

LEGISLATIVE SUMMARY SHEET

Tracking No. 0340-18

DATE: October 15, 2018

TITLE OF RESOLUTION: AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE; CONCURRING WITH THE NAVAJO NATION PRESIDENT TO ACCEPT A DONATION OF \$175,000.00 TO THE NAVAJO NATION VETERANS ADMINISTRATION OAK SPRINGS CHAPTER FROM THE FAMILY OF THE LATE LEO CHISCHILLY TO CONSTRUCTION OF THE OAK SPRINGS-PINE SPRINGS VETERANS PARK

PURPOSE: The purpose of this resolution is to concur with the Navajo Nation President's acceptance of a \$175,000.00 donation from the family of the late Leo Chischilly for the Navajo Nation Veterans Administration in order to construct he Oak Springs-Pine Springs Veterans Park.

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: W
Website Posting Time/Date: 3:03pm 10/14/18
Posting End Date: 10/21/2018
Eligible for Action: 10/22/2018

PROPOSED STANDING COMMITTEE RESOLUTION
23rd NAVAJO NATION COUNCIL – Fourth Year, 2018

INTRODUCED BY

Primary Sponsor

TRACKING NO. 0340-18

AN ACTION

RELATING TO NAABIK'ÍYÁTI' COMMITTEE; CONCURRING WITH THE
NAVAJO NATION PRESIDENT TO ACCEPT A DONATION OF \$175,000.00 TO
THE NAVAJO NATION VETERANS ADMINISTRATION OAK SPRINGS
CHAPTER FROM THE FAMILY OF THE LATE LEO CHISCHILLY TO
CONSTRUCTION OF THE OAK SPRINGS-PINE SPRINGS VETERANS PARK

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. 2 N.N.C. §1010, gifts to the Navajo Nation valued at more than \$1,000 must be accepted by the President of the Navajo Nation with the concurrence of the Naabik'iyáti Committee. 2 N.N.C. § 1010.

SECTION TWO. FINDINGS

A. The family of the late Leo Chischilly has gifted the Navajo Nation Veterans Administration Oak Springs Chapter with a donation of \$175,000.00 to honor the lifelong wish of Mr. Chischilly to construct a veterans park for the Oak Spring-Pine Springs community. See Letter dated February 22, 2018, from Chischilly Family Attorney Randi McGinn to the Navajo Nation Veterans Administration attached hereto as **Exhibit A**.

B. Pursuant to the 2018 Navajo Nation Budget Instructions Manual Appendix L, external awards require the formation of a budget on the applicable Budget Forms 1

1 through 5. The Office of Management and Budget has previously determined
2 “donation[s] are a form of external fund[s]” and “need[s] to be entered into FMIS by
3 Contracts and Grants Section” to “authorize use of the donated funds.” *See generally*
4 NABIO-91-16.

5 C. Signed Budget Forms for Business Unit NEW Program Title Navajo Nation Veterans
6 Administration-Oak Springs Chapter are attached hereto as **Exhibit B**.

7 D. The Navajo Nation Office of the President and Vice President has been made aware
8 of the \$175,000.00 donation from the family of Leo Chischilly and wish to accept the
9 donation on behalf of the Navajo Nation for the construction of the Oak Springs-Pine
10 Springs Veterans Park. *See* attached **Exhibit C**.

11 E. The Oak Springs Chapter Government and the Teel’chinti’/T’iis’iihi Veterans
12 Organization support the acceptance of the donation. *See* attached **Exhibits D** and **E**,
13 respectively.

14 F. Accepting the \$175,000.00 donation for the Navajo Nation Veterans Administration
15 for the construction of the Oak Springs-Pine Springs Veterans Park is in the best
16 interest of the Navajo Nation.

17
18 **SECTION THREE. CONCURRENCE BY THE NAABIK’ÍYÁTI COMMITTEE AND**
19 **DIRECTIVE TO THE OFFICE OF NAVAJO NATION VETERANS**
20 **ADMINISTRATION**

21 A. The Naabik’íyáti Committee hereby concurs with the Navajo Nation President’s
22 acceptance of the \$175,000.00 donation from the Family of the Late Leo Chischilly,
23 more particularly described in **Exhibit A** for the construction of the Oak Springs-Pine
24 Springs Veterans Park.

