

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

24TH NAVAJO NATION COUNCIL - Third Year, 2021

AN ACTION

RELATING TO THE RESOURCES AND DEVELOPMENT AND BUDGET AND
FINANCE COMMITTEES; APPROVING A CHANGE OF PROJECT AND CHANGE
OF FUNDING YEAR IN RESOLUTION CAP-35-18, FOR KAYENTA CHAPTER

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee exercises authority over chapters of the Navajo Nation. 2 N.N.C. § 501(C) (1).
- B. The Budget and Finance Committee of the Navajo Nation Council exercises authority over budgeting, appropriation, investment and management of all funds. 2 N.N.C. § 301(B) (2).
- C. Council Resolution CAP-35-18 provides, "[a] chapter project, powerline, or waterline project may be changed, including the year funded, or added to Exhibits A through E with the concurrence of the Delegate representing the chapter's Council District and the approvals of the Resources and Development Committee and Budget and Finance Committee, as long as such project has been certified as construction-ready by CPMD or NTUA and the total Síhasin Funding for the District does not exceed \$4,166,666.67." CAP-35-18, Section Four, Paragraph C.

SECTION TWO. FINDINGS

- A. On April 17, 2018, the Navajo Nation Council adopted Council Resolution No. CAP-35-18, "Adopting the Síhasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to CD-68-14, as Amended by CJA-03-18, and 12 N.N.C. §§2501-2508, as Amended; Waiving 12 N.N.C. §§ 810(F), 820(I) and (M) and 860(C) Relating to the Capital

Budget and Capital Improvement Process." Resolution No. CAP-35-18 is incorporated herein by reference.

- B. Kayenta Chapter requests to amend CAP-35-18 to delete the Kayenta Diversion Dam Rehabilitation Project (identified as Project No. D-63 on Exhibit on Exhibit D to Resolution No. CAP-35-18, attached hereto as **Exhibit 3**) and replace it with the Comb Ridge/El Capitan Powerline Project and to move the Project to Year 3. The project funding of \$1,344,623.31 will remain the same and will be expended in Year 3.
- C. The Síhasin Project Amendment Certification, attached hereto as **Exhibit 1**, has been signed by the Navajo Nation Council Delegate representing the Kayenta Chapter's council district as required by CAP-35-18, section 4, paragraph C.
- D. The Capital Projects Management Department, through its signature in Section IV of **Exhibit 1**, has indicated the Project is construction ready. Supporting documents for the project from the Navajo Tribal Utility Authority are attached as **Exhibit 2**.

SECTION THREE. APPROVAL

The Navajo Nation hereby approves the project change requested by the Kayenta Chapter in accordance with the attached **Exhibit 1**.

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 by teleconference at which a quorum was present and that the same was passed by a vote of 3 in favor and 0 opposed, this 13th day of April 2021.

A handwritten signature in blue ink, appearing to read 'J. Henio', with a horizontal line extending to the right.

Jamie Henio, Chairperson
Budget and Finance Committee

Motion: Honorable Nathaniel Brown
Second: Honorable Raymond Smith, Jr.

CAPITAL PROJECTS MANAGEMENT DEPARTMENT
SIHASIN PROJECT AMENDMENT CERTIFICATION
CAP-35-18

I. PROJECT DETAILS

DATE SUBMITTED September 3, 2020

PROJECT NAME: Kayenta Diversion Dam Rehabilitation Project

REFERENCE NUMBER: _____

PROJECT TYPE: Design & Construction

ORIGINAL DATE APPROVED: November 28, 2019

II. NATURE OF CHANGE AND COST DETAILS

EXHIBIT & PROJECT NO.	PROJECT DESCRIPTION	FUNDING			FUNDING AMOUNT ADDED OR DELETED
		YEAR 1	YEAR 2	YEAR 3	
D #63	Kayenta Diversion Dam Rehabilitation Project		\$1,344,623.31		DELETED
D #63	Amendment: Change Project Description to				
	<i>Kayenta Chapter Comb Ridge/El Capitan Powerline</i>		\$1,344,623.31		ADDED
	<i>Project and to move to Year 3</i>				
TOTAL: [] INCREASED / [] DECREASED FUNDING:					\$1,344,623.31

Acknowledgement of Project Amendment:

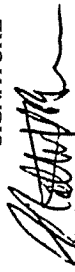
PRINTED NAME

SIGNATURE

DATE

Navajo Nation Council Delegate

Nathaniel Brown

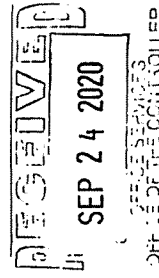


12/25/20

III. REASON FOR AMENDMENT

CPMD has reviewed the CAP-35-18 Project Change Form and concurs that:

1. The total amount of funding for the added projects equals the total amount of funding for the deleted projects;
2. Each added project has a completed Project Check-Off List signed off by CPMD and attached to this Form; and
3. After the projects have been added and deleted, the total CAP-35-18 funding for the Council District does not exceed \$4,166,666.67.
4. Add language to legislation "EXHIBIT D" Funding Use/Year.



IV. AFTER REVIEW, CPMD CONSIDERS AND CERTIFIES THE PROJECT TO BE DEEMED CONSTRUCTION-READY.

PRINTED NAME

SIGNATURE

DATE

CPMD Project Manager

CPMD Department Manager

Benjamin Cady

James Adakai





9/23/20

9-21-20

Dev. CPMD 1





NAVAJO TRIBAL UTILITY AUTHORITY

AN ENTERPRISE OF THE NAVAJO NATION

March 29, 2019

Mr. Stanley Clitso, President
Kayenta Chapter
P.O. Box 1088
Kayenta, Arizona 86033

RE: Kayenta Chapter (Comb Ridge/El Capitan Area) Power Line Project

Dear Mr. Clitso:

Provided herewith are **PRELIMINARY** construction costs estimates to provide service to residents within the Comb Ridge and El Capitan areas of Kayenta Chapter referencing the enclosed Chapter Resolution K18-387-09 we received for this project. These costs will supersede all previous costs. The following items are provided for your information:

1. The ownership of the power lines will belong to the Navajo Tribal Utility Authority. The Navajo Tribal Utility Authority will handle the operation and maintenance responsibilities.
2. The cost estimates that are submitted are **PRELIMINARY**. Firm construction costs will be based upon final engineering and design.
3. Notice of funding for right-of-way acquisition must be received before NTUA commences with the archaeological clearance, environmental assessment, and legal surveys; and final engineering and design. This amount is shown on the attached estimate and contributes to the total project cost.
4. The Navajo Tribal Utility Authority will budget \$1,500.00 per customer provided their house is wired and ready for hook up prior to construction.

NOTE: If all homes are not wired, the NTUA Contribution will be adjusted downward to reflect the actual number of homes wired at the time of construction. This will result in an increase in contribution required by the Kayenta Chapter.

Home Office
P.O. BOX 170
FT DEFIA NCE, AZ 86504

KAYENTA
P.O. BOX 37
KAYENTA, AZ 86033

TUBA CITY
P.O. BOX 368
TUBA CITY, AZ 86045

SHIPROCK
P.O. BOX 1749
SHIPROCK, NM 87420

CHINLE
P.O. BOX 549
CHINLE, AZ 86503

FORT DEFIA NCE
P.O. BOX 387
FT DEFIA NCE, AZ 86504

DILCON
HC 63 BOX D
WINSLOW, AZ 86047

CROWNPOINT
P.O. BOX 1825
CROWNPOINT, NM 87313

CALL 800-528-5011 OR 928-729-5721 FOR ALL OFFICES.

Letter to Mr. Stanley Clitso, Kayenta Chapter
RE: Kayenta (Comb Ridge/El Capital Area) Power Line Project
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If you have any questions concerning these cost estimates, you may contact Ms. Marcella Black, Project Supervisor, Kayenta District at (928) 729-5721 extension 4762 or me at (928) 729-6236.

