

## **SUMMARY OF PROPOSED LEGISLATION**

TrackingNo. 0190-22

Date: October 4, 2022

**Re: AN ACT RELATING TO THE BUDGET AND FINANCE, RESOURCES AND DEVELOPMENT, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING \$200,000 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUFBS") OR THE SAWMILL CHAPTER RENOVATION PROJECT**

### **Purpose of this Legislation:**

to approve \$200,000 from the UUFBS to CPMD for the planning and construction of Phase II of the Sawmill Chapter Renovation Project.

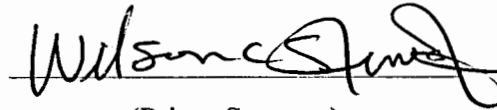
OLC No. 22-166-1

5-DAY BILL HOLD PERIOD: A Johnson  
Website Posting Time/Date: 1:09pm; 10-05-22  
Posting End Date: 10-10-22  
Eligible for Action: 10-11-22

Budget & Finance Committee  
Thence  
Resources & Development Committee  
Thence  
Naabik'iyáti' Committee  
Thence  
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
24<sup>th</sup> NAVAJO NATION COUNCIL - Fourth Year, 2022

Introduced by:

  
(Prime Sponsor)

Tracking No. 0190-22

AN ACT

RELATING TO THE BUDGET AND FINANCE, RESOURCES  
AND DEVELOPMENT, AND NAABIK'ÍYÁTI' COMMITTEES, AND  
THE NAVAJO NATION COUNCIL; APPROVING \$200,000 FROM  
THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUF")  
FOR THE SAWMILL CHAPTER RENOVATION PROJECT

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Budget and Finance Committee is a standing committee of the Navajo Nation Council with the authority to review and recommend to the Navajo Nation Council the management of all funds, which includes the Navajo Nation's Unreserved, Undesignated Fund Balance ("UUF"). 2 N.N.C. §164(A)(9); 2 N.N.C. §300(A); 2 N.N.C. §301(B)(2).
- B. The Resources and Development Committee is a standing committee of the Navajo Nation Council with oversight authority over Navajo Nation Chapters. 2 N.N.C. §500(C) and 26 N.N.C. §102.
- C. The Navajo Nation established the Naabik'iyáti' Committee as a Navajo Nation Council standing committee, and all proposed legislation requiring final action by the Navajo Nation Council is assigned to the Naabik'iyáti' Committee for its review. 2 N.N.C. §164(A)(9) and 2 N.N.C. §700(A).

1 D. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §102(A).  
2 As such, the Council “. . . may adopt and approve supplemental appropriations to the Annual  
3 Comprehensive Budget during the fiscal year. Supplemental appropriations of General Funds  
4 within the current fiscal year are permitted, if and when additional sources of revenues above  
5 and beyond the initial or current revenue projections are projected and which are also in  
6 excess of the reserve amount set forth at §820(J).” 12 N.N.C. §820(L). Generally,  
7 supplemental funding is appropriated from the UUFB.

8 E. The Title 12 restrictions on supplemental appropriations from the UUFB, include:

- 9 1. Payment of recurring government operating expenses shall be from recurring revenues,  
10 and payment of nonrecurring expenses shall be from nonrecurring revenues such as UUFB  
11 funds. 12 N.N.C. §820(E); 12 N.N.C. §820(F).
- 12 2. Specifically, the UUFB shall not be used for recurring government expenditures or  
13 operations. 12 N.N.C. §820(J); 12 N.N.C. §820(L).
- 14 3. Nonrecurring revenues such as UUFB funds may be used only after the Controller  
15 determines whether or not such revenues are subsidizing an imbalance between the  
16 Navajo Nation’s recurring revenues and expenditures, and government expenditures shall  
17 only be authorized if a long-term (3-year to 5-year year) forecast shows that the operating  
18 deficit will not continue; otherwise, nonrecurring revenues will be added to the  
19 Unreserved, Undesignated Fund Balance. 12 N.N.C. §820(F).
- 20 4. The above provisions in Title 12 may be amended or waived by a two-thirds vote of the  
21 full membership of the Navajo Nation Council. 12 N.N.C. §820(F); 12 N.N.C. §880.
- 22 5. Pursuant to 12 N.N.C. §820(F) all UUFB funding requests must be reviewed by the  
23 Controller. Such review is also required because the Controller determines which  
24 revenues and expenses are recurring and which are non-recurring. 12 N.N.C. §820(L).
- 25 6. Pursuant to 12 N.N.C. §820(M) all UUFB funding requests must be submitted to the  
26 Office of Management and Budget (“OMB”) for a budget impact analysis.

