

## LEGISLATIVE SUMMARY SHEET

Tracking No. 0193-20

DATE: August 18, 2020

TITLE OF RESOLUTION: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN RESOLUTION CAP-35-18 EXHIBIT D NO. 177 THOREAU CHAPTER VETERANS BUILDING DESIGN/CONSTRUCTION PROJECT BY CHANGING BUDGET LINE ITEM NUMBER FROM 9070 TO BUDGET LINE ITEM NUMBER 9050

PURPOSE: Approving changes to CAP-35-18 Exhibit D, Project Number 177, the Thoreau Chapter Veterans Building Design/Construction Project, by changing the OMB Budget Line Item Number 9070 to Budget Line Item Number 9050

**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: Johnson  
Website Posting Time/Date: 4:42pm 08-19-20  
Posting End Date: 08-24-20  
Eligible for Action: 08-25-20

Resources & Development Committee  
Thence  
Budget & Finance Committee

PROPOSED STANDING COMMITTEE RESOLUTION  
24<sup>th</sup> NAVAJO NATION COUNCIL—Second Year, 2020

INTRODUCED BY



Primary Sponsor

TRACKING NO. 0193-20

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND  
FINANCE COMMITTEES; APPROVING A CHANGE IN RESOLUTION  
CAP-35-18 EXHIBIT D NO. 177 THOREAU CHAPTER VETERANS  
BUILDING DESIGN/CONSTRUCTION PROJECT BY CHANGING BUDGET  
LINE ITEM NUMBER FROM 9070 TO BUDGET LINE ITEM NUMBER 9050

BE IT ENACTED:

**Section One. Authority**

1. The Resources and Development Committee exercises authority over chapters of the Navajo Nation. 2 N.N.C. § 501(C)(1).
2. 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).
3. 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.”

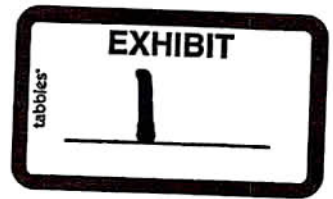
1       **Section Two. Findings**

- 2       A. The Navajo Nation Council adopted Council Resolution CAP-35-18, “Adopting  
3       the Síhasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to  
4       CD-68-14, as Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as Amended;  
5       Waiving 12 N.N.C. §§ 810 (F), 820 (I) and (M) and 860 (C) Relating to the Capital  
6       Budget and Capital Improvement Process” on April 17, 2018.
- 7       B. Thoreau Chapter Veterans Building Design/Construction Project is listed in CAP-  
8       35-18 at Exhibit D, Project Number 177. Exhibit D of CAP-35-18 is attached as  
9       **Exhibit 2.**
- 10      C. Thoreau Chapter submitted a CAP-35-18 Síhasin Project Amendment Certification  
11      form, which is attached as **Exhibit 1.**
- 12      D. The CAP-35-18 Síhasin Project Amendment Certification form, **Exhibit 1,**  
13      indicates changes to be made to Exhibit D, Project Number 177 the Thoreau  
14      Chapter Veterans Building Design/Construction Project to change the OMB  
15      Budget transfer from Budget Line Item Number 9070 to Budget Line Item Number  
16      9050.

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19       **Section Three. Approval**

20       The Navajo Nation hereby approves changes to CAP-35-18 Exhibit D, Project  
21       Number 177, the Thoreau Chapter Veterans Building Design/Construction  
22       Project, by changing the OMB Budget Line Item Number 9070 to Budget Line  
23       Item Number 9050 as shown in **Exhibit 1.**

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

**I. PROJECT DETAILS**

DATE SUBMITTED: July 22, 2020

PROJECT NAME: Thoreau Chapter Veterans Project

REFERENCE NUMBER: CPMD #120

PROJECT TYPE: Construction Project

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	TOTAL FUNDING	
	Budget Revision Request:					
D-177	Object Code: 9070 (CAP-Pro Tech Services)		347,222.24			Deleted
D-177	Object Code: 9050 (Building Construction)		347,222.24		347,222.24	Added
TOTAL: [ ] INCREASED / [ ] DECREASED FUNDING:					347,222.24	

Acknowledgement of Project Amendment:

