



## 23<sup>rd</sup> NAVAJO NATION COUNCIL LEGISLATION SPONSORSHIP WITHDRAWAL

I, Herman Daniels, Primary  
Sponsor of proposed legislation hereby withdraw my  
sponsorship of the proposed legislation. The legislation  
tracking number is 0160-18.

If there are any co-sponsors, they may re-sponsor the same  
bill by beginning a new legislation.

SPONSOR SIGNATURE:

A handwritten signature in black ink, appearing to read "Herman Daniels", is written over a horizontal line.

DATE:

5/23/18

## LEGISLATIVE SUMMARY SHEET

Tracking No. 0160-18

DATE: May 3, 2018

**TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE, AND NAVAJO NATION COUNCIL; APPROVING A SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF THREE MILLION, FIVE HUNDRED THIRTY-SIX THOUSAND, SEVENTY DOLLARS (\$3,536,070) TO SHONTO CHAPTER COMMUNITY GOVERNANCE, BUSINESS UNIT NUMBER, NEW; WAIVING 12 N.N.C. §§ 820(I) AND 860(C) RELATING TO THE CAPITAL IMPROVEMENT PROCESS**

**PURPOSE:** The purpose of this resolution is to approve a supplemental appropriation to construct a youth center for the Shonto Chapter Community Governance.

**NOTE:** The waiver provision in this resolution requires a 2/3 vote.

This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: Mark  
Website Posting Time/Date: 3:01 pm 5/8/18  
Posting End Date: 05.13.18  
Eligible for Action: 05.14.18

Resources & Development Committee

THENCE

PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
23<sup>rd</sup> NAVAJO NATION COUNCIL – Fourth Year, 2018

Budget & Finance Committee

THENCE

INTRODUCED BY

Naa'biik'iyáti' Committee

THENCE



Herman D. Navajo Navajo Nation Council

(Prime Sponsor)

TRACKING NO. 0160-18

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND  
FINANCE COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE, AND NAVAJO NATION  
COUNCIL; APPROVING A SUPPLEMENTAL FUNDING FROM THE UNRESERVED,  
UNDESIGNATED FUND BALANCE IN THE AMOUNT OF THREE MILLION, FIVE  
HUNDRED THIRTY-SIX THOUSAND, SEVENTY DOLLARS (\$3,536,070) TO  
SHONTO CHAPTER COMMUNITY GOVERNANCE, BUSINESS UNIT NUMBER,  
NEW; WAIVING 12 N.N.C. §§ 820(I) AND 860(C) RELATING TO THE CAPITAL  
IMPROVEMENT PROCESS

BE IT ENACTED:

**Section One. Authority**

- A. The Resources and Development Committee has oversight over Navajo Nation chapters. 2 N.N.C. § 501(C)(1).
- B. The Budget and Finance Committee is empowered to review and recommend to the Navajo Nation Council the budgeting, appropriation, investment, and management of all funds. 2 N.N.C. §301 (B)(2).



- 1 C. A proposed resolution that requires final action by the Navajo Nation  
2 Council shall be assigned to the Naabik'íyáti' Committee. 2 N.N.C. § 164  
3 (A)(9).
- 4 D. The Title 12 Appropriations Act Supplemental Appropriation requirements  
5 include:
- 6 1. When the Controller identifies additional sources of revenues above  
7 and beyond the initial or current revenue projections, supplemental  
8 appropriations may be allocated by the Navajo Nation Council. 12  
9 N.N.C. § 820(L).
  - 10 2. Supplemental appropriations made from non-recurring revenues shall  
11 only be made for non-recurring operations or purposes, as set forth at  
12 § 820(F). The Controller of the Navajo Nation shall be responsible for  
13 designating recurring and non-recurring revenues. 12 N.N.C. § 820(L).
  - 14 3. All requests for annual operating funds and supplemental funds shall be  
15 submitted to the Office of Management and Budget for budget impact  
16 analysis. 12 N.N.C. § 820(M).
- 17 E. The Title 12 Capital Improvement Process, as codified in 12 N.N.C. § 810(F),  
18 provides: "Capital Improvement" means a major project undertaken by the  
19 Navajo Nation that is generally not recurring on an annual basis and which fits  
20 within one or more of the following categories:
- 21 1. All projects requiring debt obligation or borrowing;
  - 22 2. Any acquisition or lease of land;
  - 23 3. Purchase of major equipment or vehicles, with a life expectancy of five  
24 years or more, valued in excess of an amount to be established by the  
25 Controller;
  - 26 4. Major building improvements that are not routine maintenance expenses  
27 and that substantially enhance the value or extend the useful life of a  
28 structure;
- 29  
30

5. Construction of new buildings or facilities including engineering, design, and other pre-construction costs with an estimated cost in excess of an amount to be determined by the Controller; and/or
6. Major equipment or furnishing required to furnish new buildings or other projects, the cost of which is above a certain amount to be established by the Controller.

F. The “[d]evelopment of the Capital Budget shall be coordinated with development of the Operating Budget. All budget requests for capital improvements shall be in compliance with an adopted Capital Improvement Plan and shall not be approved unless in compliance with the Plan.” 12 N.N.C. § 820 (I).

G. The “appropriation portion of the Capital Improvement Plan is subject to approval of the Navajo Nation Council upon recommendation of the Budget and Finance Committee. Any modification or amendment affecting the approved Capital Improvement Plan is subject to review and concurrence by the Resources and Development Committee prior to consideration by the Navajo Nation Council.” 12 N.N.C. § 860 (C)(2).

## Section Two. Findings

- A. This is a funding request for a supplemental appropriation to Shonto Chapter Community Governance to construct a youth center.
- B. The project budget forms are attached as **Exhibit A**.
- C. The Office of the Controller has provided a memorandum indicating the balance in the Unreserved, Undesignated Fund Balance as of April 11, 2018 is \$10,073,560. The Controller has also designated costs for this project as non-recurring. This memorandum is included in **Exhibit B**.
- D. The Office of Management and Budget provide a budget impact analysis in accordance with 12 NNC §820(M), which is included in **Exhibit C**.
- E. Shonto Chapter Community Governance has passed resolutions, which are attached as **Exhibit D**, in support of constructing a youth center.

1 **Section Three. Approving the Supplemental Appropriation from the Unreserved,**  
2 **Undesignated Fund Balance in the Amount of \$ 3,536,070 to Shonto Chapter**  
3 **Community Governance, Business Unit, NEW**

4 A. This supplemental appropriation of \$ 3,536,070 shall be from that amount of  
5 funds that exceeds the minimum fund balance of the Unreserved,  
6 Undesignated Fund Balance as determined by the Office of the Controller  
7 and to Shonto Chapter Community Governance.

8 B. The Navajo Nation hereby approves the supplemental appropriation of  
9 \$3,536,070 from the Unreserved, Undesignated Fund Balance to Shonto  
10 Chapter Community Governance, Business Unit, NEW, to construct a youth  
11 center.  
12

13 **SECTION FOUR. WAIVING 12 N.N.C. §§ 820(I) AND 860 (C) REGARDING THE**  
14 **CAPITAL IMPROVEMENT PROCESS**

15 The Navajo Nation Council hereby waives 12 N.N.C. §§ 820(I) and 860(C) with regard to  
16 the Capital Improvement process and the construction of the Shonto Chapter Youth Center.  
17 The waiver of 12 N.N.C. §§ 820(I) and 860(C) includes submittal of the Capital Project to  
18 the Capital Project Management Department for review, guidance and advice or the  
19 requirements pursuant to TCDJCJY-77-99 regarding the Capital Improvement Projects  
20 Guidelines Policies and Procedures.  
21

22 **Section Five. Effective Date**

23 The provisions contained herein shall become effective in accordance with 2 N.N.C.  
24 § 221(B).  
25  
26  
27  
28  
29  
30

