

**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0008-16

**DATE:** September 30, 2015

**TITLE OF RESOLUTION:** PROPOSED NAVAJO NATION COUNCIL RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$832,698.00 FOR THE REBUILDING OF 27 HOMES DESTROYED BY THE ASSAYI LAKE FIRE AND THE PURCHASE OF HAY AND FEE TO PROVIDE FOR LIVESTOCK OWNED BY PERMITTEES AFFECTED BY THE ASSAYI LAKE FIRE; WAIVING 12 N.N.C. § 820(I) AND 860(C) RELATING TO THE CAPITAL IMPROVEMENT PROCESS

**PURPOSE:** This resolution, if approved, will approve supplemental funding from the unreserved, undesignated fund balance (UUFb) in the amount of \$832,698.00 for rebuilding of 27 homes destroyed by the Assayi Lake Fire and the purchase of hay and feed for livestock affected by the damage to the grazing range caused by the Assayi Lake Fire and waiving 12 N.N.C. §§ 820(I) and 860(C).

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

5-DAY BILL HOLD PERIOD: Richard Bull  
Website Posting Time/Date: 5:31pm 1/12/16  
Posting End Date: 1/13/16  
Eligible for Action: 1/13/16

Resources & Development Committee

THENCE

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

Budget & Finance Committee

23<sup>rd</sup> NAVAJO NATION COUNCIL—First Year, 2015

THENCE

INTRODUCED BY

Naa'bik'íyáti' Committee

THENCE

Primary Sponsor

TRACKING NO. 0008-16

Navajo Nation Council

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND  
FINANCE COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO  
NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE  
UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF  
\$832,698.00 FOR THE REBUILDING OF 27 HOMES DESTROYED BY THE  
ASSAYI LAKE FIRE AND THE PURCHASE OF HAY AND FEE TO PROVIDE FOR  
LIVESTOCK OWNED BY PERMITTEES AFFECTED BY THE ASSAYI LAKE  
FIRE; WAIVING 12 N.N.C. § 820(I) AND 860(C) RELATING TO THE CAPITAL  
IMPROVEMENT PROCESS

BE IT ENACTED:

**SECTION 1. FINDINGS**

- A. On June 16, 2014 the Navajo Nation Commission on Emergency Management passed CEM-14-06-16 declaring a state of emergency with regard to the Assayi Lake Fire.
- B. The Asaayi Lake Fire in the Chuska Mountains destroyed homes and grazing forage for livestock owned by permittees in that region.
- C. The Naschitti Chapter community requests supplemental funding to rebuild twenty-seven (27) homes destroyed by the fire and to purchase hay and feed for the livestock owned by permittees affected by the fire. Naschitti Community Governance resolutions NAS-15-08-092, NAS-15-08-106 and NAS-15-08-107 are attached as

1 Exhibit C. The Asaayii Lake Fire Naschitti Community, June 2014, report is attached  
2 as Exhibit D.

3 D. Pursuant to 12 N.N.C. § 820 (L), “[t]he Navajo Nation Council may adopt and  
4 approve supplemental appropriations to the Annual Comprehensive Budget during  
5 the fiscal year. Supplemental appropriations of General Funds within the current  
6 fiscal year are permitted, if and when additional sources of revenues above and  
7 beyond the initial or current revenue projections are projected and which are also in  
8 excess of the reserve amount set forth at § 820(J).”

9 E. Pursuant to 2 N.N.C. § 164 (A)(9), a proposed resolution that requires final action by  
10 the Navajo Nation Council shall be assigned to the Naabik’íyáti’ Committee before it  
11 is heard by the Navajo Nation Council.

12 F. Pursuant to 2 N.N.C. § 300 (C)(1)(3) and (4) the Budget and Finance Committee is  
13 authorized to recommend adoption of resolutions related to the expenditure of the  
14 Nation’s financial resources.

15 G. Pursuant to 2 N.N.C. § 501 (C)(1), the Resources and Development Committee is the  
16 oversight committee for the Division of Community Development, Capital  
17 Improvement Office.

18 H. The Title 12 Finance Act Supplemental Appropriation requirements include:

19 1. Pursuant to 12 N.N.C. § 820(M), all requests for annual operating funds and  
20 supplemental funds shall be submitted to the Office of Management and  
21 Budget (“OMB”) for budget impact analysis. The Office of Management and  
22 Budget’s memorandum with regard to this supplemental request for  
23 appropriation is attached as Exhibit A.

24 2. Pursuant to 12 N.N.C. § 820(M), when the Controller identifies additional  
25 sources of revenues above and beyond the initial or current revenue  
26 projections, supplemental appropriations may be allocated by the Navajo  
27 Nation Council. The attached memorandum, Exhibit B, from the Office of the  
28 Controller has identified the additional revenues.

29 I. The Title 12 Capital Improvement Process includes:  
30

1. Pursuant to 12 N.N.C. § 810(F), "Capital Improvement" means a major project undertaken by the Navajo Nation that is generally not recurring on an annual basis and which fits within one or more of the following categories:
  - (1) All projects requiring debt obligation or borrowing;
  - (2) Any acquisition or lease of land;
  - (3) Purchase of major equipment or vehicles, with a life expectancy of five years or more, valued in excess of an amount to be established by the Controller;
  - (4) Major building improvements that are not routine maintenance expenses and that substantially enhance the value or extend the useful life of a structure;
  - (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.
2. Pursuant to 12 N.N.C. § 820 (I), 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."
3. Pursuant to 12 N.N.C. § 820 (M), the Office of Management and Budget shall coordinate the overall preparation, adoption and implementation of both the annual operating and capital budgets of the Navajo Nation. All requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget for budget impact analysis and other appropriate action.
4. Pursuant to 2 N.N.C. § 501 (B)(4)(c), the Resources and Development Committee is to review and recommend to the Navajo Nation Council through

1 the appropriate process supplemental appropriations to the capital  
2 improvement projects annual budget to fund necessary additional capital  
3 improvement projects.

- 4 5. Pursuant to 12 N.N.C. § 860 (C)(2) “[t]he appropriation portion of the Capital  
5 Improvement Plan is subject to approval of the Navajo Nation Council upon  
6 recommendation of the Budget and Finance Committee. Any modification or  
7 amendment affecting the approved Capital Improvement Plan is subject to  
8 review and concurrence by the Resources and Development Committee prior  
9 to consideration by the Navajo Nation Council.”

10 J. The rebuilding of twenty-seven (27) homes destroyed by the Assayi Lake Fire is not  
11 included in the Title 12 Capital Improvement Plan as approved by Navajo Nation  
12 Council Resolution CAP-18-14.

13 K. Any modification or amendment affecting the approved Capital Improvement Plan is  
14 subject to review and concurrence by the Resources and Development Committee  
15 prior to consideration by the Navajo Nation Council. 12 N.N.C. § 860.

16 L. The Navajo Nation finds it in the best interest to waive 12 N.N.C. §§ 820(I) and 860  
17 (C) regarding the Capital Improvement for the rebuilding of twenty-seven (27) homes  
18 destroyed by the Assayi Lake Fire.

19 M. The Navajo Nation finds it in the best interest to approve Supplemental Appropriation  
20 for the rebuilding of twenty-seven (27) homes destroyed by the Assayi Lake Fire and  
21 for purchasing hay and feed for the livestock owned by the permittees affected by the  
22 Assayi Lake Fire.

23  
24 **SECTION 2. WAIVING 12 N.N.C. §§ 820(I) 1 AND 860 (C) REGARDING**  
25 **REBUILDING OF TWENTY-SEVEN (27) HOMES DESTROYED BY THE**  
26 **ASSAYI LAKE FIRE**

27 The Navajo Nation Council hereby waives 12 N.N.C. §§ 820(I) and 860(C) with  
28 regard to the rebuilding of twenty-seven (27) homes destroyed by the Assayi Lake  
29 Fire.  
30

1     **SECTION 3.     APPROVING SUPPLEMENTAL FUNDING FROM THE**  
2     **UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF**  
3     **\$832,698.00 FOR THE REBUILDING OF TWENTY-SEVEN (27) HOMES**  
4     **DESTROYED BY THE ASSAYI LAKE FIRE AND FOR THE PURCHASE OF**  
5     **HAY AND FEED FOR LIVESTOCK OWNED BY PERMITTEES AFFECTED BY**  
6     **THE ASSAYI LAKE FIRE**

7  
8     A. The Navajo Nation Council, having received certification by the Office of the  
9     Controller of the availability of certain funds from the Unreserved, Undesignated  
10    Fund Balance (UUFb) for supplemental appropriation hereby approves the  
11    supplemental appropriation of \$832,698.00 for the rebuilding of twenty-seven  
12    (27) homes destroyed by the Assayi Lake Fire and for the purchase of hay and  
13    feed to provide for livestock of permittees affected by the Assayi Lake Fire, as  
14    further described in budget documents attached as Exhibit E.

15    B. This supplemental appropriation of \$832,698.00 shall be to a new Business Unit  
16    Number and from that amount of funds that exceeds the minimum fund balance of  
17    the UUFb.  
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# THE NAVAJO NATION

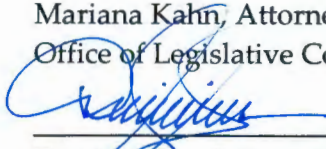
RUSSELL BEGAYE  
JONATHAN NEZ



## MEMORANDUM

TO : Honorable Mel R. Begay, Council Delegate

: Mariana Kahn, Attorney  
Office of Legislative Counsel

FROM :   
Dominic Beyal, Executive Director  
Office of Management and Budget

DATE : October 27, 2015

SUBJECT : **Legislative Section 164 Review Document No. 005155:** Approving Supplemental Funding from the UUFB in the amount of \$832,698 for the Rebuilding of Homes Destroyed by the Asaayi Lake Fire, Etc., and Waiving 12 NNC Sections 820 and 860.

Pursuant to 12 NNC Section 820 (M), the Office of Management and Budget (OMB) reviewed the proposed document and provides the following:

1. The 164 review document seeks an appropriation for the Naschitti Chapter residents. All chapters are budgeted within the Executive Branch under the Division of Community Development. As such, Executive Order No. 07-2013, the 164 Review Process, should be followed.
2. The appropriate budget forms are attached as Exhibit E to the draft legislation; which are the Supplemental Funding Proposal Summary, Budget Forms 1 through 7, and Capital Budget Forms. All the forms are unsigned.
  - a. Supplemental Funding Proposal Summary is unsigned which indicates it is not supported by President Begaye.
  - b. Budget Forms 1 and 2 are unsigned. Use only the applicable forms, do not include forms that do not contain information. Total is \$832,698.
  - c. Project Forms. Use the correct FY 2016 forms. The forms are unsigned. Total is \$758,728. (the total of the 9000 series in 2b budget above)
3. What is the purpose of two separate budgets? See 2b and 2c above.
4. How will the funds be processed? Will it be a direct disbursement to Naschitti Chapter using its existing business unit? Or will the capital portion be handled through DCD/Design & Engineering and Capital Improvement Office?
5. The FY 2016 Budget Instructions Manual, Section XI, provides the policies and procedures in requesting for supplemental funds. These requirements should be followed.
6. Paragraph "L" of the FY 2016 budget resolution, CS-39-15, directs the respective Branch Chief to prioritize unmet needs. The OP/VP should do this for all Executive Branch proposals.
7. See marked-up budgets, attached, for needed corrections.

Page Two

Memo to Mel R. Begay and MKahn

164 Review Doc. No. 5155

October 27, 2015

8. It is our understanding that the Asaayi Lake fire burnt property and foliage in other chapters; e.g. Crystal, Mexican Springs, etc. Therefore, property damage and livestock grazing may also have affected residents of those chapters. It is recommended that all affected Navajo people should be included in this relief proposal.
9. According to the Controller, the Unreserved, Undesignated Fund Balance is currently at \$4,306,679. Again, prioritization of additional needs from all Branches and Divisions should be done before allocations are made.
10. There are about 25 other proposals for supplemental funding in the review process. The total is over \$25,000,000. There is not sufficient funding for these proposals.

Contact OMB at 871-6470 if there are any questions and/or concerns regarding this memorandum.

DB/ds



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT  
JONATHAN NEZ VICE-PRESIDENT



**MEMORANDUM:**

TO : 2 NNC § 164 Reviewers  
Delegates & 2 NNC '164 Reviewers  
Navajo Nation Government

FROM :   
Robert Willie, Accounting Manager  
General Accounting  
Office of the Controller

DATE : January 6, 2016

SUBJECT : 164 5155-Supplemental Request for community members affected by the Aasayi Lake Fire

1. The Balance in the UUFB as of January 6, 2016 is \$14,407,433.
2. The program is requesting supplemental funding in the amount of \$832,698 for the rebuilding of 27 homes and to purchase hay and feed for livestock owned by permittees affected by the wild fire.

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 : ALL CONCERNED

FROM: Robert Willie  
Robert Willie, Accounting Manager  
Office of the Controller

DATE: December 16, 2015

SUBJECT: **Standing Delegation of Authority**

Please be informed of the standing delegating of authority effective immediately. During my absence from the office the personnel listed below, in order of succession, will be delegated to act in the capacity of the Supervisor to oversee the daily operations of the General Accounting Section within the Office of the Controller. This delegation will be effective until further notice. Your understanding and cooperation is appreciated. If you have any questions, please contact me at (928) 871-6125.

## ACKNOWLEDGEMENT:

Carolyn A. Bailey  
Carolyn A. Bailey, Principal Accountant  
General Accounting Section/Office of the Controller

Darlene James  
Darlene James, Senior Accountant  
General Accounting Section/Office of the Controller

Natasha Damon  
Natasha Damon, Senior Accountant  
General Accounting Section/Office of the Controller

Myrene Shondée  
Myrene Shondée, Accountant  
General Accounting Section/Office of the Controller

Xc: File/Chrono  
Distribution

# NASCHITTI COMMUNITY GOVERNANCE

Drawer D, Sheepsprings, New Mexico 87364  
Telephone No.: 505.732.5400/5402 Fax No.: 732.5406



NAS-15-08-092

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

REQUESTING THE NAVAJO NATION COUNCIL, RESOURCES & DEVELOPMENT COMMITTEE, NAVAJO NATION OFFICE OF PRESIDENT AND VICE-PRESIDENT, AND PARKS AND RECREATION DEPARTMENT TO ACKNOWLEDGE AND APPROVE THE ASAAYII LAKE FIRE VICTIMS RESOLUTE REQUEST FOR RESTITUTION IN PROVIDING, IDENTIFYING AND SECURING FUNDS THROUGH THE NAVAJO NATIONS SUPPLEMENTAL FUNDING, UNDESIGNATED UNRESERVED FUNDS, AND FISCAL YEAR 2015 CARRY OVER BALANCES FOR REBUILDING OF HOMES (HOUSING MATERIALS) FOR A CABIN AND/OR HOGAN AND RELIEF ASSISTANCE FOR LIVESTOCK IN THE FORM OF 3-WIRE ALFALFA BALES AND FEED.

### WHEREAS:

1. Pursuant to N.N.C. Title 26 Chapter 1, Section 3 (A), Section 1 (B) (1) and Section 1 (B) (2) under the Local Governance Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. Pursuant to Resolution NAS -14-08-117 the Chuska Mountain Asaayii Lake Fire Committee was established by the Naschitti Community Governance to review and recommend the needs of the affected victim's in rebuilding their homes and livestock permittees impacted by damages caused by the 2014 Asaayii Lake Fire; and
3. The Livestock owners who are directly affected and impacted in the Asaayi Lake Fire buffer zone, their summer livestock grazing pastures have been restricted with no other alternatives to graze their livestock for three (3) months (June, July, August) in the lowlands where grazing pastures are in poor state due to drought and now are in critical need of supplemental feed until the restrictions are lifted; and
4. The Chuska Mountain Asaayii Lake Fire Committee is requesting for relief assistance in the form of- 3 wire bales of alfalfa hay and 4- way feed for the next five (5) years per the restriction of moving the livestock back to the summer grazing pastures, these permittees are in distress for their livestock due to unavailability of summer pastures; and
5. The livestock owners/permittees shall reduce their herds to be in compliance with their Grazing Permit Units which is to be verified by the District Grazing Committee Member for assistance; and
6. The Naschitti Community Governance presented a Position Statement on June 15, 2015 at a Special Meeting held at Naschitti, New Mexico, attached as (Exhibit A) in identifying

# NASCHITTI COMMUNITY GOVERNANCE

Drawer D, Sheepsprings, New Mexico 87364  
Telephone No.: 505.732.5400/5402 Fax No.: 732.5406



RE: NAS-15-08-092

the concerns and issues of the Chuska Mountain Asaayii Lake Fire affected victims that needs to be addressed in a state manner.

