

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

24<sup>TH</sup> NAVAJO NATION COUNCIL - Fourth Year, 2022

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 FOREST LAKE CHAPTER BY ADDING "PLANNING, DESIGN,  
CONSTRUCTION, EQUIPMENT AND FURNISHINGS" TO PROJECT NO. D-172  
AND MOVING THE PROJECT TO THE YEAR 3 FUNDING PERIOD

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. Section 4(C) of CAP-35-18 provides: "A chapter project, powerline, or waterline project may be changed, including the year funded, or added to Exhibits A through E with the concurrence of the Delegate representing the Chapter's

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

- C. The amount of \$500,000 for the Forest Lake Chapter Senior Center Project in the Year 1 Funding Period was approved in Exhibit D of CAP-35-18. The CAP-35-18 Exhibit D showing the Forest Lake Chapter Project No. 172 is attached hereto as **EXHIBIT 1**.
- D. The Forest Lake Chapter desires to delete Project No. D-172 in the Year 1 Funding Period and move this same Project to the Year 3 Funding Period, and to add "Planning, Design, Construction, Equipment, and Furnishings" to the Project. The Division of Community Development - Capital Projects Management Department ("CPMD") has submitted, on behalf of the Chapter, a Síhasin Project Amendment Certification Form. **EXHIBIT 2**. The CPMD Amendment Certification Form shows the signature of the Navajo Nation Council Delegate for the Forest Lake Chapter, as required by CAP-35-18 Section 4(C).
- E. The Forest Lake Chapter has passed Resolution No. FLC-21-10-015, dated August 20, 2021, to request this change for its Senior Center Project. **EXHIBIT 3**.
- F. As required by CAP-35-18 Section 4(C), the new Project activities to be added have been certified by CPMD as construction-ready and the total Síhasin Funding for the Council District will not exceed \$4,166,666.67. In fact, the original Síhasin funding amount of \$500,000 for the Forest Lake Chapter, as approved in CAP-35-18, will remain unchanged.
- G. 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 a change to Resolution No. CAP-35-18, Exhibit D, Project No. 172, adding the activities of "Planning, Design, Construction, Equipment and

Furnishings" to the Senior Center Project for the Forest Lake Chapter, as shown in the attached **EXHIBIT 2**.

**SECTION FOUR. EFFECTIVE DATE**

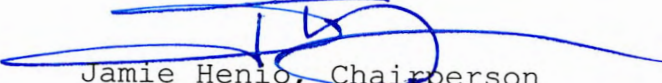
This Legislation shall become effective pursuant to 12 N.N.C. § 2505.

**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 5 in favor and 0 opposed, this 15<sup>th</sup> day of February 2022.

