

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 WILLIAM CLAGETT 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. RDCMA-28-18 appointed William Clagett to the NTUA Management Board for a term of three years that expired at the annual board meeting in October 2020. The appointing resolution RDCMA-28-18 is attached as **Exhibit 1**.
- J. On October 23, 2020, William Clagett was recommended to be reappointed by the NTUA Management Board resolution NTUA-36-20 which attached as **Exhibit 2**.
- K. William Clagett meets the qualifications listed under 21 N.N.C. § 9(B)(1)-(2). William Clagett's resume is attached as RDCMA-28-18 Exhibit C which is attached in **Exhibit 1**.

- L. The reappointment of William Clagett will be for a period of three years starting from October 2020 and will expire with the annual board meeting in October 2023. See 21 N.N.C. § 9(C)(2).

SECTION THREE. CONFIRMING APPOINTMENT

The Resources and Development Committee finds that William Clagett 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 William Clagett for a term of three years, with the term expiring at the annual board meeting in October 2023.

CERTIFICATION

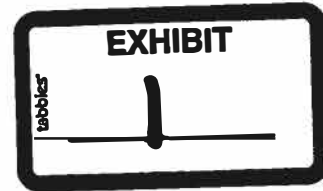
I, hereby, certify that the following resolution was duly considered by the Resources and Development Committee of the 24th Navajo Nation Council at a duly called meeting held by a teleconference for which a quorum was present and that same was passed by a vote of 5 in favor, and 0 opposed, on this 15th day of September 2021.



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

Motion: Honorable Herman M. Daniels
Second: Honorable Wilson C. Stewart, Jr.

Chairperson Rickie Nez not voting.



**RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
23rd Navajo Nation Council --- Fourth Year, 2018**

AN ACTION

**RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; CONFIRMING THE
REAPPOINTMENT OF WILLIAM CLAGETT 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 Navajo Nation established the Resources and Development Committee ("RDC") as a Navajo Nation Council standing committee and as such gave the Committee oversight authority over public utilities. 2 N.N.C. §§ 500 (A), (C).
- B. RDC has the authority to grant final confirmation of appointments to enterprise boards. 2 N.N.C. § 501 (B) (9).

SECTION TWO. FINDINGS

- A. The Navajo Nation established the Navajo Tribal Utility Authority ("NTUA") as an enterprise. 21 N.N.C. § 2.
- 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 [Naabik'iyáti'] 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 fluency and who have sufficient education and experience to qualify them for learning utility business practices and procedures and making sound judgements; (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. Mr. William Clagett was formerly reappointed to the NTUA Management Board of Directors for a term of three years that expired at the annual board meeting in October 2017. See RDCAU-51-15.
- I. Mr. William Clagett has expressed his continued interest in being reappointed as a Director to the NTUA management board in his Letter of Interest and is attached as **Exhibit B**; See also 21 N.N.C. § 9 (C) (1).
- J. On November 29, 2017, Mr. William Clagett was selected to be reappointed to the NTUA management board. Appointment Letter is attached as **Exhibit A**. See also 21 N.N.C. § 9 (A); See also 2 N.N.C. § 501 (B) (9).
- K. Mr. William Clagett meets the qualifications as required by 21 N.N.C. § 9 (B) (1)-(2). Résumé is attached as **Exhibit C**.
- L. The reappointment of Mr. William Clagett will be for a period of three years with the term expiring at the annual board meeting in October 2020. See 21 N.N.C. § 9 (C) (2).

SECTION THREE. CONFIRMING RE-APPOINTMENT

The Navajo Nation Council Resources and Development Committee finds that Mr. William Clagett meets the requisite 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. William Clagett for a term of three years, with the term expiring at the annual board meeting in October 2020 pursuant to 21 N.N.C. § 9 (C)(2).

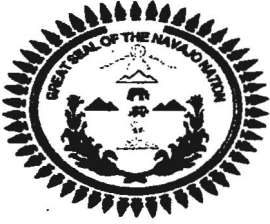
CERTIFICATION

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 the Navajo Division of Transportation, Tse Bonito, Navajo Nation (New Mexico), at which a quorum was present and that same was passed by a vote of 3 in favor, 1 opposed, 1 abstained on this 28th day of March, 2018.



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

Motion: Honorable Leonard Pete
Second: Honorable Davis Filfred



23rd Navajo Nation Council



November 29, 2017

William Clagett

RE: Navajo Tribal Utility Authority Management Board

Dear Mr. Clagett,

First, the Resources and Development extends their gratitude for your interest for reappointment to the Navajo Tribal Utility Authority Management Board.

Congratulations, based on the outcome of the interview I am happy to inform you that the Resources and Development Committee has elected to re-appoint you to continue serving on the NTUA Management Board. With this reappointment, the Committee stresses the importance of Board Management member's commitment and professional leadership while working with NTUA Management Board and NTUA business. We further stress the importance of the Management Board representative attend the all board meetings and be available to do subcommittee or committee work. This type of leadership promotes efficient and professional leadership for our Nation's enterprise.

We support NTUA to continue to provide efficient services to the Navajo Nation in their multi-utility services in the most economic manner. Furthermore, we encourage NTUA to continue moving forward to expand their communication and renewable energy business to the rural Navajo communities. As a result of these visions, your leadership and guidance to the management board and NTUA's operation.

