



23rd NAVAJO NATION COUNCIL LEGISLATION SPONSORSHIP WITHDRAWAL

I, BENJAMIN BENNETT, Primary
Sponsor of proposed legislation hereby withdraw my
sponsorship of the proposed legislation. The legislation
tracking number is 0055-18.

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

SPONSOR SIGNATURE:

A handwritten signature in black ink, appearing to read "B. Bennett", written over a horizontal line.

DATE:

A handwritten date "2/16/14" in black ink, written over a horizontal line.

LEGISLATIVE SUMMARY SHEET

Tracking No. 0055-18

DATE: February 6, 2018

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; REAPPOINTING AND CONFIRMING MR. LAWRENCE PLATERO TO SERVE ON THE NAVAJO AGRICULTURAL PRODUCTS INDUSTRY BOARD OF DIRECTORS FOR A TERM OF THREE YEARS

PURPOSE: If approved, this resolution will appoint and confirm Mr. Lawrence Platero to the Navajo Agricultural Products Industry ("NAPI") Board of Directors for a three year term.

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

5-DAY BILL HOLD PERIOD: 12
Website Posting Time/Date: 5:23pm 2/7/18
Posting End Date: 2/12/2018
Eligible for Action: 2/13/2018

PROPOSED STANDING COMMITTEE RESOLUTION
23RD NAVAJO NATION COUNCIL – Fourth Year, 2018

INTRODUCED BY



(Prime Sponsor)

TRACKING NO. 0055-18

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; REAPPOINTING AND
CONFIRMING MR. LAWRENCE PLATERO TO SERVE ON THE NAVAJO
AGRICULTURAL PRODUCTS INDUSTRY BOARD OF DIRECTORS FOR A
TERM OF THREE YEARS

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee is a standing committee of the Navajo Nation Council. *See* 2 N.N.C. §500 (A).
- B. The President of the Navajo Nation appoints and the Resources and Development Committee confirms the directors to the Navajo Agricultural Products Industry. *See* 2 N.N.C. §501(B)(9). *See also* 5 N.N.C. §1603 (A).

SECTION TWO. FINDINGS

- A. In the event of a vacancy on the Board of Directors, pursuant to Navajo Nation Council Resolution CJA-05-10 which amended the Navajo Agricultural Products Industry's ("NAPI") Plan of Operation: "... the President of the Navajo Nation shall appoint a qualified candidate on or before thirty (30) working days. The Economic Development Committee of the Navajo Nation Council shall fill vacancies where the President has not made an appointment within thirty (30) working days by appointing and confirming a candidate that meets the qualifications stated above."

1 B. The five members of the Board of Directors shall possess substantial business
2 experience and be from the Western, Chinle and Eastern Agencies. At least three of the
3 Directors shall have substantial experience in successful agribusiness commercial
4 farming, provided that such experience not be through employment with NAPI. At least
5 one Director shall be educated in the field of agriculture, one director shall reside in
6 District 13 and one Director shall reside within District 19. All Directors shall have at
7 least a Bachelor of Science degree except those Directors representing District 13 and
8 District 19. No person who has been employed by NAPI will be eligible to become a
9 Director until six years after the date of separation from NAPI. *See* NAPI Plan of
10 Operation. *See also* CJA-05-10.

11 C. The President of the Navajo Nation has not submitted an appointee for confirmation to
12 the Resources and Development Committee within the thirty day requirement. *See*
13 **Exhibit A**.

14 D. Mr. Lawrence Platero has submitted his letter of interest as well as his résumé for
15 consideration for reappointment to the NAPI Board of Directors. *See* Letter of Interest
16 and Résumé attached hereto as **Exhibits B** and **C**.

17 E. Mr. Lawrence Platero was appointed to the NAPI Board of Directors on October 28,
18 2014 for a three year term which expired on October 28, 2017. *See* **Exhibit A**.

19 F. The NAPI Board of Directors recommends to the Navajo Nation President and the
20 Resources and Development Committee to reappoint and confirm Mr. Lawrence
21 Platero to the NAPI Board of Directors for an additional term to represent the Eastern
22 Agency. *See* BDS-23-17 attached hereto as **Exhibit D**.

23 G. Mr. Lawrence Platero meets the qualifications to be a Director for the Navajo
24 Agricultural Products Industry as required by NAPI Plan of Operation Art. 6 (C).

