

**SAN JUAN COUNTY UTAH**  
**RESOLUTION NO 2019- 28**

**A RESOLUTION DESIGNATING INDIVIDUALS TO PARTICIPATE IN A MEDIATION ON BEHALF OF  
SAN JUAN COUNTY WITH REGARD TO PLAINTIFFS ATTORNEY FEES IN THE CASE OF NAVAJO  
NATION V. SAN JUAN COUNTY (THE REDISTRICTING CASE)**

**WHEREAS**, San Juan County ("County") will participate in mediation with the Navajo Nation and other plaintiffs ("Plaintiffs") as part of the process to determine what fees may be owed in Case 2:12-cv-00039-RJS Navajo Nation et al v. San Juan County et al; and

**WHEREAS**, pursuant to Utah Code Annotated ("U.C.A.") §17-18a-802(2)(c), the County Attorney "receives direction from the county through the county elected officers in accordance with the officers' duties and powers in accordance with law"; and

**WHEREAS**, the San Juan County Board of Commissioners ("Commission") acts as "both the county legislative body and the county executive [with the] the powers, duties, and functions of a county legislative body...and the powers, duties, and functions of a county executive" (U.C.A. §17-52a-201(3)); and

**WHEREAS**, in the interest of efficiency and effectiveness, the Commission may designate certain individuals to represent the County in the mediation process; and

**WHEREAS**, it is understood that the Commission as a whole retains full authority to approve any proposed settlement agreement that may result from the mediation process. The Commission is not required to approve any outcome of mediation.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** that the Board of San Juan County Commissioners acknowledges the following:

1. Bruce Adams and David Everitt shall participate in the mediation process on behalf of San Juan County in the case of Navajo Nation et al v. San Juan County et al until the point at which mediation is terminated. The Commission as a whole will be in close communication with the designees during the mediation process.
2. County Attorney Kendall Laws shall act as lead counsel for the County for this matter.

**PASSED, ADOPTED, AND APPROVED** by the Board of San Juan County Commissioners this 3<sup>rd</sup> day of September, 2019, by the following vote:

Those voting aye: Commissioner Maryboy, Commissioner Grayeyes, Commissioner Adams

Those voting nay:  $\phi$

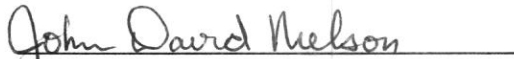
Those absent or abstaining:  $\phi$

**BOARD OF SAN JUAN COUNTY COMMISSIONERS**



Kenneth Maryboy, Chair

**ATTEST:**

  
John David Nielson, Clerk/Auditor

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