

COPPERMINE CHAPTER

CHAPTER PRESIDENT

Sid Whitehair

CHAPTER VICE-PRESIDENT

Lola Smith

SECRETARY/TREASURER

Valerie Fowler



Western Navajo Agency – District One
Post Office Box 1323, Page, Arizona 86040
Telephone No: 928.691.1109

COUNCIL DELEGATE

Paul Begay

GRAZING COMMITTEE

Calvin G. Begay

RESOLUTION OF COPPERMINE CHAPTER

CO-06-043-19

RECOMMENDING TO THE HONORABLE 24TH NAVAJO NATION COUNCIL TO EXONERATE THE 2014 NAVAJO BOARD OF ELECTION SUPERVISORS OF INDIRECT CIVIL CONTEMPT IN THE CASE No. SC-CV-68-14, WHICH PROHIBITED THE PERFORMANCE OF THEIR DUTIES IN PRESIDING OVER THE 2014 NAVAJO ELECTION, IN THE SPIRIT OF "K'E" TO RESTORE HARMONY (HOZHO) TO THE NAVAJO PEOPLE AND THE VOTERS OF THE NAVAJO NATION

WHEREAS:

1. The Western Navajo Voters Coalition, aka Western Agency was organized in 2015 by the voters within the certified Western Agency chapters and was established under the **Navajo Voters Coalition, Inc. (NVC)**, a nonprofit 501 (C)(4) organization under the Arizona Revised Statutes §10-3201 et. Seq., and under 5 N.C.C., Navajo Nation Corporation Code, as a social welfare organization under the Internal Revenue Code; with elected officers to advocate on behalf of voters and to address election-related matters affecting the Navajo people; and that
2. The Western Navajo Voters Coalition operates as one of five agency coalition groups with elected officers to carry out its mission. Upon request by the Coalition, the former Navajo Board of Election Supervisors (NBOES) provided a report on the 2014 Election. The Coalition members directed its officers through a Resolution, to petition a corrective action of the Navajo Supreme Court's violation of NBOES' due process and for a settlement of the matter by the Navajo government; **[Exhibit A attached hereto]**; and that
3. The Western Navajo Voters Coalition recognizes that the ten members of NBOES, with two Supervisors representing each of the five agencies, are elected at large on staggered terms, and NBOES is created under Navajo law as an "independent entity" with statutory authority to interpret, implement and enforce the Navajo Nation Election Code, and to protect the integrity of elections and ensure that elections are conducted in a fair and impartial manner under 2 N.N.C. §873(A)(B) and 11 N.N.C. §321; and that
4. The NBOES was presiding over the 2014 General Election when its work to conduct the election was embroiled in outside private parties and litigants who came before the Supreme Court. NBOES was not a party of the legal litigations. During a period of constant court filings by various parties, no solution was ordered by Court, and on October 6th, the 2014 General Election commenced with early walk-in and absentee voting with thousands of people voting; and that
5. On October 23rd, just 12 days before the General Election, the Court granted the Writ of Mandamus (**Justice Black Dissented**) to enforce Office of Hearings & Appeals' Final Order, which did not name NBOES as a party and that it "expects Navajo Election Administration (NEA) to follow 11 N.N.C. §44". The Writ ordered immediate reprinting of ballots and to postpone the Election. Without guidance, funding nor statutory authority to terminate an on-going election, NBOES sought legal advice from the Office of Legislative Counsel and the Department of Justice attorneys. With serious intent to quickly resolve the election matter, NBOES had scheduled its last meeting on October 31st to render its final decision to comply with Court Order; and that
6. On October 31, 2014, the Court did not allow time for the NBOES to hold its meeting to render its final decision. Rather, the Supreme Court held a Hearing in Chinle, AZ., and without taking testimony or evidence, and without giving due process to NBOES, cited "indirect civil contempt" and ordered the Board's immediate removal in accordance with 11 N.N.C. §240(D), by claiming NBOES had failed to comply with a Court Order and "took deliberate actions in violation of Election Laws"; and that
7. The Court's action to hold the NBOES in "indirect civil contempt" without due process, is questionable and contrary to precedent case *re Contempt of Mann*, 5 Nav. R. 125,127 (Nav.Sup.Ct.1987) and in *re Summary Contempt of Tuchawena*, 2 Nav. R. 85,88 (Nav.Ct.App.1979). In an accusation of Indirect Contempt, a judge should provide the accused a notice and opportunity to be heard; and that