## PROJECT FORM 1

<b>PART I.</b> Business Unit No.: <u>          New          </u>		Project Title: <u>Shonto Youth Center</u>	
Division/Branch: <u>Chapter-DCD</u>		Chapter: <u>Shonto</u>	Agency: <u>Western</u>
Prepared By: <u>Robert Black, Jr. Chapter Manager</u>		Phone No.: <u>928-672-2910</u>	

<b>PART II.</b> Check one: <u>  X  </u> Original	<u>          </u> Revision	<u>          </u> Reallocation	<u>          </u> Modification
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Project Funds/Source(s)	Appropriation End Date	Amount	% of Total
NAHASDA	Extended to 8/17/18	5,382,464.00	
UUFB	*6/30/2020	3,536,070.00	
<b>TOTAL:</b>		3,536,070.00	



  

<b>PART III.</b> Budget at LOD 4	Amount
9000-Capital Outlay	3,536,070.00
<b>TOTAL</b>	3,536,070.00

<b>PART IV.</b> Project Information	
Project Type: <u>New Construction</u>	
Planned Start Date: <u>*6/11/2018</u>	
Planned End Date: <u>*6/30/2020</u>	
Project Manager: <u>Robert Black; Jr. Chapter Manager</u>	
<b>FOR OMB USE ONLY</b>	
Resolution No.: <u>                                </u>	
FMIS Set Up Date: <u>                                </u>	
Company No.: <u>                                </u>	
OMB Analyst: <u>                                </u>	

<b>PART V. ACKNOWLEDGEMENT:</b>	
I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED ON THIS FORM IS COMPLETE AND ACCURATE.	
 SUBMITTED BY: Dept. Director Signature / Date	 VERIFIED BY: Div. Director Signature / Date

PROJECT PROCESS SCHEDULE

PROJECT FORM 2

<b>PART I. Business Unit No.:</b> New		<b>Project Title:</b> Shonto Youth Center Project																												
Project Description To construct a 9,687 sq. ft youth center using sustainable building methods in order to maintain an energy efficient facility.																														
<b>PART III. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																														
<b>PART II.</b> Project Task List: such as Plan, Design, Construct, Equip or Furnish.	FY 2018-19												FY 2019-2020												Expected Completion Date if exceeds 8 FY Qtrs.					
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.								
	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M
CAP-Pro Tech Services																														
Architect & Engineering Services																														
Plan/Design																														
General Contractor Bid																														
Permit(s)																														
Building Construction																														



**THE NAVAJO NATION**  
**PROJECT BUDGET AND JUSTIFICATION**

Page 3 of 3  
PROJECT FORM 3

<b>PART I.</b> Business Unit No.: <u>New</u>				
Project Title: <u>Shonto Youth Center Project</u>				
<b>PART II.</b>				
(A)	(B)	(C)	(D)	(E)
Fund Source Code	Object Code (LOD 4)	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
2	9000	9050	Building Construction activity of Shonto Youth Center.	3,400,000
2	9000	9070	CAP-Professional Tech Services Architectural & design services of the Shonto Youth Center Project & other technical services	136,070
PAGE TOTAL:				\$3,536,070.00

**THE NAVAJO NATION  
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: New Program Title: Shonto Youth Center  
Division/Branch: Chapter-DCD Amount Requested: \$3,536,070.00 Phone No.: 928-672-2910  
Prepared By: Robert Black, Jr. Chapter Manager Email Address: [rblack@navajochapters.org](mailto:rblack@navajochapters.org)

**PART II. REASON FOR REQUEST AND STATEMENT OF NEED:**

The Shonto Community Governance is respectfully requesting supplemental funding for construction costs of the Shonto Youth Center Project in the amount of \$3,536,070.00. The total general contractor bid was \$8,918,534.00 and Shonto was awarded NAHASDA funds in the amount of \$5,382,464.00 which leaves a shortfall of the listed amount above.

**PART III. CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:**


Shonto Community Governance's contingency plan is to seek matching funds through the Capital Projects Management Department. SCG does not intend to lose the possibility of a worthwhile program facility by August 17, 2018 extended deadline which will greatly benefit the youths and their families.

**PART IV. ALTERNATIVE FUNDING SOURCES BEING PURSUED:**

Shonto Community Governance is seeking alternative funding sources through CPMD for construction costs and possibly furniture costs. The exercise equipment cost estimates will be requested of Special Diabetes Project to consider funding. SCG is also contributing construction costs regarding A&E to commence project.

**PART V. AFFIRMATION IS PROVIDED THAT THE PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL.**

 4/9/18  
REVIEWED BY: Division Director's Signature / Date

 4/10/18  
RECOMMEND APPROVAL: Branch Chief's Signature / Date



# THE NAVAJO NATION


RUSSELL BEGAYE PRESIDENT

JONATHAN NEZ VICE PRESIDENT

## MEMORANDUM

CPMD-12-18-04

TO : ALL CONCERNED

FROM :   
Sherylene Yazzie, Department Manager III  
Capital Projects Management Department


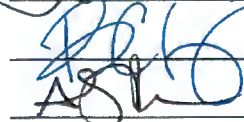


DATE : December 8, 2017

SUBJECT : STANDING DELEGATION OF AUTHORITY  
FISCAL YEAR 2018

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If in my absence a situation occurs, and there is an urgent need for a decision to be made or an urgent need for document(s) to be signed, the following Capital Projects Management Department employees, in order of succession, will be authorized to take the appropriate action:

1. Edward Preston, Architect
2. Benjamin Cowboy, Construction Supervisor
3. Andy Thomas, Senior Program & Projects Specialist
4. Marie R. Begay, Contract Analyst

This delegation is effective only if there is no other approved Delegation of Authority already in effect. Any employee taking any action under this authority will be required to submit a copy of the document(s) signed or submit a brief report of a decision made.



# THE NAVAJO NATION

RUSSELL BEGAYE **PRESIDENT**  
JONATHAN NEZ **VICE PRESIDENT**

DCDA-M18001

## MEMORANDUM

**CARL SMITH**  
Executive Director

**DIVISION OF  
COMMUNITY  
DEVELOPMENT**

PO Box 1904  
Window Rock, AZ  
86515

PH: 928.871.7182  
Fax: 928.871.7189

**WEBSITES:**  
NNDCD.org  
NavajoChapters.org

**MISSION:**  
Provide  
opportunities for  
the Navajo  
communities to be  
self-governing and  
self-sufficient.

TO : ALL CONCERNED  
FROM :   
Carl Smith, Executive Director  
Division of Community Development  
DATE : October 2, 2017  
SUBJECT : **FY 2018 Standing Delegation of Authority**

In my absence from the office, two DCD personnel are designated to assume delegation of authority to act in my capacity as DCD Executive Director to assure proper operation, handle routine administrative matters, and have signatory approval, except those matters they feel require my attention. The order of delegation will be as follows:

1. Norbert Nez, Computer Operations Manager  
Division of Community Development
2. Marlon Stevens, Department Manager II  
Community Housing & Infrastructure Department

Your assistance and cooperation will be appreciated.

Acknowledged by:

  
Norbert Nez, Computer Operations Manager  
Division of Community Development

Acknowledged by:

  
Marlon Stevens, Department Manager II  
Community Housing & Infrastructure Dept.  
Division of Community Development






## THE NAVAJO NATION

**RUSSELL BEGAYE** PRESIDENT  
**JONATHAN NEZ** VICE-PRESIDENT



### Memorandum:

To: Navajo Nation Delegates  
Navajo Nation Government

From:   
Robert Willie, Accounting Manager  
Office of the Controller

Date: May 3, 2018

Subject: Legislation -UUFb –Shonto Youth Center

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

1. The un-audited balance of the UUFb is \$10,073,560 as of April 11, 2018; there were a number of other supplemental requests that were considered by the Navajo Nation Council at the spring Council Session that still need the President's signature for approval. This supplemental request is for \$3,536,070 for Shonto Youth Center project to construction a 9,687 ft youth center. Also please be reminded that the UUFb balance is unaudited and is subject to change pending the completion of the FY 2017 audit.
2. The costs for this project we determined are NON-RECURRING costs.
3. Important Note: Our office is currently monitoring the Nation's actual minerals revenue to-date versus the projected revenues for FY 2018. Additionally, our office has started the revenue projection task for the upcoming 2019 operating budgets. Being that minerals revenue levels are decreasing, we recommend the Nation spend the UUFb in a prudent and conservative manner for these reasons The Navajo Nation actual minerals revenue to date vs. the projection for FY 2018 is a real concern going forward as well as for the upcoming Fiscal 2019 therefore is this type of spending prudent as there may be possible shortfall in revenue in the near future which would affect the UUFb.