25 B. The Navajo Nation hereby directs the Navajo Nation Veterans Administration to
26 record the receipt of the \$175,000.000 donation with the Ethics and Rules Office,
27 pursuant to 2 N.N.C. § 1012.

28 C. Pursuant to 2 N.N.C. § 1010, all gifts to the Navajo Nation shall be and remain the
29 property of the Navajo Nation.
30



**McGINN
MONTROYA
LOVE &
CURRY**
CHANGING LAWS
SAVING LIVES

201 Broadway SE
Albuquerque, NM 87102

ph 505.843.6161
fx 505.242.8227
tf 800.259.9240

Randi@McGinnLaw.com

EXHIBIT

A

Associate Attorneys:

Michael E. Sievers
Philomena Hausler
Jamison Shekter

February 22, 2018

Navajo Nation Veteran's Administration
P.O. Box 430
Window Rock, AZ 86515

Re: Donation to Build Oak Springs Veteran's Park

Dear Navajo Nation Veteran's Administration:

I am the attorney representing the family of Leo Chischilly, a Navajo Veteran, who was killed last year when he was rear-ended by a semi-truck on the highway. Before his death, Mr. Chischilly's dream was to build a park in honor of veterans in the Oak Springs Community. He had worked with the Oak and Pine Springs Veteran's Organization to come up with plans for this park. All that was lacking were the funds to build it for the community.

Upon settlement of the wrongful death case involving Mr. Chischilly, the family wanted to do something to honor him. From the settlement proceeds, Mr. Chischilly's three daughters, Gwenda Gorman, Tanya Chischilly and Pamela Puente donated \$175,000 (the estimate for completion of the park) of the wrongful death settlement be paid to the Oak and Pine Springs Veteran's Organization for construction of this park.

Because of confidentiality provisions in the settlement release, I cannot disclose the name of the insurance company which paid this settlement. Because the money came from the amount that would have been awarded to Mr. Chischilly's three daughters it is really a donation from the family.

The donation is directed to the Oak and Pine Springs Veteran's Organization specifically for construction of the Veteran's Park. The funds should only be used to pay selected contractors to complete the park, as directed by the Oak and Pine Springs Veteran's Organization and the Chischilly family. There should be no indirect costs charged to this donation and the funds should not be used for any other purpose. Should you or the tribe reject these stipulations, then the family would request return of the money.

I hope this letter has answered all your questions regarding this generous memorial to Leo Chischilly from his family. Here's hoping it can create a spot to honor veterans like Mr. Chischilly and to benefit the community. Please call if you have any further questions.

Best Regards,

Randi McGinn

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Navajo Nation Veterans Administration-Oak Springs Chapter</u>		Division/Branch: <u>OPVP - Executive</u>	
Prepared By: <u>Glenna Grebb, AMS</u>		Phone No.: <u>928.871.6413</u>		Email Address: <u>ggrebb@navajo-nsn.gov</u>	
PART II. FUNDING SOURCE(S)		Fiscal Year	Amount	% of Total	
		10/1/18-9/30/19	175,000.00	100%	
PART III. BUDGET SUMMARY					
		Fund Type Code	Original Budget	Proposed Budget	Difference (Column B - A)
	2001	Personnel Expenses			
	3000	Travel Expenses			
	3500	Meeting Expenses			
	4000	Supplies			
	5000	Lease and Rental			
	5500	Communications and Utilities			
	6000	Repairs and Maintenance			
	6500	Contractual Services			
	7000	Special Transactions			
	8000	Public Assistance		58,333	
	9000	Capital Outlay		116,667	
	9500	Matching Funds			0
	9500	Indirect Cost			0
TOTAL			\$0.00	175,000.00	0
PART IV. POSITIONS AND VEHICLES					
Total # of Positions Budgeted:			(D)	(E)	
Total # of Permanently Assigned Vehicles:					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
Ryan Sandoval, Acting Executive Director SUBMITTED BY: <u>Program Manager's Printed Name</u> 9-28-18 SUBMITTED BY: <u>Program Manager's Signature and Date</u>					
Robert Joe, Chief of Staff APPROVED BY: <u>Division Director/Branch Chief's Printed Name</u> 10-7-18 APPROVED BY: <u>Division Director/Branch Chief's Signature and Date</u>					

