66-02, approved governance certification of the Nahata Dziil Commission Governance Five Management Policies and Procedures pursuant to 26 N.N.C. Section 102(B), which permit's the Nahata Dziil Commission Governance to exercise local governance authorities contained within 26 N.N.C. Section 103 (D)(1); and
3. The Nahata Dziil Commission Governance is further certified by the Navajo Nation in accordance with its Community Based land Use Plan, pursuant to Resolution of the Transportation and Community Development Committee of the Navajo Nation Council, to administer its community lands with the New Lands Chapter boundaries and to decide on the best options for its land use; and
4. On January 20, 2008, the Nahata Dziil Chapter converted its Governmental entity into the Nahata Dziil Commission Governance, and
5. The Northern Agency Council has passed a resolution recommending the Navajo Nation President Russell Begay to immediately remove Carl Smith from the position of Division Director of the Division of Community Development for his severe disrespect for Chapter Officials, poor leadership, lack of cooperation and presenting the Office of the Navajo Nation President in an unprofessional and arrogant manner.

NOW THEREFORE, BE IT RESOLVED THAT

Nahata Dziil Commission Governance hereby supports Navajo Nation Council Legislation 0216-17, Sponsored by Delegate Benjamin Bennett, expressing No Confidence in the Executive Director of the Division of Community Development and Recommending Removal.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by Nahata Dziil Commission Governance at a duly called special meeting at Nahata Dziil Commission Governance Meeting Hall, NAVAJO NATION, Sanders, (Arizona), at which a quorum was present and that same was passed by a vote of 03 in favor, 01 opposed and 01 abstained, on this 25th day of June 2017.


Darrell Tso, Commission President
Nahata Dziil Commission Governance

Motion by: Darryl Ahasteen
Second by: Wayne Lynch

Legislation No. 0216-17

Brenda Holgate <bholgate@nndcd.org>

Thu 6/22/2017 9:37 AM

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

Legislation No. 0216-17: Mr. Carl Smith, Executive Director, Division of Community Development (DCD) has tremendously demonstrated great expedition for DCD and does dominates valuable asset to our Division. He has always displayed a high degree of integrity and demands to improve the system within DCD.

With that said, I strongly recommended to *disapprove the removal* of Mr. Carl Smith, Honorable Council Delegates of Resource Development Committee, of the Navajo Nation Council. Ahe'hee'

--

Brenda Holgate
Programs/Projects Specialist
THE NAVAJO NATION
Division of Community Development - Admin.
P. O. Box 1904
Window Rock, Arizona 86515
Main #: 928/871-7173 or 928/871-7182
Fax #: 928/871-7189

FW: Nahata Dziil Chapter Scan2Email

Tom Platero <tomplatero@navajo-nsn.gov>

Tue 6/27/2017 4:39 PM

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

Cc: Latanya H. Burbank <lburbank@navajo-nsn.gov>; Mary J. Nez <mjnez@navajo-nsn.gov>;

1 attachment

Nahata Dziil Chapter Scan2Email.pdf;

Comments for Carl Smith legislation.

-----Original Message-----

From: nahatadziil@navajochapters.org [<mailto:nahatadziil@navajochapters.org>]

Sent: Tuesday, June 27, 2017 11:33 AM

To: Tom Platero <tomplatero@navajo-nsn.gov>

Subject: Nahata Dziil Chapter Scan2Email

Please review attachments thank yo

Please reply to nahatadziil@navajochapters.org

Attachment File Type: pdf, Multi-Page

Navajo Nation Tribal Government

Nahata Dziil Chapter

Phone: 928-688-2150

Fax: 928-688-2235

FW: Removal of Carl Smith, Community Development Director

Tom Platero <tomplatero@navajo-nsn.gov>

Thu 6/22/2017 10:22 AM

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

From: Charlotte Begaye [mailto:charlottebegaye@yahoo.com]
Sent: Thursday, June 22, 2017 9:54 AM
To: Tom Platero <tomplatero@navajo-nsn.gov>
Subject: Removal of Carl Smith, Community Development Director

Good morning Mr. Platero and legislative staff;

I just like to comment re: Removal of Carl Smith,

I sincerely believe that this removal of Mr. Smith of Community Development Program will be an devastating decision and action. As a Navajo Nation, we are lenient and do not respect our own Navajo Nation Fundamental Law. To be just and fair to our entire Dine, those off and on the reservation, we must think, plan and follow-through on any action according to the best interest of our people. We can not waste and throw money away and materials goods. We must remember that we are five fingers individuals/families. We must honor all of the Dine' people, not cater to the those the few who run our Navajo Nation Government by relatives and favoritism. If there is a known corruption, a leadership must report these to the appropriate such the Office of Rules and Ethnic and Auditor General, etc. We must tighten our Navajo Tribal Code such as White Collar Crime, etc. Further, we must hire the vacancies such the judges, probation and prosecutor. It is too long, the grass people are on the blight of social ills, domestic violence, drug/substance and suicide. I believe Carl Smith is accountable, responsible and transparent to be the shaker for an firm, positive and transparent/accountable Community Development Program. Further, the Community Service Coordinator have an performance base quarterly assessment. This individual must be firm, strict and abide by the Community Development Program Policy and Procedure. Please keep Mr. Carl Smith as Community Service Director, I am sure that he and his T professional/Delegates team to update the policy and procedure to best interest and welfare of our Navajo Nation. Thank you, Charlotte Jane Begaye, Government Development Commissioner