If you should have any questions you can contact me at tribal extension X6125.



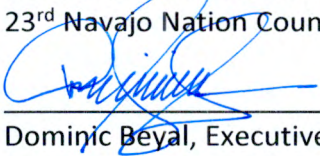
# THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT  
JONATHAN NEZ VICE PRESIDENT



## MEMORANDUM

To: Honorable Herman Daniels  
23<sup>rd</sup> Navajo Nation Council

From:   
Dominic Beyer, Executive Director

Date: May 4, 2018

Subject: Review of the Funding Proposal by the Shonto Chapter seeking match funds for Shonto Youth Center in the Amount of \$3,536,070.00

The Office of Management and Budget reviewed the above subject document and finds the following:

1. This supplemental request should be processed through the Executive Order 164 document review process and, then comments by OMB and other Executive Branch programs prior to the proposed legislation could be included. All proposed supplemental budget requests should be routed through the 164 document review process prior to any action by the Navajo Nation Council committees.
2. The Supplemental Funding Proposal Summary in Part IV states that Shonto Community Governance has not sought other funding sources for this project, but budget states that Shonto Community Governance has additional funding sources through NAHASDA, but no supporting document from NAHASDA are included.
3. Supporting documents to determine what the \$3,536,070.00 will be used for, cost estimate should be included in the proposal attachments to the supplemental budget request. The Capital Improvement Projects Guideline Policies and Procedures adopted in 1999 by the former Transportation and Community Development Committee should be followed which requires a written proposal for funding of capital projects. The proposal should provide detailed information, including cost estimates, on what will be funded with the \$3,536,070 of which there are three construction related tasks listed on Budget Form 2. This include earth movement and foundation, construction of the new building and inspections.
4. Lacking supporting Shonto Chapter resolution from the community.
5. Consideration should be given to use either the Shasin Fund (infrastructure) or Capital Outlay Match Fund. This project appears to be eligible for funding from these sources.

For further information regarding this review, contact Selena Begay, Senior Budget Analyst, Office of Management and Budget, at (928) 871-6575.



President  
**FELIX FULLER**

Vice-President  
**ELIZABETH WHITETHORNE-BENALLY**

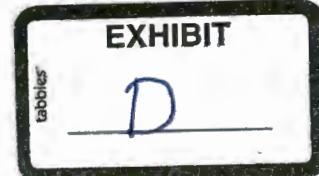
Secretary / Treasurer  
**WINNIFRED BRONSTON**

Grazing Representative  
**FRANK LAUGHTER**

Council Delegate  
**HERMAN DANIELS**



SHONTO CHAPTER  
THE NAVAJO NATION



**STANLEY YAZZIE**

West Representative  
**ROYD LEE**

North Representative  
**ROLAND SMALLCANYON**

Manager  
**ROBERT K. BLACK, JR.**

SH03-32-18

Approving to Re-affirm SH12-16-18 and SH12-17-18 (Shonto Youth Center) and Approving and Supporting the Purpose and Need for a Shonto Youth Center which is to Address our Region Youth's Needs and Respectfully Requesting to the Navajo Nation Division of Community Development Capital Projects Development Department and the Navajo Nation Council Resource Development Committee to Approve an Updated Amount of \$3.5 Million from the Capital Outlay Match Funds for the Shonto Community Governance's (Chapter) Shonto Youth Center Project.

**WHEREAS:**

1. Pursuant to TCDCS-98-99, The Transportation and Community Development Committee approved the Governance Certification of the Five Management System Policies and Procedures, pursuant to the Local Governance Act, Title 26, N.N.C Section 102 (B), and
2. The Shonto Community Governance (SCG) is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
3. SCG and the surrounding communities including the school districts (Shonto Preparatory Schools, KUSD #27, TCUSD #15, Page Schools, Grey Hills Academy High School) are all cognizant of the need to address issues that are related to the Youth who reside on the Navajo Nation and as the case with all Navajo Nation communities, the Youth are underserved. Whether its addressing the drugs, bullying, domestic violence, sexual assaults, obesity and mental/behavioral health, the Youth of Navajo and in our case, the Youth of Shonto, need help; and
4. SCG is cognizant of the fact that governments cannot resolve all the issues and certainly, not by just passing legislations or allocation financial resources, but, government has to be part of the solution with the assistance of its community leaders, community members, parents, and other resources. SCG, Office of the Vice President, Navajo Housing Authority and Navajo Nation Division of Community Development have embarked on the process to complete the Shonto Youth Center Project in 2008, with some setback, this group is determined to address the issues that face our Nation's youth; and
5. SCG and the surrounding stakeholders (as evident by their letters-of-support) are unified on the need for this project to be completed and to commence with its operation with the next year, so our youth will have additional resources available to address their development; and
6. SCG requests of the Navajo Nation and Navajo Housing Authority to assist with the work needed to complete this project and to provide additional resources such as Capital Outlay Match Funds to construct this unique building.

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

The Shonto Community Governance hereby Approves to Re-affirm **SH12-16-18** and **SH12-17-18** (Shonto Youth Center) and Approves and Supports the Purpose and Need for a Shonto Youth Center which is to Address our Youth and Respectfully Requests to the Navajo Nation Division of Community Development Capital Projects Development Department and the Navajo Nation Council Resource Development Committee to Approve Shonto Community Governance's (Chapter) Capital Outlay Match Funds Application for the Updated Amount of \$3.5 Million

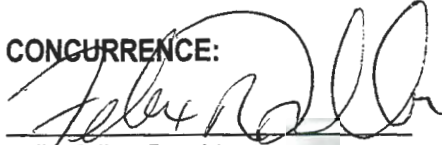
**CERTIFICATION**

I hereby certified that the foregoing resolution was duly considered by the Shonto Community Governance at a duly called General Assembly Meeting in Shonto, Navajo Nation, Arizona at which as quorum was present and that the same was passed by a vote of 26 in favor, 0 opposed and 1 abstained, on this 18<sup>th</sup> day of **March 2018**.

Motioned by: **Stanley Yazzie**

Seconded by: **Jones Grass**

**CONCURRENCE:**

A handwritten signature in black ink, appearing to read 'Felix Fuller', is written over a horizontal line.

Felix Fuller, President  
Shonto Community Governance



*President*  
**FELIX FULLER**

*Vice-President*  
**ELIZABETH WHITETHORNE-BENALLY**

*Secretary / Treasurer*  
**VINNIFRED BRONSTON**

*Grazing Representative*  
**FRANK LAUGHTER**

*Council Delegate*  
**HERMAN DANIELS**

**RESOLUTION OF THE**



**SHONTO CHAPTER  
THE NAVAJO NATION**

*East Representative*  
**JONES GRASS**

*South Representative*  
**STANLEY YAZZIE**

*West Representative*  
**ROYD LEE**

*North Representative*  
**ROLAND SMALLCANYON**

*Manager*  
**ROBERT K. BLACK, JR.**

**SH12-17-18**

**Approving the Submittal of Shonto Community Governance's Capital Outlay Funds Application to the Capital Projects Management Department in the Amount of \$3 Million for the Completion of the Shonto Youth Center.**

