

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

**24<sup>TH</sup> NAVAJO NATION COUNCIL - Third Year, 2021**

**AN ACTION**

**RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE  
COMMITTEES; APPROVING A CHANGE IN EXHIBIT D TO RESOLUTION NO.  
CAP-35-18 FOR COYOTE CANYON CHAPTER BY DELETING CERTAIN  
PROJECTS AND PURCHASES AND APPROVING THE USE OF FUNDS FOR THE  
PURCHASE OF NEW EQUIPMENT AND FOR THE CHAPTER PARKING  
LOT/LANDSCAPE PROJECT INSTEAD**

**BE IT ENACTED:**

**SECTION ONE. AUTHORITY**

- A. The Resources and Development Committee of the Navajo Nation Council is empowered to exercise oversight authority over chapter activities. 2 N.N.C. § 500(C).
- B. The Budget and Finance Committee of the Navajo Nation Council is empowered to review and recommend to the Navajo Nation Council the budgeting, appropriation, investment and management of all funds, and to coordinate and review all fiscal, financial, and investment activities of the Navajo Nation. 2 N.N.C. § 301(B)(2) and § 301(B)(5).

**SECTION TWO. FINDINGS**

- A. The Navajo Nation Council approved Resolution No. CAP-35-18, entitled, "Adopting the Síhasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to CD-68-14, as Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as Amended; Waiving 12 N.N.C. §§ 810(F), 820(I) And (M) and 860(C) Relating to the Capital Improvement Budget and the Capital Improvement Process." CAP-35-18 is incorporated herein by reference.
- B. CAP-35-18 Section Four (C), provides: "A chapter project, powerline, or waterline project may be changed, including the year funded, or added to Exhibits A through E with the

concurrence of the Delegate representing the chapter's Council District and the approvals of the Resources and Development Committee and Budget and Finance Committee, as long as such project has been certified as construction-ready by CPMD or NTUA and the total Sihasin Funding for the District does not exceed \$4,166,666.67."

- C. Certain expenditures for the Coyote Canyon Chapter were approved in Exhibit D of CAP-35-18. The CAP-35-18 Exhibit D showing Coyote Canyon Chapter Project Nos. 14, 15, 16, 18, and 19 is attached hereto as **EXHIBIT 1**. These approved expenditures are as follows:

|          |                             |            |
|----------|-----------------------------|------------|
| No. D-14 | New Chapter Tractor         | \$ 50,000  |
| No. D-15 | Senior Center Van           | \$ 50,000  |
| No. D-16 | New Chapter Truck & Flatbed | \$ 90,000  |
| No. D-18 | Senior Citizen Center       | \$ 109,000 |
| No. D-19 | Parking Lot w/ Landscape    | \$ 119,455 |

- D. The Coyote Canyon Chapter desires to delete No. D-14 and D-15 as approved in CAP-35-18 and to transfer \$61,517.76 of the allocated total of \$100,000 to a new Project for the Chapter, titled: "Community Regional Waterline Extension Project." **EXHIBIT 2**.

- E. The Coyote Canyon Chapter desires to delete No. D-16 as approved in CAP-35-18 and to transfer \$26,116 of the allocated total of \$90,000 to 2 new purchases of a water tank with water pump (\$4000) and a dump truck (\$12,000), and to the approved Project No. D-19 Parking Lot/Landscape Project (\$10,116). **EXHIBIT 3**.

- F. The Coyote Canyon Chapter desires to delete No. D-18 as approved in CAP-35-18 and to transfer \$69,612.17 of the allocated total of \$109,000 to the approved Project No. D-19 Parking Lot/Landscape Project. **EXHIBIT 4**.

- G. Regarding the Chapter's requests, the Division of Community Development has submitted, on behalf of the Chapter, three CAP-35-18 Capital Projects Management Department - Sihasin Project Amendment Certification Forms (EXHIBITS 2-4). The CPMD Amendment Certification Forms show the signature of the Delegate for the Coyote Canyon Chapter, as required by CAP-35-18 Section Four (C).

- H. As required by CAP-35-18 Section Four (C), the Projects to be added have been certified by the Capital Projects Management

Department as construction-ready and the total Síhasin Funding for the Coyote Canyon Council District will not exceed \$4,166,666.67. In fact, the original Síhasin funding amounts for the Coyote Canyon Chapter, as approved in CAP-35-18, will remain unchanged.