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2019

PART I. PROGRAM INFORMATION:		Business Unit No.: *NEW*		Program Name/Title: Navajo Nation Veterans Administration- CVO Oaksprings																							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:																											
<small>RESOLUTION No. HHS/CAU-12-15 and C-7-46-98 1. Effectively and efficiently provide outreach services and benefits to Veterans and to identify the exclusive and distinctive needs of Veterans; 2. Seek additional funding and make recommendations for the implementation, expansion and improvement of existing programs of the NAVA, divisions and offices of the Navajo Nation to ensure Veterans receive the benefits and services they are entitled to; 3. Seek and improve the quality and accessibility of healthcare benefits, health services for Veterans on the Navajo Nation; 4. Monitor, advocate and promote employment and educational training for Veterans, business preferences, employment preferences and other services; 5. Determine, implement and provide program services for the needs and benefits of Veterans pursuant to Navajo Nation Budget appropriations and pursuant to duly accepted and approved program funds received by the Navajo Nation; and 6. Manage by administering, advocating and improving the Carl T. Hayden - Veterans Administration Medical Center (VAMC) Fee For Service program for Traditional Healing Ceremony</small>																											
PART III. PROGRAM PERFORMANCE CRITERIA:																											
		1st QTR		2nd QTR		3rd QTR		4th QTR																			
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual																
1. Goal Statement: Plan and Design Veterans Park in Oak Springs																											
Program Performance Measure: Present plan and Design to Oaksprings veterans organization		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%;">1</td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> </tr> </table>												1													
1																											
2. Goal Statement: Proceed to get request for Proposal (RFP)																											
Program Performance Measure: Obtain Blue Prints and Scope of work approved by Oaksprings Veteran Organization		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%;">0</td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> </tr> </table>												0													
0																											
3. Goal Statement: Began Construction Phases of park with Maintenance/ Operation																											
Program Performance Measure: Ensure Project is beginning its construction phases.		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%;">0</td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> <td style="width: 5%;"></td> </tr> </table>												0													
0																											
4. Goal Statement:																											
Program Performance Measure:																											
5. Goal Statement:																											
Program Performance Measure:																											
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.																											
Ryan Sandoval, Acting Executive Director Program Manager's Printed Name				Robert Joe, Chief of Operations Division Director/Branch Chief's Printed Name																							
10-10-18 Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date																							

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION: Program Name/Title: Navajo Nation Veterans Administration - Oak Springs Chapter Business Unit No.: NEW			
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
8500	8000 - Assistance Infrastructure (non-cap)	58,333	58,333
9020	9000 - Capital Outlay Infrastructure	58,333 58,333	116,667
TOTAL		175,000	175,000



THE NAVAJO NATION

RUSSELL BEGAYE
JONATHAN NEZ



July 30, 2018

Honorable Jonathan Hale
23rd Navajo Nation Council
P.O. Box 3390
Window Rock, Arizona 86515

Dear Delegate Hale,

I write on behalf of the Office of the President and Vice President to extend my full endorsement of the Navajo Nation Council and its efforts to accept the donation made by the family of Leo Chischilly to restore and construct the Oak Springs-Pine Springs Veteran's Park.

Leo Chischilly was a Navajo Veteran who was killed last year in a motor vehicle accident. I am told that before his death, Leo's dream was to build a park in honor of the Oak Springs-Pine Springs veterans. Prior to passing, Leo worked actively with the Oak Springs-Pine Springs Veteran's Organization to develop plans for the park. During that time, the Oak Springs-Pine Springs Veteran's Organization lacked proper funds to restore and construct the park. To honor his memory and his dedication to the Oak Springs-Pine Springs Veteran's Organization, his family has generously donated \$175,000 to be paid to the Oak Springs-Pine Springs Veteran's Organization for construction of the Oak Springs- Pine Springs Veteran's Park.