**WHEREAS:**

1. Pursuant to TDCDS-98-99, The Transportation and Community Development Committee approved the Governance Certification of the Five Management System Policies and Procedures, pursuant to the Local Governance Act, Title 26, N.N.C Section 102 (B), and
2. The Shonto Community Governance (SCG) is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
3. The Shonto Community Governance initiated the Shonto Governmental Service Complex in 2008 with an allocation from the Navajo Nation for preliminary activities to prepare for the construction of the Complex and then was awarded a Model Activity grant in the amount of \$5,382,464.00 from the Native American Housing Assistance and Self-Determination Act to build the Shonto Youth Center, which was the phase three of the overall project.
4. Shonto Governmental Service Complex Project consisted of three-phases: Phase One housed the governmental services offices, meeting room, conference rooms and a distance learning center, Phase Two is to house the Head Start Center and the Senior Citizens Center and Phase Three is to house the Youth Center; and
4. The Shonto Government Service Complex's design was completed in 2008 with 100% construction ready documents, but Shonto could not find the full funding due to the amount of the cost and that time, \$15,000,000.00; and
5. The Shonto Leadership, led by Mr. Jonathan Nez, in 2010 submitted an application to the Navajo Housing Authority which was subsequently granted the \$5.3 million grant to build only the Youth Center portion of the complex; and
6. Due to the construction method, Rammed Earth, this project encountered numerous delays and to date the project is five years behind schedule with the Navajo Housing Authority Grants Management Office approving and extension of the grant twice; and
7. Finally, in July of 2017, Bids were (after going through the procurement protocol) received from three General Contractors to build the Rammed Earth structure and the lowest bidder submitted a bid which was approximately 2 million more than the \$5.3 million and thereafter place the project on hold again; and
8. Currently the project is still idle pending further action; but with the assistance of the Navajo Nation and Navajo Housing Authority, SCG is submitting an application to the Navajo Nation seeking 3 million from the Capital Outlay Matching Funds in hopes of completing project as originally design, which will serve as an example to the Navajo communities about sustainable building practices.

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

Shonto Community Governance hereby Supports and Approves the Submittal of the Shonto Community Governance's Capital Outlay Funds Application to the Capital Projects Management Department in the Amount of \$3 Million for the Completion of the Shonto Youth Center.

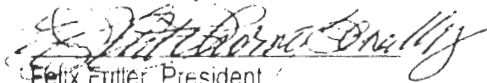
**CERTIFICATION**

I hereby certified that the foregoing resolution was duly considered by the Shonto Community Governance at a duly called General Assembly Meeting in Shonto, Navajo Nation, Arizona at which as quorum was present and that the same was passed by a vote of 34 in favor, 0 opposed and 1 abstained, on this **22<sup>nd</sup>** day of **December 2017**.

MOTION: Kenneth Begishe

SECOND: Cody Johnson

**CONCURRENCE:**



Felix Fuller, President  
Shonto Community Governance

*Councilman*  
**FELIX FULLER**

*President*  
**LIZABETH WHITETHORNE-BENALLY**

*Secretary / Treasurer*  
**WINNIFRED BRONSTON**

*Grazing Representative*  
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**HERMAN DANIELS**



**SHONTO CHAPTER  
THE NAVAJO NATION**

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**ROYD LEE**

*North Representative*  
**ROLAND SMALLCANYON**

*Manager*  
**ROBERT K. BLACK, JR.**

**SH12-16-18**

**Approving the Submittal of Shonto Community Governance's Capital Outlay Funds Application to the Capital Projects Management Department in the Amount of \$3 Million for the Completion of the Shonto Youth Center.**

**WHEREAS:**

1. Pursuant to TCDGS-98-99, The Transportation and Community Development Committee approved the Governance Certification of the Five Management System Policies and Procedures, pursuant to the Local Governance Act, Title 26, N.N.C Section 102 (B), and
2. The Shonto Community Governance (SCG) is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
3. The Shonto Community Governance initiated the Shonto Governmental Service Complex in 2008 with an allocation from the Navajo Nation for preliminary activities to prepare for the construction of the Complex and then was awarded a Model Activity grant in the amount of \$5,382,464.00 from the Native American Housing Assistance and Self-Determination Act to build the Shonto Youth Center, which was the phase three of the overall project.
4. Shonto Governmental Service Complex Project consisted of three-phases: Phase One housed the governmental services offices, meeting room, conference rooms and a distance learning center, Phase Two is to house the Head Start Center and the Senior Citizens Center and Phase Three is to house the Youth Center; and
4. The Shonto Government Service Complex's design was completed in 2008 with 100% construction ready documents, but Shonto could not find the full funding due to the amount of the cost and that time, \$15,000,000.00; and
5. The Shonto Leadership, led by Mr. Jonathan Nez, in 2010 submitted an application to the Navajo Housing Authority which was subsequently granted the \$5.3 million grant to build only the Youth Center portion of the complex; and
6. Due to the construction method, Rammed Earth, this project encountered numerous delays and to date the project is five years behind schedule with the Navajo Housing Authority Grants Management Office approving and extension of the grant twice; and
7. Finally, in July of 2017, Bids were (after going through the procurement protocol) received from three General Contractors to build the Rammed Earth structure and the lowest bidder submitted a bid which was approximately 2 million more than the \$5.3 million and thereafter place the project on hold again; and
8. Currently the project is still idle pending further action; but with the assistance of the Navajo Nation and Navajo Housing Authority, SCG is submitting an application to the Navajo Nation seeking 3 million from the Capital Outlay Matching Funds in hopes of completing project as originally design, which will serve as an example to the Navajo communities about sustainable building practices.

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

Shonto Community Governance Hereby Supports and Approves the Submittal of the Shonto Community Governance's Capital Outlay Funds Application to the Capital Projects Management Department in the Amount of \$3 Million for the Completion of the Shonto Youth Center.

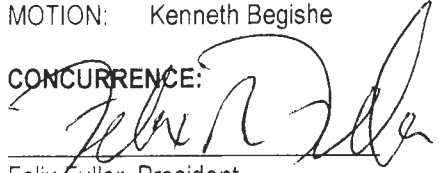
**CERTIFICATION**

I hereby certified that the foregoing resolution was duly considered by the Shonto Community Governance at a duly called General Assembly Meeting in Shonto, Navajo Nation, Arizona at which as quorum was present and that the same was passed by a vote of 34 in favor, 0 opposed and 1 abstained, on this **22<sup>nd</sup>** day of **December 2017**.

MOTION: Kenneth Begishe

SECOND: Cody Johnson

CONCURRENCE:

  
Felix Fuller, President  
Shonto Community Governance



PROPOSED RESOLUTION OF THE  
NAVAJO MOUNTAIN-OLJATO-SHONTO-TSAH BI KIN REGIONAL COUNCIL  
THE NAVAJO NATION

NOST 2017-349-006

**SUPPORTING THE CONSTRUCTION OF THE SHONTO YOUTH CENTER, TO SERVE THE SHONTO YOUTH  
AND THE SURROUNDING REGION.**

WHEREAS:

1. The Navajo Mountain, Oljato, Shonto and Ts'ah Bii Kin Chapters (NOST) is a recognized Regional Council by the Navajo Nation Government, endorsed and established by the Navajo Nation Council Resources and Development Committee to advocate for, encourage and promote community projects, support, and interact with other local governments; as well as assist the local chapter governments to develop their five management systems for governance certification; and
2. NOST Chapters support the community members of Shonto Community Governance (Chapter) for the Shonto Youth Center Project which is now funded by the Navajo Housing Authority Grants Management Department as a Model Project using NAHASDA Funds in the amount of approximately 5.3 million; and
3. NOST Chapters support projects which are designated to help or support the Navajo Youth and in this case Youth that are from the Shonto and surrounding communities to help deter the Youth from engaging in unwanted or unlawful activities; and
4. NOST Chapters supports all programs that improve the lives of Navajo Youth and the construction of the Shonto Youth Center, when constructed, will help enhance the quality of lives of our future generation.

NOW, THEREFORE BE IT RESOLVED THAT:

The NOST Regional Council supports the Shonto Youth Center project and encourages the Navajo Nation, Navajo Housing Authority and other agencies or entities to provide additional resources to ensure this Youth Center is constructed and operational to serve the youth of the Navajo Nation within the next fiscal year.