- I. The Síhasin Fund shall be reimbursed, in the amount of the allocation authorized in this Legislation, from prospective funds available to the Navajo Nation from any and all appropriate state and federal sources.

### **SECTION THREE. APPROVAL**

The Navajo Nation Council hereby approves changes to Resolution No. CAP-35-18, Exhibit D, Project Nos. 14, 15, 16, 18, and 19, for the Coyote Canyon Chapter, as shown in EXHIBITS 2, 3, and 4, attached hereto.

### **SECTION FOUR. EFFECTIVE DATE**

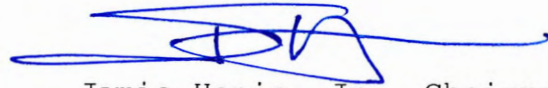
The action herein shall become effective pursuant to 12 N.N.C. § 2505.

### **SECTION FIVE. SAVINGS CLAUSE**

If any provision of this Legislation is determined invalid by the Supreme Court of the Navajo Nation, or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, the provision(s) not determined invalid shall remain as Navajo Nation law.

**CERTIFICATION**

I, hereby, certify that the foregoing resolution was duly considered by the Budget and Finance Committee of the Navajo Nation Council at a duly called meeting held by teleconference at which a quorum was present and that the same was passed by a vote of 4 in favor and 0 opposed, this 7<sup>th</sup> day of December 2021.