25
26 **SECTION THREE. REAPPOINTING AND CONFIRMING MR. LAWRENCE**
27 **PLATERO AS A DIRECTOR**

28 A. The Resources and Development Committee hereby reappoints Mr. Lawrence Platero
29 to the Navajo Agricultural Products Industry Board of Directors representing the
30 Eastern Agency for a term of three years.

1 B. The Resource and Development Committee hereby confirms the reappointment of Mr.
2 Lawrence Platero to the Navajo Agricultural Products Industry Board of Directors
3 representing the Eastern Agency for a term of three years to commence on October 28,
4 2017 and expire on October 28, 2020.
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NAVAJO AGRICULTURAL PRODUCTS

P.O.

Farmington

Telephone: (505) 566-2600

Fax: (505) 960-9458

www.navajopride.com



December 18, 2017
17-HQ-88

VIA EMAIL: bbennett@navajo-nsn.gov

Hon. Ben Bennett, Council Delegate
The 23rd Navajo Nation Council
P.O. Box 3390
Window Rock, Arizona 86515

Dear Honorable Bennett:

This letter is to request your assistance to prepare Legislation "Confirming the reappointment of Veronica D. Tso (District 19) and Lawrence R. Platero (Eastern Agency) to serve on the Navajo Agricultural Products Industry ("NAPI") Board of Directors for another term of Three (3) Years." Both Board of Directors terms have expired on October 28, 2017, which leaves the NAPI Board with only two Board Members with valid terms.

Back in August 2017, the two positions for Eastern Agency & District 19 was advertised and both Board Members reapplied and submitted all required documents to the Office of the Navajo Nation President/Vice-President. As of December 18, 2017, both Directors are still holding their positions until a successor has been confirmed.

However, in accordance to NAPI's Plan of Operation, under Article 5 F. Filling Vacancies, 2. "Upon creation of a vacancy, the President of the Navajo Nation shall appoint a qualified candidate on or before thirty (30) working days. The Economic Development Committee of the Navajo Nation Council shall fill vacancies where the President has not made an appointment within thirty (30) working days by appointing and confirming a candidate that meets the qualifications stated above."

I have attached NAPI Board Resolution Nos. BDS-22-17 and BDS-23-17 (Sept. 5, 2017) which the NAPI Board recommends to the Navajo Nation President and the Resources & Development Committee that Mrs. Tso and Mr. Platero be reappointed to the NAPI Board of Directors.

I thank you for considering the reappointment. If there should be any questions, please contact me directly at (505) 566-2603 or email me at WRCharley@navajopride.com.

Sincerely,

Wilton R. Charley, *Chief Executive Officer*
NAVAJO AGRICULTURAL PRODUCTS INDUSTRY

Attachment: (2) NAPI BOD Resolutions

c: NAPI Board of Directors
File



December 19, 2017

Mr. Wilton Charley, Chief Executive Officer
Navajo Agricultural Products Industry
P. O. Drawer 1318
Farmington, N.M. 87499

Dear Mr. Charley;

Please accept this letter of interest to serve on the Navajo Agricultural Products Industry (NAPI) Board of Directors representing the Eastern Navajo Agency. I am a registered voter and a resident of To'Hajiilee, New Mexico.

My tenure on the 21st Navajo Nation Council, provided me extensive experience with the NAPI Organization. I served as Chairperson of the Economic Development Committee of the Navajo Nation Council and assisted the needs of NAPI as an enterprise. Now, as a current Board Member of NAPI, the plan of operation was revised; the strategic plan and objectives were put in place for FY2017-FY2018; amendments are updated for all policies and procedures and most importantly the NIIP funding issue. The NAPI Board by resolution requested the Speaker of the Navajo Nation Council to redevelop the NIIP Sub-Committee which is currently in place.

The intent to continue to serve on the Board is to value the stability of the Board. There are many economic development opportunities for this company and my experience in this area would play a substantial role. I also bring experience and knowledge in the area of Navajo Nation law and its policies that I gained as a Council Delegate and as EDC Chairperson.

If you should have any questions, please call me at --

Sincerely

A handwritten signature in dark ink, appearing to read "Lawrence R. Platero". The signature is fluid and cursive, with the first name "Lawrence" being more prominent.