## NOW THEREFORE BE IT RESOLVED THAT:

1. The Naschitti Community Governance supports the request the Chuska Mountain Asaayii Fire Committee and the Naschitti Community Governance request the Navajo Nation Council, Resources and Development Committee, Navajo Nation Office of President and Vice-President and Parks and Recreation Department to provide emergency relief assistance of 3-wire bales of alfalfa hay, 4-way feed for three (3) months (June, July, August) for the next five (5) years per the restriction imposed for livestock(s) who unexpectedly are trapped in the fire zone and safety reasons caused by the Asaayii Lake Fire. Currently a proposed fencing is being worked on in Compartment on top of the Chuska Mountain where majority of the families move their livestock during the summer months. Permittees who are restricted to graze livestock in the fire zone in compartments 54 and 55 are attached as "Exhibit B."
2. The Chuska Mountain Asaayii Lake Fire Committee is respectfully requesting the Navajo Nation Council, Resources and Development Committee, Office of President and Vice-President and Parks and Recreation Department to address, resolve and identify funds to purchase building materials per victim's choice as a cabin or Hogan. The victim's will be assisted with only one housing to be rebuilt and attached are the list of home owners names as "Exhibit B."

## CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Naschitti Community Governance and moved for approval by Gloria Dennison and seconded by Michael Clani at a duly called commission meeting at Naschitti, Navajo Nation, (New Mexico) at which a quorum was present and that same was passed by a vote of -4- yayas, -0- nay on this 02<sup>nd</sup> day of August, 2015.

A handwritten signature in cursive script, appearing to read "Hoskie Bryant", is written over a horizontal line.

Hoskie Bryant, Commission President  
Naschitti Community Governance

# NASCHITTI COMMUNITY GOVERNANCE

Drawer D, Sheepsprings, New Mexico 87364  
Telephone No.: 505.732.5400/5402 Fax No.: 732.5406



NAS-15-08-106

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

SUPPORTING RESOLUTION ALFCIN-09-15 REQUESTING THE NAVAJO NATION PARKS & RECREATION, NAVAJO NATION OFFICE OF PRESIDENT AND VICE-PRESIDENT AND THE NAVAJO NATION COUNCIL RESOURCES DEVELOPMENT COMMITTEE TO PROVIDE FUNDS TO PURCHASE 3-WIRE BALES ALFALFA HAY FOR THE LIVESTOCK AFFECTED BY THE ASAAYII FIRE DUE TO RESTRICTION IMPOSED AND THE PROPOSED FENCING OF COMPARTMENT 54 PREVENTING THE LIVESTOCK TO RE-ENTER THEIR SUMMER GRAZING AREAS.

### WHEREAS:

1. Pursuant to 26 N.N.C. § 3 (A), the Naschitti Community Governance is a duly certified Chapter of the Navajo Nation Government, as referred at 11 N.N.C. § 10.
2. Pursuant to 26 N, N.C. § 1 (B), the Naschitti Community Governance is vested with the authority to review all matters affecting the community and to seek relief from the Navajo Nation and other local agencies in time of emergency and disaster, as well as help for consequences resulting from disasters; and
3. The Chuska Mountain Asaayii Fire Committee was established by the Naschitti Community Governance with Resolution NAS-14-98-117 to review and recommend the needs of Livestock Permittees impacted by damages caused by the 2014 Asaayii Lake Fire; and
4. On behalf of the livestock owners who are directly in the Asaayi Lake fire buffer zone, the summer livestock for three (3) months (June, July, August) and now are in critical need of supplemental feed until the restrictions are lifted; and
5. The Chuska Mountain Asaayi Fire Committee is respectfully requesting relief assistance in the form of 3-wire bales of alfalfa hay and 4-way feed on behalf of the livestock owners who have direct post affects by the Asaayii Lake Fire who are in distressed for their livestock due to unavailability of summer pastures; and
6. The livestock operator shall reduce their herds to be in compliance with their permitted units to be verified by the District Grazing Committee Member.

# NASCHITTI COMMUNITY GOVERNANCE

Drawer D, Sheepsprings, New Mexico 87364  
Telephone No.: 505.732.5400/5402 Fax No.: 732.5406



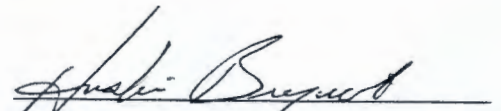
RE: NAS-15-08-106

## NOW THEREFORE BE IT RESOLVED THAT:

1. The Chuska Mountain Asaayii Fire Committee and the Naschitti Community Governance request the Navajo Nation Office of President and Vice-President, Resources Development Committee and Parks and Recreation, to provide emergency relief assistance of 3-wire bales of alfalfa hay and 4-way feed for livestock who unexpectedly are trapped in the fire zone and prohibited to re-enter their summer grazing areas due to loss of forage from the fire and safety reasons caused by the Asaayii Lake Fire. Currently a proposed fencing is being worked on in Compartment 54 on top of the Chuska Mountain where majority of the families move their livestock during summer time. See attached Exhibit "B".
2. The Chuska Mountain Asaayii Lake Fire Committee is respectfully requesting the Navajo Nation and its entities listed above to address and assist with the purchase of 3-wire alfalfa bales and 4-way feed on monthly basis and adjustment when needed and/or seek a ranch to assist those families who wish to utilize ranger area with transportation of the livestock as well as the cost involved. See attached Exhibit "B".

## CERTIFICATION

I, hereby certify that the foregoing Resolution was duly considered by the Naschitti Community Governance and moved for approval by Kee Y. Gee and seconded by Gloria Dennison at a duly called commission meeting at Naschitti, Navajo Nation, (New Mexico) at which a quorum was present and that same was passed by a vote of -4- yaves, -0- naves on this 2<sup>nd</sup> day of August 2015.

  
Hoskie Bryant, Commission President  
Naschitti Community Governance

# NASCHITTI COMMUNITY GOVERNANCE

Drawer D, Sheepsprings, New Mexico 87364  
Telephone No.: 505.732.5400/5402 Fax No.: 732.5406



NAS-15-08-107

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

SUPPORTING RESOLUTION ALFCJY-10-15 REQUESTING THE NAVAJO NATION COUNCIL, RESOURCES & DEVELOPMENT COMMITTEE, OFFICE OF THE PRESIDENT AND VICE-PRESIDENT, BUDGET & FINANCE COMMITTEE AND PARKS AND RECREATION DEPARTMENT TO APPROPRIATE FUNDS IN THE AMOUNT OF \$832,698.00 TO PURCHASE HOUSING MATERIALS AND LABOR COST ASSOCIATED TO REBUILD (27) HOMES WHICH WAS DESTROYED IN THE ASAAYII LAKE FIRE IN COMPARTMENTS 54 AND 55 AND RECOMPENSE IN TERMS OF 3-WIRE BALE ALFALFA AND 4-WAY FEED FOR THREE (3) MONTHS (JUNE, JULY, AUGUST) FOR THE NEXT FIVE (5) YEARS DUE TO THE RESTRICTIONS IMPOSED AND ENFORCED.

### WHEREAS:

1. Pursuant to 26 N.N.C., 3 (A), the Naschitti Community Governance is a duly certified chapter of the Navajo Nation Government, as referenced at 11 N.N.C. 10.
2. Pursuant to 26 N.N.C., 1 (B), the Naschitti Community governance is vested with the authority to purposes of protecting the community and to seek relief from the Navajo Nation and other local agencies in times of emergency and disaster, as well as assist for consequences resulting from disasters; and
3. Pursuant to Resolution NAS-98-117 of Naschitti Community Governance, the Chuska Mountain Asaayii Fire Committee was established to review and recommend the needs of homeowners whose home were completely burned down by the 2014 Asaayi Lake Fire; and
4. The homesteads grandfathered in possessed high values associated with the lives of the family generation that made a significant contribution to the broad pattern of their history; and
5. A total of nineteen (19) framed/log house and eight (8) Hogan's were destroyed by fire and the names of owners are listed as Attachment Exhibit "A"; and
6. The homeowners are requesting of the Navajo Nation Entities to ascertain funds to:

a) Rebuild a 16' x 20' Cabin or 8 x 8 wall Hogan's, a total of twenty-seven (27) homes @ \$10,000.00 per house for a total of \$832,698.00 including the labor cost associated with the rebuilding of homes (lumber, nails, doors, windows (standard), and roofing materials), etc. See attached Exhibit ~~A~~.

→ attached Budget FORMS  
EXHIBIT "C".

b) A total of 21 Permittees livestock's are affected by the Asaayii Lake Fire who are in the Buffer Zone; the summer livestock pastures have been restricted for the next five (5) years for the months of (June, July, August) three (3) months out of the year are now in critical need of supplemental feed until the restrictions are lifted. See attached Exhibit "B".

# NASCHITTI COMMUNITY GOVERNANCE

Drawer D, Sheepsprings, New Mexico 87364  
Telephone No.: 505.732.5400/5402 Fax No.: 732.5406



RE: NAS-15-08-107

- c) The permittees are requesting for funds to be identified for the livestock at ten (10) 3-wire alfalfa bales and six (6) bags of 4-way per permittee for three (3) months (June, July, August) out of the year for the next five (5) years.
  - d) The funds and cost for the 3-wire alfalfa bales and 4-way feed shall be identified by the Navajo Nation Council, Resources & Development Committee, Office President and Vice President, Budget and Finance Committee and Parks and Recreation Department.
7. It would be in the best interest of families to enjoy their quality of life's goal to restore harmony in sustaining a healthy and orderly lifestyle that has once been carried out for years by Rebuilding homes with technical assistance of providing building materials and labor cost as well as feed for livestock.

## NOW THEREFORE BE IT RESOLVED THAT:

The Naschitti Community Governance supports the request of the Asaayii Lake Fire Committee to request the Navajo Nation Council, Resources & Development Committee, Office of the President and Vice-President, Budget & Finance Committee and Parks and Recreation to ascertain funds in the amount of \$832,698.00 to purchase housing materials and labor cost associated to rebuild (27) homes which was destroyed in the Asaayii lake fire in compartments 54 and 55 and recompense in terms of 3-wire bale alfalfa and 4-way feed for three (3) monthes (June, July, August) for the next five (5) years due to the restrictions imposed and enforced. Total amount \$832,698.00.

## CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Naschitti Community Governance and moved for approval by Kee Y. Gee and seconded by Michael Clani at a duly called commission meeting at Naschitti, Navajo Nation, (New Mexico) at which a quorum was present and that same was passed by a vote of -4- yaves, -0- naves on this 2<sup>nd</sup> day of August 2015.

A handwritten signature in cursive script, reading "Hoskie Bryant", is written over a horizontal line.

Hoskie Bryant/ Commission President  
Naschitti Community Governance

## **POSITION STATEMENT**

**To:** Resource Development Committee

**Date:** July 16, 2015

### **REQUESTING A PARTIAL WAIVER OF REGULATED USE CLOSURE RESTRICTION OF ASAAYII FIRE-CHUSKA MOUNTAIN FOREST PROTECTION AREAS.**

Long Lake, Connected Ponds, Fence Area, Big Pond, Sand Springs, Black Springs and where the Sun sits.

The Bureau of Indian Affairs Forestry Department, Navajo department of Forestry, and Department of Agriculture has issued regulated use closure restrictions prohibiting the approval and rebuilding of any homes; usage of range units and related structures, within the Asaayii Lake Fire and other set of protection aimed at the Naschitti community, which includes local residents, landowners, ranchers and livestock. These areas are designated on the attached exhibits that are on file at the Naschitti Community Governance administration office.

These departments and the resources committee of the Navajo Nation Council have delegated authority to grant special permits or waivers for certain policy consideration where moratorium on development have serve impacts on the culture, tradition, and the health and welfare of the Navajo people from which residents may not recover for generation.

**THEREFORE, the Naschitti Community Governance (NCG) requests a partial waiver to the following:**

- Lift or waive the restrictions imposed by Federal and Navajo Nation laws, including resource committee of the Navajo Nation Council's Resolution RCY – 133-01 for NCG, allowing families affected by the devastation of the 2014 Asaayii Lake Fire to rebuild at or near originally approved sites, their homes and other structures destroyed by the fire including the grazing areas for livestock.
- Ease the restriction faced by the families (whose homes and structure were destroyed by the Asaayii Lake Fire) who were instructed to rebuild their homes on the same foundation of their destroyed homes. They believe this policy is contrary to their religious and cultural belief. Adopt or grant a procedure or provision for application for new, changed, or additional uses or area. The provision will allow the holders to file a new or amended application for authorization of any new, changed, or additional uses or area, including any changes that involve any activity that has an impact. In approving or denying new, changes. Or additional uses or area, designated authorizing officer to consider, at a minimum, the findings or recommendations of the other affected agencies and whether to revise the terms and conditions of the existing authorization or issue a new authorization. A holder may be required to furnish building plan, maps of GPS reading upon completion of construction.
- Expedite effort to work on legislation or action in support of a new forest management plan, rural populations, regulation of grazing, rational planning of new rural wild land interfaces, etc.,
- Develop new thought about development of prescribed burning projects for forest fuel control or for the development of practical and realistic grazing schemes (on order to reduce all caused fires and to prevent further grazing site deterioration).
- Increase effort for dynamic forest management with principle that incorporates consideration about fire and land use planning with local governance.
- Clarify how do authorities determined who is responsible for setting forest fire.
- NCG requests another plan and fencing plan to be submitted entailing its input for specific realignment surrounding area 53 and 54 fencing by Bureau of Indian Affairs (BIA).

- Request NRDC for support to use BLM Land or Ranches for Asaayii Lake Fire Grazing Permittees in restricted burn area.

A handwritten signature in black ink, appearing to read "Hoskie Bryant", with a long horizontal flourish extending to the right.