PRINTED NAME

SIGNATURE

DATE

Navajo Nation Council Delegate

Edmund Yazzie

**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

Leonard Hardy

CPMA Department Manager

James Adakai

Dev CPMD 10 01.15



R5551200P

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Job Status Inquiry Print

7/29/2020 9:16:15

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Thru Date 7/31/2020

Job C01804 THOREAU VETERANS BLDG

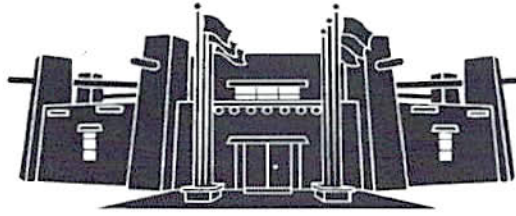
Project

Cost Code	Cost Type	Description	L P M D E C U M	Original Budget Amt	Revised Budget Amt	Actual Amount	Open Commit Amount	Budget Balance	% Revised Spent	% Revised Remaining
1996	Allocation		7 N	694,444.44-	694,444.44-			694,444.44-		1.00
1991	Overhead Allocation		6 T	694,444.44-	694,444.44-			694,444.44-		1.00
1990	Other Revenues		5 T	694,444.44-	694,444.44-			694,444.44-		1.00
1850	Other Revenue Sources		4 T	694,444.44-	694,444.44-			694,444.44-		1.00
1000	Revenues		3 T	694,444.44-	694,444.44-			694,444.44-		1.00
9050	Building		6 B N	347,222.20	347,222.20			347,222.20		1.00
9050	Building		6 T	347,222.20	347,222.20			347,222.20		1.00
9070	CAP-Pro Tech Services		6 B N	347,222.24	347,222.24			347,222.24		1.00
9070	CAP-Pro Tech Services		6 T	347,222.24	347,222.24			347,222.24		1.00
9001	Real Property		5 T	694,444.44	694,444.44			694,444.44		1.00
9000	Capital Outlay		4 T	694,444.44	694,444.44			694,444.44		1.00
2000	Expenses		3 T	694,444.44	694,444.44			694,444.44		1.00

# SIHASIN FUND POWERLINE AND CHAPTER CAPITAL PROJECTS EXPENDITURE PLAN

EXHIBIT:  
D

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
176	Iyanbito	Veterans	Pre-Design	6-8 months	\$0.00	\$0.00	\$10,000.00	\$0.00	\$10,000.00
177	Thoreau	Veterans Building	Design/Construction	12-18 months	\$0.00	\$694,444.00	\$0.00	\$700,000.00	\$694,444.00
178	Marlano Lake	Multi-Purpose Building	Construction	8-12 months	\$391,044.90	\$0.00	\$0.00	\$291,255.66	\$391,044.90
179	Marlano Lake	Lake House Wiring	Construction	6-8 months	\$303,400.00	\$0.00	\$0.00	\$0.00	\$303,400.00
180	Pinedale	Veterans Building	Construction	8-12 months	\$694,444.44	\$0.00	\$0.00	\$96,609.00	\$694,444.44
181	Smithlake	Bay/Shop Building	Construction	6-10 months	\$694,444.44	\$0.00	\$0.00	\$0.00	\$694,444.44
182	Churchrock	Multi-Purpose Building	Design/Construction	18-24 months	\$0.00	\$694,444.44	\$0.00	\$0.00	\$694,444.44
***	Window Rock	Administrative Funds	***	***	\$200,000.00	\$200,000.00	\$200,000.00	\$0.00	\$600,000.00
					\$37,423,205.14	\$31,124,968.21	\$5,528,240.51	GRAND TOTAL	\$74,076,413.86



## MEMORANDUM

TO: Honorable Edmund Yazzie  
Churchrock, Iyanbito, Mariano Lake, Pinedale, Smith Lake and Thoreau Chapters

FROM: Mariana Kahn  
Mariana Kahn, Attorney  
Office of Legislative Counsel

DATE: August 18, 2020

SUBJECT: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN RESOLUTION CAP-35-18 EXHIBIT D NO. 177 THOREAU CHAPTER VETERANS BUILDING DESIGN/CONSTRUCTION PROJECT BY CHANGING BUDGET LINE ITEM NUMBER FROM 9070 TO BUDGET LINE ITEM NUMBER 9050

I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting.

Please ensure that his 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.

Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient as to formatting. As with any action of government however, it can be subject to review by the courts in the event of proper challenge. 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).

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0193-20\_\_

SPONSOR: Edmund Yazzie

**TITLE: An Action Relating To Resources And Development And Budget And Finance Committees; Approving A Change In Resolution CAP-35-18 Exhibit D No. 177 Thoreau Chapter Veterans Building Design/Construction Project By Changing Budget Line Item Number From 9070 To Budget Line Item Number 9050**

***Date posted: August 19, 2020 at 4:42 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.*