## 27 28 **SECTION TWO. FINDINGS**

29 A. The Capital Management Department within the Division of Community Development  
30 (“CPMD”) and the Sawmill Chapter are requesting \$200,000 to cover the funding shortfall

1 for the Sawmill Chapter Renovation Project (Phase 2).

2 B. In Resolution No. SAW-04-25-22-02 the Chapter explains that the Navajo Nation Council  
3 appropriated \$500,000 for this Project in Resolution No. CHA-04-22. However, the  
4 President vetoed this appropriation on February 13, 2022. Resolution No. SAW-04-25-22-  
5 02 is attached hereto as **EXHIBIT A**.

6 C. In Resolution No. SAW-04-25-22-01 the Chapter gives a line-item listing of the Chapter's  
7 needed expenditures that total approximately \$200,000. **EXHIBIT B**.

8 D. CPMD has provided an Appendix K "Supplemental Funding Proposal Summary" for this  
9 UUFB funding request, along with completed and signed Budget Forms 1, 2, and 4, and a  
10 Project Process Schedule. **EXHIBIT C**.

11 E. An itemized and detailed Scope of Work and Schedule of Values for this Project is attached  
12 as **EXHIBIT D**.

13 F. The Office of the Controller's memorandum required by 12 N.N.C. §820(L) is attached as  
14 **EXHIBIT E**. The Controller has indicated that FMD's proposed expenditures are considered  
15 "non-recurring" expenses.

16 G. The Office of Management and Budget has provided a budget impact analysis as required by  
17 12 N.N.C. § 820(M). **EXHIBIT F**.

18  
19 **SECTION THREE. APPROPRIATING \$200,000 FROM THE UUFB FOR THE**  
20 **SAWMILL CHAPTER RENOVATION PROJECT**

21 A. The Navajo Nation hereby appropriates \$200,000 from the UUFB to the Capital  
22 Management Projects Department for its use in completing the Sawmill Chapter Renovation  
23 Project, as described in the attached **EXHIBIT C** and **EXHIBIT D**.

24 B. This supplemental appropriation shall be from those funds that exceed the minimum fund  
25 reserve balance in the UUFB required by 12 N.N.C. §820(J), as determined by the Controller.

26 C. This supplemental appropriation shall not lapse at the end of the fiscal year, as would  
27 otherwise occur pursuant to 12 N.N.C. §820(N). However, any UUFB funds not spent or  
28 encumbered within twenty-four (24) months of the date the funds are provided to CPMD  
29 shall immediately revert to the UUFB, unless otherwise approved by both the Resources and  
30 Development Committee and the Naabik'íyáti' Committee of the Navajo Nation Council.

1 **SECTION FIVE. EFFECTIVE DATE**

2 This Act shall become effective as provided in 2 N.N.C. §221(B) and 2 N.N.C. §164(A)(17).  
3

4 **SECTION SIX. SAVING CLAUSE**

5 If any portion of this Act is determined invalid by the Navajo Nation Supreme Court, or by a  
6 District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the  
7 remainder of this Act shall be the law of the Navajo Nation.  
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### RESOLUTION OF THE SAWMILL CHAPTER    SAW-04-25-22-02 NAVAJO NATION

**Requesting the Resources and Development Committee, Budget & Finance Committee, Naabik'iyati Committee and the Navajo Nation Council to appropriate \$200,00.00 from the Undesigned Unreserved Fund Balance (UUFB) for the planning and construction of the Sawmill Chapter renovation project phase II.**