Lawrence R. Platero
To'Hajiilee Chapter
Eastern, Navajo Agency



Lawrence R. Platero

Phone Cell (

Email: |

OBJECTIVE

Work with the local community and Navajo Nation to develop a self-sufficient working environment in the best interest of a sustainable economic future.

EMPLOYMENT

September, 2012 to Present

Employed with Central New Mexico (CNM) Community College Security program. Working to provide security and a safe education environment for the students and staff of CNM.

December 2016 to Present

Member of the Board of Directors, Navajo Agricultural Products Industry (NAPI).

Member of the NAPI Board of Directors; participate in meetings and make sure management is abiding to its policies and procedures; more importantly adhering to the Navajo Nation Laws when applicable; participate in the development of NAPI's Strategic Planning Sessions, and Policies & Procedures amendments including its Employee Handbook. Ensure that the enterprise uses the Navajo Nation's land and water for its agribusiness uses; promote economic development for employment of our Navajo people.

June 2016-December, 2016

Chairman of the Board of Directors, Navajo Agricultural Products Industry (NAPI).

Chairman of the NAPI Board of Directors; Chairing the meetings of the NAPI Board, organizing and coordinating the board's activities during meetings held at NAPI; review and evaluate the performance of the Chief Executive Officer; ensuring NAPI Management is adhering to all policies and procedures set in place by the NAPI Board of Directors. Revisit NAPI's Plan of Operation with the NAPI Board of Directors by making amendments to the previous plan set in place on January 2010. Make sure the Navajo Nation Laws are adhered to and carried out.

November, 2014 to June, 2016

Vice Chairman of the Board of Directors, Navajo Agricultural Products Industry (NAPI).

Oversight for the Navajo Nations agricultural industry, providing agricultural products across the nation and countries abroad. Making Navajo Pride a quality brand that is globally recognized through a skilled Navajo workforce and infrastructure.

- *Ensured integrity such as legal, financial and organizational accountability.*
- *Ensured the departments are delivered in accordance with its mission and goals.*
- *Stress the importance of NAPI's Safety Department to implement Mock Drills and other Safety Trainings for Employees and NAPI's Contractors*
- *Participated in amending NAPI's Plan of Operation*

- Participated in amending NAPI's Accounting Policies, IT Policies and Employee Handbook
- Ensured that policies are implemented across the entire department
- Ensured that NAPI's Annual Budget is on target
- Ability to guide NAPI through proper protocol of the Navajo Nation Council's Legislative Processes
- Ability to plan and manage projects
- Skilled in assessing and directing the business activities of the company
- Knowledgeable of the Navajo Indian Irrigation Project
- Knowledgeable of the Navajo Nation Water Rights
- Knowledgeable with the Navajo Nation Code and Title Two
- Well-informed of NAPI's intent and purpose to the Navajo Nation
- Skilled in addressing NAPI's full development of 110,630 acres

Vice Chairman of the Canoncito Band of Navajos Health Board, Inc.

Board of directors providing oversight to the 638 Health Care Programs in Tohajiilee, (Community Health Representatives, Diabetes program and Tohajiilee Behavioral Health care program). The board of directors currently working on a feasibility study to take over health care for the Tohajiilee community under a 638 initiative.

Vice Chairman of the Board of Directors, Navajo Nation Hospitality Enterprise (NNHE).

July, 1999 to January, 2012

The NNHE was established in October 1982, for the purpose of establishing an independent, profitable, financially self-sustained, and successful Navajo business enterprise which will generate revenue for the Navajo Nation.

- *Provide Navajo employment and training opportunities, commercial office space, professional motel and restaurant, retail, wholesale, and recreational services (including gaming as authorized by the Navajo Nation in accordance with applicable Navajo and federal laws) and quality facilities to the public.*

Member of To'Hajiilee Economic Development Inc. (TEDI).

January, 2012 to Current

The To'Hajiilee Economic Development Inc. is to bring economic development, revenue and employment opportunities to local community members.

Navajo Nation Council Delegate, To'Hajiilee Chapter, Navajo Nation January, 1999 to January, 2011

Develop laws and policy to guide and assist the Navajo Nation government and communities.