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

Jamie Henio, Jr., Chairperson  
Budget and Finance Committee

Motion: Honorable Amber Kanazbah Crotty  
Second: Honorable Jimmy Yellowhair

**EXHIBIT:**  
**D**

**SIHASIN FUND POWERLINE AND CHAPTER CAPITAL PROJECTS  
EXPENDITURE PLAN**

| NO. | CHAPTER                   | PROJECT DESCRIPTION                             | PROJECT TYPE<br>(Pre-Design, Design,<br>Design/Construction) | PROJECT<br>DURATION | YEAR 1 FUNDING | YEAR 2 FUNDING | YEAR 3 FUNDING | MATCHING FUNDS<br>(LEVERAGE) | SIHASIN FUNDS<br>REQUESTED |
|-----|---------------------------|-------------------------------------------------|--------------------------------------------------------------|---------------------|----------------|----------------|----------------|------------------------------|----------------------------|
| 1   | Newcomb                   | Helipad                                         | Design/Construction                                          | 18-24 months        | \$100,000.00   | \$339,637.00   | \$0.00         | \$75,000.00                  | \$439,637.00               |
| 2   | Newcomb                   | Sr. Center Renovation                           | Plan/Construction                                            | 6-8 months          | \$228,189.00   | \$0.00         | \$0.00         | \$0.00                       | \$228,189.00               |
| 3   | Hogback                   | New Chapter House                               | Design/Construction                                          | 8-16 months         | \$150,018.78   | \$593,100.00   | \$0.00         | \$0.00                       | \$743,118.78               |
| 4   | Burnham                   | Community Center                                | Design/Construction                                          | 18-24 months        | \$300,000.00   | \$383,500.00   | \$0.00         | \$0.00                       | \$683,500.00               |
| 5   | San Juan                  | Multi-Purpose Site<br>Improvement Project       | Plan/Design/Construction                                     | 24 months           | \$150,000.00   | \$533,333.00   | \$0.00         | \$0.00                       | \$683,333.00               |
| 6   | Upper Fruitland           | Renovation Walter Collins<br>Multi-Purpose Bldg | Design/Construction                                          | 18-24 months        | \$0.00         | \$694,444.44   | \$0.00         | \$0.00                       | \$694,444.44               |
| 7   | Nenahnezad                | Multi-Purpose Renovation                        | Design/Construction                                          | 18-24 months        | \$0.00         | \$694,444.44   | \$0.00         | \$0.00                       | \$694,444.44               |
| 8   | Nazlini                   | Senior Center                                   | Design/Construction                                          | 24 months           | \$0.00         | \$1,980,000.00 | \$0.00         | \$60,000.00                  | \$1,980,000.00             |
| 9   | Low Mountain              | Head Start Facility                             | Design/Construction                                          | 24 months           | \$0.00         | \$596,666.66   | \$0.00         | \$0.00                       | \$596,666.66               |
| 10  | Blue Gap/Tachee           | New Chapter House                               | Construction                                                 | 12-18 mths          | \$0.00         | \$530,000.00   | \$0.00         | \$150,000.00                 | \$530,000.00               |
| 11  | Many Farms                | Market Study                                    | Planning                                                     | 24-36 months        | \$0.00         | \$255,000.00   | \$0.00         | \$20,000.00                  | \$255,000.00               |
| 12  | Ramah                     | Chapter Renovation                              | Design/Construction                                          | 24-36 months        | \$0.00         | \$1,388,888.89 | \$0.00         | \$20,000.00                  | \$1,388,888.89             |
| 13  | Tohajiilee                | Road Improvement                                | Design/Construction                                          | 36 months           | \$1,388,888.89 | \$0.00         | \$0.00         | \$353,000.00                 | \$1,388,888.89             |
| 14  | Coyote Canyon             | New Chapter Tractor                             | New Equipment                                                | 2-4 mths            | \$50,000.00    | \$0.00         | \$0.00         | \$9,000.00                   | \$50,000.00                |
| 15  | Coyote Canyon             | Senior Center Van                               | New Equipment                                                | 2-4 months          | \$50,000.00    | \$0.00         | \$0.00         | \$50,000.00                  | \$50,000.00                |
| 16  | Coyote Canyon             | New Chapter Truck &<br>Flabbed                  | New Equipment                                                | 2-4 months          | \$90,000.00    | \$0.00         | \$0.00         | \$0.00                       | \$90,000.00                |
| 17  | Coyote Canyon             | New Warehouse                                   | Other Tribal Facilities                                      | 10-12 months        | \$0.00         | \$38,563.00    | \$0.00         | \$72,756.00                  | \$38,563.00                |
| 18  | Coyote Canyon             | Senior Citizen Center                           | Senior Center Building                                       | 10-12 months        | \$109,000.00   | \$0.00         | \$0.00         | \$520,000.00                 | \$109,000.00               |
| 19  | Coyote Canyon             | Parking Lot w/Landscape                         | Design/Construction                                          | 12 months           | \$0.00         | \$119,455.00   | \$0.00         | \$0.00                       | \$119,455.00               |
| 20  | Coyote Canyon             | Bathroom Addition                               | Design/Construction                                          | 12 months           | \$126,315.33   | \$0.00         | \$0.00         | \$11,311.00                  | \$126,315.33               |
| 21  | Coyote Canyon             | N96 Chip Seal                                   | Design/Construction                                          | 10-12 months        | \$250,000.00   | \$0.00         | \$0.00         | \$75,864.00                  | \$250,000.00               |
| 22  | Bahastlah<br>(Twin Lakes) | Caterpillar 420 F2 4WD<br>Backhoe Loader        | Major Equipment                                              | 2-4 months          | \$143,000.00   | \$0.00         | \$0.00         | \$52,620.00                  | \$143,000.00               |
| 23  | Bahastlah<br>(Twin Lakes) | Massey Ferguson 2706E                           | Major Equipment                                              | 2-4 months          | \$55,000.00    | \$0.00         | \$0.00         | \$12,000.00                  | \$55,000.00                |