#### WHEREAS:

1. The Sawmill Chapter, a recognized certified local government of the Navajo Nation, vested with the power and authority to advocate on behalf of its constituents for the improvement of health, education, safety, and general welfare; and
2. The Resources and Development Committee is a Standing Committee of the Navajo Nation Council with statutory authority over the Division of Community Development and the local Chapters; and
3. The Budget and Finance Committee was established as a Standing Committee of the Navajo Nation Council with the authority to review and recommend to the Council the budgeting, appropriation, investment and management of all funds; and
4. The Naabik'iyati' Committee was established as a Standing Committee of the Navajo Nation Council with authority to hear all proposed resolutions requiring final action by the Navajo Nation Council; and
5. The Navajo Nation Council is the governing body of the Navajo Nation as such, the Council may adopt and approve supplemental appropriations to the Annual Comprehensive Budget during the fiscal year. Supplemental appropriations of General Funds within the current fiscal year are permitted, if and when additional sources of revenues above and beyond the initial or current revenue projections are projected and which are also in excess of the reserve amount; and
6. The Sawmill Chapter pursuant to chapter resolution SAW-07-19-21-06, requested the Budget and Finance Committee, Resources and Development Committee, Capital Project Management Department and the Navajo Nation Council to appropriate funds of \$400,000.00 from the Navajo Nation Sihsin funds for the Phase II of the chapter renovation project; and
7. The Navajo Nation Council on January 26, 2022 approved legislation CJA-04-22 to appropriate \$500,000.00 to Capital Projects Management Department (CPMD) for the Planning and Construction of the Sawmill Chapter renovation project, Phase II; and
8. The Office of the President / Vice President on February 13, 2022 exercise its line-item veto on legislation CJA-04-22 and recommending to the Navajo Nation Council to utilize federal funds for the project; and
9. The Sawmill Chapter and Capital Projects Management Department (CPMD) is continuing to pursuant the project and is determined to utilized its chapter FY2021

# Sawmill Chapter

P.O. Box 1786, Ft. Defiance, AZ, 86504  
ph: (928)729-4433/fax: (928)729-4435

10. allocation of \$208,446.53 and the withheld sanction funds of \$169,579.39 to implement the phase II project; and
11. The Sawmill Chapter is requesting to utilized the funds from the Undesigned Unreserved Fund Balance (UUFb) to cover the remaining balance of \$200,000.00 to complete the phase II project.

## **NOW, THEREFORE BE IT RESOLVED THAT:**

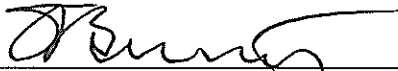
1. The Sawmill Chapter hereby requests the Resources and Development Committee, Budget & Finance Committee, Naabik' iyati Committee and the Navajo Nation Council to appropriate \$200,000.00 from the Undesigned Unreserved Fund Balance (UUFb) for the planning and construction of the Sawmill Chapter renovation project phase II.

## **CERTIFICATION**

We, hereby certify that the foregoing resolution was duly considered by the Sawmill Chapter at a duly called meeting in (Navajo Nation), Arizona at which a quorum was present and that same was passed by a vote of **6 in favor, 0 opposed and 1 abstained** on this **25<sup>th</sup> day of April, 2022**.

Motioned by: Shawn Livingston

Seconded by: Timothy Begay



Woodie Bennett, President

# Sawmill Chapter

Woodie Bennett, President  
 Lewis Shirley, Vice President  
 Shawn Livingston, Sec/Treasurer  
 Wilson J. Stewart, Jr, Council  
 Delegate  
 Patrick Martinez, Grazing Representv

P.O. Box 1786  
 Fort Defiance, AZ 86504  
 (928) 729-4433 / 4432  
 (928) 729-4435 FAX

Jammie Billiman, Comm Svcs Coord  
 Ronald Deschinny, Acct. Mngr. Spec  
 Petreva Benally, CHR  
 Louise Mark, S.C. Supervisor

SAW-04-25-22-01

## Resolution of the Sawmill Chapter

**APPROVING AND ADOPTING INTRA-BUDGET TRANSFER FROM FUNDS 23-NN SALES TAX, 25 – NN 180,000 CIP AND 27 – NN 200,000 CIP FUNDS TO SAWMILL CHAPTER SIHASIN RENOVATION PROJECT TO ENSURE PROGRAMMATIC DAILY OPERATION AND COMPLY WITH THE FIVE MANAGEMENT SYSTEM POLICIES AND PROCEDURES.**

**WHEREAS:**

1. Pursuant to 26 NNC, Section 3(A), the Sawmill Chapter is a duly recognized chapter of the Navajo Nation Government, as listed under 11 NNC part 1, section 10; and
2. Pursuant to 26 NNC, section 1(B), the Sawmill Chapter is vested with the authority to make decisions over local matters consistent with Navajo law, custom, and tradition; and
3. It is recommended to transfer \$ 198,441.71 for the Sihasin Chapter Renovation; and
4. The budget transfer is as follows:

| FROM SUB-ACCOUNT                           | AMOUNT              | INTO SUB-ACCOUNT           | AMOUNT              |
|--------------------------------------------|---------------------|----------------------------|---------------------|
| 23.6202 Travel Expense                     | \$ 3,462.85         | 23.6807 Chapter Renovation | \$ 3,462.85         |
| 23.6203 Vehicle Mileage Expense            | 3,500.00            | 23.6807 Chapter Renovation | 3,500.00            |
| 23.6204 Per Diem Meals                     | 3,500.00            | 23.6807 Chapter Renovation | 3,500.00            |
| 23.6300 Office Supplies                    | 4,505.07            | 23.6807 Chapter Renovation | 4,505.07            |
| 23.6303 Operating Supplies                 | 3,708.84            | 23.6807 Chapter Renovation | 3,708.84            |
| 23.6305 Dues and Subscriptions             | 287.33              | 23.6807 Chapter Renovation | 287.33              |
| 23.6402 Equipment Rental                   | 438.79              | 23.6807 Chapter Renovation | 438.79              |
| 23.6413 Natural Gas/Propane                | 117.94              | 23.6807 Chapter Renovation | 117.94              |
| 23.6415 Water Expense                      | 904.94              | 23.6807 Chapter Renovation | 904.94              |
| 23.6504 Repair & Maintenance Buildings     | 1,672.60            | 23.6807 Chapter Renovation | 1,672.60            |
| 23.6600 Consultant Expense                 | 54,356.00           | 23.6807 Chapter Renovation | 54,356.00           |
| 23.6605 Stipends - Meetings                | 2,250.00            | 23.6807 Chapter Renovation | 2,250.00            |
| 23.6802 Equipment                          | 5,387.02            | 23.6807 Chapter Renovation | 5,387.02            |
| 23.6804 Computers                          | 591.44              | 23.6807 Chapter Renovation | 591.44              |
| 23.6812 Infrastructure – House Wiring      | 5,000.00            | 23.6807 Chapter Renovation | 5,000.00            |
| 23.6813 Infrastructure – Land Improvement  | 5,000.00            | 23.6807 Chapter Renovation | 5,000.00            |
| 25.6106 SUTA Expense                       | 289.99              | 25.6807 Chapter Renovation | 289.99              |
| 25.6108 Workmen's Compensation Exp.        | 75.25               | 25.6807 Chapter Renovation | 75.25               |
| 25.6808 Infrastructure – Bathroom Addtn.   | 84,048.98           | 25.6807 Chapter Renovation | 84,048.98           |
| 27.6501 Repair & Maint. – Constrn. Eqpmnt. | 3.74                | 27.6807 Chapter Renovation | 3.74                |
| 27.6808 Infrastructure – Bathroom Addtn.   | 17,110.86           | 27.6807 Chapter Renovation | 17,110.86           |
| 27.6812 Infrastructure – House Wiring      | 2,230.07            | 27.6807 Chapter Renovation | 2,230.07            |
| <b>TOTAL:</b>                              | <b>\$198,441.71</b> | <b>TOTAL:</b>              | <b>\$198,441.71</b> |

**NOW THEREFORE, BE IT RESOLVED THAT:**

1. The Sawmill Chapter hereby approves and adopts the intra-fund transfers for the Sawmill Chapter Renovation Project in the amount of \$198,441.71 dollars to ensure daily operations and comply with the Five Management System policies and procedures and,



# Sawmill Chapter

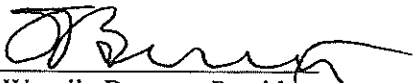
2. It is further resolved that the Chapter agrees to comply with the expenditure guidelines as set forth in the Accounting, Coordination, Reporting and Monitoring Policies with the FY2022 Budget Instructions Policy Manual.

## CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly called authorized meeting held at Sawmill (Navajo Nation), Arizona at which a quorum was present and that same day was passed by a vote of 5 in favor, ~~opposed~~ and 1 abstained on this 25<sup>th</sup> day of April, 2022.