Hoskie Bryant, Commission President  
Naschitti Community Governance

**2014 Asaayii Lake Fire Home Structures Burned  
Naschitti Community**

House/Log Cabin Burned

| <u>Case No.</u> | <u>Name</u>                          | <u>Location - GPS</u> |
|-----------------|--------------------------------------|-----------------------|
| 5               | Alfonso Bitsoi                       |                       |
| 6               | Juanita Nabahe                       |                       |
| 7               | Catherine Denetclaw                  |                       |
| -8              | Patricia Begay                       |                       |
| 10              | Treva H. Bahe + <i>Roberto Henry</i> |                       |
| 12              | John & Betty C. Begay                |                       |
| 14              | Wilhelmina Noble                     |                       |
| 15              | Christine L. Bitsoi <i>hym</i>       |                       |
| 16              | Carol W. Bitsoi                      |                       |
| -17             | Kevin Yazzie                         |                       |
| 18              | Marvin Denetdele                     |                       |
| 21              | Phil C. Begay                        |                       |
| 22              | Albert & Emma Roanhorse              |                       |
| 23              | Barlow R. Smith                      |                       |
| 24              | Franklin Morris                      |                       |
| 26              | Jerome Willatto                      |                       |
| 28              | Darlene Bitsoi                       |                       |
| 30              | Linda Smiley                         |                       |
| 32              | Valerie Bahe                         |                       |

Hogans Burned

| <u>Case No.</u> | <u>Name</u>       | <u>Location - GPS</u> |
|-----------------|-------------------|-----------------------|
| 2               | Virginia Winters  |                       |
| 9               | Evelyne Billie    |                       |
| 11              | Ricky R. Ben      |                       |
| 13              | Alfred C. Begay   |                       |
| 20              | Gloria Dennison   |                       |
| 22              | Bernice Roanhorse |                       |
| 25              | Benny Charley     |                       |
| 32              | Valerie Bahe      |                       |

**Exhibit "B"**

**Naschitti Local Governance  
2014 Asaayii Lake Fire  
Grazing Permittee Report  
Assessment Inventory**

|    | <b>Name</b>                | <b>Permit holder's<br/>Name</b> | <b>Probate</b> | <b>District</b> | <b>Grazing<br/>Permit No.</b> |
|----|----------------------------|---------------------------------|----------------|-----------------|-------------------------------|
|    |                            |                                 |                |                 |                               |
| 1  | Bahe, Treva H              | Lillie H. Etsitty               |                | 14 - 1          | 14-08-84                      |
| 2  | Benally, Harry H           |                                 |                |                 |                               |
| 3  | Benally, Thomas            | Anita B Benally                 | Graz Permit    | 14-1            | 14-18-84                      |
| 4  | Billy, Evelyn              | George Billy                    | Graz Permit    | 14-1            | 14-05-99                      |
| 5  | Bitsoi, Alfonso            | Alfonso Bitsoi                  |                | 14-1            |                               |
| 6  | Bitsoi, Carol W.           | Frederick D Bitsoi              |                | 14-1            | 14-50-95                      |
| 7  | Bitsoi, Christine          | Christine Bitsoi                |                | 14-1            | 14-48-95                      |
| 8  | Bitsoi, Darlene            | Darlene Bitsoi                  |                | 14-1            | 14-49-95                      |
| 9  | Noble, Wilhelmina          | Wilhelmina Noble                |                |                 |                               |
| 10 | Carl, Chester              | Chester Carl                    |                |                 |                               |
| 11 | Deal, Edward               | Edward Deal                     |                | 14-1            | 14-10-13                      |
| 12 | Dennison, Gloria           | Gloria Dennison                 |                | 14-1            | 14-03-91                      |
| 13 | Denetdale, Marvin          |                                 |                |                 |                               |
| 14 | Denetclaw, Catherine       | Catherine Denetclaw             |                | 14-1            |                               |
| 15 | James, Bertha              | Bertha James                    |                | 14-1            | 14-01-97                      |
| 16 | Livingston, Leroy          | Leroy Livingston                |                |                 |                               |
| 17 | Roanhorse, Nora            |                                 |                |                 |                               |
| 18 | Smith, Barlow              |                                 |                |                 |                               |
| 19 | Smiley, Linda              | Linda Smiley                    |                | 14-1            | 14-01-01                      |
| 20 | Willatto, Jerome           | Jerome Willatto                 |                | 14-1            | 14-05-08                      |
| 21 | Winters, Virginia B        | Virginia B Winters              |                | 14-1            | 14-06-07                      |
| 22 | Yazzie, Jane               | Jane Yazzie                     |                | 14-1            | 14-04-02                      |
| 23 | Yazzie, Maxine             | Maxine Yazzie                   |                |                 |                               |
| 24 | Roanhorse,<br>Emma/Bernice |                                 |                |                 |                               |
|    |                            |                                 |                |                 |                               |

EXHIBIT "C"

|                                                                                   |             |
|-----------------------------------------------------------------------------------|-------------|
| PROGRAM NAME: Asaayii Burnout Financial Assistance/Naschitti Community Governance | Page 1 of 2 |
| DIVISION/OFFICE: _____                                                            |             |

| (A)<br><br>Object<br>Code | (B)<br><br>Description                    | (C)<br><br>Funding<br>Code | (D)<br>Sub-Total Amounts by Agency Codes |                |                 |                     |                  |                 | (E)<br><br>Budget<br>Total |
|---------------------------|-------------------------------------------|----------------------------|------------------------------------------|----------------|-----------------|---------------------|------------------|-----------------|----------------------------|
|                           |                                           |                            | Central/WR<br>(01)                       | Chinle<br>(02) | Eastern<br>(03) | Ft Deflance<br>(04) | Shiprock<br>(05) | Western<br>(06) |                            |
|                           | <b>Housing Construction Materials</b>     |                            |                                          |                |                 |                     |                  |                 |                            |
| 6724                      | Financial Assistance - Building Materials |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | 27 homes x \$10,000 =                     |                            |                                          |                |                 | 270,000.00          |                  |                 |                            |
|                           | Contingencies                             |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | 10% x \$270,000 = 27,000.00               |                            |                                          |                |                 | 27,000.00           |                  |                 |                            |
|                           | <b>297,000.00</b>                         |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | Equipment Rental                          |                            |                                          |                |                 |                     |                  |                 |                            |
| 4203                      | Cement Mixer \$100/days x 30 days =       |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
| 4203                      | Flatbed/Gooseneck \$80/day x 20 days =    |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
| 4203                      | Backhoe \$100/day x 15 days =             |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | <b>6,100.00</b>                           |                            |                                          |                |                 | 6,100.00            |                  |                 |                            |
|                           | Temporary Personnel                       |                            |                                          |                |                 |                     |                  |                 |                            |
| 6101                      | 5 Carpenters x 3480 hrs x \$12.00 =       |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
| 6101                      | 5 Laborers x 3480 hrs x \$11.00 =         |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
| 6103                      | FICA 400,200.00 x 6.20%                   |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
| 6104                      | Medicare 400,200.00 x 1.45%               |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
| 6106                      | SUTA 400,200.00 x 5.40%                   |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
| 6108                      | Wrk's Comp 400,200.00 x .80%              |                            |                                          |                |                 |                     |                  |                 |                            |
|                           |                                           |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | <b>455,627.70</b>                         |                            |                                          |                |                 | 455,628.00          |                  |                 |                            |
| <b>PAGE TOTALS:</b>       |                                           |                            |                                          |                |                 | <b>758,728.00</b>   |                  |                 | <b>758,728.00</b>          |

## NASCHITTI COMMUNITY GOVERNANCE

## PART I.

**PROGRAM NAME:** Asaayii Burnout Financial Assistance/Naschitti Community Governance

Page 2 of 2

DIVISION/OFFICE:

## PART II.

| (A)<br><br>Object<br>Code | (B)<br><br>Description                                                                                                 | (C)<br><br>Funding<br>Code | (D)<br>Sub-Total Amounts by Agency Codes |                |                 |                     |                  |                 | (E)<br><br>Budget<br>Total |
|---------------------------|------------------------------------------------------------------------------------------------------------------------|----------------------------|------------------------------------------|----------------|-----------------|---------------------|------------------|-----------------|----------------------------|
|                           |                                                                                                                        |                            | Central/WR<br>(01)                       | Chinle<br>(02) | Eastern<br>(03) | Ft Defiance<br>(04) | Shiprock<br>(05) | Western<br>(06) |                            |
|                           | <b>Emergency Assistance</b>                                                                                            |                            |                                          |                |                 |                     |                  |                 |                            |
| 6350                      | 22 Permittees x 10 bales x \$13/bales = \$2,860 x 3 months<br>(June, July, August) = \$8,580 x 5 years = \$42,900.00   |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | 42,900.00                                                                                                              |                            |                                          |                |                 |                     |                  |                 |                            |
| 6351                      | 22 Permittees x 6 bags/4-way feed x \$10 = \$1,320 x 3 mnths<br>(June, July, August) = \$3,960 x 5 years = \$19,800.00 |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | 19,800.00                                                                                                              |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | <b>62,700.00</b>                                                                                                       |                            |                                          |                |                 | 62,700.00           |                  |                 |                            |
|                           | Contingency Fees x 10% x \$62,700 = \$6,270<br>(Flucuation of cost for Hay/Feed)                                       |                            |                                          |                |                 | 6,270.00            |                  |                 |                            |
|                           | 6,270.00                                                                                                               |                            |                                          |                |                 |                     |                  |                 |                            |
| 6321                      | Gasoline                                                                                                               |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | 2,500.00                                                                                                               |                            |                                          |                |                 |                     |                  |                 |                            |
| 6322                      | Diesel                                                                                                                 |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | 2,500.00                                                                                                               |                            |                                          |                |                 |                     |                  |                 |                            |
|                           | <b>5,000.00</b>                                                                                                        |                            |                                          |                |                 | 5,000.00            |                  |                 |                            |
| <b>PAGE TOTALS:</b>       |                                                                                                                        |                            |                                          |                |                 | <b>73,970.00</b>    |                  |                 | <b>832,698.00</b>          |

# **Asaayii Lake Fire**

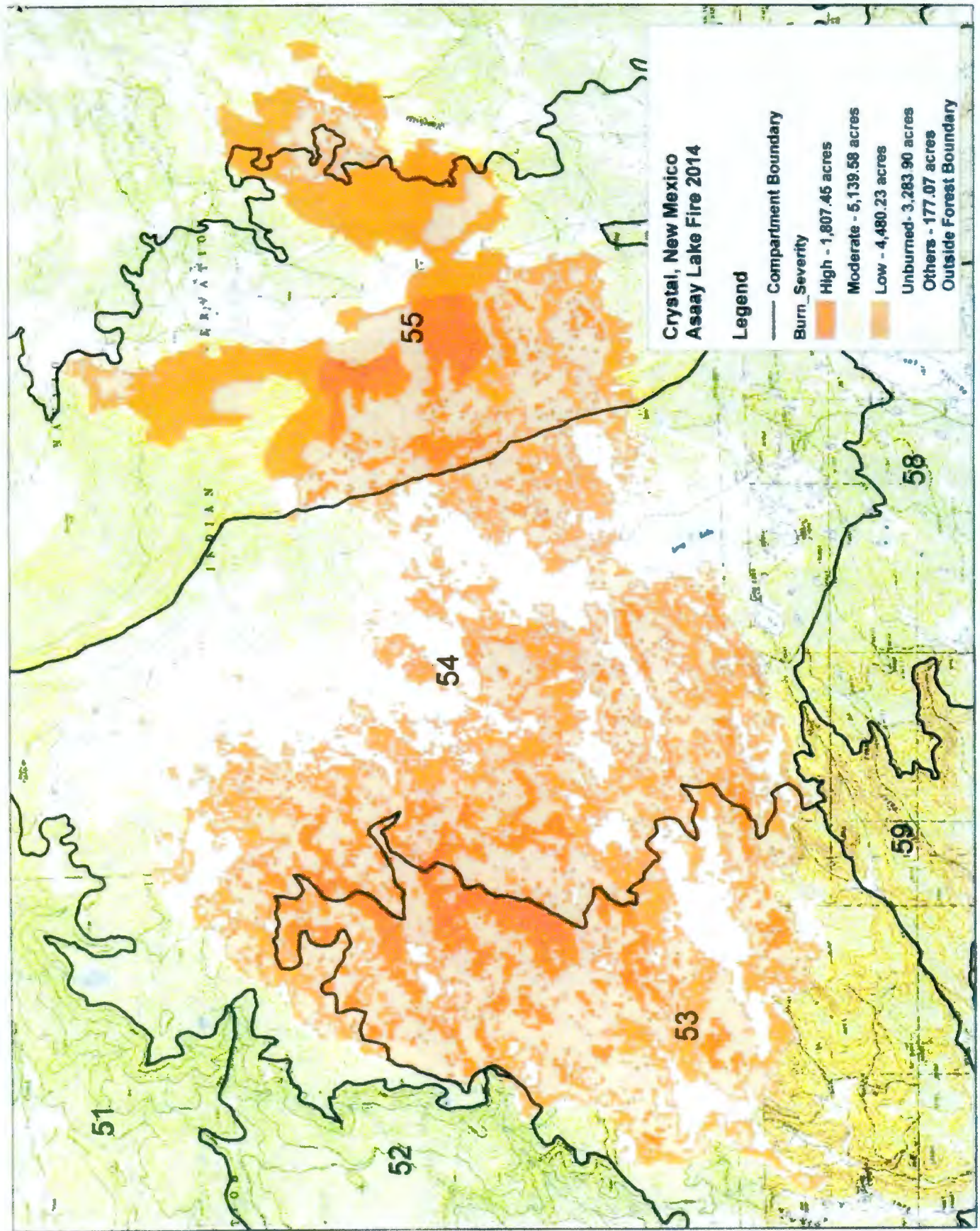
## **Naschitti Community**



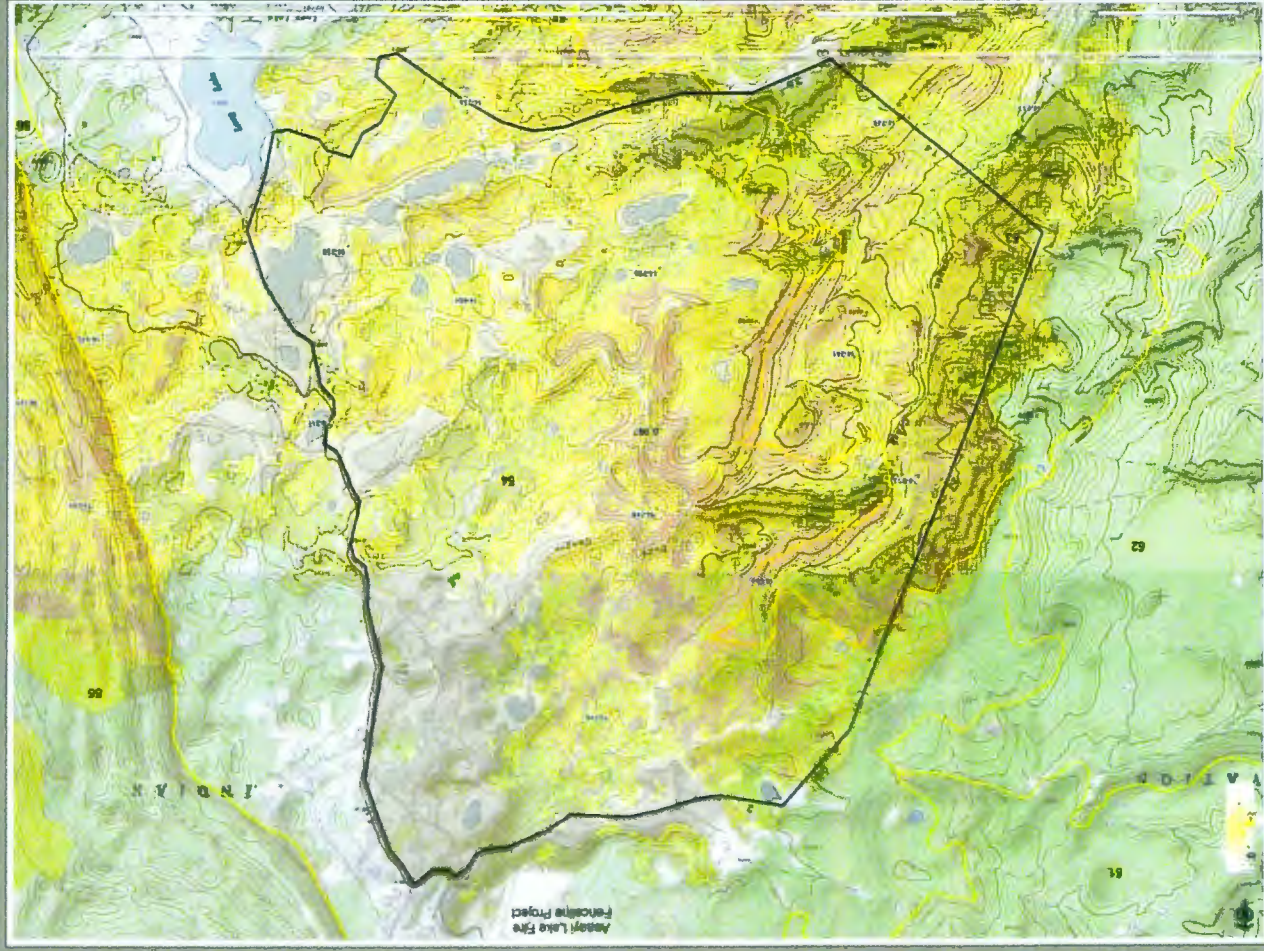
June 2014







# Assayi Lake Fire Proposed Fencing



## **TABLE OF CONTENT**

- A. Position Statement by Asaayii Lake Fire Committee**
- B. Naschitti Community Journal and Events of Asaayii Lake Fire**
- C. Assessment of Structures Damage and Burned Report**
- D. Resolutions of Naschitti Commission**
- E. Letter to Pearl Chamberlin, BIA-NRD**
- F. Supporting Resolution of Mexican Springs Chapter**

# **NASCHITTI COMMUNITY GOVERNANCE**

Drawer D, Sheepsprings, New Mexico 87364

Telephone No.: 505.732.5400/5402 Fax No.: 732.5406



**A**

Luther B. Livingston, Community Service Coordinator

Dorene Thomas, Account Maintenance Specialist

Carissa A. Wood, Administrative Assistant

## **CHUSKA MOUNTAIN ASAAYII LAKE FIRE COMMITTEE STATEMENT FOR RESOURCE & DEVELOPMENT COMMITTEE THE NAVAJO NATION COUNCIL**

**This Position Statement of the Chuska Mountain Asaayii Lake Fire Committee to  
The Resources & Development Committee of the Navajo Nation Council is  
Respectfully requesting for technical assistance as you are vested with  
Authority to promulgate directives and legislations to meet the needs of the  
Navajo Nation people. We are tremendously traumatized by the visual surveys  
Of the burnt homes and sites**

1. Requesting Resources Development Committee of the Navajo Nation Council to waive restrictions imposed by Federal and Navajo Nation Laws, including Resolutions RCJY-133-01 and RCJY-142-92, to be lifted or waived so the affected families in the severe burned area of Compartment 54 can rebuild their homes and structures on or near the original sites, including the grazing areas for livestock.
2. Requesting Navajo Nation Parks & Recreation, Solid Waste, and Navajo Nation Forestry to provide emergency assistance funds for debris clearance and removal in Compartment 54 and 55 by contract or agreement with private organization, Tribal Department, firms or individuals to assist the families affected by the devastation of the 2014 Asaayii Lake Fire.
3. Requesting the Bureau of Indian Affairs Forestry, BIA and Navajo Nation Natural Resources Conservation and the District 14 Grazing Committee to re-align the Asaayii Lake Fire proposed fencing in Compartment 54.
4. Requesting the Navajo Nation and its governmental entities to assess the 2014 Asaayii Lake Fire in Compartment 54 and 55 for proper identification of traditional, sacred, cultural and ceremonial sites.
5. Requesting assistance and services from the Navajo Nation Forestry to assume all forest regulations for burned trees for the safety of residents in Compartment 54 and 55 to allow harvesting and salvage of burned trees by Naschitti Community members.

