

RESOLUTION OF THE  
BUDGET AND FINANCE COMMITTEE  
OF THE NAVAJO NATION COUNCIL

23<sup>RD</sup> NAVAJO NATION COUNCIL - Fourth Year, 2018

AN ACTION

RELATING TO THE RESOURCES AND DEVELOPMENT AND BUDGET AND  
FINANCE COMMITTEES, RECOMMENDING AND APPROVING THE ENTERPRISE  
FUND FOR COLORADO RANCH FUND MANAGEMENT PLAN

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee (RDC) and the Budget and Finance Committee (BFC) are standing committees of the Navajo Nation Council. 2 N.N.C. § 300(A) and 500(A).
- B. The Department of Fish and Wildlife falls under the Division of Natural Resources. The RDC has oversight of the Division of Natural Resources. 2 N.N.C. § 501(C)(1).
- C. The BFC is empowered to approve fund management plans upon the recommendation of the appropriate oversight committee and the affected division or branch. 2 N.N.C. § 301(B)(14).

SECTION TWO. FINDINGS

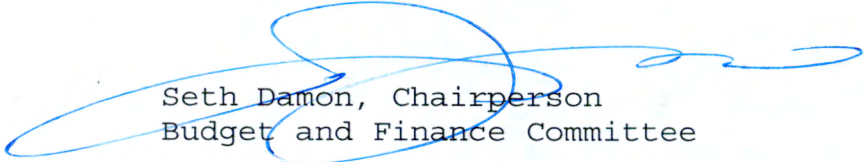
- A. The Enterprise Fund for Colorado Ranch Fund Management Plan is attached as **Exhibit A**.
- B. The Enterprise Fund for Colorado Ranch Fund Management Plan indicates that both the Resources and Development and Budget and Finance Committees are to provide legislative oversight.

SECTION THREE. APPROVAL

The Navajo Nation approves the Enterprise Fund for Colorado Ranch Fund Management Plan, attached as **Exhibit A**.

**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered by the Budget and Finance Committee of the Navajo Nation Council at a duly called meeting held at Tse Bonito, Navajo Nation (New Mexico), at which a quorum was present and that the same was passed by a vote of 3 in favor and 2 opposed, this 16<sup>th</sup> day of January, 2018.



Seth Damon, Chairperson  
Budget and Finance Committee

Motion: Honorable Tom T. Chee  
Second: Honorable Tuchoney Slim, Jr.

**NAVAJO NATION DEPARTMENT OF FISH AND WILDLIFE  
ENTERPRISE FUND FOR COLORADO RANCH  
FUND MANAGEMENT PLAN**

**I. Establishment**

The Department of Fish and Wildlife enterprise fund is hereby established within the Division of Natural Resources of the Executive Branch. The Enterprise Fund is for use by the Department of Fish and Wildlife in carrying out its mandated responsibilities to manage, conserve and protect fish, wildlife, agricultural products and plant resources and their habitats ~~in~~ on lands owned in Colorado.

**II. Purpose**

The Navajo Nation Department of Fish and Wildlife Enterprise fund will facilitate the Department to receive and expend revenues and fees collected from hunting, fishing, agricultural products and other wildlife management and agricultural production activities and services provided to improve Department capabilities in wildlife management, agricultural production, revenue generation, project planning and implementation, infrastructure development and operations, at the Colorado Ranch.

**III. Legislative Oversight and Authority**

- a. Pursuant to 2 N.N.C. §695 (B) (14), the Resources Committee of the Navajo Nation Council is the oversight committee for the Division of Natural Resources within which the Department of Fish and Wildlife is established. The Government services committee; pursuant to GSCF-3-94 approved the Plan of Operation for the Department.
- b. The Budget and Finance Committee of the Navajo Nation Council has the authority to coordinate, oversee and regulate the fiscal, financial, investment, contracting and audit policies of the Navajo Nation, pursuant to 2 N.N.C. §372.

**IV. Administration**

**a. Department of Fish and Wildlife**

The Department of Fish and Wildlife shall:

1. Collect and deposit all cattle, bison, baled hay or agricultural-related products and hunting, fishing and outdoor-related recreation revenues/fees; and

2. Prepare an annual budget and expenditure plan for recommendation to the Budget and Finance Committee of the Navajo Nation Council.
3. Provide hunting and fishing opportunities and other outdoor recreation activities to the general public; and provide wildlife management/data management services to the general public; and
4. Periodically review and update user fees, permit fees and fees charged for services, pursuant to Colorado Revised Statutes (CRS)-Title 33, Parks and Wildlife Article 1-101 to Article 6-209 and CRS, Title 35, Agriculture.

b. Office of the Controller

The Controller of the Navajo Nation or designee shall:

1. Establish an enterprise fund account for the Navajo Nation Department of Fish and Wildlife Enterprise Fund to address the collection of revenues and fees collected from hunting, fishing, cattle, bison and other agricultural and wildlife management activities and services provided, outdoor recreation and educational fees; and
2. Review and regulate expenditures from the Department of Fish and Wildlife to ensure compliance with Navajo Nation laws and policies relative to the enterprise fund account;
3. Maintain an accurate accounting of all transactions in accordance with generally accepted accounting principles and Navajo Nation policies and procedures; and
4. Provide the Director of the Department of Fish and Wildlife a monthly financial report detailing revenues deposited/received, expenditures and open commitments.