Motioned: Shawn Livingston

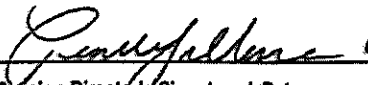
Seconded: Timothy Begay

  
Woodie Bennett, President

# Appendix K

## EXHIBIT C

### THE NAVAJO NATION SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                         |                                                                                             |  |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|---------------------------------------------------------------------------------------------|--|
| PART I. Business Unit No.: <u>NEW</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                         | Program Title: <u>Sawmill Chapter Renovation Project</u>                                    |  |
| Division/Branch: <u>DCD-CPMD</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Amount Requested: <u>\$200,000.00</u>   | Prepared By: <u>Marcus Murphy</u>                                                           |  |
| Phone No.: <u>(928) 871-6211</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Email Address: <u>mmurphy@nndcd.org</u> |                                                                                             |  |
| PART II. REASON FOR REQUEST AND STATEMENT OF NEED:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                         |                                                                                             |  |
| <p>Requesting shortfall funding of \$200,000.00 to be used towards the Sawmill Chapter Renovation Project Phase 2. The project is currently under construction monitored by CPMD project managers, phase 1 was completed March 2022 which consisted of both men and women's restroom upgrades, electrical and plumbing upgrades, revised floor plan, new flooring, framing and drywall, insulation and new roof system, new HVAC roof top unit was completed. Due to limited funding Sawmill Chapter Stakeholders are seeking additional funds to continue upgrades and code compliant UBC and ADA. Phase 2 includes additional renovation to office area space, additional HVAC units, electrical, flooring, framing, drywall, and painting new doors and telecommunication.</p> |                                         |                                                                                             |  |
| PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                         |                                                                                             |  |
| UUF8                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                         |                                                                                             |  |
| PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                         |                                                                                             |  |
| <u> 6-29-22</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                         | <u></u> |  |
| REVIEWED BY: Division Director's Signature / Date                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |                                         | RECOMMEND SUPPLEMENTAL: Branch Chief's Signature / Date                                     |  |

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

|                                       |  |                                                                  |  |                                         |  |
|---------------------------------------|--|------------------------------------------------------------------|--|-----------------------------------------|--|
| PART I. Business Unit No.: <u>NEW</u> |  | Program Title: <u>Sawmill Chapter Renovation Project Phase 2</u> |  | Division/Branch: <u>DCD/Executive</u>   |  |
| Prepared By: <u>Marcus Murphy</u>     |  | Phone No.: <u>(928) 871-6211</u>                                 |  | Email Address: <u>mmurphy@nndcd.org</u> |  |

| PART II. FUNDING SOURCE(S) |  | Fiscal Year /Term | Amount     | % of Total | PART III. BUDGET SUMMARY |                              |   | Fund Type Code | (A) NNC Approved Original Budget | (B) Proposed Budget | (C) Difference or Total |
|----------------------------|--|-------------------|------------|------------|--------------------------|------------------------------|---|----------------|----------------------------------|---------------------|-------------------------|
| UUFB                       |  | 2022              | 200,000.00 | 100%       | 2001                     | Personnel Expenses           |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 3000                     | Travel Expenses              |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 3500                     | Meeting Expenses             |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 4000                     | Supplies                     |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 5000                     | Lease and Rental             |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 5500                     | Communications and Utilities |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 6000                     | Repairs and Maintenance      |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 6500                     | Contractual Services         |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 7000                     | Special Transactions         |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 8000                     | Public Assistance            |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 9000                     | Capital Outlay               | 1 |                | 200,000                          |                     |                         |
|                            |  |                   |            |            | 9500                     | Matching Funds               |   |                |                                  |                     |                         |
|                            |  |                   |            |            | 9500                     | Indirect Cost                |   |                |                                  |                     |                         |
|                            |  |                   |            |            | TOTAL                    |                              |   |                | \$0.00                           | 200,000.00          | 0                       |

| PART IV. POSITIONS AND VEHICLES |  | (D) | (E) |
|---------------------------------|--|-----|-----|
| Total # of Positions Budgeted:  |  |     | 0   |
| Total # of Vehicles Budgeted:   |  |     | 0   |

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

|               |                                        |              |                                                       |
|---------------|----------------------------------------|--------------|-------------------------------------------------------|
| SUBMITTED BY: | James Adakai, Deputy Division Director | APPROVED BY: | Pearl Yellowman, Executive Director                   |
|               | Program Manager's Printed Name         |              | Division Director / Branch Chief's Printed Name       |
|               | <u>6-29-22</u>                         |              | <u>6-29-22</u>                                        |
|               | Program Manager's Signature and Date   |              | Division Director / Branch Chief's Signature and Date |

PART I. PROGRAM INFORMATION:

Business Unit No.:

NEW

Program Name/Title:

Sawmill Chapter Reno

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

CAP 34-98 To direct the chapter administration and management control systems by promotion efficiency and accountability to the chapter membership and to effectuate plans of action to improve

PART III. PROGRAM PERFORMANCE CRITERIA:

1. Goal Statement:

To complete the construction of Phase 2 by the end of 4th Qtr of FY 2023

Program Performance Measure/Objective:

To assist monitor, excute the construction phase 2 activities for the Sawmill Chapter

2. Goal Statement:

To complete the construction of Phase 2 by the end of 4th Qtr of FY 2023

Program Performance Measure/Objective:

To assist monitor, excute the construction phase 2 activities for the Sawmill Chapter