Hoskie Bryant  
Commission President

Michael T. Clani  
Commission Vice-President

Darlene Bitsoi  
Commission Secretary/Treasurer

Willis Nez  
Grazing Committee

Mel R. Begay  
Council Delegate

## **Asaayii Lake Wild Fire Journal and Events Affecting the Community of Naschitti**

**B**

| <u>Date</u>   | <u>Activities</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
|---------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| June 12, 2014 | NN President Ben Shelly issued an executive order calling for a fire restriction base on the advice of the Navajo Nation Forestry Department.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| June 13, 2014 | Assayii Lake Fire ignited after an unattended fire near Assayii Lake recreation camp.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| June 14, 2014 | Locate/Contact Melvin Stevens, Naschitti Chapter ALERT Incident Commander to get updates on the Assayii Lake fire to initiate evacuation due to the fire getting intensive per Aztec Fire Dept. Begin contacting Naschitti Chapter staff to open the chapter house for communication set up. Contact Local Incident Commander constantly for exact location while notifying community residents to check names of community members who reside in the Chuska Mtn for evacuation and checked them off as soon as notified. Chapter provided transportation for those that cannot get off to the foothills asap. A total of 33 community members were notified by local chapter Incident commander and were assisted for evacuation.                                         |
| June 15, 2014 | Begin processing the Multi-purpose Incident Report with residence that were affected by the fire to determine status of their situation relating to homes, medical, and livestock throughout the day. While processing documents procedures were set up for retrieval such as indexing, labeling, scanning and preservation. A continuation of intakes have been ongoing along with referral for smoke inhalation to medical personnel on site in coordination with the Incident Commander, various individuals were being recruited to assist with the operation in getting organizing for the command post.                                                                                                                                                              |
| June 16, 2014 | Continue processing the Multi-purpose Incident Reports with residence that were affected by the fire to determine status of their situation relating to evacuation of homes, medical referrals, and missing livestock throughout the day. A continuation of intakes have been ongoing along with referral to smoke inhalation to medical personnel on site. In coordination with the Incident Commander an organizational staffing chart was developed and assignments were made. The purpose of processing intakes is to inform the community what to anticipate with the fire as not control. This would mean heavy smoke may come into the valley which may affect local residents who have medical conditions and if there is a need for them to evacuate voluntarily. |
| June 16, 2014 | Commission on Emergency Management by Resolution CEM-14-06-16, Declaring a State of Emergency For the Assayii Lake (Bowl Canyon) Fire                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |

## **Asaayii Lake Wild Fire Journal and Events Affecting the Community of Naschitti**

| <u>Date</u>      | <u>Activities</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| June 17, 2014    | Continue processing the Multi-purpose incident report with residence that were affected by the fire and follow ups begin to take place on issues related to the initial filing of the multi-purpose incident report that were filed earlier when Navajo Nation Programs started to assist clients. The continuation of intakes have been ongoing along with referrals for smoke inhalation to medical personnel on site. Records for distribution of assistance have begun. Filing and scanning was initiated within the operations. A mass production of records were indexed and filed in the proper folders electronically. |
| June 17, 2014    | Assayii Lake Fire Tour and Fly Over by NN President Shelly, NN Vice-President Rex Lee Jim, Governor Susana Martinez with State of New Mexico.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| June 19-22, 2014 | Continuation of intakes and referrals with other NN Programs were in the process. Some required further documentation trail and retrieval of records were ongoing. Retrieval of various documents were on-going throughout the day when requested. Residents who received donation items were also recorded and made available to operation leaders for verification should there be a need.                                                                                                                                                                                                                                   |
| June 23-24, 2014 | The objectives for these days were to scan all documents which were not updated into electronic form however, the equipment were down and was not able to complete the task. Continue working with the remaining records for labeling and sorting to prepare for scanning. Recommendation to the Naschitti Chapter is to continue the basic recordkeeping to finalize all outstanding reporting not submitted up to departure from the operation on June 24, 2014 @ 2:30 pm.                                                                                                                                                   |
| June 30, 2014    | Management of the Assayii Lake Fire will go to Type 4 IC Beulah Woodie. Summary of the fire will be returned back to the Bureau of Indian Affairs (BIA) Navajo Fire Management Program                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| July 11, 2014    | "Sand Bagging" training at the chapter house and mountain by NN EOC and Army Corp.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| July 14, 2014    | Chapter passed Resolution "Requesting Navajo Nation Agriculture to Provide Free Inspection and Vaccination for Livestock that were affected by the Asaayii Lake fire".                                                                                                                                                                                                                                                                                                                                                                                                                                                         |

## **Asaayii Lake Wild Fire Journal and Events Affecting the Community of Naschitti**

| <u>Date</u>     | <u>Activities</u>                                                                                                                                                                                                                                                                                                                                                                                                                                              |
|-----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| July 14, 2014   | Chapter passed Resolution to "Request to have Naschitti Community be involved in Restoring and Re-Habit the Chuska Mountain Burn Area".                                                                                                                                                                                                                                                                                                                        |
| July 14, 2014   | Chapter passed Resolution " Requesting B.I.A. to Blade Whiterock Road #9652 So the Ranchers can get water from Gray Hill Well #14-307"                                                                                                                                                                                                                                                                                                                         |
| July 14, 2014   | Chapter passed Resolution " The Naschitti Local Governance Center Request to conduct a Local Assessment on Structures, Property, and Range Land Condition of the Fire affected areas of the Asaayii Lake Fire"                                                                                                                                                                                                                                                 |
| July 14, 2014   | Chapter passed Resolution "Requesting Navajo Nation President, BIA, Navajo Nation Department of Agriculture to Approve An Alternative Paster for Livestock Owners of Naschitti Community due to the Asaayii Fire that the Displaced Livestock"                                                                                                                                                                                                                 |
| July 14, 2014   | Chapter passed Resolution "Approve \$3000.00 from Emergency Funds for Pastures fee for Naschitti Livestock.                                                                                                                                                                                                                                                                                                                                                    |
| July 14, 2014   | Chapter passed Resolution "Requesting Resolution to the 22 <sup>nd</sup> Navajo Nation Council Oversight Committee; BIA Burned Area Emergency Recovery Team, NN President, NN Dept. of Agriculture, Resources and Development Committee and Budget and Finance Committee to Direct the Division of Community Development, Office of the Controller, Office of Management and Budget and Related Offices to Expedite and Provide an Indepth Coordination Policy |
| August 1, 2014  | Navajo Nation President Ben Shelly and Sharon Pinto lifted the fire restriction this date.                                                                                                                                                                                                                                                                                                                                                                     |
| August 10, 2014 | Concerned residents form a group meeting at the Catholic church to express issued related to the Assayii Lake fire burnouts and approach the chapter for recognition and proceed with a plan to begin assessing burnouts.                                                                                                                                                                                                                                      |
| August 11, 2014 | Naschitti Chapter passed a Resolution "Approve to Establish the Chuska Mountain Wild Fire Committee" (CMWFC)                                                                                                                                                                                                                                                                                                                                                   |
| August 11, 2014 | Naschitti Chapter passed a Resolution "Approving the Naschitti Livestock Coop Association Plan of Operation and Resolution Agreement of Pasture Land"                                                                                                                                                                                                                                                                                                          |
| August 11, 2014 | Naschitti Chapter passed a Resolution "The Naschitti Community Approves and Supports the Naschitti Livestock Coop Association Efforts to Lease the Ramah Bond Ranch from Navajo Nation"                                                                                                                                                                                                                                                                        |

## **Asaayii Lake Wild Fire Journal and Events Affecting the Community of Naschitti**

| <u>Date</u>        | <u>Activities</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
|--------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| August 11, 2014    | Chapter passed a Resolution "Requesting NAPI to reserve 3,000 3-wire of hay (1,500 Good and 1,500 Fair)                                                                                                                                                                                                                                                                                                                                                                  |
| August 15, 2014    | The appointed chair, Carol Bitsoi of the Chuska Mountain Wild Fire Committee Along with Hoskie Bryant, Luther Livingston and other residents who have homes burn met at EOC – NDOT to request assistance.                                                                                                                                                                                                                                                                |
| August 22, 2014    | Met with NN Forestry, Mike Yazzie & Resource Enforcement Ranger Ralph Leigh at Narbona Pass to GPS and label ownership of homes burn. This probably is the first assessment done but was not completed. Some homes on top of the mountains were identified for those that were in attendance. Another schedule was planned for those that were not in attendance and to include the lower section of the burnouts, however no contacts nor schedule has come about yet . |
| August 27, 2014    | Long Term Recovery for Disaster Training - by UMCOR – Cathy Earl @ NDOT Bldg, Tse Bonito, NM. Gloria Dennison attended the sessions.                                                                                                                                                                                                                                                                                                                                     |
| August 28, 2014    | Case Management Disaster Response Training by UMCOR – Cathy Earl @ NDOT Bldg, Tse Bonito, NM – Gloria Dennison attended the sessions                                                                                                                                                                                                                                                                                                                                     |
| August 28, 2014    | Naschitti CLUP met with NN Forestry. Check with Meeting minutes on discussion but no report given to the Committee.                                                                                                                                                                                                                                                                                                                                                      |
| September 8, 2014  | Request to NN Solid Waste Program Director, James Benally to provide Waste bins for community clean up.                                                                                                                                                                                                                                                                                                                                                                  |
| September 4, 2014  | Contact and request South West Tradition Log Homes, Inc. of Cameron, AZ to send information on Log Homes with Price Quote of a Hogan to determine the cost to rebuild homes (HOGAN).                                                                                                                                                                                                                                                                                     |
| September 8, 2014  | Attend Chapter meeting to receive status report of activities re: Assayii Lake Fire. Requested Chapter Officials to have some sort of guidance as to what we need to be prepare for the Long Term Recovery.                                                                                                                                                                                                                                                              |
| September 9, 2014  | Received the Southwest Tradition Log Homes, Inc. Flyers and quote as a package. Information forward to Naschitti Chapter Administration                                                                                                                                                                                                                                                                                                                                  |
| September 9, 2014  | Receive notice for a meeting at Naschitti Chapter House for survivors of the Assayii Lake Fire burn from Carol Bitsoi to initiate Intakes.                                                                                                                                                                                                                                                                                                                               |
| September 16, 2014 | Naschitti Chapter CLUP meeting on issues relating to the CMWFC attempts to obtain an assessments on burn of homes.                                                                                                                                                                                                                                                                                                                                                       |

6/25/15

## **Asaayii Lake Wild Fire Journal and Events Affecting the Community of Naschitti**

| <u>Date</u>        | <u>Activities</u>                                                                                                                                                                                                                                                                                                                                                                                                                        |
|--------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| September 17, 2014 | Meeting with NN Forestry, Charity Group, and chapter officials at Naschitti Chapter. The survivors of the burnouts were inform to submit intake forms by this date to obtain results and determine the outcome of the disaster because there is no official data available to initiate coordination of relief efforts.                                                                                                                   |
| October 13, 2014   | Chapter passed resolution "Requesting Navajo Sanitation, Navajo Nation Parks & Recreation, Agriculture Department and Navajo Nation forestry to Assist Naschitti Residents who lost homes during the Asaayi Lake fire by providing trash bins and heavy equipment for debris clean up                                                                                                                                                    |
| October 13, 2014   | Chapter passed resolution "Requesting the Resources and Development Committee of the Navajo Nation Council to waive Restrictions imposed by Federal and Navajo Nation Laws, including Resolution RCJY-133-01 and permit families affected by the devastation of the 2014 Asaayii Lake Fire to rebuild at or near Originally approved sites, their homes and structures destroyed by the fire including the grazing areas for livestock". |
| October 22, 2014   | Meeting held at the Navajo Nation Forestry Office – No information provided to the committee except Resolutions collected and forward to the Department. In Attendance – Michael Clani, Carissa Wood, Kimberly Johnson, Alphonso T Bitsoi, Ferdinard Notah, Ralph Leigh, Roger Peshlakai, Mike Yazzie and Alexious Becenti.                                                                                                              |
| October 31, 2014   | Meeting schedule to receive resources reports from Navajo Nation Departments at the BIA Regional Office in Gallup, NM @ 10:00 am – Meeting was re-scheduled to November 7, 2014.                                                                                                                                                                                                                                                         |
| November 7, 2014   | Meeting held at the Gallup BIA Regional Office complex to receive status reports from Navajo Nation Departments on the Assayii Lake Fire. There were too many issues and impacts discover throughout the discussion from NN Departments that need to be address. Notes available on discussions. In attendance were Gloria Dennison, Carissa Wood and Albert Kieyoomia.                                                                  |
| November 20, 2014  | Navajo Nation Departments resource meeting to get updates from the previous November 17, 2014 meeting. No one attended the meeting in Gallup at the Regional Office on this date from the Committee, Chapter Official or Administration.                                                                                                                                                                                                 |
| February 2, 2015   | Meeting held at Naschitti Chapter with the Survivors of the Assayii Lake Fire for updates. Agenda and discussions/minutes of February 2, 2015 will be made available at the next regular meeting.                                                                                                                                                                                                                                        |

## **Asaayii Lake Wild Fire Journal and Events Affecting the Community of Naschitti**

### Date

### Activities

|                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
|-------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| February 4, 2015  | Meeting with Navajo Forestry for updates and also review GPS of burn sites @ Ft. Defiance Office Carol Bitsoi and Gloria Dennison met with Mike Yazzie regarding any updates and findings. In order to expedite and complete the assessments, arrangements were made to meet at the Chapter to verify and confirm photos to match them up with GPS readings. Also pick-up information (map) regarding the proposed plan for the re-seeding of the burn areas. No information was available as to when this will be initiated.                                                                                                                                                     |
| February 11, 2015 | Contacted Kim Johnson with Dept of Agriculture by phone on the status of the power point to be presented at the next Committee meeting. She stated she hasn't gotten the opportunity to meet with Forestry and BIA to compile the presentation. She does plan to meet with them on February 12, 2014 for updates. In addition, I requested for a document that officially declared restrictions to the seasonal grazing area. She does not have one for Dept of Agriculture but possibly Forestry may have one. The attempt for the request is to file with USDA and then to the State for hardship encountered on livestock grazing area during the Asaayii Lake Wild Fire.      |
| March 19, 2015    | Meeting with Raymond Pine, NN Land Administration to address Asaayi Fire Rehab Plan for the Naschitti Community and to review the current issues and concerns of families impacted. (6) issues were brought out as follows: 1) Removal and proper disposal of the fire damage structures in compartment 54 and 55. 2) Approval to rebuild the fire damage structures (homes, campsite and corrals). 3) Realignment of the proposed fencing in compartment 54. 4) Testing of water wells and water sheds in compartment 54 and 55. 5) Harvesting and salvage of burned trees by community members. 6) Proper identification of traditional, sacred, cultural and ceremonial sites. |
| March 23, 2015    | Regular Meeting of the Asaayii Lake Wild Fire Committee meeting @ 1 pm. (8) resolutions presented to the Naschitti Commissioners and Land Use Planners. Resolutions were passed and forward to CLUP to be presented to the Commissioners for adoption on May 3 <sup>rd</sup> , 2015.                                                                                                                                                                                                                                                                                                                                                                                              |
| April 20, 2015    | Regular Meeting of the Asaayii Lake Committee meeting @ 1 pm. Receive update reports from Naschitti ALERT, CLUP, and Commissioners as well as the Asaayii Lake Committee.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| April 28, 2015    | Send a Memorandum to the attention of Pearl Chamberlin of BIA NRD to provide updates to the community of Naschitti on the recovery plan from the Navajo Nation. Copies were distributed to the Navajo Nation Departments affiliated with the Asaayii Lake fire to meet with the committee on May 18, 2015 @ 10am - Naschitti Governance Center.                                                                                                                                                                                                                                                                                                                                   |

## **Asaayii Lake Wild Fire Journal and Events Affecting the Community of Naschitti**

### **Date**

### **Activities**

**May 3, 2015**

Regular Naschitti Commission meeting at Naschitti Governance Center on May 03, 2015 to address Asaayii Lake Resolution for adoption. A total of (8) resolution were introduced to the Commission for the Asaayii Lake Fire Disaster Recovery/rehabilitation plans.