C E R T I F I C A T I O N

I hereby certify that the foregoing resolution was duly considered by the NOST Regional Council at a duly called meeting at Twin Arrows, Arizona; at which a quorum was present and that the same was passed by a vote of 9 in favor, 0 opposed and 1 abstained, on this 15th day of December 2017.

Motioned by: LaNell Parrish

Seconded by: Geraldine Chee

**CONCURRENCE:**



Hank Stevens, Vice-President

NOST Regional Council (Navajo Mountain, Oljato, Shonto & Ts'ah Bi Kin Chapters)

*President*  
**FELIX FULLER**

*Vice-President*  
**ELIZABETH WHITETHORNE-BENALLY**

*Secretary / Treasurer*  
**WINNIFRED BRONSTON**

*Grazing Representative*  
**FRANK LAUGHTER**

*Council Delegate*  
**HERMAN DANIELS**

**RESOLUTION OF THE**



**SHONTO CHAPTER  
THE NAVAJO NATION**

*East Representative*  
**JONES GRASS**

*South Representative*  
**STANLEY YAZZIE**

*West Representative*  
**ROYD LEE**

*North Representative*  
**ROLAND SMALLCANYON**

*Manager*  
**ROBERT K. BLACK, JR.**

**SH02-40-17**

**Approving Payments on Invoices submitted by Merge Architects for Architectural & Engineering Services performed for the Shonto Public Service Complex Project and the Shonto Commercial Development (10 Acre Site) in the amount of: Invoice #399: \$4,250.00; Invoice #400 \$8,502.28; Invoice # 401 \$6,820.00 = Total \$19,572.28.**

**WHEREAS:**

1. Pursuant to TDCS-98-99, The Transportation and Community Development Committee approved the Governance Certification of the Five Management System Policies and Procedures, pursuant to the Local Governance Act, Title 26, N.N.C Section 102 (B),
2. The Shonto Community Governance is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
3. Merge Architects and Irvine Design Studios Architects have been working on the Shonto Youth Center Project since June 24, 2013 and have encountered numerous delays and the Youth Center AIA contract was extended for two more years on January 17, 2017 with the signature by the Office of the Navajo Nation President; and
4. Due to the delays (3 years), Navajo Housing Authority requested for updated construction cost estimates, request for updated design due to a third party review process (1<sup>st</sup> Plan Review expired) and a request from the Navajo Nation Vice-President to update the Public Service Complex construction costs estimates; which was submitted to the Navajo Housing Authority Board of Commissioners at their Board meeting on February 2, 2017 by the SCG Manager and NN Vice President to seek additional funds for the Phase 2 of the Public Service Complex.

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

Shonto Community Governance hereby approves the payments utilizing the SCG Government Services Complex Fund for Invoices submitted by Merge Architects for Architectural & Engineering Services rendered for the Shonto Public Service Complex Project in the amounts of: Invoice #399 for \$4,250.00; Invoice #400 for \$8,502.28 and Invoice # 401 for \$6,820.00 for a Total of \$19,572.28

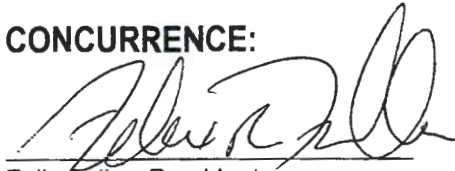
## CERTIFICATION

I hereby certified that the foregoing resolution was duly considered by the Shonto Chapter at a duly called Council of Nat'aa Meeting in Shonto, Navajo Nation, Arizona at which as quorum was present and the the same was passed by a vote of 7 in favor, 0 opposed and 0 abstained, on this 20<sup>th</sup> day of **February 2017**.

MOTION: Elizabeth Whitethorne-Benally

SECOND: Stanley Yazzie

### CONCURRENCE:

A handwritten signature in black ink, appearing to read 'Felix Fuller', is written over a horizontal line.

Felix Fuller, President  
Shonto Community Governance

President  
ELIZABETH WHITETHORNE-BENALLY

Vice-President  
STANLEY YAZZIE

Secretary / Treasurer  
REIDA LAUGHTER

Grazing Representative  
FRANK LAUGHTER

Council Delegate  
JONATHAN M. NEZ

## RESOLUTION OF THE



SHONTO CHAPTER  
THE NAVAJO NATION

East Representative  
JAMES BEGISHIE

South Representative  
ANNA M. SULLIVAN

West Representative  
WINNIFRED BRONSTON

North Representative  
PAUL TODACHEENE

Manager  
ROBERT K. BLACK, JR.

SH08-79-14

**Respectfully Requesting to the Navajo Housing Authority to Extend the Time for the Sub-Recipient Agreement entered into Between Shonto Community Governance and the Navajo Authority for the Shonto Youth Center Project.**

**WHEREAS:**

1. The Shonto Community Governance or formally known as Shonto Chapter is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matters of concern that are in the best interest of the community and the Navajo Nation; and
2. The Shonto Community Governance and the Navajo Housing Authority (NHA) entered into a Sub-Recipient Agreement for the Implementation of NAHASDA Block Grant for Development Activities on November 9, 2012 to construct the Shonto Youth Center in Shonto, Arizona; and
3. The terms of the Sub-Recipient Agreement will expired before the commencement of the Shonto Youth Center construction due to unforeseen delays and requirements that have transpired since November 9, 2012 with the parties involved for this agreement; and
4. Shonto Community Governance is respectfully requesting of the Navajo Housing Authority to extend the time for this agreement for the maximum time allowable by NHA in order to complete this needed project to serve the Shonto's Youth and including the surrounding communities' youth.

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

The Shonto Community Governance respectfully requests to the Navajo Housing Authority to Extend the Time for the Sub-Recipient Agreement entered into on November 9, 2012 in order to complete the Shonto Youth Center Project.

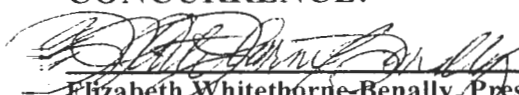
**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered at a Shonto Community Governance Council of Nat'aa meeting in Shonto, Navajo Nation, Arizona, at which a quorum was present and that the same was passed by a vote of 5 in favor, 0 opposed and 1 abstained on this 25<sup>th</sup> day of August 2014.

Motion: Stanley Yazzie

Second: Wynn Bronston

**CONCURRENCE:**

  
Elizabeth Whitethorne-Benally, President  
Shonto Community Governance



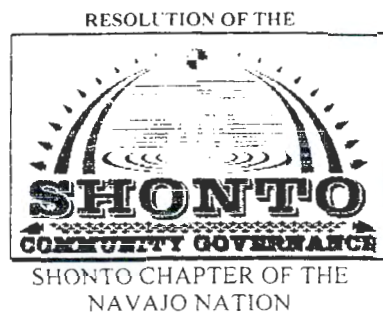
President  
ELIZABETH WHITETHORNE-BENALLY

Vice-President  
STANLEY YAZZIE

Secretary / Treasurer  
FREIDA LAUGHTER

Grazing Representative  
FRANK LAUGHTER

Council Delegate  
JONATHAN M. NEZ



East Representative  
JAMES BEGISHIE

South Representative  
ANNA M. SULLIVAN

West Representative  
WINNIFRED BRONSTON

North Representative  
PAUL TODACHEENE

Manager  
ROBERT K. BLACK, JR.

