

RESOLUTION NO. 2019 - 05

RESOLUTION RESCINDING ALL PRIOR RESOLUTIONS OF THE SAN JUAN COUNTY COMMISSION OPPOSING THE ESTABLISHMENT OF THE BEARS EARS NATIONAL MONUMENT OR CALLING FOR THE DIS-ESTABLISHMENT OR REDUCTION OF THE BEARS EARS NATIONAL MONUMENT, SPECIFICALLY RESCINDING RESOLUTIONS NOS. 2015-09 (A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF SAN JUAN COUNTY, UTAH, SUPPORTING LOCALLY-DRIVEN LAND MANAGEMENT PLANNING AND OPPOSING PRESIDENTIAL DESIGNATION OF A NATIONAL MONUMENT(S) THROUGH AUTHORITY OF THE ANTIQUITIES ACT OF 1906), 2016-08 (DEFICIENCIES OF A PROPOSAL OF A NON-GOVERNMENTAL ORGANIZATION FOR ESTABLISHMENT OF A NATIONAL MONUMENT IN SAN JUAN COUNTY; NOTIFICATION OF COUNTY PREROGATIVES AND INTENT FOR LAND USE PLANNING), AND 2017-02 (RESOLUTION REQUESTING AND RECOMMENDING THE REVERSAL OF THE DESIGNATION OF THE BEARS EARS AREA AS A NATIONAL MONUMENT), CONDEMNING THE ACTIONS OF PRESIDENT DONALD TRUMP IN VIOLATING THE ANTIQUITIES ACT OF 1906 BY UNLAWFULLY REDUCING THE BEARS EARS NATIONAL MONUMENT THROUGH THE PROCLAMATION OF DECEMBER 4, 2017 (NO. 9681) AND CALLING UPON THE UNITED STATES TO FULLY RESTORE THE BEARS EARS NATIONAL MONUMENT.

WHEREAS, for hundreds of generations native peoples have lived in the canyons and mountains and on the mesas that were included in the original Bears Ears National Monument, and as a result the area is one of the most significant cultural landscapes in the United States.

WHEREAS, records of generations of native habitation that tell the story of the subsistence of daily life, traditions, and ceremonies are contained in the rock art, cliff dwellings and other structures, and ceremonial sites within the original Bears Ears National Monument.

WHEREAS, historic remnants of Navajo hogans, pottery, sweat lodges, sheep-herding camps and farming are found throughout the area contained in the original Bears Ears National Monument.

WHEREAS, the cultural importance of the lands and resources in the original Bears Ears National Monument are sacred to many native peoples, including Navajo, Ute, Hopi and Zuni tribes.

WHEREAS, protecting the lands and resources contained in the original Bears Ears National Monument will help protect and preserve the cultural, prehistoric, historic records and legacy of native peoples, and the cultural traditions and practices that continue through today.

WHEREAS, on September 1, 2015, the San Juan County Commission approved Resolution No. 2015-09, A Resolution of the Board of County Commissioners of San Juan County, Utah, Supporting Locally-Driven Land Management Planning and Opposing Presidential Designation of a National Monument(s) Through Authority of the Antiquities Act of 1906. The Commission

failed to adequately consult with Indian tribes or citizens of the County who are members of Indian tribes before approving this resolution.

WHEREAS, on October 4, 2016, the San Juan County Commission approved Resolution No. 2016-08, Deficiencies of a Proposal of a Non-Governmental Organization for Establishment of a National Monument). The Commission failed to adequately consult with Indian tribes or citizens of the County who are members of Indian tribes before approving this resolution.

WHEREAS, on December 28, 2016, President Barack Obama issued Proclamation No. 9558, establishing the Bears Ears National Monument.

WHEREAS, on March 8, 2017, the San Juan County Commission approved Resolution No. 2017-02, Resolution Requesting and Recommending the Reversal of the Designation of the Bears Ears Area as a National Monument. The Commission failed to adequately consult with Indian tribes or citizens of the County who are members of Indian tribes before approving this resolution.

WHEREAS, on December 4, 2017, President Donald Trump issued Proclamation No. 9681, effectively dis-establishing and reducing the Bears Ears National Monument, in violation of the Antiquities Act of 1906.

WHEREAS, none of the seven Navajo Nation local governments with lands located within Utah (the Navajo Mountain; Oljato; Mexican Water; Red Mesa; Dennehotso; Aneth and Teec Nos Pos chapters) supported the opposition of the San Juan County Commission to the designation of the Bears Ears National Monument.

WHEREAS, by Resolution NABIAP-35-17, the Navajo Nation opposed the initiative of the State of Utah and others to rescind the designation of the Bears Ears National Monument and by Resolution NABIJA-01-17 reaffirmed its support for the designation of the Bears Ears National Monument.

WHEREAS, the decision by President Donald Trump to dis-establish the Bears Ears National Monument was taken without adequate consultation with Indian tribes and in blatant disregard of tribal interests.

WHEREAS, similarly, the recommendations of the San Juan County Commission to oppose the Bears Ears National Monument and to dis-establish the Monument were made without adequate consultation with Indian tribes by the Commission and were done in blatant disregard of tribal interests.

NOW, THEREFORE, BE IT RESOLVED:

Section 1: All prior resolutions or official actions of the San Juan County Commission opposing the Bears Ears National Monument or calling for its dis-establishment or reduction, and specifically Resolution Nos. 2015-09, 2016-08 and 2017-02, are hereby immediately rescinded.

Section 2: The San Juan County Commission condemns the unlawful actions of President Donald Trump by effectively dis-establishing the Bears Ears National Monument through the issuance of Proclamation No. 9681 in violation of the Antiquities Act of 1906.

Section 3: The San Juan County Commission calls upon President Trump to immediately withdraw Proclamation No. 9681 and for the United States to fully restore the Bears Ears National Monument as originally designated in Proclamation No. 9558.

Section 4: The San Juan County Commission directs the County Administrator to immediately transmit this Resolution to the Secretary of the Department of the Interior and other interested governmental agencies.

PASSED, ADOPTED AND APPROVED by the Board of San Juan County Commissioners this 15th day of January 2019.

Those voting aye: Commissioner Grayeyes, Commissioner Maryboy

Those voting nay: Commissioner Adams

Those abstaining: 0

Absent:

Board of San Juan County Commissioners



Kenneth Maryboy, Chairman

ATTEST:



John David Nielson, County Clerk/Auditor