**May 5, 2015**

Commissioners Hoskie Bryant and Darlene Bitsoi with Gloria Dennison, Asaayii Lake fire Committee attend the Mexican Spring Chapter Planning meeting to request a supporting resolution that the chapter approves to request Bureau of Indian Affair Forestry, Navajo Department of Forestry, Department of Agriculture, Navajo Nation Natural Resources Development Committee and Navajo Department of Justice not allow the current designated Mexican Springs and Naschitti Community Planning boundaries to prohibit or impede any benefits or restitutions to be provided to the burn out victims residing in this area of concern. (Also known as Asaayii Fire)

Attend the Naschitti ALERT meeting to request assistance with (4) cases of bottle water to be use during the May 18, 2015 Asaayii Lake Fire Committee meeting.

**May 7, 2014**

Follow up on the Asaayii Lake Fire Committee Proposed Plan of Operation for legal review. Rodrick Begay with DOJ has not review it yet. No. 150721



**Asaayi Lake Burn Structures  
Assessment Inventory Locations**

**No. 01**

**Name: Patricia Begay**

N 36° 03' 11.96", W 108° 50' 59.58" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 02**

**Name: John C., Sr. and Betty C. Begay**

N 36° 02' 25.81", W 108° 51' 13.64" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 03**

**Name: Jerome Willetto**

N 36° 02' 50.01", W 108° 52' 15.22" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 04**

**Name: Emma Roanhorse and Albert Roanhorse**

N 36° 03' 04.14", W 108° 52' 20.36" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 05**

**Name: Carol W. Bitsoi & Children**

N 36° 00' 56.78", W 108° 51' 27.88" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 06**

**Name: Darlene Bitsoi**

N 36° 00' 56.78", W 108° 51' 19.01" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 07**

**Name: Christine Bitsoi**

N 36° 01' 07.45", W 108° 51' 27.88" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 15 (A)**

**Name: Gloria Dennison**

N 36° 02' 03.28", W 108° 50' 11.97" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 15 (B)**

**Name: Gloria Dennison**

N 36° 02' 03.02", W 108° 50' 09.30" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 16**

**Name: Malcolm Roanhorse**

N 36° 03' 07.03", W 108° 52' 06.47" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 17**

**Name: Jason & Elizabeth Baldwin**

N 36° 00' 35.68", W 108° 51' 34.53" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 18**

**Name: Leroy Livingston**

N 36° 00' 28.80", W 108° 50' 17.19" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 19**

**Name: Juanita Nabahe**

N 36° 00' 49.96", W 108° 50' 31.32" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

**No. 20**

**Name: The late James Henry**

N 36° 00' 49.96", W 108° 50' 31.32" (WGS84)

Approximate Location of Structure Inventory +/-30'

Naschitti, San Juan County, New Mexico

**Navajo Nation Trust Land**

# **Asaayii Lake Fire**

## **Naschitti Community**



June 2014

## **Asaayii Lake Fire 2014**



**Alfonso Bitsoi**

## Asaayii Lake Fire 2014



**Bernice & Emma Roanhorse**

## Asaayii Lake Fire 2014



**Carol Bitsoi**

## Asaayi Lake Fire 2014



**Chester Carl**

## **Asaayi Lake Fire 2014**



**Christine Bitsoi**

## Asaayii Lake Fire 2014



**Darlene Bitsoi**

## Asaayii Lake Fire 2014



**Gloria Dennison**

## Asaayii Lake Fire 2014



**Edward Deal**

## **Asaayii Lake Fire 2014**



## **Shallow Well**



**Edward Deal**

## **Asaayii Lake Fire 2014**



**Harry Benally**

## Asaayii Lake Fire 2014



**Jerome Willeto**

## **Asaayii Lake Fire 2014**



**John C. Begay**

## Asaayi Lake Fire 2014



**Malcolm Roanhorse**

## Asaayii Lake Fire 2014



**Marvin Denetdale**

## Asaayii Lake Fire 2014



**Maxine Yazzie**

## **Asaayii Lake Fire 2014**



**Nora Roanhorse**

## **Asaayii Lake Fire 2014**



**Patricia Begay**

## Asaayii Lake Fire 2014



**Wilhelmina Noble**

## Asaayii Lake Fire 2014



**Evelyn Billy**

## Asaayii Lake Fire 2014



**Harrison Henry**

## Asaayii Lake Fire 2014



**Catherine Denetclaw**

## **Asaayii Lake Fire 2014**



**Juanita Nabahe**

## **Asaayii Lake Fire 2014**



**Kevin Yazzie**

## **Asaayii Lake Fire 2014**



**Linda Smiley**

## Asaayii Lake Fire 2014



Treva Bahe

## **Asaayii Lake Fire 2014**



**Franklin Morris**

## Asaayii Lake Fire 2014



**Elizabeth Pine**

## Asaayii Lake Fire 2014



**Jane Yazzie**

## Asaayii Lake Fire 2014



**Benny Charley**

# Naschitti Community Governance

P.O. Box Drawer D, Sheep Springs, New Mexico 87364

Phone: 505-732-5400/5401 Fax: 732-5406



NAS-15-05-069

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

D

### REQUEST THE NAVAJO NATION AND ITS GOVERNMENTAL ENTITIES TO ASSESS THE 2014 ASAAYII LAKE FIRE IN COMPARTMENTS 54 AND 55 FOR PROPER IDENTIFICATION OF TRADITIONAL, SACRED, CULTURAL AND CEREMONIAL SITES.

#### WHEREAS

1. Pursuant to N.N.C. Title 26 Chapter 1, Section 3 (A), Section 1 (B)(1) and Section 1 (B)(2) under the Local Governance Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. The community of Naschitti feels that any damage to, destruction or infringement upon the cultural values are perceived to be deeply offensive when it was secured through a traditional ceremony; and
3. The significance and existence of such location often can be found only through interviews with knowledgeable uses of the area; and
4. Upon the devastation of 2014 Asaayii Lake Fire burned area in the community of Naschitti there is a historical interest by families who had use it traditionally and their cultural belief have been altered by the lost of their home sites, teepee grounds, sweat lodges and other ceremonials sites and are emotionally touch and has a tremendous effect on their livelihood.

#### NOW THEREFORE BE IT RESOLVED THAT

1. The Naschitti Community Governance respectfully requests the Navajo Nation and its entities to address what is feasible and practicable for the proper identification of traditional, sacred, cultural and ceremonial sites in compartments 54 and 55 from Narbona Pass south to Whiskey Lake to seek relief efforts due to its vital significance culturally.
2. The Naschitti Community Governance further request any updates be made available to the affected community immediately.

#### CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by Naschitti Community Governance and moved for approval by Darlene Bitsoi and seconded by Michael Clani at duly called meeting at Naschitti, Navajo Nation, (New Mexico), at which a quorum was present and that same was passed by a vote of 02 yaves, and 00 nay on this 3<sup>rd</sup> day of May 2015.

  
Hoskie Bryant, Commission President  
Naschitti Community Governance

Hoskie Bryant  
President

Michael J. Clani  
Vice-President

Darlene Bitsoi  
Secretary/Treasurer

Mel R. Begay  
Council Delegate

Willis Nez  
Grazing Committee

# *Naschitti Community Governance*

P.O. Box Drawer D, Sheep Springs, New Mexico 87364

Phone: 505-732-5400/5401 Fax: 732-5406



NAS-15-05-070

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

### **REQUEST ASSISTANCE AND SERVICES FROM THE NAVAJO NATION FORESTRY TO ASSUME ALL FOREST REGULATIONS FOR BURNED TREES FOR THE SAFETY OF RESIDENTS IN COMPARTMENTS 54 AND 55 TO ALLOW HARVESTING AND SALVAGE OF BURNED TREES BY NASCHITTI COMMUNITY MEMBERS.**

#### WHEREAS

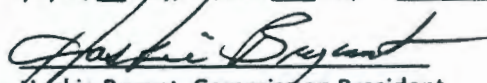
1. Pursuant to N.N.C. Title 26 Chapter 1, Section 3 (A), Section 1 (B)(1) and Section 1 (B)(2) under the Local Governance Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. The human cause Asaayii Lake Wild Fire of 2014 erupted and destroyed many homes, structures and trees in the Chuska Mountains particularly in Compartments 54 and 55 identified in Naschitti Community; and
3. Pursuant to Resolutions RCJY-169-95 and RCJY-133-01 the Navajo Nation 10 Year Forest Management Plan identified various goals to be carried out however, the situation has change due to a catastrophe disaster and the enforcement of harvesting trees around the home site was the responsibility of the homeowner and to follow all cutting regulations and pay monetary compensation could only be applied in normal circumstances; and
4. The homeowners request assistance from Navajo Nation Forestry to identify and cut all unsafe standing trees around the buffered home site burned areas for safety reasons; and
5. In addition, the Naschitti Community members request to be allowed harvesting and salvage of burned trees from the Asaayii Lake Fire for personal use in Compartments 54 and 55 at no cost.

#### NOW THEREFORE BE IT RESOLVED THAT

1. The Naschitti Community Governance respectfully requests Navajo Nation Forestry to identify and assist with tree cutting in burned buffered home site areas for the safety of the community in Compartments 54 and 55.
2. The Naschitti Community Governance further requests the allowance and approval to access harvesting and salvage of burned trees by the Naschitti Community people for personal use in Compartments 54 and 55.

#### CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by Naschitti Community Governance and moved for approval by Darlene Bitsol and seconded by Michael Clani at duly called meeting at Naschitti, Navajo Nation, (New Mexico), at which a quorum was present and that same was passed by a vote of 02 yaves, 00 nay, on this 3<sup>rd</sup> day of May 2015.

  
Hoskie Bryant, Commission President  
Naschitti Community Governance

Hoskie Bryant  
President

Michael J. Clani  
Vice-President

Darlene Bitsol  
Secretary/Treasurer

Mel R. Begay  
Council Delegate

Willis Nez  
Grazing Committee

# Naschitti Community Governance

P.O. Box Deenwe D, Sheep Springs, New Mexico 87364

Phone: 505-732-5400/5401 Fax: 732-5406



NAS-15-05-071

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

**REQUESTING THE NAVAJO NATION WATER RESOURCES TO TEST WATER WELLS AND WATER SHEDS AND IMPLEMENT SURFACE WATER EROSIONS CONTROL IN THE BURNED HOME SITES AREAS IN COMPARTMENTS 54 AND 55 INCLUDING THE FOOTHILLS OF THE CHUSKA MOUNTAIN.**

### WHEREAS

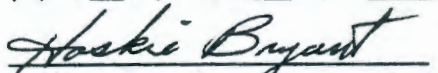
1. Pursuant to N.N.C. Title 26 Chapter 1, Section 3 (A), Section 1 (B)(1) and Section 1 (B)(2) under the Local Governance Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. Pursuant to Resolution CAU-34-84, the Navajo Nation is the owner of the full equitable title to all of the waters of the Navajo Nation as stated in §1104; and
3. Pursuant to 22 N.N.C. § 1401 the Division of Natural Resources can solicit public comments, consult the chapter and obtain expert advice when appropriate and under § 1503 the policy guideline is outline to address streams, lake and ponds with the Navajo Nation to be retained substantially in their natural condition with the base flows and water levels necessary to provide for preservation traditional and religious, recreation and other environmental values to the extent possible; and
4. The 2014 Asaayii Lake fire erupted in compartment 54 and 55 located within the community of Naschitti and many families who have utilize and maintain home steads are affected by this devastation of the post fire when spring runoff begins; and
5. On behalf of the families, the Naschitti Community requests the Navajo Nation to do all things possible for the safety of the community and implement an erosion control in those burned areas of home sites including the foothills of Chuska Mountain.

### NOW THEREFORE BE IT RESOLVED THAT

1. The Naschitti Community Governance respectfully requests the Navajo Nation Branch of Water to test water wells, water sheds and implement surface water erosions control in the burned home site areas in Compartments 54 and 55.
2. The Naschitti Community further request the Navajo Nation and its entities to be cognizant of the Community Right to Know clause to provide updates be made available to the affected community immediately.

### CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by Naschitti Community Governance and moved for approval by Darlene Bitsol and seconded by Michael Clani at duly called meeting at Naschitti, Navajo Nation, (New Mexico), at which a quorum was present and that same was passed by a vote of 02 yaves, 00 nay on this 3<sup>rd</sup> day of May 2015.

  
Hoskie Bryant, Commission President  
Naschitti Community Governance

Hoskie Bryant  
President

Michael J. Clani  
Vice-President

Darlene Bitsol  
Secretary/Treasurer

Mel R. Begay  
Council Delegate

Willis Nez  
Grazing Committee

# *Naschitti Community Governance*

*P.O. Box Drawer D, Sheep Springs, New Mexico 87364*

*Phone: 505-732-5400/5401 Fax: 732-5406*



NAS-15-05-072

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

**REQUESTING NAVAJO NATION PARKS & RECREATION, NAVAJO NATION SOLID WASTE, NAVAJO NATION FORESTRY TO PROVIDE EMERGENCY ASSISTANCE FUNDS FOR DEBRIS CLEARANCE AND REMOVAL IN COMPARTMENT 54 AND 55 BY CONTRACT OR AGREEMENT WITH PRIVATE ORGANIZATIONS, TRIBAL DEPARTMENTS, FIRMS OR INDIVIDUALS TO ASSIST FAMILIES AFFECTED BY THE DEVASTATION OF THE 2014 ASAAYII LAKE FIRE.**

### WHEREAS

1. Pursuant to N.N.C. Title 26 Chapter 1, Section 3 (A), Section 1 (B)(1) and Section 1 (B)(2) under the Local Governance Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. The Chuska Mountain Asaayii Fire committee was established by the Naschitti Community Governance with Resolution NAS -14-08-117 to assist with a disaster recovery plan of the damages caused by the Asaayii Lake Fire of 2014; and
3. Currently, the families are overwhelmed by the disaster that being able to visit the burned home sites this summer had a tremendous impact on their livelihood. The families felt the fire devastation were severe that it is not possible for them to assume immediate financial responsibility to initiate removal of burned structures. Some of them noted that in the cultural/traditional value aspects the debris left by fire should not be touch and a house cannot be rebuilt on the same foundation and or location. The families are burden by the devastation and currently feel it is a liability issue of the Navajo Nation to seek and assist in a recovery plan for removing burned structures and rebuilt new structures; and
4. The Naschitti Community is respectfully requesting relief assistance on behalf of the family members affected by the Asaayii Lake Fire who are still traumatize from the disaster and are distress.