3. Goal Statement:

Program Performance Measure/Objective:

4. Goal Statement:

Program Performance Measure/Objective:

5. Goal Statement:

Program Performance Measure/Objective:

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

James Adakai, Deputy Division Director

Program Manager's Printed Name

6-29-22

Program Manager's Signature and Date

Pearl Yellowman, Executive Director

Division Director/Branch Chief's Printed Name

Pearl Yellowman 6-29-22

Division Director/Branch Chief's Signature and Date

| PART I. PROGRAM INFORMATION: |                                                               |                                            |                                    |
|------------------------------|---------------------------------------------------------------|--------------------------------------------|------------------------------------|
| Program Name/Title:          |                                                               | Sawmill Chapter Renovation Project Phase 2 | Business Unit No.: NEW             |
| PART II. DETAILED BUDGET:    |                                                               |                                            |                                    |
| (A)                          | (B)                                                           | (C)                                        | (D)                                |
| Object Code (LOD 6)          | Object Code Description and Justification (LOD 7)             | Total by DETAILED Object Code (LOD 6)      | Total by MAJOR Object Code (LOD 4) |
| 9050                         | 9000 Capital Outlay<br>Building<br>9054 Building Improvements | 200,000                                    | 200,000                            |
| TOTAL                        |                                                               | 200,000                                    | 200,000                            |

# PROJECT FORM

**FOR OMB USE ONLY:** Resolution No: \_\_\_\_\_ FIMS Set Up Date: \_\_\_\_\_ Company No: \_\_\_\_\_ OMB Analyst: \_\_\_\_\_

**ARVISO CONSTRUCTION COMPANY INC.****EXHIBIT D**

Scope of Work(SOW) and Schedule of Values (SOV)

**SAWMILL CHAPTER OFFICES RENOVATION**

Thursday, April 21, 2022

| Divisions         | Description                                                      | Total        |
|-------------------|------------------------------------------------------------------|--------------|
|                   | <b>Demolition</b>                                                |              |
| <b>Division 2</b> | Remove existing wood floor                                       | \$ 2,200.00  |
|                   | Remove existing drywall                                          | \$ 1,760.00  |
|                   | Remove existing Insulation                                       | \$ 880.00    |
|                   | Remove existing 2x partition walls                               | \$ 2,200.00  |
|                   | Remove existing concrete and CMU floor sub port                  | \$ 1,100.00  |
|                   | Remove existing doors, frames and hardware                       | \$ 880.00    |
|                   | Remove Block wall for new Entrance door South side               | \$ 880.00    |
|                   | Remove wall for new Exit door, south east corner of Meeting Room | \$ 880.00    |
|                   | Land fill 2 loads                                                | \$ 1,900.00  |
|                   | Protect Meeting Area Floor with RAM Board                        | \$ 1,000.00  |
|                   |                                                                  |              |
| <b>Division 3</b> | <b>Concrete</b>                                                  |              |
|                   | Fine Grade and Compact existing sub grade                        | \$ 32,500.00 |
|                   | Back fill with engineer fill and Base course and Compact         | in above     |
|                   | Place new 4" concrete slab with mesh wire                        | in above     |
|                   | Remove Tree roots and recompact                                  | in above     |
|                   |                                                                  |              |
| <b>Division 4</b> | <b>Masonry</b>                                                   |              |
|                   | Replace CMU block at Windows                                     | \$ 2,200.00  |
|                   | Gout CMU blocks replace only                                     | in above     |
|                   |                                                                  |              |
| <b>Division 5</b> | <b>Metal</b>                                                     |              |
|                   | No Work                                                          |              |
|                   |                                                                  |              |
| <b>Division 6</b> | <b>Wood (Framing)</b>                                            |              |
|                   | Partition, 2x4 framing @ 16" o.c.                                | \$ 29,300.00 |
|                   | Fur out walls, 2x4 framing @ 16" o.c.                            | in above     |
|                   | Install wood backing                                             | in above     |
|                   | 2x6 ceiling fur down to 8' and 24" o.c.                          | in above     |
|                   | Frame in two new door into meeting room                          | in above     |
|                   |                                                                  |              |
| <b>Division 7</b> | <b>Insulation</b>                                                |              |
|                   | Ceiling Insulation R-38                                          | \$ 7,700.00  |
|                   | Exterior Wall Insulation R-13                                    | in above     |
|                   | Sound Insulation Partition walls R-13                            | in above     |
|                   |                                                                  |              |
| <b>Division 8</b> | <b>Opening</b>                                                   |              |
|                   | Hollow Metal Door Frames (8-each)                                | \$ 14,157.00 |
|                   | Hollow Metal Doors (2-each)                                      | in above     |
|                   | Wood Doors (6-each)                                              | in above     |
|                   | Hardware (8-sets)                                                | in above     |
|                   | Install frames, doors and hardware                               | \$ 3,900.00  |
|                   |                                                                  |              |
| <b>Division 9</b> | <b>Finishes</b>                                                  |              |
|                   | Gypsum Board                                                     | \$ 16,600.00 |
|                   | Floor Tile (VCT) and Vinyl Base Board                            | \$ 5,500.00  |