The assistance of the Navajo Nation Council is needed to accept the gift on behalf of the Oak Springs-Pine Springs Veteran's Organization. I write to lend my full support to the Navajo Nation Council and to request for your assistance in accepting the generous donation on behalf of the Oak Springs-Pine Springs Veteran's Organization, pursuant to the applicable laws and policies of Navajo Nation. Should you require further assistance from our office please contact Sarah Woodie-Jackson, Executive Staff Assistant for the Office of the President and Vice President, at (928) 871-7002.

Our Navajo Veterans are the pride of the Navajo Nation. We encourage you to work to expedite the Oak Springs-Pine Springs Veteran's Park Project in memory of our beloved veteran, Leo Chischilly.

Sincerely,

THE NAVAJO NATION

A handwritten signature in black ink, appearing to read "J-M Nez".

Jonathan M. Nez, *Vice President*



May 17, 2018

To: Navajo Nation Office of the President and Vice President, Russell Begaye and Jonathan Nez
Fr: Oak/Pine Springs Veterans Organization, Commander, Lionel Allen
Re: Monetary Donation to Oak/Pine Springs Veterans Organization

Good Afternoon,

My name is Lionel Allen and I am the Commander for the Oak Springs and Pine Springs Veterans Organization. I am writing to you at the request of the Veterans in my Community and on their behalf.

The family of our late Commander, Leo Chischilly, recently donated a large sum of money to our Veterans Organization. These funds were to be used to remodel and renovate an old existing park in Oak Springs. That was one of the things that Mr. Chischilly was working on at the time of his passing. Unfortunately, we have come across a few issues pertaining to the check and thus have led to my Veterans asking me to write to you for assistance.

According to the Oak Springs Chapter Community Services Coordinator (CSC), the account for the Veterans at the Chapter level will be closing soon and therefore we were denied our request of depositing the check into that account. The expiration date for the check is fast approaching and the Veterans of my Organization don't want to lose the money. So that leads to my request. Is there any way we could utilize the account at the Chapter level to deposit these funds? We are currently working on obtaining a 501 C3 tax exemption ID which would make opening a bank account easier. Because that is a long process in itself, we were hoping this would be a better way to manage the funds and

My train of thought is that if the Navajo Nation President's Office accepts the donation on behalf of the Oak/Pine Springs Veterans Organization and then it is released to the Oak Springs Chapter, it could then be deposited into the Veterans account there. In that way, the funds would not be lost and the Veterans Organization would be able to see through the goal of having a park for the Community members and even visitors and tourists as they travel through Navajo Land on Route 12.

I sincerely appreciate your time and consideration in this matter. If you should have any questions, please feel free to email me at lioneltallen@gmail.com or call or text me at (602)541-9606. Again, thank you very much for your time.

Respectfully,

Lionel Allen
Commander
Oak/Pine Springs Veterans Organization

Cc: Health, Education, and Human Services Committee, Honorable Jonathan Hale
Oak Springs Chapter Officials, Pres. Edison Wauneka, V Pres. Darryle Nelson, Sec/Treas Arlene Radisch
23rd Navajo Nation Council
Department of Ethics and Rules
Navajo Nation Veterans Administration, Executive Director, Tracey Clyde
Office of the Auditor General

NAVAJO NATION DEPARTMENT OF JUSTICE



REQUEST FOR SERVICES



DOJ
02/02/18 938am
DATE / TIME
RFS #: 18-0385
UNIT: ECDU

☐ RESUBMITTAL

*** FOR NNDOJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE

DATE OF REQUEST: 2/1/2018	ENTITY/DIVISION: COMMUNITY DEVELOPMENT
CONTACT NAME: Edison Wauneka, Chapter President	DEPARTMENT: Oak Springs Chapter
PHONE NUMBER: 928-871-6179	E-MAIL: ejwauneka@yahoo.com

COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (Attach Documents):

Advisory Opinion: Oak Springs Chapter Receives Private Donation from Former Community Member

DEADLINE:	Click here to enter a date	REASON:	
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DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT: FEB 02 2018 10am	REVIEWING ATTORNEY/ADVOCATE: Neami Gilmore
DATE TIME OUT OF UNIT:	PREPARED BY (initial): AH

DOJ ATTORNEY / ADVOCATE COMMENTS

See email and memo



REVIEWED BY: (PRINT) Neami M Gilmore	DATE / TIME: 2/21/2018 10:17am
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DOJ Secretary Called:	for Document Pick Up on	at	By:
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PICKED UP BY: (PRINT)	DATE / TIME:
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NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
ATTORNEY GENERAL

CHERIE ESPINOSA
ACTING DEPUTY ATTORNEY GENERAL

MEMORANDUM

TO: Edison Wauneka, Chapter President
Oaksprings Chapter

FROM:


Neomi M. Gilmore, Attorney Candidate
Economic/Community Development Unit, Dept. of Justice

DATE: March 6, 2018

SUBJECT: **RFS No. 18-0385: Procedures to Receive Gifts/Donations of Private Funds**

The Navajo Department of Justice (DOJ) received your Request for Services (RFS) on February 1, 2018. Oaksprings Chapter requested guidance on accepting donations of private funds. We spoke about the RFS on same day.

After our conversation, I understand the facts as follows:

1. You met (date unknown) with the relatives of a former community member of the Oaksprings Chapter who passed away. The relatives would like to donate money to the Oaksprings Chapter with restrictions. Specifically, you state the family told you they do not want the Chapter to hold the money but rather would like the \$170,000 donation to go towards the planning, design, and construction of the Veterans Park in Oak Springs.
2. On or about January 24, 2018, Ms. Johnson sent an email to the Chapter veterans' organization asking if CPMD is assisting with the plan, design, and construction of the Park. Ms. Johnson provided that additional research would be required to determine where the funds would be kept.

Only the Navajo Nation President can receive donations on behalf of the Navajo Nation with concurrence from the Naabik'iyati Committee.

Only the Navajo Nation President has the authority to accept or decline gifts of property on behalf of the Navajo Nation. 2 N.N.C. § 1010. However, when the value of the gift exceeds \$1,000, it is required that the Naabik'iyati' Committee of the Navajo Nation Council

concur on acceptance of the donation. 2 N.N.C. § 1010. Once accepted, all public officials, regardless of whether the gift is intended for them or the Navajo Nation, must record the gift with the Ethics and Rules office. 2 N.N.C. § 1012.

All gifts to the Navajo Nation are the property of the Navajo Nation. 2 N.N.C. § 1010. It is illegal to sell, gift, loan, exchange or otherwise dispose of Navajo Nation property, unless it is authorized by regulations or the Navajo Nation Council has issued a directive. 2 N.N.C. § 57.

Oaksprings Chapter must follow the appropriate procedures to receive the donation of private funds.

In this case, Oaksprings Chapter states the family will donate \$170,000.00 to the Chapter. However, the Chapter does not have a written document which provides the family will donate the \$170,000.00 or the manner by which funds will be transferred. Because the family is allegedly promising to donate a value over \$1,000, acceptance of this donation requires the Naabik'íyáti Committee's concurrence. Additionally, Title 2 requires approval of the donation by the Navajo Nation President. Oaksprings Chapter must conduct the following steps to formally accept the donation exceeding \$1,000.00:

1. Submit a letter to the Office of the President and Vice President (OPVP) requesting that the President accept the donation. Include with that letter, a copy of a letter from the donor detailing the donation. Request a letter from the President to the donors in which he accepts the donation.
2. Contact a Council Delegate and provide this Delegate with information regarding the donation. The information you may wish to provide would include: (1) a copy of the letter from the President accepting the donation; (2) a letter and other supporting documentation from the donors which details the donation; (3) the intended use of the funds; (4) any stipulations or restrictions attached to the donation; and (5) any other related information. Ask the Delegate to sponsor legislation for the Naabik'íyáti' Committee to concur on the President's acceptance of the donation.
3. Assuming the Delegate you contact agrees to sponsor the Naabik'íyáti' Committee resolution accepting the gift, the Delegate will give the information you provided to the Office of Legislative Counsel (OLC). OLC will draft a resolution for the Naabik'íyáti' Committee's consideration.
4. Once the Naabik'íyáti' Committee passes a resolution concurring on acceptance of the donation, the Chapter must record the donated funds with the Ethics and Rules office.

Memorandum to: Edison Wauneka, Oaksprings Chapter President

RE: RFS No. 18-0385: Procedures to Receive Gifts/Donations of Private Funds

March 6, 2018

Page 3 of 3

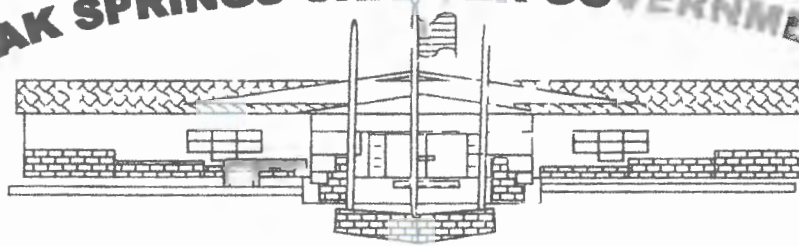
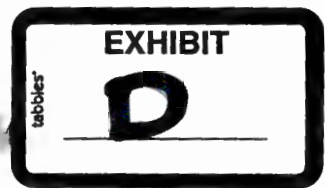
5. Once you receive the donation of private funds, provide the Property Department with the following: (1) the letter from the President accepting the donation; (2) the Naabik'iyáti' Committee resolution; (3) the check or cashier's check made payable the Navajo Nation; (4) a letter that states who is donating the money, who will receive the money, what the money will be used for, how the money will be transferred to the Nation, and when the donation will occur; (5) a letter from the donor/s describing the funds or objects to be donated; and (6) the Chapter resolution accepting the donation.

I am closing your RFS file. If you have any questions, please feel free to contact me at (928) 871-6932/6933. Thank you.

NMG/ah/33

xc: Johnny Johnson, ASC Department Manager
Division of Community Development

OAK SPRINGS CHAPTER GOVERNMENT



0111-16

RESOLUTION OF THE OAK SPRINGS CHAPTER APPROVING AND ACCEPTING THE DONATION IN THE AMOUNT OF \$175,000.00 FROM THE CHISCHILLY FAMILY TO THE TEEL'CHINTI / T'II'S'IIAHI VETERANS ORGANIZATION WHICH SHALL BE UTILIZED STRICTLY FOR THE DESIGN, DEVELOPMENT, CONSTRUCTION AND COMPLETION OF THE TEEL'CHINTI / T'II'S'IIAHI VETERANS PARK

WHEREAS:

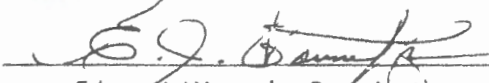
1. The Oak Springs Chapter is a recognized Chapter of the Navajo Nation Government organized and consistent with the Navajo Nation Council Resolution CAP 34 98, also known as the Navajo Nation Local Governance Act and is codified in title twenty six (26) of the Navajo Nation Code and
2. Title twenty-six (26) of the Navajo Nation Code allows Oak Springs Chapter to make decisions over local matters consistent with Navajo law and is under supervision of Division of Community Development ("DCD") until it becomes an LGA certified chapter. This authority in the long run will improve community decision making, allow community to excel and flourish, enable Navajo leader to lead towards a prosperous future, and improve the strength and sovereignty of the Navajo Nation; and
3. The Oak Springs Chapter supports the Teel'chinti / T'II'S'IIAHI Veterans Organization whom recognized and acknowledges that it is entrusted to strive to lead unification of all Navajo Nation Veterans and Local Leadership to provide leadership and coordinate with the needs of the Veteran.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Oak Springs Chapter hereby approve and accept the donation money from the Chischilly family in the amount of \$175,000.00 to the Teel'chinti / T'II'S'IIAHI Veterans Organization which shall be utilized strictly for the design, development, construction and completion of the Teel'chinti / T'II'S'IIAHI Veterans Park.