### NOW THEREFORE BE IT RESOLVED THAT

1. The Naschitti Asaayii Fire Committee and the Naschitti Community Governance request the Navajo Nation and its entities listed above to assist with emergency relief assistance to provide funds for debris clearance and removal in Compartments 54 and 55 to be carried out by contract or agreements with tribal departments, private organizations, firms, or individuals and to assume immediate financial needs.
2. The Naschitti Community Governance requests the Navajo Nation and its entities to address, resolve and assist with the removal of burned debris in Compartment 54 and 55 to the extent feasible and practicable relating to proper authorization and approval for burned debris removal.
3. The Naschitti Community Governance request that Navajo Nation and its entities be cognizant of the Community Right to Know clause that frequent updates be made available on the Essential Assistance to the affected families for protecting and preserving property or public health and safety.

*Hookie Bryant*  
President

*Michael J. Clani*  
Vice-President

*Darlene Bitsoi*  
Secretary/Treasurer

*Mel R. Begay*  
Council Delegate

*Willis Nez*  
Grazing Committee

# Naschitti Community Governance

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Phone: 505-732-5400/5401 Fax: 732-5406



NAS-15-05-074

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

**REQUEST THE NASCHITTI COMMUNITY GOVERNMENT TO HIRE A TECHNICAL WRITER UTILIZING THE FIVE MANAGEMENT SYSTEM PROCUREMENT PROCESS, TO UPDATE THE COMMUNITY LAND USE PLAN AND INCORPORATE SHEEP CAMPS AND GRAZING AREA IN THE CHUSKA MOUNTAIN PARTICULARLY IDENTIFIED AS ASAAYII LAKE FIRE COMPARTMENTS 54 AND 55.**

### WHEREAS

1. Pursuant to N.N.C. Title 26 Chapter 1, Section 3 (A), Section 1 (B)(1) and Section 1 (B)(2) under the Local Governance Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. Pursuant to Resolution NAS-14-08-117, the Naschitti Community Governance approve to establish the Chuska Mountain Asaayii Lake Wild Fire Committee to address issues and concerns of the families who lost their property;
3. The Committee initiated a disaster recovery plan for the burned structures and found that the current Naschitti land use plan does not acknowledge or address the Chuska Mountain as Naschitti service areas to manage seasonal grazing for livestock and housing as sheep camps that were grandfathered in from generation to generation; and
4. Pursuant to Resolution RCMA-34-03, the Navajo Nation Fish and Wildlife request that the land use plan should include biological Resource Land Clearance for Chapter's to ensure compliance with federal and Navajo Nation laws and to protect wildlife resources, including plants and their habitat for clearance processes; and
5. The Naschitti Chuska Mountain Asaayii Wild Fire Committee requests the Naschitti Commission, Administration and Community Land Use Planning Committee to ensure that the Biological Resource Land clearances policies and procedures be address immediately and incorporate it into the Naschitti Community Land Use Plan updates.

### NOW THEREFORE BE IT RESOLVED THAT

1. Request the Naschitti Community Governance to hire a Technical Writer to update the Community Land Use Plan and incorporate the historical sites that were grandfathered in as sheep camps and grazing area in the Chuska Mountain particularly identified as Asaayii Lake Fire Compartments 54 and 55.
2. The Asaayii Wild Fire committee request the Naschitti Community Governance to task the technical writer that any proposed update planning be made available to work with the Navajo Nation Fish and Wildlife Department and to the affected families immediately so it would not immobilize the progress in rebuilding sheep camps in Asaayii Lake Fire Compartments 54 and 55.

Hookie Bryant  
President

Michael J. Clani  
Vice-President

Darlene Bitsoi  
Secretary/Treasurer

Mel R. Begay  
Council Delegate

Willis Nez  
Grazing Committee

# Naschitti Community Governance

P.O. Box Duane D, Sheep Springs, New Mexico 87364

Phone: 505-732-5400/5401 Fax: 732-5406



NAS-15-05-076

## RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

REQUEST THE BUREAU OF INDIAN AFFAIRS FORESTRY, NAVAJO NATURAL RESOURCES, AND THE DISTRICT 14 GRAZING COMMITTEE TO RE-ALIGN THE ASAAYII LAKE FIRE PROPOSED FENCING IN COMPARTMENT 54.

### WHEREAS:

1. Pursuant to 26 N.N.C. § 3 (A), the Naschitti Community Governance is a duly certified Chapter of the Navajo Nation Government, as referenced at 11 N.N.C § 10.
2. Pursuant to 26 N.N.C. § 3 (B), the Naschitti Community Governance was required to develop a community based land use plan based upon results of a community assessment; the chapter received certification from Transportation and Community Development Committee authorizing chapter to administer land pursuant to § 103(D) (1); and
3. Pursuant to 26 N.N.C. § 1 (B), the Naschitti Community Governance is vested with the authority to review all matters affecting the community, to take appropriate measures when necessary for purposes of protecting the community and to seek relief from the Navajo Nation and other local agencies in times of emergency and disaster; and
4. The Navajo Nation Entities are addressing the Asaayii Lake Fire Recovery Action Recommendations made by the Type II Incident Management Team as "Burned Area Emergency Response" Plan which exclude any grazing activity for a period of five (5) years where fencing may need to be installed for grasses and forage to re-establish naturally; and
5. The families were inform of the recommended propose fencing and have expressed concerns and call for negotiation of the fencing to be re-align by the use of Road # GPS 36.016375,-108.873310 rather than using Road # 8000 which would establish a flexible accountability from residents to all levels of impacts identified cause by the 2014 Asaayii Lake Wild Fire; and
6. The Naschitti Governance Commission respectfully solicits the Grazing Committee and BIA Natural Resource to grant the request of families affected by the Asaayii Lake Fire.
7. The Community recommendation is practical. It will serve to mitigate property risk given the fact it is an opportunity to include community input to the recovery plan at a minimal level.

*Hoshie Bryant*  
President

*Michael J. Clani*  
Vice-President

*Darlene Bitsoi*  
Secretary/Treasurer

*Mel R. Begay*  
Council Delegate

*Willis Nez*  
Grazing Committee

# NASCHITTI COMMUNITY GOVERNANCE

Drawer D, Sheepsprings, New Mexico 87364  
Telephone No.: 505.732.5400/5402 Fax No.: 732.5406



Luther B. Livingston, Community Service Coordinator

Dorene Thomas, Account Maintenance Specialist

Carissa A. Wood, Administrative Assistant

TO: Pearl Chamberlin, BIA-NRD

FROM: Carol W. Bitsoi, President, Chuska Mountain Asaayii Lake Fire Committee  
Naschitti Local Governance, Naschitti, New Mexico

SUBJECT: Asaayii Lake Fire Update

The Chuska Mountain Asaayii Lake Fire Committee of Naschitti Community Governance is respectfully requesting for your attendance to our monthly meeting scheduled for May 18, 2015, at 10:00 A.M. at Naschitti Community Governance Center.

It has been approximately eleven (11) months since the devastation of June 2014 Asaayii Lake Fire and as of to date we, the affected community members from the wild fire have not adequately been provided an update from the respective Departments and Personnel directly working with this Asaayii Lake Fire Rehabilitation Projects pertaining to the Disaster Recovery Plan. We want to know what the Navajo Nation has plan for the vulnerable families impacted by the Asaayii Lake Wild Fire on their burned homes and structures including livestock grazing areas. The only disaster recovery plan we "hear" about is the proposed fencing, reseeding, proposed boundary line and confiscating livestock that are reported or found in the affected areas of compartment 53, 54 and 55.

We feel it is imperative that we are provided an update information regarding impacts on actions that are being proposed or in effect for Compartment 53, 54 and 55. As a community's right to know, the status of whether families who have resided outside the burn premise will be allowed to move back up to summer camps have not been thoroughly discuss with them. The other issue is with compartment 55, where the (10) year Forest Management Plan Moratorium does not cover. Are families able to rebuild and move livestock in the area?

We are situated at a stand still without adequate information and there is a need for a joint meeting to resolve critical issues and concerns. If you are not able to attend please, submit a written report and include any restrictions that will be in effect for the community as well as the public to educate with.

Your attendance will be appreciated and if you have any questions, please call me at 505 879-4985 or Gloria Dennison @ 505 728-6604.

Xc: Jerome Willie, BIA-Ft Defiance Agency  
Bernadette Tsosie, BIA - NCD  
Kimberly Johnson, NN Dept. of Agriculture  
Ferdinand Notah, NN Dept of Agriculture  
Ivan Becenti, Actg Ranch Manager, Tribal Ranches  
Calvert Curley, BIA - Ft Defiance BNR  
Sam Diswood, NN Forestry/NHP  
LG Butler, DRG Rangers

Hoskie Bryant  
ommission President

Michael T. Clani  
Commission Vice-President

Darlene Bitsoi  
Commission Secretary/Treasurer

Willis Nez  
Grazing Commis

Mel R. Begay

**THE NAVAJO NATION  
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**



**PART I. Business Unit No.:** \_\_\_\_\_ **Program Title:** Naschitti Community Governance/Asaayii Burnout Financial Assistance  
**Division/Branch:** DCD/Executive **Amount Requested:** \$832,698.00 **Phone No.:** (505) 732-5402  
**Prepared By:** Luther Livingston **Email Address:** [naschitti@navajochapters.org](mailto:naschitti@navajochapters.org)

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

On June 16, 2014 the Navajo Nation Commission on Emergency Management passed CEM 14-06-16, a resolution declaring a state of emergency for the Assayii Lake Fire. The fire exceeded 14,712 acres. The Naschitti community was impacted by this fire.

The fire destroyed Twenty-seven (27) homes and displaced Twenty-one (21) permittee's livestock. The chapter has also passed resolutions relating to emergency assistance to remedy the lost of homes and livestock feeding.

Twenty-seven (27) families have been displaced and are faced with hardship by not having a dwelling place and not being able to farm and ranch.

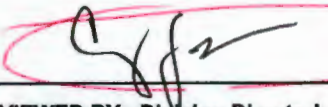
The Twenty-one permittees are located in the Buffer Zone where their livestock pastured, however the zone has been restricted for the next five (5) years during the months of June, July and August.

Twenty-seven homes are needed so that the families will have a place to live and re-establish their livelihood. These funds will also help the Twenty-one permittees provide feed for their livestock for the next five (5) years in the months of June, July and August. It is crucial that their livestock be nourished because this is their source of revenue for their household.

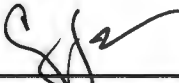
**PART III. SCOPE OF WORK/METHODOLOGY**

The rebuilding of the Twenty-seven homes will require planning, designing and construction which will include Carpenters, Laborers, building materials, wiring & plumbing. Since there is a grazing restriction for the livestock, hay and feed will have to be purchased in the months of June, July and August for the next five (5) years.

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

 1/5/16  
**REVIEWED BY: Division Director's Signature / Date**

  
**RECOMMEND APPROVAL: Branch Chief's Signature / Date**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         |                                           |                   |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|-------------------------|-------------------------------------------|-------------------|
| <b>PART I. Business Unit No.:</b> <u>108074</u> <b>Program Title:</b> <u>Naschitti Community Governance/Asaayii Burnout Financial Assistance</u> <b>Division/Branch:</b> <u>Community Dev/Executive</u><br><b>Prepared By:</b> <u>Luther Livingston</u> <b>Phone No.:</b> <u>505.732.5400</u> <b>Email Address:</b> _____                                                                                                                                               |  |                         |                                           |                   |
| <b>PART II. FUNDING SOURCE(S)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | <b>Fiscal Year Term</b> | <b>Amount</b>                             | <b>% of Total</b> |
| UUFB                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |  | FY2016                  | 832,698.00                                | 100%              |
| <b>PART III. BUDGET SUMMARY</b>                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         |                                           |                   |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | (A)                                       | (B)               |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | (C)                                       |                   |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | Fund Type                                 | NNC Approved      |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | Code                                      | Original Budget   |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | Proposed Budget                           | Difference        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | (Column B - A)                            |                   |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 2001 Personnel Expenses                   | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 3000 Travel Expenses                      | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 3500 Meeting Expenses                     | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 4000 Supplies                             | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 5000 Lease and Rental                     | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 5500 Communications and Utilities         | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 6000 Repairs and Maintenance              | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 6500 Contractual Services                 | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 7000 Special Transactions                 | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 8000 Public Assistance                    | 73,970            |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 9000 Capital Outlay                       | 758,728           |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 9500 Matching Funds                       | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | 9500 Indirect Cost                        | 0                 |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | <b>TOTAL</b>                              | <b>\$0.00</b>     |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         |                                           | <b>832,698.00</b> |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         |                                           | <b>832,698</b>    |
| <b>PART IV. POSITIONS AND VEHICLES</b>                                                                                                                                                                                                                                                                                                                                                                                                                                  |  |                         |                                           |                   |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | (D)                                       | (E)               |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | Total # of Positions Budgeted:            |                   |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                         | Total # of Permanently Assigned Vehicles: |                   |
| <b>TOTAL:</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                           |  | <b>\$832,698.00</b>     | <b>100%</b>                               |                   |
| <b>PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.</b>                                                                                                                                                                                                                                                                                                                                                     |  |                         |                                           |                   |
| <div style="display: flex; justify-content: space-between;"> <div> <br/>           SUBMITTED BY: Program Manager's Printed Name and Signature / Date         </div> <div> <br/>           APPROVED BY: Division Director/Branch Chief's Printed Name and Signature / Date         </div> </div> |  |                         |                                           |                   |

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

**PART I. PROGRAM INFORMATION:**Business Unit No.: 108074Program Name/Title: Naschitti Community Governance/Asaayii Burnout Financial Assistance**PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE:**

NAS-15-08-107 - To appropriate funds in the amount of \$832,698.00 to purchase housing materials and labor cost associated to rebuild (27) homes which was destroyed in the Asaayii Lake fire in compartments 54 and 55 and recompense in terms of 3-wire bale alfalfa and 4-way feed for three (3) months (June, July & August) for the next five (5) years due to the restrictions imposed and enforced.