- *Chairman and Member of the Economic Development Committee to the Navajo Nation Council to establish, amend, enforce, and foster policies pertaining to economic development for the Navajo Nation.*
- *Member of the Intergovernmental Relations Committee to the Navajo Nation Council.*
- *Member to the Arizona Indian Gaming Association, representing the Navajo Nation in negotiating State Gaming Compacts with the States of Arizona and New Mexico.*

- Various Contacts with Congressional Representatives regarding changes in the Code of Federal Regulations in business activity to benefit the best interest of the Navajo Nation. Negotiate with surrounding State Governments on funding issues and capital funding request.
- Negotiate on State Gaming Development on behalf of the Navajo Nation, building local community business economy.

**Security Supervisor, Cyclone Security, Inc., Albuquerque, New Mexico
October, 1996 to December, 1998**

Provide supervision for the night shift at MCI Telecommunications. Provide security and protection for the MCI property and employees.

**Medical Assistant, Talbert Medical Group, Albuquerque, New Mexico
September, 1995 to June, 1997**

Assist Physician with assigned patients. Performed clinical duties, i.e., administering EKG, accessing vital signs, venipuncture, CPR, assisted with minor surgical procedures, scheduled patients for specialized medical referrals, and patient education.

**Navajo Nation Council Delegate, Canoncito Chapter, Navajo Nation.
January, 1991 to January, 1995**

Member of the Government Services Committee to the Navajo Nation Council with legislative oversight authority to monitor the activities of the Executive Branch of the Navajo Nation Government.

**Audiology Technician / Licensed Hearing Aid Dispenser, Albuquerque Area
Indian Health Board, Albuquerque, New Mexico
June, 1974 to January, 1995**

Provide audiological screening, testing, and hearing aid dispensing. Provide audiological outpatient services to hospital / clinical facilities in remote areas. Provide patient education in audiology, preventive measures in ear disorders, hearing aid orientation, and follow up services at monthly clinics. Entered monthly data for monthly and annual reports.

EDUCATION

1996 Franklin Medical College Albuquerque, New Mexico
Medical Assistant Certificate Awarded

1994 NM Licensed Hearing Aid Dispenser, Santa Fe, New Mexico
Certificate by State of NM

1974 University of New Mexico Albuquerque, New Mexico
Incomplete

1973 West Mesa High School Albuquerque, New Mexico
High School Diploma

Experience

Navajo Nation Code, supported amendments to Title II to create a better government for the Navajo Nation.

While serving on the Navajo Nation Council for 12 years, established and implemented Navajo Nation Tribal Enterprise meetings. This would give the

standing committee (EDC) opportunity to review the operation, board membership, plan of operation, financial status and annual audits of all enterprises of the Navajo Nation. The EDC also entertained and supported any proposed amendments to their respective Plans of Operation.

Sponsored the Navajo Nation Business Site Leasing Act, this legislation would give the Navajo Nation the opportunity to oversee and manage their own Business Site Leasing Regulations without the Interference of the Bureau of Indian Affairs. This legislation was approved by the Navajo Nation Council, submitted to Congressional consideration, approved and signed into law by then President Bill Clinton.

Sponsored the Navajo Nations Gaming legislation, this legislation would make it legal for gaming operations across the Navajo Nation. With passage of this legislation the Navajo Nation has established four Navajo Nation casinos creating employment and revenue generation for the Navajo Nation.

References provided on request.



**NAVAJO
PRIDE**



**RESOLUTION OF THE
NAVAJO AGRICULTURAL PRODUCTS INDUSTRY
BOARD OF DIRECTORS**

Recommending to the Navajo Nation President and the Resources and Development Committee of the Navajo Nation Council to Accept and Confirm the Reappointment of Lawrence R. Platero to the Navajo Agricultural Products Industry's Board of Directors for an Additional Term to Represent the Eastern Agency

WHEREAS:

1. The Navajo Agricultural Products Industry ("NAPI") is a wholly owned enterprise of the Navajo Nation charged with operating and managing a commercial farm on land held in trust by the United States for the Navajo Nation under legislation authorizing the Navajo Indian Irrigation Project ("NIIP"); and
2. NAPI is governed by a Plan of Operation that was adopted by the Navajo Nation Council pursuant to Resolution No. CJA-05-10; and
3. Pursuant to Article 5 of NAPI's Plan of Operation, NAPI is managed by a five member Board of Directors ("NAPI Board of Directors") that are appointed by the President of the Navajo Nation and confirmed by the Resources and Development Committee ("RDC") to serve a term of three (3) years; and
4. Lawrence R. Platero was appointed to the Board of Directors on October 28, 2014 to represent the Eastern Agency; and
5. Mr. Platero's three year term is set to expire on October 28, 2017; and
6. Mr. Platero has requested a resolution in support of his reappointment to a second term on the NAPI Board of Directors to represent the Eastern Agency; and
7. This Board has considered Mr. Platero's request and finds that it is in the best interest of NAPI to maintain the current Board of Directors intact so as to maintain continuity of service and to preserve the stability and working relationships of the Board and has determined that it should approve a resolution formally recommending the reappointment of Lawrence R. Platero to the NAPI Board of Directors to represent the Eastern Agency.