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0216-17

SPONSOR: Honorable Benjamin Bennett

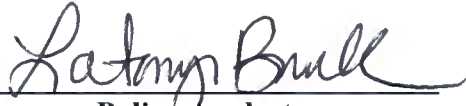
**TITLE: An Action Relating To Resources And Development Committee;
Expressing No Confidence In The Executive Director Of The Division Of
Community Development And Recommending Removal**

Posted: June 12, 2017 at 4:30 pm

5 DAY Comment Period Ended: June 17, 2017

Digital Comments received:

Comments Supporting	<i>1. Ts'ah Bii Kin Chapter – TBK 2017-190-008</i>
Comments Opposing	<i>None</i>
Inclusive Comments	<i>None</i>



**Policy Analyst
Office of Legislative Services**
7/13/17 11:01am
Date/Time



Ts'ah Bii Kin Chapter

Martha Tate
President

Geraldine Chee
Vice-President

Chancy Nodestine
Secretary/Treasurer

Jerry Happy Begay
Grazing Official

Herman Daniels, Jr.
Council Delegate

Resolution
of the
Ts'ah Bii Kin Chapter
TBK 2017-190-008

SUPPORTING THE NAVAJO NATION COUNCIL'S LEGISLATION 0216-17: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; EXPRESSING NO CONFIDENCE IN THE NAVAJO NATION DIRECTOR OF THE DIVISION OF COMMUNITY DEVELOPMENT AND RECOMMENDING REMOVAL

WHEREAS:

1. Pursuant to N.N.C., Section 3 (A), the Ts'ah Bii Kin Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10; and vested with the authority to discuss all matters affecting the Navajo people and its Nation; and
2. Pursuant to N.N.C., Section 1 (B), the Ts'ah Bii Kin Chapter is vested with the authority to review all matters affecting the community, make appropriate corrections when necessary, and provide recommendations to the Navajo Nation and other local agencies for appropriate action(s); and
3. The Ts'ah Bii Kin Chapter supports the Navajo Nation Council's Legislation 0216-17, Expressing no confidence in the Navajo Nation Director of the Division of Community Development and Recommending Removal, and;
4. The Ts'ah Bii Kin Chapter has witnessed the severe disrespect from him for elected officials, lack of cooperation with Chapters, poor leadership and so on, and;
5. This position is crucial to the development of communities and should be filled by a person with a mindset to help the Navajo people through working efficiently with their elected leaders.

NOW THEREFORE BE IT RESOLVED THAT:

The Ts'ah bii' Kin Chapter hereby supports NNC Legislation 0216-17 an action recommending removal of the Division Director for the Community Development due to no confidence.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by Ts'ah Bii Kin Chapter at a duly called meeting in Ts'ah Bii Kin, Arizona at which a quorum was present and the same was passed by a vote of 42 in favor 0 opposed and 3 abstained on this 9th day of July 2017.

Motioned By:

Billy Goodman Jr

Martha A Tate, President

Chancy Nodestine, Secretary/Treasurer

Second By:

Lythia Chee

Geraldine Chee, Vice-President

Jerry H. Begay, Grazing Official

**RESOURCES AND DEVELOPMENT COMMITTEE
23rd NAVAJO NATION COUNCIL**

THIRD YEAR 2017

COMMITTEE REPORT

Mr. Speaker,

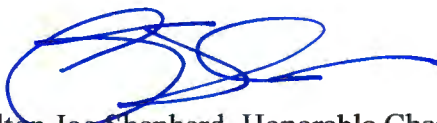
The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

LEGISLATION # 0216-17: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; EXPRESSING NO CONFIDENCE IN THE EXECUTIVE DIRECTOR OF THE DIVISION OF COMMUNITY DEVELOPMENT AND RECOMMENDING APPROVAL FOR REMOVAL. *Sponsor: Honorable Benjamin Bennett*

Has had it under consideration and report a **DO NOT PASS** with no amendments

Thereafter the legislation failed and will be closed out accordingly.

Respectfully submitted,



Alton Joe Shepherd, Honorable Chairperson
Resources and Development Committee of
the 23rd Navajo Nation Council

DATE: July 25, 2017

MEETING LOCATION: Twin Arrows Navajo Casino and Resort, Twin Arrows, AZ

Main Motion: Honorable Davis Filfred

Second: Honorable Benjamin Bennett

Vote: 2-3-1 (CNV) **(FAILED)**