CERTIFICATION

We hereby certify the foregoing resolution was duly considered by the community members of Oak Springs Chapter, Arizona (Navajo Nation) at a duly called chapter meeting, at which a quorum was present and the same was passed by a vote of 29 in favor 0 opposed and 0 abstained on this 14th day of January, 2018. Motion: Cecilia Wauneka Second Freddie Roan Sr.


Edison J. Wauneka President
Oak Springs Chapter

Telephone: (928) 871-6179

P.O. Box 486, Window Rock, Arizona 86515
Fax: (928) 871-6182

Email Address: oaksprings@navajochapters.org

TEEL'CHINTI'/T'IIS'IIAHI VETERANS ORGANIZATION



T/TVO #FY18-10 12-3-17

RESOLUTION OF THE TEEL'CHINTI'/T'IIS'IIAHI VETERANS ORGANIZATION

APPROVING AND ACCEPTING THE DONATION IN THE AMOUNT OF \$175,000 FROM THE CHISCHILLY FAMILY TO THE TEEL'CHINTI'/T'IIS'IIAHI VETERANS ORGANIZATION WHICH SHALL BE UTILIZED STRICTLY FOR THE DESIGN, DEVELOPMENT, CONSTRUCTION AND COMPLETION OF THE TEE'CHINTI'/T'IIS'IIAHI VETERANS PARK

WHEREAS:

1. The Teel'chinti'/T'iis'iiahi Veterans Organization has been in existence since 1970 and has changed its name from Teel'chinti'/T'iis'iiahi Chapter Veterans Organization to Teel'chinti'/T'iis'iiahi Veterans Organization which was approved on March 5, 2017 along with its Plan of Operation, which was changed in October 2017; and,
2. One of the main purposes of the Veterans Organization is to advocate on issues, concerns, and needs of Navajo Veterans registered within the Oak Springs and Pine Springs Communities and to ensure that the Veterans get the benefits they have earned and to represent them at the Local, Tribal, County, State, and Federal levels; and
3. Pursuant to The Navajo Nation Veterans Act; Title II, Section One (E,I,M,N,O,R,T); SS-1032 (B-5,9,10). The Teel'chinti'/T'iis'iiahi Veterans Organization is duly recognized by the Navajo Nation; and
4. Pursuant to the Navajo Nation Council Resolution CMA-25-71; The Teel'chinti'/T'iis'iiahi Veterans Organization is established under the Department of Navajo Nation Veterans Affairs with falls under the Executive Branch of the Navajo Nation Government; and
5. The Teel'chinti'/T'iis'iiahi Veterans Organization recognizes and acknowledges that it is entrusted to strive toward unification of all Navajo Nation Veterans and Local Leadership to provide leadership and coordinate with the needs of the veteran; and

NOW, THEREFORE IT BE RESOLVED THAT;

1. The Teel'chinti'/T'iis'iiahi Veterans Organization accepts the donated money from the Chischilly family in the amount of \$175,000 (one hundred and seventy-five thousand dollars); and
2. The Teel'chinti'/T'iis'iiahi Veterans Organization understands and acknowledges that this money is to be strictly utilized for the design, development, construction and completion of the Teel'chinti'/T'iis'iiahi Veterans Park in Oak Springs, Arizona; and
3. The Teel'chinti'/T'iis'iiahi Veterans Organization acknowledges that there will not be an indirect rate applied to these funds and that the entire amount will be utilized for the Veterans Park; and

LIONEL ALLEN-COMMANDER

JEFFREY BALOO-VICE COMMANDER

EVELYN BENNALLIE-SECRETARY

4. The Teel'chinti'/T'iis'iiahi Veterans Organization acknowledges that the money will be deposited into the Veteran Organization's account; and
5. The Teel'chinti'/T'iis'iiahi Veterans Organization understands and acknowledges that the balances and expenditures of the account and funds will be reported to the Organization membership at a duly called Veterans Meeting; and
6. The Teel'chinti'/T'iis'iiahi Veterans Organization offers its deepest and sincerest appreciation and gratitude to the Chischilly family for their donation and continued support; and
7. The Teel'chinti'/T'iis'iiahi Veterans Organization continues to extend condolences to the family of our late Commander, Leo Chischilly.