SH01-28-14

**RECOMMENDING APPROVAL OF CONTRACT MODIFICATION AGREEMENT  
BETWEEN THE NAVAJO NATION AND BROWN AND ASSOCIATES FOR THE  
SHONTO YOUTH CENTER TO PROVIDE PLAN REVIEWS OF THE  
CONSTRUCTION DOCUMENTS AND PROVIDE A BUILDING PERMIT FOR THIS  
PROJECT.**

**WHEREAS:**

1. The Navajo Nation Council Resolution CAP-34-98 enacted the Navajo Nation Governance Act and codified Title 26 of the Navajo Nation Code; and
2. Pursuant to Title 26 Navajo Nation Code, section B-1 & 2, the Navajo Nation Council Delegates to Chapters governmental authority over local matters consistent with Navajo Law, including custom and tradition and authorizes Chapters to make decisions over local matters; and
3. The Shonto Community Governance is a Governance-Certified Chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
4. The Shonto Community Governance is authorized to issue leases on land, buy, sell, or lease Chapter property, and enter intergovernmental agreements with other Chapters, as well as the Navajo central government, county, state and federal government; and
5. The Shonto Community Governance has established strategic plans, conceptual designs and a implementation strategy including a management plan for its Shonto Public Service Complex Development Project with input and approval from the community membership; and
6. The Shonto Community Governance in collaboration with the Navajo Housing Authority and the Navajo Division of Community Development's Design & Engineering Services Department had determined the appropriate design and engineering and construction steps, procurement process and financing strategy; and
7. The Shonto Community Governance deems it's in the best interest if the Shonto Community to authorize Navajo Design & Engineering Services to enter into a contractual agreement with its selected Building Official Firm Brown and Associates to proceed with the plan review and building permit upon approval of the contract modification for the construction phase.

*President*  
*ELIZABETH WHITETHORNE-BENALLY*

*Vice-President*  
*STANLEY YAZZIE*

*Secretary / Treasurer*  
*FREIDA YELLOWHAIR*

*Grazing Representative*  
*FRANK LAUGHTER*

*Council Delegate*  
*JONATHAN M. NEZ*

RESOLUTION OF THE



SHONTO CHAPTER  
THE NAVAJO NATION

*East Representative*  
*JAMES BEGISHIE*

*South Representative*  
*ANNA M. SULLIVAN*

*West Representative*  
*WINNIFRED BRONSTON*

*North Representative*  
*PAUL TODACHEENE*

*Manager*  
*ROBERT K. BLACK, JR.*

SH10-05-14

**Approving the Shonto Community Governance Fiscal Year 2014 Carryover Budget for Shonto Chapter in the Amount of \$1,352,742.82.**

**WHEREAS:**

1. Pursuant to TDCDS-98-99, The Transportation and Community Development Committee approved the Governance Certification of the Five Management System Policies and Procedures, pursuant to the Local Governance Act, Title 26, N.N.C Section 102 (B),
2. The Shonto Community Governance is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
3. The Shonto Community Governance on an annually basis reviews and recommends the carryover of the fund balances in each fund that is overseen by the Governance for the best interest of the community members and the operations of the local governance; and
4. After the finalizing all the FY13 transaction for Shonto Community Governance, the SCG Staff presents the funds balances and budget to the SCG Leadership for their review and recommendations; and
5. The fund balances were presented to the Shonto Community Governance Council of Nat'aa were considered to be in order and it addressed the needs of the community and the governmental operations; and
6. The Shonto Community Governance deems it necessary to consider and approve the revised Carryover Budget for Shonto Community Governance in the amount of \$1,352,742.82

**NOW THEREFORE BE IT RESOLVED THAT:**

The Shonto Chapter hereby approves the amount for the Shonto Chapter Fiscal Year 2014 Carryover Budget in amount of \$1,352,742.82 as outlined in the attached Exhibit "A".

*President*  
**FELIX FULLER**

*Vice-President*  
**LIZABETH WHITETHORNE-BENALLY**

*Secretary / Treasurer*  
**FREIDA YELLOWHAIR**

*Grazing Representative*  
**FRANK LAUGHTER**

*Council Delegate*  
**JONATHAN M. NEZ**

**RESOLUTION OF THE**



**SHONTO CHAPTER  
THE NAVAJO NATION**

*East Representative*  
**JAMES BEGISHIE**

*South Representative*  
**HANK WHITETHORNE**

*West Representative*  
**WINNIFRED BRONSTON**

*North Representative*  
**ALBERT LAUGHTER**

*Manager*  
**ROBERT K. BLACK, JR.**

**SH10-07-13**

**Approving the Shonto Community Governance Fiscal Year 2013 Carryover Budget for Shonto Chapter in the Amount of \$1,499,263.65.**

**WHEREAS:**

1. Pursuant to TCDCS-98-99, The Transportation and Community Development Committee approved the Governance Certification of the Five Management System Policies and Procedures, pursuant to the Local Governance Act, Title 26, N.N.C Section 102 (B),
2. The Shonto Community Governance is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
3. The Shonto Community Governance on an annually basis reviews and recommends the carryover of the fund balances in each fund that is overseen by the Governance for the best interest of the community members and the operations of the local governance; and
4. After the finalizing all the FY12 transaction for Shonto Community Governance, the SCG Staff presents the funds balances and budget to the SCG Leadership for their review and recommendations; and
5. The fund balances were presented to the Shonto Community Governance Council of Nat'aa were considered to be in order and it addressed the needs of the community and the governmental operations; and
6. The Shonto Community Governance deems it necessary to consider and approve the revised Carryover Budget for Shonto Community Governance in the amount of \$1,499,263.65

**NOW THEREFORE BE IT RESOLVED THAT:**

The Shonto Chapter hereby approves the amount for the Shonto Chapter Fiscal Year 2013 Carryover Budget in amount of \$1,499,263.65 as outlined in the attached Exhibit "A".

RECEIVED  
MAY -1 2013  
NAVJO NATION  
SERVICES



*President*  
**ELIZABETH WHITETHORNE-BENALLY**

*Vice-President*  
**STANLEY YAZZIE**

*Secretary / Treasurer*  
**IDA LAUGHTER**

*Grazing Representative*  
**FRANK LAUGHTER**

*Council Delegate*  
**JONATHAN M. NEZ**



SHONTO CHAPTER  
THE NAVAJO NATION

*East Representative*  
**JAMES BEGISHIE**

*South Representative*  
**NELDA ACHEE**

*West Representative*  
**WINNIFRED BROXTON**

*North Representative*  
**PAUL TODACHEENE**

*Manager*  
**ROBERT K. BLACK, JR**

**SH03-61-13**

**APPROVAL OF THE STANDARD FORM OF AGREEMENT BETWEEN SHONTO COMMUNITY GOVERNANCE ALSO KNOWN AS SHONTO CHAPTER OF THE NAVAJO NATION AND IRVINE DESIGN STUDIOS, LLC FOR THE SHONTO YOUTH CENTER RE-DESIGN AND CONSTRUCTION ADMINISTRATION CONTRACT.**

**WHEREAS:**

1. The Navajo Nation Council Resolution CAP-34-98 enacted the Navajo Nation Governance Act and codified it under Title 26 of the Navajo Nation Code; and
2. Pursuant to Title 26 Navajo Nation Code, Section B-1 & 2, the Navajo Nation Council delegates to Chapters governmental authority over local matters consistent with Navajo law, including custom and tradition and authorizes Chapters to make decisions over local matters; and
3. The Shonto Community Governance is a Governance Certified Chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
4. The Shonto Community Governance is authorized to issue leases on land, buy, sell, or lease Chapter property, and enter into intergovernmental agreements with other Chapters, as well as the Navajo central government, county, state, and federal government; and
5. The Shonto Community Governance has established strategic plans, conceptual designs and an implementation strategy including a management plan for its Shonto Public Service Complex Development Project with input and approval from the community membership; and
6. The Shonto Community Governance has determined that the Shonto Public Service Complex Development Project is entering the construction phase as a public services facility to support community development as well as social and economic development; and
6. The Shonto Community Governance in collaboration with the Navajo Housing Authority and the Navajo Division of Community Development's Design and Engineering Services has determined the appropriate design and engineering and construction steps, procurement process and financing strategy; and
7. The Shonto Community Governance deems it in the best interest of the Shonto Community to enter into a contractual agreement with its selected Architect/Engineering Firm to proceed towards the construction phase.