|             |                                                                          |                      |
|-------------|--------------------------------------------------------------------------|----------------------|
|             | Painting                                                                 | \$ 5,200.00          |
| Division 10 | Specialties                                                              |                      |
|             | Fire Extinguisher Wall Mounted (3-each)                                  | \$ 820.00            |
| Division 12 | Furnishings                                                              |                      |
|             | Counter Top with two 12" end base cabinets @ reception                   | \$ 2,500.00          |
| Division 22 | Plumbing                                                                 |                      |
|             | Gas line to HVAC units                                                   | \$ 3,800.00          |
| Division 23 | HVAC                                                                     |                      |
|             | New RTU in Meeting Room                                                  | \$ 28,000.00         |
|             | New RTU in Office area                                                   | in above             |
|             | New duct system for both units                                           | in above             |
|             | New roof curbs for both units                                            | in above             |
|             | New Grille, Diffuser and Register                                        | in above             |
|             | Thermostat                                                               | in above             |
|             | Remove existing electric heaters                                         | in above             |
| Division 26 | Electrical                                                               |                      |
|             | Demo all existing light fixtures, conduit, wiring and etc.               | \$ 52,200.00         |
|             | Demo existing old meter box and conduit that runs across north wall      | in above             |
|             | Provide and install new conduit and wiring as needed. (Outlet, Lighting) | in above             |
|             | Provide and install new outlets, switches, breakers                      | in above             |
|             | Provide power to new RTU units with disconnect                           | in above             |
|             | Provide and install light fixtures, exit light                           | in above             |
|             | Extend fire alarm system to Office renovation                            | in above             |
| Division 32 | Exterior Improvements                                                    |                      |
|             | Sidewalk at new Entrance to existing sidewalk south side                 | \$ 2,600.00          |
|             | 4" x 5' x 42' concrete sidewalk w/base course.                           | In above             |
|             | General Condition 90 Days                                                | \$ 51,750.00         |
|             | <b>SUB TOTAL</b>                                                         | <b>\$ 272,407.00</b> |
|             | Profit                                                                   | \$ 27,240.70         |
|             | Insurance                                                                | \$ 2,996.48          |
|             | Bond                                                                     | \$ 5,719.97          |
|             | <b>SUB TOTAL</b>                                                         | <b>\$ 308,364.15</b> |
|             | NN Tax 6%                                                                | \$ 18,501.85         |
|             | <b>TOTAL AMOUNT</b>                                                      | <b>\$ 326,866.00</b> |

  
Oran Arviso, Arviso Construction

4-21-22  
Date

# THE NAVAJO NATION

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JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



## Memorandum:

To: 2 NNC § 164 Reviewers  
Delegates & 2 NNC '164 Reviewers  
Navajo Nation Government

From: *Robert Willie*  
Robert Willie, Accounting Manager  
Office of the Controller

Date: October 04, 2022

Subject: UUFB- Sawmill Chapter Renovation Project Phase 2 \$200,000

The Office of the Controller has reviewed the above referenced document.

1. The unaudited balance of the UUFB as of August 15, 2022, is \$1,017,399.
2. UUFB to fund shortfall in the amount of \$200,000 toward the Sawmill Chapter Renovation Project Phase 2.
3. The budget form included indicate FY 22 which concluded on September 30, 2022.
4. This request would be considered **NON-RECURRING** to fund project.

If you should have any questions, please contact me at tribal extension X6070.