CERTIFICATION

We hereby certify that the foregoing Resolution was considered at a duly called Teel'chinti'/T'iis'iiahi Veterans Organization meeting at Oak Springs, Navajo Nation (Arizona), where a quorum was present and that same passed by a vote of 19 in Favor, 0 Opposed and 2 Abstained on this 3rd day of December 2017.

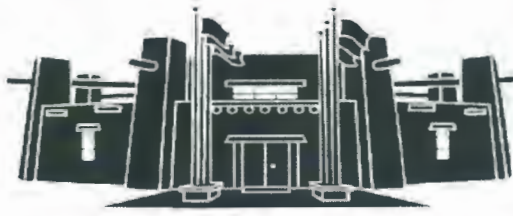
Motioned by: Linda Onesalt Seconded by: Jackie Chischilly

CONCURRED BY:




Lionel Allen, Commander

Teel'chinti'/T'iis'iiahi Veterans Organization



MEMORANDUM

TO: Honorable Jonathan Hale
23rd Navajo Nation Council Delegate

FROM: 
Candace French, Attorney
Office of Legislative Counsel

DATE: October 15, 2018

RE: AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE;
CONCURRING WITH THE NAVAJO NATION PRESIDENT TO ACCEPT
A DONATION OF \$175,000.00 TO THE NAVAJO NATION VETERANS
ADMINISTRATION OAK SPRINGS CHAPTER FROM THE FAMILY OF
THE LATE LEO CHISCHILLY TO CONSTRUCTION OF THE OAK
SPRINGS-PINE SPRINGS VETERANS PARK

Per your request, attached is the above-reference proposed resolution and associated legislative summary sheet. Based on existing law, the resolution drafted is legally sufficient. However, as with all legislation, the proposed resolution is subject to review by the courts in the event of a challenge.

The Office of Legislative Counsel recommends the appropriate standing committee(s) reviews 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).

Please review the proposed resolution to ensure it is drafted to your satisfaction. If you approve, please sign as "Primary Sponsor" and submit it to the Office of Legislative Services where the proposed resolution will be given a tracking number and referred to the Office of the Speaker. If the proposed legislation is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like to make to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0340-18__

SPONSOR: Jonathan L. Hale

TITLE: An Action Relating To NAABIK'IYATI' Committee; Concurring With The Navajo Nation President To Accepting A Donation Of \$175,000.00 To The Navajo Nation Veterans Administration Oak Springs Chapter From Family Of The Late Leo Chischilly To Construction Of The Oak Springs-Pine Springs Veterans Park

Date posted: October 16, 2018 at 3:03 PM

Digital comments may be e-mailed to 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.: 0340-18

SPONSOR: Honorable Jonathan L. Hale

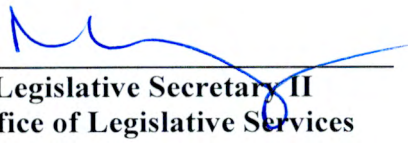
TITLE: An Action Relating To NAABIK'YATI' Committee; Concurring With The Navajo Nation President To Accepting A Donation Of \$175,000.00 To The Navajo Nation Veterans Administration Oak Springs Chapter From Family Of The Late Leo Chischilly To Construction Of The Oak Springs-Pine Springs Veterans Park

Posted: October 16, 2018 at 3:03 PM

5 DAY Comment Period Ended: October 21, 2018

Digital Comments received:

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



**Legislative Secretary II
Office of Legislative Services**

10/22/2018 8:15am

Date/Time