**PART III. PROGRAM PERFORMANCE CRITERIA:**

| 1st QTR |        | 2nd QTR |        | 3rd QTR |        | 4th QTR |        |
|---------|--------|---------|--------|---------|--------|---------|--------|
| Goal    | Actual | Goal    | Actual | Goal    | Actual | Goal    | Actual |

## 1. Program Performance Area:

Rebuild 27 burnout homes

Goal Statement:

Planning for 27 homes

27

## 2. Program Performance Area:

Rebuild 27 t homes

Goal Statement:

Design 27 homes

27

## 3. Program Performance Area:

Rebuild 27 burnout homes

Goal Statement:

Construct 27 homes

6

6

## 4. Program Performance Area:

Temporary Employment

Goal Statement:

Hire 5 Carpenters and 5 Laborers

10

10

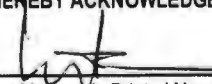
## 5. Program Performance Area:

Emergency Assistance for 22 Permittees

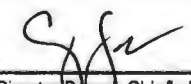
Goal Statement:

Purchase Hay and 4-way

22

**PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.**
  
 Program Manager's Printed Name and Signature/Date

11/09/15

  
 Division Director/Branch Chief's Printed Name and Signature / Date

1/5/16

**THE NAVAJO NATION**  
**DETAILED LINE ITEM BUDGET AND JUSTIFICATION**

| PART I. PROGRAM INFORMATION: |                                                                                                                         |                                                                     |                                  |                           |
|------------------------------|-------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------|----------------------------------|---------------------------|
| Program Name/Title:          |                                                                                                                         | Naschitti Community Governance/Asaayii Burnout Financial Assistance |                                  | Business Unit No.: 108074 |
| PART II. DETAILED BUDGET:    |                                                                                                                         |                                                                     |                                  |                           |
| (A)                          | (B)                                                                                                                     | (C)                                                                 | (D)                              |                           |
| Object Code<br>(LOD 6)       | Object Code Description and Justification                                                                               | Total by<br>DETAILED<br>Object Code                                 | Total by<br>MAJOR<br>Object Code |                           |
| 9000                         | CAPITAL OUTLAY                                                                                                          |                                                                     |                                  | 758,728                   |
| 9074                         | Plan, Design and Rebuild 27 homes                                                                                       |                                                                     |                                  |                           |
| 9072                         | 6724 - Financial Assistance - Building Materials                                                                        |                                                                     |                                  |                           |
|                              | 27 homes x \$10,000                                                                                                     | 270,000                                                             |                                  |                           |
|                              | Contingencies                                                                                                           |                                                                     |                                  |                           |
|                              | 10% x \$270,000                                                                                                         | 27,000                                                              |                                  |                           |
|                              | Equipment Rental                                                                                                        |                                                                     |                                  |                           |
|                              | 4203 - Cement Mixer \$100/day x 30 days                                                                                 | 3,000                                                               |                                  |                           |
|                              | 4203 - Flatbed/Gooseneck \$80/day x 20 days                                                                             | 1,600                                                               |                                  |                           |
|                              | 4203 - Backhoe \$100/day x 15 days                                                                                      | 1,500                                                               |                                  |                           |
|                              | Temporary Personnel                                                                                                     |                                                                     |                                  |                           |
|                              | 6101 - 5 Carpenters x 3480 hrs x \$12.00                                                                                | 208,800                                                             |                                  |                           |
|                              | 6101 - 5 Laborers x 3480 hrs x \$11.00                                                                                  | 191,400                                                             |                                  |                           |
|                              | 6103 - FICA 400,200.00 x 6.20%                                                                                          | 24,812                                                              |                                  |                           |
|                              | 6104 - Medicare 400,200.00 x 1.45%                                                                                      | 5,803                                                               |                                  |                           |
|                              | 6106 - SUTA 400,200.00 x 5.40%                                                                                          | 21,611                                                              |                                  |                           |
|                              | 6108 - Wrk's Comp 400,200.00 x .80%                                                                                     | 3,202                                                               |                                  |                           |
| 8715                         | Emergency Assistance                                                                                                    |                                                                     |                                  | 73,970                    |
|                              | 6350 - 22 Permittees x 10 bales x \$13/bales = \$2,860 x 3 months (June, July August) = \$8,580 x 5 years = \$42,900.00 | 42,900                                                              |                                  |                           |
|                              | 6351 - 22 Permittees x 6 bags/4-way feed x \$10 = \$1,320 x 3months (June, July, August) = \$3,960 x 5 years = \$19,800 | 19,800                                                              |                                  |                           |
|                              | Contingency Fee x 10% x \$62,700 = \$6,270                                                                              | 6,270                                                               |                                  |                           |
| 8715                         | 6321 - Gasoline                                                                                                         | 2,500                                                               |                                  |                           |
|                              | 6322 - Diesel                                                                                                           | 2,500                                                               |                                  |                           |
| TOTAL                        |                                                                                                                         | 832,698                                                             |                                  | 832,698                   |

**THE NAVAJO NATION  
PROJECT BUDGET SUMMARY**

**BUDGET FORM 1  
Page 1 of 3**

**PART I.** Business Unit No.: 108074 Project Title: Asaayii Burnout Financial Assistance  
 Division/Branch: DCD/Executive Chapter: Naschitti Agency: Fort Defiance  
 Prepared By: Luther Livingston Phone No.: (505) 732-5400

**PART II.** Check one: ☒ Original ☐ Revision ☐ Reallocation ☐ Modification

| Project Funds | Appropriation<br>End Date | Amount     | % of Total |
|---------------|---------------------------|------------|------------|
| UUFB          | 12/31/2017                | 758,728.00 | 100%       |
|               |                           |            |            |
|               |                           |            |            |
|               |                           |            |            |
|               |                           |            |            |
|               |                           |            |            |
|               |                           |            |            |
| <b>TOTAL:</b> |                           | 758,728.00 | 100%       |

| <b>PART III. Capital Outlay</b> | Amount     |
|---------------------------------|------------|
| 9010 Land & Improvements        |            |
| 9020 Infrastructure             |            |
| 9050 Building                   | 758,728.00 |
| 9070 CAP-Pro. Tech. Services    |            |
| 9110 Furniture & Fixtures       |            |
| 9140 Equipment                  |            |
| 9160 Vehicles                   |            |
| 9180 Intangible Assets          |            |
| 9190 Other Assets               |            |
| 9510 Cash Matching Funds        |            |
|                                 |            |
| <b>TOTAL</b>                    | 758,728.00 |

**PART IV. Project Information**

Project Type: Rebuild 27 homes

Planned Start Date: 10/1/2015

Planned End Date: 12/31/2017

Budget Start Fiscal Year: FY2016

Budget End Fiscal Year: FY2017

**FOR OMB USE ONLY**

Resolution No.: \_\_\_\_\_

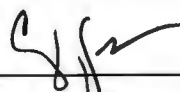
FMIS Set Up Date: \_\_\_\_\_

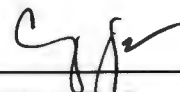
Company No.: \_\_\_\_\_

OMB Analyst: \_\_\_\_\_

**PART V. ACKNOWLEDGEMENT:**

I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET IS COMPLETE AND ACCURATE.

 1/5/16  
 SUBMITTED BY: Dept. Director Signature / Date

 1/5/16  
 VERIFIED BY: Div. Director Signature / Date

**BUDGET FORM 2**  
**PAGE 2 OF 3**

[illegible]

**THE NAVAJO NATION  
PROJECT BUDGET AND JUSTIFICATION**

**BUDGET FORM 3  
Page 3 of 3**

**PART I.** Business Unit No.: 108074

Project Title: Naschitti Community Governance/Asaayii Burnout Financial Assistance

**PART II.**

| (A)              | (B)         | (C)                 | (D)                                             | (E)          |
|------------------|-------------|---------------------|-------------------------------------------------|--------------|
| Fund Source Code | Agency Code | Object Code (LOD 6) | Object Code Description (LOD 7) & Justification | Budget TOTAL |
|                  | 4           | 9000                | CAPITAL OUTLAY                                  |              |
| 2                | 4           | 9050                | Building                                        |              |
|                  |             |                     | 9052 Building Materials                         | 270,000      |
|                  |             |                     | 9062 Contingency                                | 27,000       |
| 2                | 4           | 8715                | Equipment Rental                                |              |
|                  |             |                     | 4203 Cement Mixer                               | 3,000        |
|                  |             |                     | 4203 Flatbed/Goosneck                           | 1,600        |
|                  |             |                     | 4203 Backhoe                                    | 1,500        |
| 2                | 4           | 8715                | Temporary Personnel                             |              |
|                  |             |                     | 6101 5 Carpenters x 3480 hrs x \$12.00          | 208,800      |
|                  |             |                     | 6101 5 Laborers x 3480 hrs x \$11.00            | 191,400      |
|                  |             |                     | 6103 FICA                                       | 24,812       |
|                  |             |                     | 6104 Medicare                                   | 5,803        |
|                  |             |                     | 6106 SUTA                                       | 21,611       |
|                  |             |                     | 6108 Wrk's Comp                                 | 3,202        |
| PAGE TOTAL:      |             |                     |                                                 | \$758,728.00 |

# Mexican Springs Chapter

Richard Bowman, President  
Danell Morris, Vice President  
Roberta J. Becenti, Sec./Treasurer  
Ernest Bitsie, Grazing Official



Honorable Delegate Mel R. Begay  
Christine Sam, Comm. Servs. Coordinator

P.O. Box 689, Tohatchi, NM 87325

MS-05-11-15-

## RESOLUTION OF MEXICAN SPINGS CHAPTER

F

**REQUESTING BUREAU OF INDIAN AFFAIR FORESTRY, NAVAJO DEPARTMENT OF FORESTRY, DEPARTMENT OF AGRICULTURE, NAVAJO NATION NATURAL RESOURCE DEVELOPMENT COMMITTEE AND NAVAJO DEPARTMENT OF JUSTICE NOT ALLOW THE CURRENT DESIGNATED MEXICAN SPRINGS AND NASCHITTI COMMUNITY PLANNING BOUNDARIES TO PROHIBIT OR IMPEDE ANY BENEFITS OR RESTITUTIONS TO BE PROVIDED TO THE BURN OUT VICTIMS RESIDING IN THIS AREA OF CONCERN. (ALSO KNOWN AS ASAYII FIRE)**

### WHEREAS:

1. Pursuant to N.N.C title 26 Chapter 1, Section 3 (A), Section 1 (B) and Section 1 (B) (2) under the Local governance Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. The resident residing in the area of concern are recognize to be in Mexican Springs Chapter Planning boundary. However the vast majority of these residents vote and receive services from the Naschitti Community Governance.
3. The Naschitti Community residents certify by resolution that this burn area is in Naschitti Bureau of Indian Affairs unit 1 grazing boundary area way before chapter planning boundary was proposed; and
4. The Bureau of Indian Affairs and Navajo Nation are recognizing the Mexican Springs Chapter Planning boundary as accepted by the Mexican Springs Chapter Community Land Use Planning committee which include the burn out victims; and
5. And the Naschitti community Governance Community Land Use Planning Committee have accepted the Bureau of Indian Affairs unit 1 grazing boundary as their Planning boundary, which include the burn out victims; and
6. The Navajo Nation have their own maps; called area 55 and area 54 which includes the burn area; and
7. This resolution is not to set or correct the Mexican Springs and Naschitti Community Planning boundaries.

### NOW THEREFORE LET IT BE RESOLVED THAT

The Mexican Springs Chapter approves to request Bureau of Indian Affairs Forestry, Navajo Department of Forestry, Department of Agriculture, Navajo Nation Natural Resources Development Committee and Navajo Department of Justice not allow the current designated Mexican Springs and Naschitti Community Planning boundaries to prohibit or impede any Benefits or restitutions to be provided to the burn out victims residing in the area concern. (Also know as Asaayii Fire).

LEGISLATIVE BRANCH  
THE NAVAJO NATION  
POST OFFICE BOX 3390  
WINDOW ROCK, ARIZONA 86515

No. **5155**

RECEIVED

DEC 31 2015

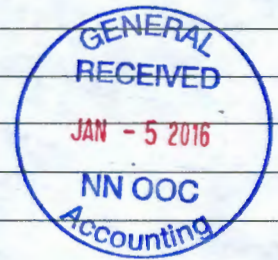
DIVISION OF  
COMMUNITY  
DEVELOPMENT

# SECTION 164 REVIEW PROCESS

NAME: Mei Begay, Council Delegate DEPT.: Legislative PHONE: 871-6380

DOCUMENT: Approving Supplemental Funding from the Unreserved, DATE: 10-14-2015

Undesignated Fund Balance in the Amount of \$832,698.00 for the Rebuilding of 27 Homes  
destroyed by the Assay Lake Fire and the Purchase of Hay and Feed to provide for  
Livestock owned by Permittees affected by the Assay Lake Fire; Waiving 12 N.N.C.  
\$820(I) and 860(C) relating to the Capital Improvement Process.



## SURNAME

OCO: Agg

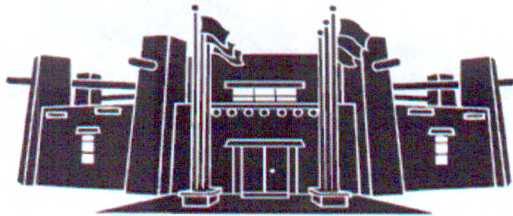
- |                |                          |       |                 |
|----------------|--------------------------|-------|-----------------|
| 1. OMB:        | <u>DBegay - See Memo</u> | Date: | <u>10-27-15</u> |
| 2. CONTROLLER: | <u>NOTE 12</u>           | Date: | <u>1-6-16</u>   |
| 3.             |                          | Date: |                 |
| 4.             |                          | Date: |                 |
| 5.             |                          | Date: |                 |
| 6.             |                          | Date: |                 |
| 7.             |                          | Date: |                 |

Date Signed: (Mei R. Begay) No. of Signatures: 1

Disposition: \_\_\_\_\_ Initial: \_\_\_\_\_

WHITE • Original

CANARY • Department



## MEMORANDUM

TO: Honorable Mel Begay  
Bahastl'ah, Coyote Canyon, Mexican Spring, Naschitti and Tohatchi Chapters

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

DATE: September 30, 2015

SUBJECT: PROPOSED NAVAJO NATION COUNCIL RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$832,698.00 FOR THE REBUILDING OF 27 HOMES DESTROYED BY THE ASSAYI LAKE FIRE AND THE PURCHASE OF HAY AND FEE TO PROVIDE FOR LIVESTOCK OWNED BY PERMITTEES AFFECTED BY THE ASSAYI LAKE FIRE; 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 provided that: Exhibit A, a memorandum for the Office of Management and Budget is provided stating the request for supplemental funding has been reviewed by that office; Exhibit B, a memorandum from the Office of the Controller stating the funds are available for this request for supplemental funding; and that the budget forms submitted with this request for supplemental funding are signed..**

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 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.

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: \_0008-16\_

SPONSOR: Mel R. Beagay

**TITLE: An Action Relating To Resources And Development Committee, Budget And Finance, NAABIK'IYATI' Committee And The Navajo Nation Council; Approving Supplemental Funding Form The Unreserved, Undesignated Fund Balance In The Amount Of \$832,698.00 For The Rebuilding Of 27 Homes Destroyed By The Assayi Lake Fire And The Purchase Of Hay And Fee To Provide For Livestock Owned by Permittees Affected By The Assayi Lake Fire; Waiving 12 N.N.C. § 820(1) And 860(C) Relating To The Capital Improvement Process**

***Date posted: January 07, 2016 at 5:31PM***

**Digital comments may be e-mailed [to\\_comments@navajo-nsn.gov](mailto: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.: 0008-16**

**SPONSOR: Honorable Mel R. Begay**

**TITLE: Relating To Resources And Development Committee, Budget And Finance, Naabik'iyati' Committee And The Navajo Nation Council; Approving Supplemental Funding Form The Unreserved, Undesignated Fund Balance In The Amount Of \$832,698.00 For The Rebuilding Of 27 Homes Destroyed By The Assayi Lake Fire And The Purchase Of Hay And Fee To Provide For Livestock Owned By Permittees Affected By The Assayi Lake Fire; Waiving 12 N.N.C. § 820(1) And 860(C) Relating To The Capital Improvement Process.**

**Posted: January 07, 2016 at 5:31 PM**

**5 DAY Comment Period Ended: January 12, 2015**

**Digital Comments received:**

|                                  |                                                                                |
|----------------------------------|--------------------------------------------------------------------------------|
| <b>Comments Supporting</b>       | <i>None</i>                                                                    |
| <b>Comments Opposing<br/>(1)</b> | 1. Rose Whitehair, Former Director, Navajo Department of Emergency Management. |
| <b>Inclusive Comments</b>        | <i>None</i>                                                                    |

*(Signature)*

**Executive Director  
Office of Legislative Services**

*1/13/2016 - 9:20 AM*

**Date/Time**

## Fwd: Asaayi Lake - Rebuilding of homes not justified

Rose Whitehair <rmwhitehair@gmail.com>

Mon 1/11/2016 5:29 PM

To: comments <comments@navajo-nsn.gov>;

1 attachment

Doc (2).pdf;

Greetings Speaker Bates and Navajo Nation Council,

I recently noticed on the NN Council website this Request for Comments:

-Eligible for Committee Action Beginning January 13, 2016-

Legislation 0008-16 An Action Relating To Resources And Development Committee, Budget And Finance, NAABIK'IYATI' Committee And The Navajo Nation Council; Approving Supplemental Funding Form The Unreserved, Undesignated Fund Balance In The Amount Of \$832,698.00 For The Rebuilding Of 27 Homes Destroyed By The Assayi Lake Fire And The Purchase Of Hay And Fee To Provide For Livestock Owned by Permittees Affected By The Assayi Lake Fire; Waiving 12 N.N.C. § 820(1) And 860(C) Relating To The Capital Improvement Process

There were no homes destroyed during the Asaayi Lake Wildfire. There were 28 structures (mainly storage, corrals, outhouses, summer camps). We did place 2 families in NHA Homes. One was an elderly gentleman (due to smoke inhalation **but no damage to his home**) and the other was a mother and daughter (who were living in a cha'ash'oo' under a plastic bag covered lean-to). Not one home was a primary residence.