*President*

**FELIX R. FULLER**

*Vice-President*

**ELIZABETH-WHITETHORNEBENALLY**

*Secretary / Treasurer*

**FRIEDA LAUGHTER**

*Grazing Representative*

**FRANK LAUGHTER**

*Council Delegate*

**JONATHAN M. NEZ**

**RESOLUTION OF THE**



**SHONTO CHAPTER  
THE NAVAJO NATION**

**East Representative**

**JAMES BEGISHE**

**South Representative**

**HANK WHITETHORNE**

**West Representative**

**WYNN BROXTON**

**North Representative**

**ALBERT LAUGHTER**

**Manager**

**ROBERT K. BLACK, JR**

**SH09-104-12**

**ACCEPTANCE OF NAHASDA 055 FUNDING AWARD IN THE AMOUNT OF \$5,382,464 FOR THE SHONTO YOUTH CENTER PROJECT AND APPROVING A NAVAJO HOUSING AUTHORITY SUB-RECIPIENT AGREEMENT WITH SHONTO COMMUNITY GOVERNANCE.**

**WHEREAS:**

1. The Navajo Nation Council Resolution CAP-34-98 enacted the Navajo Nation Governance Act and codified it under Title 26 of the Navajo Nation Code; and
2. Pursuant to Title 26 Navajo Nation Code, Section B-1 & 2, the Navajo Nation Council delegates to Chapters governmental authority over local matters consistent with Navajo law, including custom and tradition and authorizes Chapters to make decisions over local matters; and
3. The Shonto Community Governance is a Governance Certified Chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
4. The Shonto Community Governance is authorized to issue leases on land, buy, sell, or lease Chapter property, and enter into intergovernmental agreements with other Chapters, as well as the Navajo central government, county, state, and federal government; and
5. The Shonto Community Governance has short and long term strategic plans with community membership involvement for community and economic development projects including a public facilities complex with a youth center which is ready for construction; and
6. The Shonto Community Governance recognized a NAHASDA Indian Housing Block Grant funding availability for affordable housing model activities and applied for funding of a Shonto Youth Center through the Navajo Housing Authority; and
7. The Shonto Community Governance deems it in the best interest of the Shonto Community to accept the \$5,382,464 award by the Navajo Housing Authority for the Shonto Youth Center Project through a Sub-Recipient Agreement between the Navajo Housing Authority and the Shonto Community Governance.

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Shonto Community Governance hereby accepts the NAHASDA 055 funding award in the amount of \$5,382,464 for the Shonto Youth Center project for Shonto Community Governance (SCG); and

2. The Shonto Community Governance hereby approves the Sub-Recipient Agreement Between the Navajo Housing Authority and the Shonto Community Governance for the Implementation of the 055 NAHASDA Block Grant for Development Activities attached herein as "Exhibit A"; and
3. The Shonto Community Governance hereby authorizes Shonto Community Governance Manager, Robert K. Black, Jr. to act on behalf of the Shonto Community Governance to execute and implement the Sub-Recipient Agreement Between the Navajo Housing Authority and the Shonto Community Governance; and
4. The Shonto Community Governance further authorizes the Shonto Community Governance Manager to take any and all action in furtherance of this resolution.

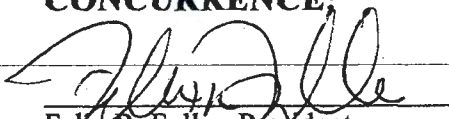
### CERTIFICATION

I hereby certify that the foregoing resolution was duly considered at a Council of Nat'aa Special Meeting in Shonto, Navajo Nation, Arizona, at which a quorum was present and that the same was passed by a vote of 7 in favor, 0 opposed and 0 abstained on this 24<sup>th</sup> day of September 2012.

Motion: Jonathan Nez

Second: Wynn Bronston

### CONCURRENCE:

  
Felix R. Fuller, President  
Shonto Community Governance

*President*  
**J. LORENZO ISAAC, JR.**

*Vice-President*  
**FELIX R. FULLER**

*Secretary / Treasurer*  
**ELIZABETH WHITETHORNE-BENALLY**

*Grazing Representative*  
**FRANK LAUGHTER**

*Council Delegate*  
**JONATHAN M. NEZ**



**SHONTO CHAPTER  
THE NAVAJO NATION**

**East Representative  
JIMMIE K. BLACK**  
**South Representative  
HANK WHITETHORNE**  
**West Representative  
RICHARD TSOSIE**  
**North Representative  
ALBERT LAUGHTER**

**Manager  
ROBERT K. BLACK, JR**

**SH04-72-09**

**APPROVING AND AUTHORIZING THE SUBMITTAL OF THE SHONTO COMMUNITY GOVERNANCE PUBLIC - GOVERNMENT SERVICES COMPLEX DEVELOPMENT PROJECT FINANCING PACKAGE FOR FUNDING UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009.**

**WHEREAS:**

1. Pursuant to TCDCS-98-99, The Transportation and Community Development Committee approved the Governance Certification of the Five Management System Policies and Procedures, pursuant to the Local Governance Act, Title 26, N.N.C Section 102 (B),
2. The Shonto Community Governance is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
3. The Shonto Community Governance has established strategic plans, conceptual designs and an implementation strategy including a management plan for its Sháá'tóhí Public Service & Housing Complex Development Project with input and approval from the community membership; and
4. The Shonto Community Governance has determined that Phase One of the Sháá'tóhí Public Service & Housing Complex Development Project known as the Shonto Public Services - Government Services Complex is to be built as a public services facility to support community development as well as social and economic development; and
5. The Shonto Community Governance has been presented with an financing opportunity through the American Recovery and Reinvestment Act (ARRA) OF 2009 also known as an Economic Stimulus Plan for the United States; and
6. The Shonto Community Governance deems it in the best interest of the community to proceed with implementing a financing strategy for the Shonto Public Services - Government Services Complex Project Design and Construction.

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Shonto Community Governance hereby approves submitting a financing package through the American Recovery and Reinvestment Act (ARRA) of 2009 - Economic Stimulus Plan financing option for the Shonto Public Service-Government Services Complex Design and Construction; and
2. The Shonto Community Governance hereby directs all entities involved, including but not limited to the Navajo Nation, the United States and State of Arizona Executive Branches, to do any and all things possible to carry out the intent of the purpose of this resolution.

## CERTIFICATION

I hereby certify that the foregoing resolution was duly considered at a Council of Nat'aa/Atsilasdai Meeting in Shonto, Navajo Nation, Arizona, at which a quorum was present and that the same was passed by a vote of 5 in favor, 0 opposed and 0 abstained on this 5<sup>th</sup> day of April 2009.

Motion: Elizabeth Whitethorne-Benally

Second: Felix Fuller

## CONCURRENCE:

---

Lorenzo Isaac, Jr., President  
Shonto Community Governance



*President*  
**LORENZO ISAAC, JR.**

*Vice-President*  
**FELIX FULLER**

*Secretary / Treasurer*  
**ELIZABETH WHITETHORNE-BENALLY**

*Grazing Representative*  
**FRANK LAUGHTER**

*Council Delegate*  
**JONATHAN M. NEZ**



SHONTO CHAPTER  
THE NAVAJO NATION

*East Representative*  
**JIMMIE K. BLACK**

*South Representative*  
**HANK WHITETHORNE**

*West Representative*  
**RICHARD TSOSIE**

*North Representative*  
**ALBERT LAUGHTER**

*Manager*  
**ROBERT K. BLACK, JR**

SH02-69-09

**RATIFYING PRIOR RESOLUTIONS FOR TRANSFER OF MONIES AND ACCEPTING \$1,800,847.20 FROM THE NAVAJO NATION FOR USE IN FINANCING THE SHONTO COMMUNITY GOVERNANCE (CHAPTER) SHONTO PUBLIC SERVICE-GOVERNMENT SERVICES (MULTIPURPOSE) COMPLEX**

**WHEREAS:**

1. Pursuant to TCDCS-98-99, The Transportation and Community Development Committee approved the Governance Certification of the Five Management System Policies and Procedures, pursuant to the Local Governance Act, Title 26, N.N.C Section 102 (B),
2. The Shonto Community Governance (Chapter) is a governance-certified chapter of the Navajo Nation Government with vested authority to establish local ordinance, approve plans, and take positions on matter of concern that are in the best interest of the community and the Navajo Nation; and
3. The Shonto Community Governance has received an appropriation from the Navajo Nation Council in the Navajo Nation Fiscal Year 2009 (FY09) Comprehensive Budget - Additional Needs Budget for \$1.6 million for the Shonto Multi-Purpose Building which has been requested by resolution SH09-10-08 to be transferred to Shonto Chapter; and
4. The Shonto Community Governance also received allocations from the Navajo Nation in prior years to build an multi-purpose building from which there was a balance totaling \$200,847.00 (adjusted by Navajo Nation as final balance amount) and these funds were previously requested by resolution SH-04-08 to be transferred to Shonto Chapter; and
5. The Shonto Community Governance had deemed it in the best interest of the Public Service-Government Services Complex Multi-purpose Building Project to receive the transfer of the \$1,800,847.20 from the Capital Improvement Office and the Design and Engineering Services Department to the Shonto Chapter.