  
Jamie Henio, Chairperson  
Budget and Finance Committee

Motion: Honorable Amber Kanazbah Crotty  
Second: Honorable Elmer P. Begay

**EXHIBIT:**  
**D**

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

NO.	CHAPTER	PROJECT DESCRIPTION	PROJECT TYPE (Pre-Design, Design, Design/Construction)	PROJECT DURATION	YEAR 1 FUNDING	YEAR 2 FUNDING	YEAR 3 FUNDING	MATCHING FUNDS (LEVERAGE)	SIHASIN FUNDS REQUESTED
160	Hardrock	Wellness Equipment	Major Equipment	24 months	\$44,940.00	\$0.00	\$0.00	\$0.00	\$44,940.00
161	Pifon	Chapter Communication Systems Upgrade	Major Equipment	10 months	\$150,000.00	\$0.00	\$0.00	\$0.00	\$150,000.00
162	Pifon	Chapter House Perimeter Fencing	Construction	6 months	\$21,660.00	\$0.00	\$0.00	\$0.00	\$21,660.00
163	Pifon	Clearances for Withdrawal of Land for Community	Pre-Design	12-18 months	\$10,000.00	\$0.00	\$0.00	\$0.00	\$10,000.00
164	Pifon	Chapter Vehicle w/ Metal 1000 gal. Water Tank	Major Equipment	2-4 months	\$150,000.00	\$0.00	\$0.00	\$0.00	\$150,000.00
165	Pifon	Chapter Vehicle	Major Equipment	2-4 months	\$50,000.00	\$0.00	\$0.00	\$0.00	\$50,000.00
166	Pifon	Rural Addressing	Construction	12 months	\$50,000.00	\$0.00	\$0.00	\$0.00	\$50,000.00
167	Pifon	Housewiring/Bathroom Additions	Construction	12 months	\$25,000.00	\$0.00	\$0.00	\$0.00	\$25,000.00
168	Pifon	Housewiring/Bathroom Additions	Construction	12 months	\$23,648.14	\$0.00	\$0.00	\$0.00	\$23,648.14
169	Pifon	N8090 Road Project	Design/Construction	24 months	\$0.00	\$0.00	\$68,334.00	\$0.00	\$68,334.00
170	Pifon	Dzilijilin Public Safety Utility	Planning	18 months	\$0.00	\$0.00	\$400,000.00	\$0.00	\$400,000.00
171	Pifon	Dzilijilin College Land Withdrawal	Planning	24 months	\$0.00	\$0.00	\$93,000.00	\$0.00	\$93,000.00
172	Forest Lake	Senior Center (Renov./Addition)	Design/Construction	24 months	\$500,000.00	\$0.00	\$0.00	\$50,000.00	\$500,000.00
173	Whippoorwill Springs	Renovation-Sr. Center, Warehouse, Admin. Building	Design/Construction	24 months	\$450,000.00	\$0.00	\$0.00	\$0.00	\$450,000.00
174	Iyanbito	Garden & Community Project	Pre-Design	4-6 months	\$0.00	\$10,000.00	\$97,700.00	\$0.00	\$107,700.00
175	Iyanbito	Head Start Project	Pre-Design	8-10 months	\$0.00	\$576,744.44	\$0.00	\$238,528.00	\$576,744.44





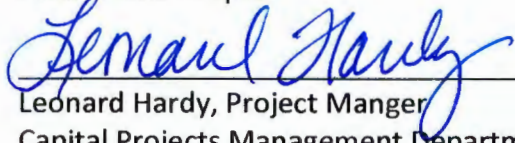
# THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



May 25, 2021

To: Honorable Jimmy Yellowhair, Council Delegate  
Forest Lake Chapter

From:   
Leonard Hardy, Project Manger  
Capital Projects Management Department

Subject: Sihasin Change Notice

Mr. Yellowhair,


Capital Projects Management Department (CPMD) and the Forest Lake Senior Supervisor Elise Benale requests for your assistance to approved with signature for a **Change Notice** (Attached) for the Forest Lake Senior Center. Request is to add to the project description to include "Plan, Design, Construct, Equip, and Furnish".

With the Sihasin change notice we will be able to provide the much-needed new furniture and equipment for the building such as; table and chairs, sofa/ couches, desk and office chairs for the elderly and the facility.

After your signature please return one copy to CPMD Dept and provide a copy to the Legislative Council office to start a resolution for approval by the Resources & Development and the Budget & Finance Committees.

CPMD and Mrs. Benale appreciates the hard work you put in for our communities. Should need assistance please contact Leonard Hardy at 1.928.871-7180 or in person at CPMD office. Thank You

CONCURRENCE:

  
James Adakai, Delegated Office Manager II  
Capital Projects Management Department

## CAPITAL PROJECTS MANAGEMENT DEPARTMENT

## SIHASIN PROJECT AMENDMENT CERTIFICATION

CAP-35-18

## I. PROJECT DETAILS

DATE SUBMITTED: May 25, 2021PROJECT NAME: Forest Lake Senior Center (C01747)REFERENCE NUMBER: CPMD #48PROJECT TYPE: Design/ ConstructionORIGINAL DATE APPROVED: November 30, 2019

## II. NATURE OF CHANGE AND COST DETAILS

EXHIBIT & PROJECT NO.	PROJECT DESCRIPTION	FUNDING			FUNDING AMOUNT ADDED OR DELETED
		YEAR 1	YEAR 2	YEAR 3	
D-172	Senior Center (Renovation/ Addition)	500,000			500,000 DELETE
D-172	Change to add "Plan, Design, Construction, Equip and				
	Furnish" a Senior Center and move funds to Year 3		500,000		500,000 ADD
TOTAL ( ) INCREASED / ( ) DECREASED FUNDING:					500,000