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8. The Court references 11 N.N.C. §8(F) (as amended in 2014) (CJA-02-14) to indicate that the NBOES is “to maintain their qualifications throughout their term of office or face removal”. The Board’s qualification are listed at 11 N.N.C. §324, and “indirect civil contempt” by an appellate court is not as reasons to disqualify the members of NBOES and the Court is over-reaching in doing so; and that
9. The Court also addressed any NBOES seeking re-election or election to other public office in the 2014 Election by ordering NEA to carry out its order, The NEA applied 11 N.N.C. §247, under the Recall Subchapter, “Any Officials who resigns or is removed pursuant to this chapter shall be ineligible to run for any Navajo elective office for a minimum of eight years from the date of resignation or date of the recall election”. No members of NBOES had resigned nor were recalled for removal; and that
10. The Western Voters Coalition finds that the 2014 General Election was not postponed, ballots were not reprinted or altered, and the election results for Navajo Nation President were not counted, which were all within the intent of NBOES, and Board should have been allowed to render its final decision on October 31, 2014; and that
11. In the aftermath of the 2014 election debacle, the Navajo people have continuously expressed grave concerns over the removal of the 2014 Navajo Board of Election Supervisors and the actions of the Navajo Nation Supreme Court which caused negative impacts and still affects the harmony within the Navajo families, communities and chapters throughout the Navajo Nation and beyond.

THEREFORE BE IT RESOLVED THAT:

1. The Coppermine Chapter hereby supports and recommends to the Honorable 24th Navajo Nation Council to exonerate the 2014 Navajo Board of Election Supervisors of indirect civil contempt, in the spirit of “K’e”, to restore harmony for the well-being of the people and the Navajo Nation; and that
2. The Coppermine Chapter hereby recommends that the elected members of the 2014 Navajo Board of Election Supervisors, namely, Wallace Charley, Jonathan Tso, Norman L. Begay, Harry D. Brown Sr., Michael Coan, Tom M. White Jr., LeNora Y. Fulton, Frannie George and Ruth Watson, all be exonerated of indirect civil contempt as ruled in Case No. SC-CV-68-14; and that
3. The Coppermine Chapter hereby recommends that all records pertaining to Case No. SC-CV-68-14 be expunged for the 2014 Navajo Board of Election Supervisors, and restore their good name and clean record, and all them to serve in an elected Navajo Nation office; and that
4. The Coppermine Chapter hereby supports all efforts of the 2014 Navajo Board of Election Supervisors in their efforts to resolve outstanding matter and supports any just compensation (Nalyeeh) in accordance with fair Traditional Fundamental Law; and that
5. The Coppermine Chapter hereby recommends that the Honorable Navajo Nation Council, the Office of Navajo Nation President and Vice-President, and all pertinent Navajo Nation governmental entities to do what is necessary to carry out the purpose of the resolution so hozho is restored for all.

CERTIFICATION

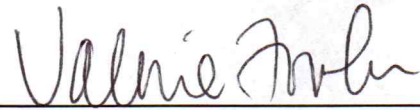
We, hereby certify that the foregoing resolution was duly considered at a duly-called meeting of the Coppermine Chapter, Coppermine (Navajo Nation), Arizona, at which a quorum was present and the same was passed by a vote of 29 in favor, 0 opposed, 10 abstained on this 7th day of June, 2019.

Motion: Lula Tsinnijinnie

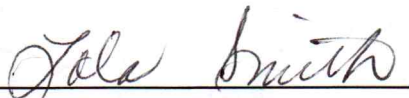
Second: Susie Russell



Sid Whitehair,
PRESIDENT



Valerie Fowler,
SECRETARY/TREASURER



Lola Smith,
VICE-PRESIDENT

Paul Begay Jr,
COUNCIL DELEGATE

COPPERMINE CHAPTER

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Sid Whitehair

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SECRETARY/TREASURER

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COUNCIL DELEGATE

Paul Begay

GRAZING COMMITTEE

Calvin G. Begay

COPPERMINE CHAPTER RESOLUTION

CO-06-044-19

APPROVING AND ACCEPTING MONETARY CONTRIBUTION TO HELP DEFRAY THE COST OF SNACKS AND LUNCHEON EXPENSES FOR THE JUNE 2019 QUARTERLY WESTERN NAVAJO AGENCY COUNCIL MEETING TO BE HELD AT COPPERMINE CHAPTER FROM TWO ANTELOPE CANYON TOUR COMPANYS AND NAVAJO GENERATING STATION IN THE AMOUNT OF \$ 1,400.00 WHICH WILL BE DEPOSITED INTO THE CHAPTER 01 FUNDS.