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

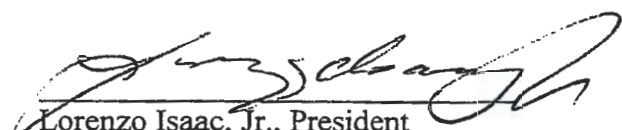
The Shonto Community Governance hereby ratifies past requests by resolutions for transfer of monies from the Navajo Nation and accepts the \$1,800,847.20 from the Navajo Nation to be utilized for financing the construction of the Shonto Public Service-Government Services Complex.

**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered at a Council of Nat'aa General Assembly in Shonto, Navajo Nation, Arizona, at which a quorum was present and that the same was passed by a vote of 27 in favor, 0 opposed and 1 abstained on this 20<sup>th</sup> day of March 2009.

Motion: Jones Grass

Second: Mary Greyhat

**CONCURRENCE:**  
Lorenzo Isaac, Jr., President  
Shonto Community Governance

President  
JONES GRASS

Vice-President  
FELIX FULLER

Secretary / Treasurer  
ELIZABETH WHITETHORNE-  
BENALLY

Grazing Representative  
BETTY M. DODSON

Council Delegate  
JONATHAN M. NEZ

## RESOLUTION OF THE



SHONTO COUNCIL  
OF NAT'AA/ATSIASDAI

East Representative  
JIMME K. BLACK

South Representative  
HANK WHITETHORNE

West Representative  
RICHARD TSOSIE

North Representative  
PAUL TODACHEENE

Manager  
ROBERT K. BLACK, JR.

SHONTO COMMUNITY GOVERNANCE  
(SHONTO CHAPTER OF THE NAVAJO NATION)  
SH04-13-08

**APPROVING THE CAPITAL IMPROVEMENT PRIORITY LIST FOR THE SHONTO CHAPTER.**

**WHEREAS:**

1. Pursuant to TCDC-98-99, the Transportation and Community Development Committee of the Navajo National Council approved the Governance Certification of the Five Management System Policies and Procedures for the Shonto Chapter, pursuant to Local Governance Act, 26 N.N.C. 102 (B); and
2. The Shonto Chapter is a local Governance-Certified Chapter of the Navajo Nation government with vested authority and responsibility to develop and implement local ordinances and to approve plans and take positions on matters of local concern that are in the best interest of the Shonto Community and the Navajo Nation; and
3. The Shonto Chapter recognizes that Chapters are required to approve, by resolution, capital projects supported and deemed critical by the community pursuant to the Navajo Nation Appropriations Act and the Infrastructure Capital Improvement Policies and Procedures; and
4. The Shonto Chapter hereby approves its top six capital projects attached hereto as Exhibit A and a summary of each project is attached as Exhibit B; and
5. The Shonto Chapter conducted an inventory of all physical property of the Chapter (i.e. Chapter house, pre-school, warehouse, senior citizen centers, etc.) and the recently undated comprehensive list is attached hereto as Exhibit C; and
6. The Shonto Chapter hereby requests the Transportation and Community Development Committee, the Budget & Finance Committee, the Division of Community Development, and the Capital Improvement Office to utilize the attached information to prioritize funding projects and to incorporate into the overall Navajo Nation Capital Improvement Plan.

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

1. The Shonto Chapter hereby approves the attached capital improvement priority list (Exhibit A); and
2. The Shonto Chapter further hereby requests the attached information to prioritize these funding projects and to incorporate this list into the overall Navajo Nation Capital Improvement Plan.

**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered by the Shonto Chapter Council of Nat'aa at a duly called meeting at Shonto, Navajo Nation, Arizona, at which a quorum was present and that the same was passed by a vote of 7 in favor, 0 opposed, and 0 abstained on this 20<sup>th</sup> day of April 2008.

Motion: JONATHAN NEZ

Second: RICHARD TSOSIE



President Jones Grass  
Shonto Chapter Council of Nat'aa



***“EXHIBIT A”***  
***Resolution SH04-13-08***

SHONTO CHAPTER  
WESTERN NAVAJO AGENCY  
DISTRICT 2

CAPITAL IMPROVEMENT PRIORITY LISTING

1. Shaatohi Multipurpose Building (Governmental Complex)
2. Shaatohi Artist and Travel Plaza
3. Shaatohi Housing Affordable Housing Project
4. Powerline Extension – Shonto South
5. Powerline Extension – Talker
6. Bathroom Additions – Talker Extension and White Post Extension



## MEMORANDUM

TO: Honorable Herman Daniels, Jr.  
23<sup>rd</sup> Navajo Nation Council

FROM:   
Kristen Lowell, Principal Attorney  
Office of Legislative Counsel

DATE: May 7, 2018

SUBJECT: **AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE, AND NAVAJO NATION COUNCIL; APPROVING A SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF THREE MILLION, FIVE HUNDRED THIRTY-SIX THOUSAND, SEVENTY DOLLARS (\$3,536,070) TO SHONTO CHAPTER COMMUNITY GOVERNANCE, BUSINESS UNIT NUMBER, NEW; WAIVING 12 N.N.C. §§ 820(I) AND 860(C) RELATING TO THE CAPITAL IMPROVEMENT PROCESS**

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge.

**Please ensure that this particular resolution request is precisely what you want.** You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the

legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration.” 2 N.N.C. §164(A)(5).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0160-18\_\_

SPONSOR: Herman M. Daniels

**TITLE: An Action Relating To Resources And Development Committee, Budget And Finance Committee, NAABIK'IYATI', And Navajo Nation Council; Approving A Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of Three Million, Five Hundred Thirty-Six Thousand, Seventy Dollars (\$3,536,070) To Shonto Chapter Community Governance, Business Unit Number, New; Waiving 12 N.N.C. §§ 820(I) 860(C) Relating To The Capital Improvement Process**

***Date posted: May 08, 2018 at 3:01 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.*



**THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW SUMMARY**

**LEGISLATION NO.: 0160-18**

**SPONSOR: Honorable Herman Daniels**

**TITLE: An Action Relating To Resources And Development Committee, Budget And Finance Committee, NAABIK'IYATI', And Navajo Nation Council; Approving A Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of Three Million, Five Hundred Thirty-Six Thousand, Seventy Dollars (\$3,536,070) To Shonto Chapter Community Governance, Business Unit Number, New; Waiving 12 N.N.C. §§ 820(I) 860(C) Relating To The Capital Improvement Process**

**Posted: May 08, 2018 at 3:01 PM**

**5 DAY Comment Period Ended: May 13, 2018**

**Digital Comments received:**

<b>Comments Supporting</b>	<i>None</i>
<b>Comments Opposing</b>	<i>None</i>
<b>Inconclusive Comments</b>	<i>None</i>

  
 \_\_\_\_\_  
 Legislative Secretary II  
 Office of Legislative Services

5/14/2018 7:30am  
 \_\_\_\_\_  
 Date/Time