A large binder with all of the damages documented by the SW Incident Management Team (SW IMT) was given to the Naschitti chapter. And one at the EOC. Naschitti chapter has repeatedly been asked to work with DEM to make sure that funds available (through the Navajo United Way) go to what was lost. "Buy lumber to rebuild your corrals, replace what items were lost in the documented photos" but from what was returning to the EOC **from Naschitti Chapter, were requests to build homes or to buy 32 wood stoves; which even the small amount available through Navajo United Way has to go back to rebuilding what was lost.** Those funds are most likely still sitting there because Naschitti still hasn't given a list of what they will use the funds for (due to the donors/contributors, who want to know where their donations are being spent).

I'm sure if the NN requests from the SW IMT, an extra binder may be able to be provided. I can provide those contacts for you.

The only person who has been diligent in documenting and making sure that the correct persons received assistance during the wildfire, is Chapter CSC, Carissa Wood. [505-419-2324](tel:505-419-2324) and [505-732-5401](tel:505-732-5401).

I am attaching my most recent letter to Naschitti Chapter. In this letter, it also states that no homes were lost. I can supply other documentation available if requested. But the majority of the documents are available at the Navajo EOC/2nd Floor NDOT Bldg, in the box labeled "Asaayi Lake Wildfire".

Respectfully,

-Rose Whitehair, Former Director of Navajo Dept of Emergency Management

----- Forwarded message -----

From: Rose Whitehair <[rmwhitehair@gmail.com](mailto:rmwhitehair@gmail.com)>

Date: Mon, Oct 19, 2015 at 3:02 PM

Subject: Fwd: Scan Doc

To: Carissa Wood <[cwood@navajochapters.org](mailto:cwood@navajochapters.org)>, Naschitti Chapter <[naschitti@navajochapters.org](mailto:naschitti@navajochapters.org)>, Chester Carl <[chetcarl@gmail.com](mailto:chetcarl@gmail.com)>

Greetings Naschitti Chapter.

Please attach this letter with yours to go to United Way.

-Rose



## THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT  
JONATHAN NEZ VICE PRESIDENT

October 14, 2015

To: Navajo United Way,

The Navajo Nation Emergency Operations Center (NNEOC) would like to request the Navajo United Way to release funds to Naschitti Chapter for the purpose of helping the community members recover from the Asaayi Fire of 2014. Although, no primary residences were damaged due to the Asaayi Fire, there were other numerous structures that were either damaged or burned as a result of the fire. The Naschitti chapter will be providing a list of items when they have that available.

My apologies for the delay in sending this letter, but we have had other emergencies since the wildfire. Thank you for your time and attention to this matter. If you have any questions or concerns, please feel free to reach me at [rmwhitehair@gmail.com](mailto:rmwhitehair@gmail.com) or NNEOC 505.371.8415/16/17 or cell 928.309.0001 or 928.551.4056.

Sincerely,

A handwritten signature in dark ink, appearing to read "Rosalita M. Whitehair", with a long, sweeping horizontal line extending to the right.

Rosalita M. Whitehair, Director  
Navajo Department of Emergency Management

RESOURCES AND DEVELOPMENT COMMITTEE  
OF THE 23rd NAVAJO NATION COUNCIL

SECOND YEAR 2016

COMMITTEE REPORT

Mr. Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned

**Legislation # 0008-16:** An Action Relating to resources and Development, Budget and Finance and Naabik'Iyati Committees and Navajo Nation Council; Approving Supplemental Funding Form the Unreserved, Undesignated Fund Balance in the Amount of \$832,698.00 for the Rebuilding of 27 Homes Destroyed by the Assayi Lake Fire and the Purpose of Hay and Fee to Provide for Livestock Owned by Permittees Affected by the Assayi Lake Fire; Waiving 12 N.N.C. \$820(1) and 860(C) Relating to the Capital Improvement Process.  
*Sponsor: Honorable Mel R. Begaye.*

Has had it under consideration and respectfully referred to Budget and Finance Committee for their consideration.

Respectfully submitted,



Benjamin Bennett, Vice-Chairperson  
Resources and Development Committee of  
the 23<sup>rd</sup> Navajo Nation Council

Date: January 19, 2016  
Motion: Davis Filfred  
Second: Leonard Pete  
Vote: 4-0-1 (CNV)

**23<sup>rd</sup> NAVAJO NATION COUNCIL**

Second Year 2016

Mr. Speaker:

The **BUDGET & FINANCE COMMITTEE** to whom has been assigned

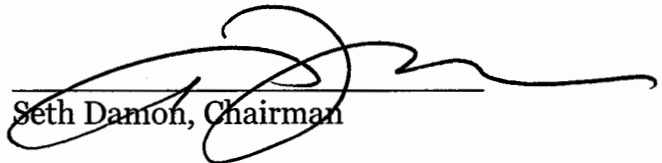
**NAVAJO LEGISLATIVE BILL # 0008-16:**

An Action Relating to Resources and Development, Budget and Finance and Naabikiyati Committees and Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the amount of \$832,698 for the Rebuilding of 27 homes Destroyed by the Assayi Lake Fire and the Purpose of Hay and Fee to Provide for Livestock owned by Permittees Affected by the Assayi Lake Fire; Waiving 12 N.N.C. §§820(I) and (C) relating to the Capital Improvement Process *Sponsored by Mel R. Begay, Council Delegate*

has had it under consideration and reports the same with the recommendation that It **Do Pass** without amendment.

And therefore, referred to the **NAABIKIYATI** Committee

Respectfully submitted,

  
Seth Damon, Chairman

Adopted:   
Legislative Advisor

Not Adopted: \_\_\_\_\_  
Legislative Advisor

**20 January 2016**

The vote was **3** in favor **0** opposed  
Excused: Tom T. Chee, Dwight Witherspoon

**23<sup>rd</sup> NAVAJO NATION COUNCIL**  
**Naabik'iyáti' Committee**  
**Second Year 2016**

Mr. Speaker:

The **Naabik'iyáti' Committee** to whom has been assigned:

**NAVAJO LEGISLATIVE BILL #0008-16**

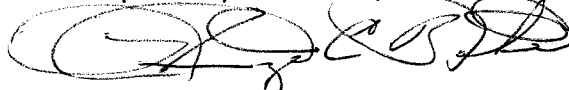
An Action Relating to Resources and Development Committee, Budget and Finance Committee, Naabik'iyáti' Committee and the Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of \$832,698.00 for the Rebuilding of 27 Homes Destroyed by the Assayi Lake Fire and the Purchase of Hay and Fee to Provide for Livestock Owned by Permittees Affected by the Assayi Lake Fire; Waiving 12 N.N.C. § 820(I) and 860(C) Relating to the Capital Improvement Process

*Sponsored by:*            *Honorable Mel R. Begay*

Has had it under consideration and reports the same with the recommendation that it **REFERRED TO THE BUDGET AND FINANCE COMMITTEE**

And therefore, referred to the **BUDGET AND FINANCE COMMITTEE**

Respectfully Submitted,



*Honorable LoRenzo C. Bates, Chairman*  
*Naabik'iyáti' Committee*

**21 JANUARY 2016**

**MOTION TO REFER TO THE BUDGET AND FINANCE COMMITTEE:**

*Motioned by:*    *Honorable Leonard Tsosie*

*Seconded by:*   *Honorable Leonard Pete*

**VOTE:**            08 in Favor and 05 Opposed (Chairman Bates not voting)

**MAIN MOTION:**

*Motioned:*        *Honorable Kee Allen Begay, Jr.*

*Seconded:*       *Honorable Leonard Pete*

**VOTE:**

# NAVAJO NATION

RCS# 272

Naa'bik'iyati Committee

1/21/2016

11:45:31 PM

Amd# to Amd#

Motion to refer Legis. No.

PASSED

MOT Tsosie

0008-16 back to BFC

SEC Pete

**Yea : 8**

**Nay : 5**

**Not Voting : 11**

**Yea : 8**

Brown  
Chee

Crotty  
Hale

Pete  
Slim

Tsosie  
Witherspoon

**Nay : 5**

Begay, K  
Begay, M

BeGaye, N

Phelps

Smith

**Not Voting : 11**

Bates  
Begay, NM  
Bennett

Damon  
Daniels  
Filfred

Jack  
Perry  
Shepherd

Tso  
Yazzie

**23<sup>rd</sup> NAVAJO NATION COUNCIL**

Second Year 2016

Mr. Speaker:

The **BUDGET & FINANCE COMMITTEE** to whom has been assigned

**NAVAJO LEGISLATIVE BILL # 0008-16:**

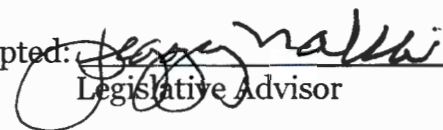
An Action Relating to Resources and Development, Budget and Finance and Naabikiyati Committees and Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the amount of \$832,698 for the Rebuilding of 27 homes Destroyed by the Assayi Lake Fire and the Purpose of Hay and Fee to Provide for Livestock owned by Permittees Affected by the Assayi Lake Fire; Waiving 12 N.N.C. §§§820(I) and (C) relating to the Capital Improvement Process *Sponsored by Mel R. Begay, Council Delegate*

has had it under consideration and reports the same with the recommendation that It **Do Pass** without amendment.

And therefore, referred to the **NAABIKIYATI** Committee

Respectfully submitted,

  
Seth Damon, Chairman

Adopted:   
Legislative Advisor

Not Adopted: \_\_\_\_\_  
Legislative Advisor

**19 February 2016**

The vote was **4** in favor **0** opposed

Absent: Tuchoney Slim, Jr.

**23<sup>rd</sup> NAVAJO NATION COUNCIL**  
**Naabik'íyáti' Committee**  
**Second Year 2016**

Mr. Speaker:

The **Naabik'íyáti' Committee** to whom has been assigned:

**NAVAJO LEGISLATIVE BILL #0008-16**

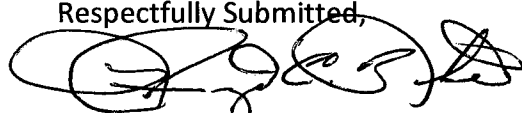
An Action Relating to Resources and Development Committee, Budget and Finance Committee, Naabik'íyáti' Committee and the Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of \$832,698.00 for the Rebuilding of 27 Homes Destroyed by the Assayi Lake Fire and the Purchase of Hay and Feed to Provide for Livestock Owned by Permittees Affected by the Assayi Lake Fire; Waiving 12 N.N.C. § 820(I) and 860(C) Relating to the Capital Improvement Process

Sponsored by:            *Honorable Mel R. Begay*

Has had it under consideration and reports the same with the recommendation that it **PASSED WITH NO AMENDMENTS**

And therefore, referred to the **NAVAJO NATION COUNCIL**

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'LoRenzo C. Bates', written over a horizontal line.

*Honorable LoRenzo C. Bates, Chairman*  
*Naabik'íyáti' Committee*

**2 MARCH 2016**

**MAIN MOTION:**

Motioned:            *Honorable Kee Allen Begay, Jr.*

Seconded:           *Honorable Leonard Pete*

VOTE:                *13 in Favor, 00 Opposed (Chairman Bates not Voting)*

# NAVAJO NATION

RCS# 331

Naa'bik'iyati Committee

3/2/2016  
06:36:14 PM

Amd# to Amd#

Legislation No. 0008-16

PASSED

MOT Begay, K

Approving Supp Funding from UUFB

SEC Pete

Amount of \$832,698.00 for Re-  
building of 27 homes destroyed

**Yea : 13**

**Nay : 0**

**Not Voting : 11**

**Yea : 13**

Begay, K  
Begay, M  
Bennett  
Chee

Damon  
Filfred  
Perry

Phelps  
Shepherd  
Slim

Smith  
Tso  
Tsosie

**Nay : 0**

**Not Voting : 11**

Bates  
Begay, NM  
BeGaye, N

Brown  
Crotty  
Daniels

Hale  
Jack  
Pete

Witherspoon  
Yazzie

## 23<sup>rd</sup> NAVAJO NATION COUNCIL Second Year 2016

The **NAVAJO NATION COUNCIL** to whom has been assigned:

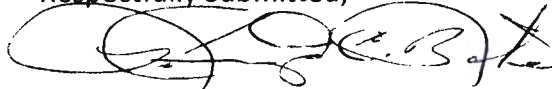
### NAVAJO LEGISLATIVE BILL #0008-16

An Action Relating to Resources and Development Committee, Budget and Finance Committee, Naabik'íyáti' Committee, and the Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of \$832,698.00 for the Rebuilding of 27 homes destroyed by the Assayi Lake Fire and the Purchase of Hay and Fee to Provide for Livestock owned by permittees affected by the Assayi Lake Fire; Waiving 12 N.N.C. §820(I) and 860( C) Relating to the Capital Improvement Process

*Co-Sponsored:           Honorable Leonard Tsosie  
                                  Honorable Norman M. Begay*

Has had it under consideration and reports the same was **TABLED UNTIL APRIL 20, 2016**

Respectfully Submitted,



*Honorable LoRenzo C. Bates, Speaker*  
NAVAJO NATION COUNCIL

**19 APRIL 2016**

**TABLE MOTION:** Table until April 20, 2016

*Motion:           Honorable Davis Filfred  
Second:          Honorable Alton Joe Shepherd*

*Vote:             17 in Favor, 01 Opposed (Speaker Bates not voting)*

### MAIN MOTION

*Motion:           Honorable Lee Jack, Sr.  
Second:          Honorable Leonard Tsosie*

*Vote     :*

**NAVAJO NATION**

RCS# 420

Spring Session

4/19/2016  
04:10:50 PM

Amd# to Amd#

Table Legislation No. 0008-16  
until tomorrow 4/20/16

PASSED

MOT Filfred

SEC Shepherd

**Yea : 17**

**Nay : 1**

**Not Voting : 5**

**Yea : 17**

Begay, NM  
Brown  
Chee  
Damon  
Daniels

Filfred  
Hale  
Jack  
Perry

Phelps  
Shepherd  
Slim  
Smith

Tso  
Tsosie  
Witherspoon  
Yazzie

**Nay : 1**

Crotty

**Not Voting : 5**

Bates  
Begay, K

BeGaye, N

Bennett

Pete

## 23<sup>rd</sup> NAVAJO NATION COUNCIL Second Year 2016

The **NAVAJO NATION COUNCIL** to whom has been assigned:

### NAVAJO LEGISLATIVE BILL #0008-16

An Action Relating to Resources and Development Committee, Budget and Finance Committee, Naabik'iyáti' Committee, and the Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of \$832,698.00 for the Rebuilding of 27 homes destroyed by the Assayi Lake Fire and the Purchase of Hay and Fee to Provide for Livestock owned by permittees affected by the Assayi Lake Fire; Waiving 12 N.N.C. §820(I) and 860( C) Relating to the Capital Improvement Process

*Co-Sponsored:           Honorable Leonard Tsosie  
                                  Honorable Norman M. Begay*

Has had it under consideration and reports the same was **REFERRED TO THE RESOURCES AND DEVELOPMENT COMMITTEE**

Respectfully Submitted,



*Honorable LoRenzo C. Bates, Speaker*  
NAVAJO NATION COUNCIL

**20 APRIL 2016**

**MOTION TO REFER:** Refer legislation back to RDC, along with a joint Session with LOC and HEHSC, from there a special session will be held no later than May (or 3 weeks)

*Motion:           Honorable Davis Filfred  
Second:          Honorable Benjamin Bennett*

*Vote:             15 in Favor, 04 Opposed (Speaker Bates not voting)*

### MAIN MOTION

*Motion:           Honorable Lee Jack, Sr.  
Second:          Honorable Leonard Tsosie*

*Vote     :*

NAVAJO NATION

RCS# 434

Spring Session

4/20/2016

12:00:53 PM

Amd# to Amd#

Legislation No. 0008-16

PASSED

MOT Filfred

refer to RDC,HEHSC, LOC

SEC Bennett

no longer than 3 weeks

**Yea : 15**

**Nay : 4**

**Not Voting : 4**

**Yea : 15**

Begay, K  
Begay, NM  
Bennett  
Chee

Damon  
Daniels  
Filfred  
Hale

Pete  
Phelps  
Shepherd  
Slim

Smith  
Tsosie  
Witherspoon

**Nay : 4**

Yazzie

Crotty

Perry

BeGaye, N

**Not Voting : 4**

Brown

Jack

Bates

Tso