WHEREAS:

24. The Coppermine is duly recognized and certified Chapter of the Navajo Nation Government, pursuant to 26 NNC Section 3 and 11 NNC, Part 1, Section 10; and
25. Pursuant to Title 26, N.N.C., Section 1 (B), the Coppermine Chapter is vested the governmental authority to review all matters affecting the community and to make appropriate modifications when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
26. The Western Navajo Agency Council advocates and addresses the needs and issues for the Western Navajo Agency as an Agency Government; and
27. The Agency Council provides effective comprehensive agency planning and successful implementation of agency projects necessary for the growth and improvement of the Agency.

NOW THEREFORE BE IT RESOLVE THAT

Approving and accepting monetary contribution to help defray the cost of snacks and luncheon expenses for the June 2019 Quarterly Western Navajo Agency Council Meeting to be held at Coppermine Chapter from two Antelope Canyon Tour Company and Navajo Generating Station in the amount of \$ 1,400.00 which will be deposited into the Chapter 01-Chapter Activities General Fund.

CERTIFICATION

We, hereby, certify that the foregoing resolution was considered at a duly called Chapter Meeting at Coppermine Chapter, Navajo Nation (Arizona) where a quorum was present and the same was passed by a vote of ____ in favor ____ opposed and ____ abstained, this 7th day of June, 2019. Motion: Second:

Chapter President, Sid Whitehair

Chapter Vice President, Lola Smith

Chapter Secretary, Valerie Fowler

Grazing Committee Member, Calvin Begay

Paul Begay, Council Delegate

COPPERMINE CHAPTER

CHAPTER PRESIDENT

Sid Whitehair

CHAPTER VICE-PRESIDENT

Lola Smith

SECRETARY/TREASURER

Valerie Fowler



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COUNCIL DELEGATE

Paul Begay

GRAZING COMMITTEE

Calvin G. Begay

RESOLUTION OF THE COPPERMINE CHAPTER

LC 6-045-19

APPROVING AND SUPPORTING THE EMERGENCY REQUEST TO NAVAJO DEPARTMENT OF TRANSPORTATION TO ADD TURNING LANES AT JUNCTION 6226 COPPERMINE CHAPTER TURNOFF ON BIA ROUTE N20 MILE MARKER 23.8 IN COPPERMINE COMMUNITY IN RESPONSE TO DRIVERS APPROACHING THE TURNOFF WITH NO TURNING LANES ON A CURVE WHERE OTHER VEHICLE APPROACHING FROM THE OPPOSITE DIRECTION ARE NOT VISIBLE AT A SAFE DISTANCE AND REQUEST FOR ROAD IMPROVEMENT ASSISTANCE FOR ALL INTERESTED PARTIES.

WHEREAS:

1. The Coppermine Chapter is a duly recognized and certified Chapter of the Navajo Nation government, pursuant to 26 NNC Section 3 and 11 NNC, Part 1, Section 10; and
2. Pursuant to Title 26, N.N.C., Section 1 (B), the Coppermine Chapter is vested with the governmental authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions; and
3. The Coppermine Chapter supports road improvements of various routes throughout the rural areas of the Region to alleviate roadway hazardous situations and that road improvements are performed to ensure safety for motorist and public due to increase traffic flow; and
4. The Navajo Department of Transportation, Coconino County Roads and the Bureau of Indian Affairs with the Federal Highway Indian Reservation Roads Program guidelines, supports the effort toward improving and constructing primary roads for area schools, governmental facilities and address public transportation safety concerns to conduct business to maintain the quality of life; and
5. The Coppermine Chapter recognizes the severity of road improvement construction for BIA Route N20 mile – marker 23.8 which will create an organized flow of traffic therefore decreasing the number of potential accidents, if there are accidents, there will be liability costs for personal injuries and property; and
6. This request is for the general welfare of all visiting residents to the Coppermine Chapter area with emphasis on the safety of customers, foreign tourists, and local residents. Furthermore, the controlled traffic will benefit all entities located in the Coppermine Chapter.

NOW, THEREFORE BE IT RESOLVED THAT:

The Coppermine Chapter approves the emergency request to the Navajo Department of Transportation to add turning lanes at Junction 6226 Coppermine Chapter turnoff on BIA Route N20 mile marker 223.8 in Coppermine Community in response to drivers approaching the turnoff with no turning lanes on a curve where other vehicle approaching from the opposite direction are not visible at a safe distance and request for road improvement assistance for all interested parties.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the LeChee Chapter at its regular Chapter meeting, at which a quorum was present and that same was approved by a vote of _____ in favor, _____ opposed, and _____ abstained this 22th day of May, 2017 at the Coppermine Chapter House, Navajo Nation, Arizona.

