



RED MESA CHAPTER
Red Mesa, Navajo Nation, Utah
RMC- 05-031626



RED MESA CHAPTER RESPECTFULLY OBJECTING THE OFFICE OF NAVAJO GOVERNMENT DEVELOPMENT'S (ONGD) EXPEDITED REFORM PROPOSAL: DEMANDING LEGALLY SUFFICIENT REVIEW & NON-CONFLICTED INDEPENDENT LEGAL COUNSEL.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) Red Mesa Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, Section 10; and
2. Pursuant to 26 N.N.C., Section 1 (B) Red Mesa Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary to make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. On December 23, 2020, the plan of operations of the Commission on Navajo Government Development (CNGD) and Office of Navajo Government Development (ONGD) was amended to emphasize its duty to accomplish the "People's" project of recommending and proposing reforms that "promote, enhance, honor, and comply with the Foundation of the Diné, Diné Law and Diné Government (Diné Fundamental Laws-Diné Bi Beenahas'aanii Bitsé Siléi) 1 N.N.C. §201-206" for consideration by the Navajo Nation Council and the Navajo People." CD-92-20, Exh 1 §§ 970, 971, (C), and 973 (B) (1); and
4. Accordingly Red Mesa Chapter has been awaiting reform proposals that may fulfill the local autonomy and home rule exercising Naachidi Nahat'a' hoped for by the 1995 proposal of the Local Governance Act (LGA) was enacted in its place in 1998 due to the Navajo Nation Department of Justice (DOJ) strongly objecting to decentralization of Navajo Nation revenue, and control over natural resources and land use authorizations; and
5. 26 N.N.C. § 1(E) provides that amendments to the LGA are subject "approval of a majority of all chapters of the Navajo Nation; or this Act may be amended by referendum vote of a majority of all chapters"; and
6. We are now told that ONGD intends to bypass our 26 N.N.C. § 1(E) authority in order to place a 100+ page reform document directly on the ballot as a referendum question in November 2026, that the intent is for ONGD's document to be the "supreme law" that will "supersede" the LGA; that there is a March 31, 2026, deadline for public input; and that the DOJ Chapter Unit-our designated "principal legal advisor"- has known about this since at least November, 2025 when ONGD's "chapter restructure" was discussed at a Resource and Development Committee (RDC) work session, yet has never informed us; and
7. ONGD calls its proposal *Diyiin Nohookaa Diné e Bi Beehaz' àanii Bitsé Siléi – The Collective Will* but other than this phrase, the document contains no mention of Navajo traditional decentralized governance; no findings about community needs, and no recognition of the Navajo Way of Life that emphasizes local governance of land and regard for generational endurance and stewardship of the Navajo people and Mother Earth. It is as if the phrase is used deceptively by ONGD to supplement its obligation to follow our ancient laws, *Diyiin Nohookaa Diné e Bi Beenahaz' àanii Bitsé Siléi*, as set forth in its plan of operations; and
8. The 100+ page document was not even fully available until late February 2026, and is so dense and complex that even academics and lawyers have a hard time understanding it as a whole; and
9. There is no cause for a document of such length purporting to be a new *Navajo Collective Will*, which the people have had no hand developing, which lacks any findings; and which shows a lack of even basic understanding of how we Diné view our identity, language, land, and governance as a single whole; and

10. The DOJ Chapter Unit has an inherent structural conflict of interest in legally advising chapters towards true decentralized autonomy, due to its primary role of reporting to the central government and having to defend and provide amendments in keeping with central government initiatives; and
11. We have so many questions- how can we comprehend and respond to a 100+ page documents that even academics and lawyers have difficulty; how can a March 31 public input deadline before a document of that size be placed on referendum, bypassing statutory chapter approval, even be acceptable under Diné Law; and why the race toward referendum of a document we are told emphasizes business and investors, addresses Diné Nihí Keyah as a “commodity,” and permanently denies local control over Navajo Nation property, resources, and land management; and
12. We believe that Navajo Election Board’s Resolution BOESS-070-14, which requires each referendum question to be single subjects and not multiple subjects that would confuse voters, ought to prevent certification of largely unknown and unexamined content to be raced to the ballot as a single referendum question.

NOW THEREFORE BE IT RESOLVED:

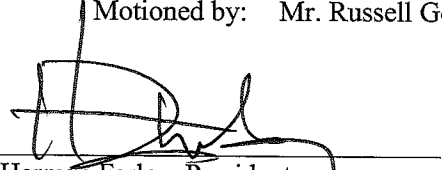
1. The Red Mesa Chapter hereby strongly object to the use of Diné phrasing in the documents, including the use of the title *Diyiin Nohookaa Diné e Bi Beehaz’ àanii Bitsé Siléi- The Collective Will*.
2. We demand that the ONGD proposal must be considered by the Navajo Nation Council and subjected to a formal, legally sufficient legislative review process pursuant to 26 N.N.C. § 1(E).
3. The DOJ Chapter Unit is conflicted and unable to properly safeguard the local governance interests of Chapter, due to its inherent structural conflict and as shown by its failure to disclose the ONGD’s strategy to supersede the LGA.
4. We demand that the Navajo Nation Council immediately appropriate emergency funds, or allow use of other funds, for the 110 Chapters to retain Independent Special Counsel to review the amendments proposed by the DOJ Chapter Unit and the ONGD proposal, and to further advise chapters on routes by which decentralized local governance can be achieved.
5. We formally petition the Navajo Election Board to review the ONGD reform proposal for compliance with Resolution BOESS-070-14.

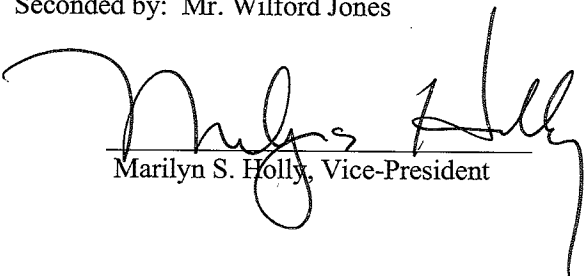
CERTIFICATION


We hereby certify that the foregoing resolution was duly considered by the Red Mesa Chapter of the Northern Agency at a duly called meeting in Red Mesa, Navajo Nation, Utah, at which a quorum was present and that same passed by a vote of 18 in favor, 00 opposed, and 04 abstained, on this 16th day of MARCH 2026.

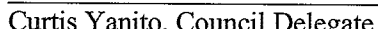
Motioned by: Mr. Russell Gould

Seconded by: Mr. Wilford Jones


Herman Farley, President


Marilyn S. Holly, Vice-President


Marlene Dee-Ben, Secretary/Treasurer


Curtis Yanito, Council Delegate