NOW THEREFORE BE IT RESOLVED THAT:

1. The NAPI Board of Directors hereby recommends to the Navajo Nation President and the Resources and Development Committee of the Navajo Nation Council to accept and confirm the reappointment of Lawrence R. Platero to the NAPI Board of Directors for a second term on the NAPI Board of Directors to represent the Eastern Agency.
2. The NAPI Board of Directors hereby authorizes the Chief Executive Officer to take any and all actions necessary to carry out the purpose and intent of this Resolution.

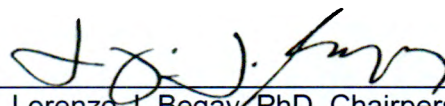
CERTIFICATION

I hereby certify that the foregoing resolution was considered by the Navajo Agricultural Products Industry Board of Directors at a special meeting at which a quorum was present at NAPI headquarters near Farmington, New Mexico, and that the same was passed by vote of 2 in favor, 0 opposed, and 1 abstained, this 5th day of September, 2017

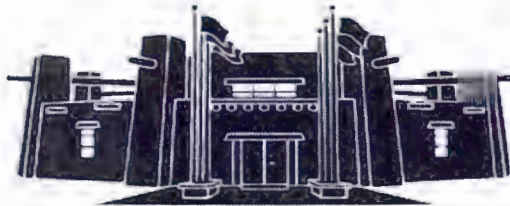
Motion: Peter Deswood, III

Second: Veronica D. Tso

(Abstained Lawrence R. Platero)

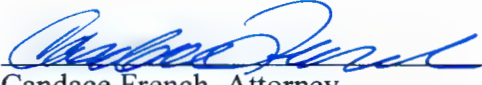
A handwritten signature in black ink, appearing to read "L. J. Begay", written over a horizontal line.

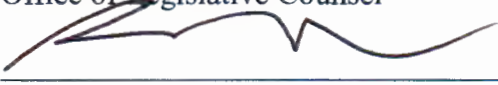
Lorenzo J. Begay, PhD, Chairperson
NAPI Board of Directors



MEMORANDUM

TO: Honorable Benjamin Bennett
23rd Navajo Nation Council Delegate

FROM: 
Candace French, Attorney
Office of Legislative Counsel

THRU: 
Ron Haven, Principal Attorney
Office of Legislative Counsel

DATE: February 6, 2018

RE: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT;
REAPPOINTING AND CONFIRMING MR. LAWRENCE PLATERO TO
SERVE ON THE NAVAJO AGRICULTURAL PRODUCTS INDUSTRY
BOARD OF DIRECTORS FOR A TERM OF THREE YEARS

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

The Office of Legislative Counsel recommends 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 you approve, please sign as "Primary Sponsor" and submit it to the Office of Legislative Services where the proposed resolution will be given a tracking number and referred to the Office of the Speaker. If the proposed legislation is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like to make to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0055-18_____

SPONSOR: Benjamin Bennett

TITLE: An Action Relating to Resources and Development; Reappointing and Confirming Mr. Lawrence Platero to serve on the Navajo Agricultural Products Industry Board of Directors for a term of three years

Date posted: February 7, 2018 at 5:23pm

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.: 0055-18

SPONSOR: Honorable Benjamin Bennett

TITLE: An Action Relating to Resources and Development; Reappointing and Confirming Mr. Lawrence Platero to serve on the Navajo Agricultural Products Industry Board of Directors for a term of three years

Posted: February 7, 2018 at 5:23pm

5 DAY Comment Period Ended: February 12, 2018

Digital Comments received:

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



**Legislative Secretary II
Office of Legislative Services**

2/13/2018 8:45am

Date/Time