Motion:

Second:

Sid Whitehair, Chapter President

Valerie Fowler, Chapter Secretary

Lola Smith, Chapter Vice President

Paul Begay, Council Delegate

Calvin Begay, Grazing Committee Member

COPPERMINE CHAPTER

CHAPTER PRESIDENT

Sid Whitehair

CHAPTER VICE-PRESIDENT

Lola Smith

SECRETARY/TREASURER

Valerie Fowler



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COUNCIL DELEGATE

Paul Begay

GRAZING COMMITTEE

Calvin G. Begay

COPPERMINE CHAPTER RESOLUTION

CO-06-046-19

APPROVING THE BUDGET REVISION TO TRANSFER FUNDS WITHIN THE CHAPTER ACTIVITIES GENERAL FUND ACCOUNT THE FOLLOWING AMOUNTS: 01-6390 \$175.71; 01-6403 \$580.00; 01-6413 \$601.06; 01-6414 \$1,763.04; 01-6415 \$199.14; 01-6303 \$288.61; FOR A TOTAL AMOUNT OF \$3,607.57 TO BE BUDGETED IN THE CHAPTER ACTIVITIES GENERAL FUND 01 ACCOUNT INTO THE FOLLOWING CATEGORGIES; 01-6101 OFFICE ASSISTANT SALARY \$ 2,400.00; FICA \$148.80; MEDICAL \$34.80 FOR A TOTAL OF \$2,583.60 AND 01-6101 OFFICE SPECIALIST SALARY: \$951.20; FICA \$58.97; MEDICAL \$313.79 FOR A TOTAL OF \$1,023.97 TO EXTEND TEMPORARY EMPLOYMENT FOR THE COPPERMINE CHAPTER OFFICE ASSISTANT AND OFFICE SPECIALIST.

WHEREAS:

12. The Coppermine is duly recognized and certified Chapter of the Navajo Nation Government, pursuant to 26 NNC Section 3 and 11 NNC, Part 1, Section 10; and
13. Pursuant to Title 26, N.N.C., Section 1 (B), the Coppermine Chapter is vested the governmental authority to review all matters affecting the community and to make appropriate modifications when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
14. Pursuant to 26 N.N.C. § 101 (A), the Chapter is required to adopt and operate under a Five Management System to ensure fiscal accountability. The Chapter shall also develop the Five Management Systems Policies and Procedures Manual consistent with applicable Navajo Nation law; and
15. The Coppermine Chapter is authorized to appropriate funds made available for Chapter purposes of general benefits to the community members, subject to specific guidelines established by the Navajo Nation.

NOW THEREFORE BE IT RESOLVE THAT:

1. Approving the budget revision to transfer funds within the Chapter Activities General Fund Account the following amounts: 01-6390 \$175.71; 01-6403 \$580.00; 01-6413 \$601.06; 01-6414 \$1,763.04; 01-6415 \$199.14; 01-6303 \$288.61; for a total amount of \$3,607.57 to be budgeted in the Chapter Activities General Fund 01 Account into the following categories; 01-6101 Office Assistant Salary \$2,400.00; FICA \$148.80; Medical \$34.80 for a total of \$2,583.60 and 01-6101 Office Specialist Salary: \$951.20; FICA \$58.97 Medical \$313.79 for a total of \$1,023.97 to extend temporary employment for the Coppermine Chapter Office Assistant and Office Specialist.

CERTIFICATION

We, hereby, certify that the foregoing resolution was considered at a duly called Chapter Meeting at Coppermine Chapter, Navajo Nation where a quorum was present and that same was passed by a vote of _____ in favor _____ opposed and _____ abstained, this 7th day of June, 2019.

Motion:

Second:

Chapter President, Sid Whitehair

Chapter Vice President, Lola Smith

Chapter Secretary, Valerie Fowler

Grazing Committee Member, Calvin Begay

Paul Begay, Council Delegate

COPPERMINE CHAPTER



CHAPTER PRESIDENT

Sid Whitehair

CHAPTER VICE-PRESIDENT

Lola Smith

SECRETARY/TREASURER

Valerie Fowler

COUNCIL DELEGATE

Paul Begay

GRAZING COMMITTEE

Calvin G. Begay

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COPPERMINE CHAPTER RESOLUTION

CO-06-047-19

APPROVING AND SUPPORTING THE BUDGET REVISION TO TRANSFER FUNDS FROM FUND ACCOUNT 03 LAND CLAIMS TRUST FUND 03-6306 COMPUTER SOFTWARE INTO 03-6110 SUPPLIES IN THE AMOUNT OF \$1,500.00 FOR AIR CONDITIONING SUPPLIES AND TRANSFER \$2500.00 INTO 03-6230 EXTERNAL CONTRACT FOR MAINTENANCE ON CHAPTER HOUSE HVAC.