Sincerely yours,

NAVAJO TRIBAL UTILITY AUTHORITY



Ethelind Johns, Project Administration Supervisor
Electric System Planning Section

CC: Nathaniel Brown, Kayenta Chapter
Srinivasa Venigalla, Electric and Information Systems, NTUA
Lester Lee, Electric Systems Division, NTUA
Niecy (Bernice) Tsosie, Electric System Planning Section, NTUA
Shannon Burnette, Electric System Planning Section, NTUA
Sherrell White, Electric System Planning Section, NTUA
Louella Chee, Electric System Planning Section, NTUA
Vircyntia Charley, Kayenta District, NTUA
Marcella Black, Kayenta District, NTUA
Darlene Begay, Kayenta District, NTUA

Letter to Mr. Stanley Clitso, Kayenta Chapter
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KAYENTA CHAPTER (Comb Ridge/El Capitan Area)
POWER LINE PROJECT

Line A – Main Trunk Line	13.65 Miles	\$1,322,362.40
Member Extensions	7.33 Miles	<u>875,920.06</u>
Subtotal		\$2,198,282.46
Archaeological Clearance, Environmental Assessment, and Legal Survey for Right-of-Way Acquisition (20.98 Miles)		<u>222,388.00</u>
Subtotal		\$ 2,420,670.46
NTUA Contribution (24 Homes @ \$1,500.00)		(<u>36,000.00</u>)
Contribution Required Prior to Construction		\$2,384,670.46

NAVAJO TRIBAL UTILITY AUTHORITY
Proposed Power Line Extension

CHAPTER: KAYENTA

REMARKS: Kayenta Chapter (Comb Ridge/El Capitan Area) Power Line Project

Page 1 of 2

No	Customer's Name	Description	House Yes	Wired No	Comments
	LINE A (Secondary Service Off Of Main Line)				
1.	Tulley Whitehorse				
2.	Timothy Whitehorse				
3.	Benny/Carlotta Black				
4.	Ken Whitehorse				
5.	Ellen Begaye				
6.	Nathaniel Whitehorse				
7.	Raydel Reddye				
8.	Tara Clitso				
	TAP A-1				
9.	Marlene Gray				
	TAP A-2				
10.	Wanda Allen				
11.	Stanley Gray				
	TAP A-2A				
12.	Ellison Whitehorse				
	TAP A-3				
13.	John Whitehorse				
	TAP A-4				
14.	Edmond White				
15.	Effie Black				
	TAP A-4A				
16.	Mary Speck				
17.	Michael Speck				

CHAPTER: KAYENTA

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EXHIBIT:

D

SIHASIN FUND POWERLINE AND CHAPTER CAPITAL PROJECTS EXPENDITURE PLAN

NO.	CHAPTER	PROJECT DESCRIPTION	PROJECT TYPE (Pre-Design, Design, Design/Construction)	PROJECT DURATION	YEAR 1 FUNDING	YEAR 2 FUNDING	YEAR 3 FUNDING	MATCHING FUNDS (LEVERAGE)	SIHASIN FUNDS REQUESTED
48	Lukachukai	Chapter Senior Center	Construction	12 months	\$86,427.00	\$0.00	\$0.00	\$0.00	\$86,427.00
49	Lukachukai	Chapter Welding Machinery	Major Equipment	6-8 months	\$7,000.00	\$0.00	\$0.00	\$0.00	\$7,000.00
50	Lukachukai	Chapter Roping Box	Major Equipment	6-8 months	\$3,503.00	\$0.00	\$0.00	\$0.00	\$3,503.00
51	Crystal	Fire Suppression System	Construction	6-12 months	\$876,000.00	\$0.00	\$0.00	\$285,000.00	\$876,000.00
52	Fort Defiance	Solar Street Lights	Construction	12 months	\$0.00	\$972,025.00	\$0.00	\$283,503.00	\$972,025.00
53	Fort Defiance	Street Rehabilitation	Design/Construction	24 months	\$69,641.67	\$0.00	\$0.00	\$0.00	\$69,641.67
54	Red Lake	Utility System Upgrade	Design/Construction	1-6 months	\$70,000.00	\$0.00	\$0.00	\$0.00	\$70,000.00
55	Red Lake	Street Improvement	Design/Construction		\$100,000.00	\$250,000.00	\$300,000.00	\$0.00	\$650,000.00
56	Red Lake	Chapter Complex	Plan/Design/Construction		\$0.00	\$0.00	\$321,666.67	\$0.00	\$321,666.67
57	Sawmill	Bathroom Additions	Construction	12 months	\$150,000.00	\$0.00	\$0.00	\$0.00	\$150,000.00
58	Sawmill	Renovate Chapter House	Construction	6 months	\$250,000.00	\$250,000.00	\$0.00	\$0.00	\$500,000.00
59	Sawmill	N7 Road Rehab	Design		\$271,666.67	\$0.00	\$0.00	\$0.00	\$271,666.67
60	Dennehotso	Transfer Station	Design/Construction	24 months	\$40,000.00	\$100,000.00	\$0.00	\$0.00	\$140,000.00
61	Dennehotso	Veterans Park	Construction	36 months	\$0.00	\$225,000.00	\$0.00	\$7,000.00	\$232,000.00
62	Dennehotso	Warehouse	Construction	12 months	\$0.00	\$162,025.82	\$0.00	\$20,000.00	\$182,025.82
63	Kayenta	Diversion Dam	Design/Construction	24-36 months	\$0.00	\$1,344,623.31	\$0.00	\$455,000.00	\$1,344,623.31
64	Kayenta	Rehabilitation Project							
65	Kayenta	Multi-Purpose Building	Plan/Design/Construction	24 months	\$350,000.00	\$0.00	\$0.00	\$0.00	\$350,000.00
66	Chilchinibeto	Multi-Purpose Building	Plan/Design/Construction	12 months	\$300,000.00	\$0.00	\$0.00	\$0.00	\$300,000.00
67	Shiprock	Chapter Renovation	Design/Construction	12 months	\$50,000.00	\$400,000.00	\$0.00	\$0.00	\$450,000.00
68	Shiprock	Senior Center	Construction	12 months	\$80,000.00	\$0.00	\$0.00	\$0.00	\$80,000.00
69	Shiprock	Elderly Care Site	Planning	8 months	\$17,000.00	\$0.00	\$0.00	\$0.00	\$17,000.00
70	Shiprock	Wellness Center	Design/Construction	12 months	\$0.00	\$200,000.00	\$0.00	\$0.00	\$200,000.00
71	Shiprock	Former BIA Compound	Testing/Planning	24 months	\$350,000.00	\$0.00	\$0.00	\$0.00	\$350,000.00
72	Shiprock	Utility Hook-Up/Restroom	Construction	8 months	\$60,000.00	\$0.00	\$0.00	\$0.00	\$60,000.00
73	Shiprock	Renovations							
74	Shiprock	River Trail & Community Park	Construction	9 months	\$56,000.00	\$0.00	\$0.00	\$0.00	\$56,000.00
75	Shiprock	15 Secure Land Designation	Planning	24 months	\$200,000.00	\$0.00	\$0.00	\$0.00	\$200,000.00
76	Shiprock	Rural Addressing	Construction	12 months	\$100,000.00	\$0.00	\$0.00	\$0.00	\$100,000.00
77	Shiprock	Roads-Indian Village	Major Equipment	12 months	\$318,000.00	\$0.00	\$0.00	\$0.00	\$318,000.00
78	Shiprock	South Side Incident Command Center	Construction	24 months	\$1,000,000.00	\$0.00	\$0.00	\$0.00	\$1,000,000.00

BUDGET AND FINANCE COMMITTEE

13 APRIL 2021

Special Meeting

VOTE TALLY SHEET:

Legislation No. 0034-21: An Action Relating to Resources and Development and Budget and Finance Committees; Approving a Change of Project and Change of Funding Year in Resolution CAP-35-18, for Kayenta Chapter *Sponsored by Nathaniel Brown, Council Delegate*

Consent Agenda Item

Motion: Nathaniel Brown

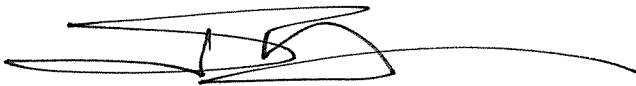
Second: Raymond Smith, Jr.

Vote: 3-0, Chairman not voting

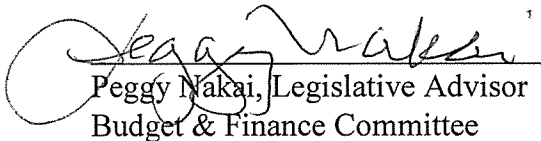
Final Vote Tally:

Jamie Henio		
Raymond Smith Jr.	yea	
Elmer P. Begay		
Nathaniel Brown	yea	
Amber K. Crotty	yea	
Jimmy Yellowhair		

Absent: Elmer P. Begay, Jimmy Yellowhair



Jamie Henio, Chairman
Budget & Finance Committee



Peggy Nakai, Legislative Advisor
Budget & Finance Committee