## Acknowledgement of Project Amendment:

PRINTED NAME

Navajo Nation Council Delegate

Jimmy Yellowhair

SIGNATURE



DATE

August 30, 2021

## III. REASON FOR AMENDMENT

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

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

## IV. CERTIFICATION FOR PROJECT AMENDMENT

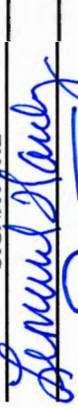
[ ] INCOMPLETE [ ] PROJECT READY [ X ] CONSTRUCTION READY

PRINTED NAME

SIGNATURE

DATE

CPMD Project Manager

Leonard Hardy5/24/2021

CPMD Department Manager

James Adelman5/20/21



# FOREST LAKE

Council De

Pres

Vic

Secretary

Grazing Rep

Community Services Coordinator, Ella M. Benally

EXHIBIT

3

**JONATHAN NEZ**  
**PRESIDENT**

**MYRON LIZER**  
**VICE-PRESIDENT**

## Resolution of the Forest Lake Chapter FLC-21-10-015

Forest Lake Chapter is respectfully requesting the Division of Community Development, the Resources and Development Committee and the Budget and Finance Committee to modify the project type to "Plan, Design, Equip and Furnish", the Sihasin funds, Business Unit C1747, and move the funds to Year 3.

### WHEREAS:

- 1.The Navajo Nation Council Resolution CS-34-98 enacted the Navajo Nation Local Governance Act and codified it under Title 26, Navajo Nation Code; and
2. Pursuant to Title 26 NNC, Section B-1&2, the purpose of the Local Governance Act is to recognize at the local level and to delegate to chapter government with respect to local matters consistent with Navajo Nation laws including custom and tradition and to make decisions over local matter; and
- 3.Forest Lake Chapter is grateful the Sihasin fund was allocated to the Forest Lake Chapter Senior Center for major renovation; and
- 4.Forest Lake Chapter has a Senior Center it values as a resource for its elderlies, but the center is in dire need of repair and other maintenance attention; and
- 5.Forest Lake Chapter is concerned with great potentials for liabilities and injuries due to lack of sidewalk, whereas a sidewalk will allow for safe access to the Senior Center facility without any falls or injuries; and
- 6.Forest Lake Chapter knows the sidewalks will prove easy access to the Senior Center building and to the Senior Center's van.

### NOW THEREFORE BE IT RESOLVED THAT:

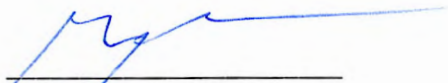
Forest Lake Chapter is respectfully requesting the Division of Community Development, the Resources and Development Committee and the Budget and Finance Committee to modify the project type to "Plan, Design, Equip and Furnish", the Sihasin funds, Business Unit C1747, and move the funds to Year 3.

### CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Forest Lake Chapter at a duly called meeting in Forest Lake, Navajo Nation, Arizona which quorum was present that same was passed by vote of 07 in favor 00 opposed and 02 abstained on this 20 day of August.

Motion by: Irene Begaye

Second by:Fern Benally

  
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May Gilene Begay, President  
Forest Lake Chapter



## BUDGET AND FINANCE COMMITTEE

15 February 2022

Regular Meeting

### VOTE TALLY SHEET:

**Legislation No. 0012-22:** An Action Relating to Resources and Development and Budget and Finance Committee; Approving a Change in Exhibit D to Resolution No. CAP-35-18 for Forest Lake Chapter by Adding "Planning, Design, Construction, Equipment, and Furnishings" to Project No. D-172 and Moving the Project to the Year 3 Funding Period *Sponsored by Jimmy Yellowhair, Council Delegate*

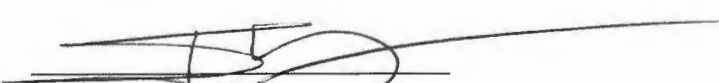
*Motion: Amber K. Crotty*

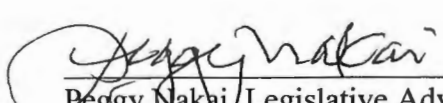
*Second: Elmer P. Begay*

*Vote: 5-0, Chairman not voting*

### Final Vote Tally:

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

  
\_\_\_\_\_  
Jamie Henio, Chairman  
Budget & Finance Committee

  
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Peggy Nakai, Legislative Advisor  
Budget & Finance Committee