WHEREAS:

1. The Coppermine is duly recognized and certified Chapter of the Navajo Nation Government, pursuant to 26 NNC Section 3 and 11 NNC, Part 1, Section 10; and
2. Pursuant to Title 26, N.N.C., Section 1 (B), the Coppermine Chapter is vested the governmental authority to review all matters affecting the community and to make appropriate modifications when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. Pursuant to 26 N.N.C. § 101 (A), the Chapter is required to adopt and operate under a Five Management System to ensure fiscal accountability. The Chapter shall also develop the Five Management Systems Policies and Procedures Manual consistent with applicable Navajo Nation law; and
4. The Coppermine Chapter is authorized to appropriate funds made available for Chapter purposes of general benefits to the community members, subject to specific guidelines established by the Navajo Nation.

NOW THEREFORE BE IT RESOLVE THAT:

1. Approving and supporting the Budget Revision to transfer funds from Fund Account 03 Land Claims Trust Fund 03-6306 Computer Software into 03-6110 Supplies in the amount of \$1,500.00 for air conditioning supplies and transfer \$2,500.00 into 03-6230 External Contract for maintenance on Chapter House HVAC.

CERTIFICATION

We, hereby, certify that the foregoing resolution was considered at a duly called Chapter Meeting at Coppermine Chapter, Navajo Nation where a quorum was present and that same was passed by a vote of _____ in favor _____ opposed and _____ abstained, this 7th day of June, 2019. Motion: _____ Second: _____

Chapter President, Sid Whitehair

Chapter Secretary, Valerie Fowler

Chapter Vice President, Lola Smith

Grazing Committee Member, Calvin Begay

Paul Begay, Council Delegate

COPPERMINE CHAPTER

CHAPTER PRESIDENT

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COUNCIL DELEGATE

Paul Begay

GRAZING COMMITTEE

Calvin G. Begay

COPPERMINE CHAPTER RESOLUTION

CO-06-048-19

APPROVING SUPPLEMENTAL FUNDING BY THE NAVAJO NATION COUNCIL FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF TWENTY-THREE THOUSAND SEVEN HUNDRED FIFTY-SIX DOLLARS AND SEVENTY-THREE CENTS (\$23,756.73) APPROPRIATION FOR COPPERMINE CHAPTER SUMMER YOUTH EMPLOYMENT.

WHEREAS:

8. The Coppermine is duly recognized and certified Chapter of the Navajo Nation Government, pursuant to 26 NNC Section 3 and 11 NNC, Part 1, Section 10; and
9. Pursuant to Title 26, N.N.C., Section 1 (B), the Coppermine Chapter is vested the governmental authority to review all matters affecting the community and to make appropriate modifications when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
10. The Navajo Nation established the Budget and Finance Committee, the Resources and Development Committee and Naabik'iyati' Committees as Navajo Nation Standing Committees to review and recommend to the Navajo Nation Council the management of all funds, oversight over Navajo Nation Chapters, and propose legislation that requires approval by the Navajo Nation Council; and
11. Dine Customary Law declares and teaches that: It is the right and freedom of the people that our children are provided with education to absorb wisdom, self-knowledge, and knowledge to empower them to make a living and participate in the growth of the Navajo Nation. 1 N.N.C. § 204 (F).

NOW THEREFORE BE IT RESOLVE THAT:

Approving Supplemental Funding by the Navajo Nation Council from the Unreserved, Undesignated Fund Balance in the amount of twenty-three thousand seven hundred fifty-six dollars and seventy-three cents (\$23,756.73) appropriation for Coppermine Chapter Summer Youth Employment.

CERTIFICATION

We, hereby, certify that the foregoing resolution was considered at a duly called Chapter Meeting at Coppermine Chapter, Navajo Nation where a quorum was present and that same was passed by a vote of _____ in favor _____ opposed and _____ abstained, this 9th day of July, 2019.

Motion:

Second:

Chapter President, Sid Whitehair

Chapter Vice President, Lola Smith

Chapter Secretary, Valerie Fowler

Grazing Committee Member, Calvin Begay

Paul Begay, Council Delegate