In closing, we extend our congratulation and expect your utmost professional leadership in your continued work with NTUA. I will initiate a legislation to formal confirmation your appointment. When the legislative process is completed, RDC Staff will contact you to be present for confirmation at our Committee meeting.

Sincerely,

Benjamin Bennett, Vice-Chairperson
Resources and Development Committee
Of the 23rd Navajo Nation Council

cc: Mr. Walter Haase, CEO
Navajo Tribal Utility Authority

WILLIAM H. CLAGETT



11 July 2017

Mr. Walter W. Haase, P. E., General Manager
Navajo Tribal Utility Authority
P. O. Box
Ft. Defiance AZ 86504-0170

Dear Mr. Haase:

This letter and attached resume is in response to the advertisement for expressions of interest for Management Board Positions. Please accept it as my expression of interest to be appointed to another term on the Navajo Tribal Utility Authority Management Board.

I believe my 22 years of experience on the NTUA Management Board and over 50 years working in the utility industry would be valuable to NTUA and to the Navajo Nation.

It would be an honor and a privilege to serve the Navajo people and NTUA for another term.

Thank you for your consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read "William H. Clagett". The signature is fluid and cursive, with a long horizontal line extending from the end.

William H. Clagett

Received

JUN 12 2017

NTUA
General Manager's Office



**RESUME
WILLIAM H. CLAGETT**

Bill Clagett was Administrator of Western Area Power Administration (WAPA) from 1985 until September 30, 1994 (WAPA owns and operates a transmission grid of over 16,000 miles of high voltage line in 15 states and over 200 system interconnections); Deputy Administrator from 1978 to 1985; Assistant Administrator for Bonneville Power Administration's Washington D. C. office from 1971 to 1978. Prior to going to Washington D. C. he had various responsibilities including transmission system studies, wholesale customer service engineering design, power contract negotiations, and transmission design standards.

Electric utility industry activities include being elected Chairman of the Western Systems Coordinating Council (1984-86), Chairman of the North American Electric Reliability Council Board of Trustees (1989-91), serving on the NERC Blue Ribbon Panel (1997), a member of the Board of Trustees for the Electric Power Research Institute, New York State Reliability Council Executive Committee and serving on The Directorate Advisory Committee for the Pacific Northwest National Lab.

He presently serves on the Management Board for the Navajo Tribal Utility Authority (past Chairman).

Bill graduated from Oregon State University in 1963 with a BS degree in Business Administration and a minor in Engineering.

Bill and his wife, Brenda, live in Lone Tree, Colorado.

07-2017

Received

JUN 12 2017

**NTUA
General Manager's Office**

RESOURCES AND DEVELOPMENT COMMITTEE

Regular Meeting

March 28, 2018

ROLL CALL

VOTE TALLY SHEET:

Legislation # 0043-18: An Action Relating to Resources and Development; Confirming the Reappointment of William Clagett to serve on the Navajo Tribal Utility Authority Management Board of Directors for a term of Three Years. *Sponsor: Honorable Benjamin Bennett*

MAIN MOTION: Leonard Pete

S: Davis Filfred

V: 3-1-1

ROLL CALL VOTE TALLY:

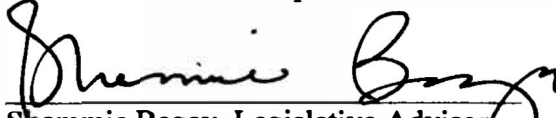
YEAS: Benjamin Bennett; Davis Filfred, and Leonard Pete

NAYS: Jonathan Perry

NOT VOTING: Alton Joe Shepherd (Presiding)



Alton Joe Shepherd, Presiding Chairman
Resources and Development Committee



Shammie Begay, Legislative Advisor
Resources and Development Committee



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

NTUA-36-20

**Recommending the Reappointment of William Clagett to the
Management Board of the Navajo Tribal Utility Authority**

WHEREAS:

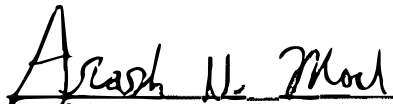
1. The Management Board of the Navajo Tribal Utility Authority (NTUA or Authority) has been advised that the term of William Clagett will expire in October 2020; and
2. NTUA's Plan of Operation under 21 N.N.C. §9 states that the Management Board shall consist of seven (7) persons serving staggered 3-year terms; and
3. The Plan of Operation provides for the reappointment of members and William Clagett 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 William Clagett 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 William Clagett 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 2020.

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 23rd day of October 2020.


Arash N. Moalemi, Secretary

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

THIRD YEAR 2021

**ROLL CALL
VOTE TALLY SHEET**

LEGISLATION #0187-21: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; CONFIRMING THE REAPPOINTMENT OF WILLIAM CLAGETT 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

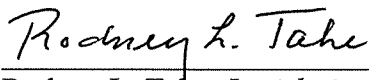
Date: September 15, 2021 – Regular Meeting (Teleconference)
Location: Resources and Development Committee members called in via teleconference from their location within the boundary of the Navajo Nation.

Main Motion:

M: Herman M. Daniels **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. Taha, *Legislative Advisor*
Office of Legislative Services