EXHIBIT  
**1**  
tabbles



CAPITAL PROJECTS MANAGEMENT DEPARTMENT  
SIHASIN PROJECT AMENDMENT CERTIFICATION

CAP-35-18

I. PROJECT DETAILS

DATE SUBMITTED: August 12, 2021

PROJECT NAME: COYOTE CANYON TRACTOR AND SENIOR VAN

REFERENCE NUMBER: CPMD#51

PROJECT TYPE: NEW EQUIPMENT

ORIGINAL DATE APPROVED: NOVEMBER 30, 2018

II. NATURE OF CHANGE AND COST DETAILS

| EXHIBIT &<br>PROJECT No. | PROJECT DESCRIPTION                                                                                                 | FUNDING |        |           | FUNDING AMOUNT<br>ADDED OR<br>DELETED |
|--------------------------|---------------------------------------------------------------------------------------------------------------------|---------|--------|-----------|---------------------------------------|
|                          |                                                                                                                     | YEAR 1  | YEAR 2 | YEAR 3    |                                       |
| D-14                     | NEW CHAPTER TRACTOR-forward remaining bal. to new project                                                           |         |        |           | DELETE                                |
| D-15                     | SENIOR CENTER VAN-Change project description to a new project                                                       |         |        |           | DELETE                                |
| NEW PROJECT              | COMMUNITY REGIONAL WATERLINE EXTENSION-To plan, design<br>and construct-Combine funds D-14 and D-15; Move to year 3 |         |        | 11,517.76 | ADDED                                 |
|                          |                                                                                                                     |         |        | 50,000    | ADDED                                 |
|                          | TOTAL ( ) INCREASED / ( ) DECREASED FUNDING:                                                                        |         |        |           | 61,517.76                             |

Acknowledgement of Project Amendment:

PRINTED NAME

Navajo Nation Council Delegate

PERNELL HALONA

SIGNATURE



DATE

8/17/21

III. REASON FOR AMENDMENT

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

1. The forty-eight (48) month timeline shall not restart once funds have been disbursed; and
2. The total amount of funding for the added projects equals the total amount of funding for the deleted projects; and
3. Each added project has a completed Project Check-Off List signed off by CPMD and attached to this form; and
4. After the projects have been added and deleted, the total CAP-35-18 funding for the Council Delegate does not exceed \$ 4,166,666.67; and
5. Exhibits reference in CAP-35-18 will be amended to reflect the addition or changes made by this Project Amendment Certification Form.

IV. CERTIFICATION FOR PROJECT AMENDMENT

INCOMPLETE | PROJECT READY | CONSTRUCTION READY

PRINTED NAME

Leonard Hardy

SIGNATURE



DATE

8-16-2021

CPMD Project Manager

James Adakai

DCD Division Deputy Director



8-16-21



CAPITAL PROJECTS MANAGEMENT DEPARTMENT  
SIHASIN PROJECT AMENDMENT CERTIFICATION

CAP-35-18

I. PROJECT DETAILS

DATE SUBMITTED: August 12, 2021

PROJECT NAME: COYOTE CANYON TRUCK & FLATBED

REFERENCE NUMBER: CPMD#52

PROJECT TYPE: NEW EQUIPMENT

ORIGINAL DATE APPROVED: NOVEMBER 30, 2018

II. NATURE OF CHANGE AND COST DETAILS

| EXHIBIT &<br>PROJECT No.            | PROJECT DESCRIPTION                                                                               | FUNDING |        |        | TOTAL FUNDING | FUNDING AMOUNT<br>ADDED OR<br>DELETED |
|-------------------------------------|---------------------------------------------------------------------------------------------------|---------|--------|--------|---------------|---------------------------------------|
|                                     |                                                                                                   | YEAR 1  | YEAR 2 | YEAR 3 |               |                                       |
| D-16                                | NEW CHAPTER TRUCK & FLATBED                                                                       | 26,116  |        |        |               | DELETE                                |
| NEW PROJECT                         | WATER TANK W/WATER PUMP; New project funds from D-16                                              |         | 4000   |        | 4000          | ADDED                                 |
| NEW EQUIPMT                         | DUMP TRUCK-New project funds from D-16                                                            |         | 12,000 |        | 12,000        | ADDED                                 |
| D-19                                | PARKING LOT/ LANDSCAPE: Transfer from D-16 (\$10,116), and<br>move project from year 2 to Year 3. |         |        | 58,452 | 10,116        | ADDED                                 |
| TOTAL ( ) INCREASED / ( ) DECREASED |                                                                                                   |         |        |        |               | 26,116                                |

Acknowledgement of Project Amendment:

PRINTED NAME

Navajo Nation Council Delegate

PERNELL HALONA

SIGNATURE

DATE

8/17/21

III. REASON FOR AMENDMENT

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

1. The forty-eight (48) month timeline shall not restart once funds have been disbursed; and
2. The total amount of funding for the added projects equals the total amount of funding for the deleted projects; and
3. Each added project has a completed Project Check-Off List signed off by CPMD and attached to this form; and
4. After the projects have been added and deleted, the total CAP-35-18 funding for the Council Delegate does not exceed \$ 4,166,666.67; and
5. Exhibits reference in CAP-35-18 will be amended to reflect the addition or changes made by this Project Amendment Certification Form.