# THE NAVAJO NATION

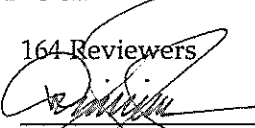
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JONATHAN NEZ | PRESIDENT   MYRON LIZER | VICE PRESIDENT



## MEMORANDUM

TO : 164 Reviewers

FROM :   
Dominic Beyal, Executive Director  
Office of Management and Budget

DATE : June 29, 2022

SUBJECT : Supplemental Funding Request for \$200,000.00 for SAWMILL CHAPTER RENOVATION PROJECT PHASE 2

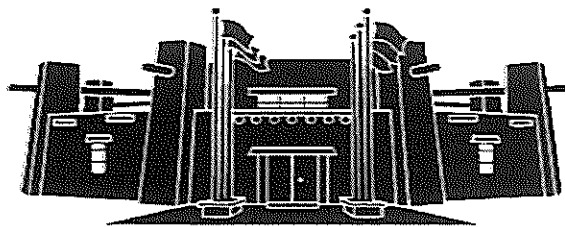
The Office of Management and Budget (OMB) reviewed the proposed budget document and provides the following:

1. The FY 2022 Budget Instructions Manual, Section XII (the Supplemental Funding Request Procedures), states the Navajo Nation Leadership should carefully weigh the laws, priorities and any extenuating circumstances before consideration of supplemental funding requests. Further, the Nation is to consider court mandates, required matching funds, the health and safety of the general public, emergency situations, unmet needs, and other extenuating circumstances, which may arise during the fiscal year.
2. During the Fiscal Year 2022 Budget Process, there was approximately \$24 million in Unmet Needs supported by the Legislative Oversight Committees. The SAWMILL CHAPTER RENOVATION is not a part of the Unmet Needs.
3. Review of Budget Forms. The forms are sufficient contingent upon the following:
  - a. Appendix K, Supplemental Funding Proposal Summary should be signed by the President, or designee, indicating support of the funding proposal in accordance with #1 above.
  - b. If the funding is approved, the budget will be set up as a project so the funds are available beyond fiscal year end. DCD/CPMD will administer the project.
4. According to the Controller, the UUFb (Undesignated, Unreserved Fund Balance) is \$19,966,288 as of June 08, 2022.
5. Based on the above, the document is sufficient.
6. Another potential fund source is the Sihasin Fund. The Division of Community Development should advise on this.

Contact D.Sam, Senior Budget Analyst at (928) 871-6029/6470 if there are any questions and/or concerns regarding this memorandum.

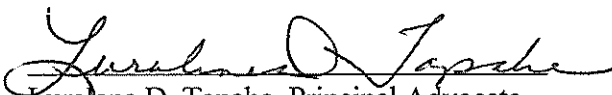
xc: Pearl Yellowman, Division Director – Div. of Community Development





## MEMORANDUM

To: Hon. Wilson C. Stewart, Jr., Member  
Resources & Development Committee  
24<sup>th</sup> Navajo Nation Council

From:   
Luralene D. Tapahe, Principal Advocate  
Office of Legislative Counsel

Date: October 4, 2022

Subject: **AN ACT RELATING TO THE BUDGET AND FINANCE, RESOURCES AND DEVELOPMENT, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING \$200,000 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUF") OR THE SAWMILL CHAPTER RENOVATION PROJECT**

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The Office of Legislative Counsel has prepared the above-referenced proposed legislation and related summary sheet. Based on existing Navajo Nation law and other applicable laws, and upon review of all supporting documents regarding your request that were submitted to OLC, this legislation as drafted is legally sufficient. However, as with any action of government, this legislation may be subject to judicial review in the event of a legal challenge.

**Please review this legislation to make sure it is drafted to your satisfaction, and that all necessary and appropriate supporting documents have been provided and all attached Exhibits are correct.**

OLC has reviewed the appropriate standing committees' authorities to consider this legislation, based on the standing committees' powers and responsibilities set forth in Title 2 of the Navajo Nation Code. Based on its review, OLC has listed those committees in the title of this legislation. However, the Speaker may assign this legislation to any committee(s) other than those shown in the title, pursuant to his authority under 2 N.N.C. §164(A)(5).

If you find anything unacceptable, please let me know immediately and advise me of your desired changes. I can be reached at phone no. (928)871-7166 or by email at: [LuraleneTapahe@navajo-nsn.gov](mailto:LuraleneTapahe@navajo-nsn.gov)

Thank you for your cooperation.

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0190-22\_\_

SPONSOR: Wilson C. Stewart, Jr.

**TITLE    An Act Relating to the Budget and Finance, Resources and Development, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$200,000 from the Unreserved, Undesignated Fund Balance ("UUFB") for the Sawmill Chapter Renovation Project**

*Date posted:* October 5, 2022 at 1:09 PM

Digital comments may be e-mailed to [comments@navajo-nsn.gov](mailto:comments@navajo-nsn.gov)

Written comments may be mailed to:

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515  
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

**Please note:** This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*