V. Sources of Revenues

Fees are based upon market value of the resource, comparable local & national market values, product demand, ranch operational needs and willingness to pay. Pursuant to Colorado Revised Statutes, Title 33, Parks and Wildlife, the Navajo Nation/Department of Fish and Wildlife will enter into a cooperative agreement with the Colorado Division of Wildlife and Parks known as the Ranching for Wildlife Program (RFW). This program is designed to improve conservation, preservation and protection of wildlife habitat on private lands, provide public

hunting opportunity on private lands, provide a framework for cooperative wildlife management efforts on private land and otherwise mitigate or reduce game damage claims arising on private lands. This agreement is for a 5 year period. Under this agreement the Navajo Nation/Department of Fish and Wildlife can determine Private hunting fees through a voucher program. Season dates and bag-limits are establish in accordance to the agreement. Public hunting fees, season dates and bag-limits are established by Colorado Division of Parks and Wildlife annual regulations.

The Landowner Preference Program (LPP) gives landowner preference for hunting licenses to encourage private landowners to provide habitat that increase wildlife populations for the benefit of all hunters. LLP registrations are valid for up to 5 years. The Commercial Lake and Private Lake License application will allow charging customers to fish.

Bison are classified as livestock by the U.S. Department of Agriculture, so general livestock commerce rules apply. Therefore, Colorado Revised Statue Title 35, Agriculture, will govern the sale of cattle and bison. A marketing strategy will be developed to obtain the best sale prices for bison and cattle. The baled hay produced and not used for supplement feeding will be sold at competitive market prices.

Hospitality such as event planning, tourism, conference management and sales and business development.

Donations designated for the livestock and wildlife management and outdoor and hospitality activities including monetary or negotiable gifts, contributions and bequests received.

#### VI. Annual Budget/Expenditure Plan

Expenditures from this account shall include salaries, payroll taxes, fringe benefits, vehicle, per diem, personnel travel expenses and other operational expenses such as helicopter and fixed wing needs for wildlife and habitat surveys, livestock purchases and habitat enhancement projects, supplies, supplemental feed if needed, and materials, equipment rental, utilities and communication expenses, repairs and maintenance, contractual services, matching funds and capital expenditures.

Expenditures from the Enterprise Fund shall be made in accordance with established Navajo Nation Budget policies and procedures. Authorization for expenditure shall be entrusted to the General Manager of this Expenditure plan, Department of Fish and Wildlife as delegated by the Executive Director, Division of Natural Resources.

On an annual basis, an amount will be determined as expenditure to be applied to the construction of new infrastructure or remodeling of existing infrastructure.

#### VII. Accounting, Revenue intake and Expenditure Control



- a. All books of account for the Department of Fish and Wildlife Enterprise Fund shall be maintained by the Office of the Controller in accordance with generally accepted accounting principles and Navajo Nation policies.
- b. All revenues shall be accepted in the form of bank or cashier's checks, bank or United States Postal Service money orders, and Navajo Nation internal payment documents. No cash or personal checks will be accepted as payment.
- c. All revenues received shall be deposited in appropriate depository accounts on a weekly basis, if practicable.
- d. All expenditures shall be made by Navajo Nation check and processed in accord with Navajo Nation policies including the use the Navajo Nation Purchase Card.

#### VIII. Audit and Reports

- a. The books of account for the Department of Fish and Wildlife Enterprise Fund shall be subject to periodic audit in conjunction with the annual Navajo Nation audit.
- b. The Director of Department of Fish and Wildlife shall make quarterly written reports to the Navajo Nation Council on the status of the Department of the Fish and Wildlife Enterprise Fund.
- c. The Department of Fish and Wildlife shall report at least annually on the use of the fund revenues to the Resources Committee of the Navajo Nation Council. All fees, charges, and revenue projections will be subject to periodic review at least annually. This periodic review will include the participation of the Controller to review the fees, charges and projected revenue, historical cost data, level of service, demand, and forecasting methods.

IX. Amendments

This Fund management plan may be amended from time to time by the Budget and Finance Committee of the Navajo Nation Council upon recommendation of the Resources Development Committee (RDC) of the Navajo Nation Council, as deemed appropriate.