IV. CERTIFICATION FOR PROJECT AMENDMENT

INCOMPLETE | PROJECT READY | CONSTRUCTION READY

PRINTED NAME

Leonard Hardy

SIGNATURE

DATE

8-16-2021

CMIPD Project Manager

DCD Division Deputy Director

James Adakai

SIGNATURE

8-16-21



# CAPITAL PROJECTS MANAGEMENT DEPARTMENT SIHASIN PROJECT AMENDMENT CERTIFICATION

CAP-35-18

## I. PROJECT DETAILS

DATE SUBMITTED: August 12, 2021

PROJECT NAME: COYOTE CANYON SENIOR CITIZEN CENTER

REFERENCE NUMBER: CPMD#53

PROJECT TYPE: SENIOR CENTER BUILDING

ORIGINAL DATE APPROVED: NOVEMBER 30, 2018

## II. NATURE OF CHANGE AND COST DETAILS

| EXHIBIT & PROJECT No.                          | PROJECT DESCRIPTION                                | FUNDING   |           |           | FUNDING AMOUNT ADDED OR DELETED |
|------------------------------------------------|----------------------------------------------------|-----------|-----------|-----------|---------------------------------|
|                                                |                                                    | YEAR 1    | YEAR 2    | YEAR 3    |                                 |
| D-18                                           | SENIOR CENTER BUILDING balance of funds into D-19  | 69,612.17 |           |           | DELETE                          |
| D-19                                           | PARKING LOT WITH LANDSCAPE. Move project to Year 3 |           | 58,452    | 58,452    | ADDED                           |
|                                                | Transferring the balance from D-18 to D-19         |           | 69,612.17 | 69,612.17 |                                 |
| TOTAL ( X ) INCREASED / ( ) DECREASED FUNDING: |                                                    |           |           |           | 128,064.17                      |

## Acknowledgement of Project Amendment:

Navajo Nation Council Delegate PERNELL HALONA PRINTED NAME 9/17/21 DATE

[Signature] SIGNATURE

## III. REASON FOR AMENDMENT

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

1. The forty-eight (48) month timeline shall not restart once funds have been disbursed; and
2. The total amount of funding for the added projects equals the total amount of funding for the deleted projects; and
3. Each added project has a completed Project Check-Off List signed off by CPMD and attached to this form; and
4. After the projects have been added and deleted, the total CAP-35-18 funding for the Council Delegate does not exceed \$ 4,166,666.67; and
5. Exhibits reference in CAP-35-18 will be amended to reflect the addition or changes made by this Project Amendment Certification Form.

## IV. CERTIFICATION FOR PROJECT AMENDMENT

INCOMPLETE | PROJECT READY | CONSTRUCTION READY

CMPD Project Manager Leonard Hardy PRINTED NAME Leonard Hardy SIGNATURE 8-16-2021 DATE

DCD Division Deputy Director James Adakai PRINTED NAME James Adakai SIGNATURE 8-16-21 DATE





## BUDGET AND FINANCE COMMITTEE

7 DECEMBER 2021

Regular Meeting

### VOTE TALLY SHEET:

**Legislation No. 0240-21:** An Action Relating to Resources and Development and Budget and Finance Committees; Approving a Change in Exhibit D to Resolution No. CAP-35-18 for Coyote Canyon Chapter by Deleting Certain Projects and Purchases and Approving the Use of Funds for the Purchase of New Equipment and for the Chapter Parking Lot/Landscape Project Instead *Sponsored by Pernell Halona, Council Delegate*

*Motion: Amber K. Crotty*

*Second: Jimmy Yellowhair*

*Vote: 4-0, Chairman not voting*

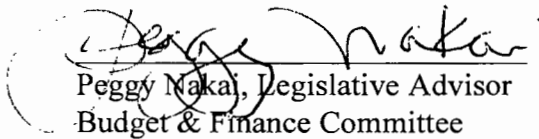
### Final Vote Tally:

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

*Absent: Raymond Smith, Jr.*



Jamie Henio, Chairman  
Budget & Finance Committee



Peggy Nakai, Legislative Advisor  
Budget & Finance Committee