



23rd NAVAJO NATION COUNCIL LEGISLATION SPONSORSHIP WITHDRAWAL

I, LOE ALLEN BOGAY, JR., Primary
Sponsor of proposed legislation hereby withdraw my
sponsorship of the proposed legislation. The legislation
tracking number is 0371-17.

If there are any co-sponsors, they may re-sponsor the same
bill by beginning a new legislation.

SPONSOR SIGNATURE: K 1

DATE: 5/10/18

LEGISLATIVE SUMMARY SHEET

Tracking No. 0371-17

DATE: September 14, 2017

SUBJECT AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, NAA'BIK'ÍYÁTI', AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF TWO MILLION ONE HUNDRED THIRTY SEVEN THOUSAND AND ONE HUNDRED AND THIRTY EIGHT DOLLARS (\$2,137,138.00) FOR THE TSELANI-COTTONWOOD PHASE I AND PHASE II AND SCATTERED POWERLINE EXTENSION PROJECT WITHIN TSELANI-COTTONWOOD CHAPTER; WAIVING 12 N.N.C. § 820(I) AND 860(C) RELATING TO THE CAPITAL IMPROVEMENT PROCESS

PURPOSE: The purpose of this legislation is to approve a supplemental appropriation for \$2,137,138.00 for construction of Phase I and Phase II and Scattered Power Line Project in Tselani-Cottonwood Chapter.

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

5-DAY BILL HOLD PERIOD: None
Website Posting Time/Date: 7:20am 9/19/17
Posting End Date: 9/19/2017
Eligible for Action: 9/20/2017

Resources & Development Committee
THENCE
Budget & Finance Committee
THENCE
Naa'bik'íyáti' Committee
THENCE

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
23rd NAVAJO NATION COUNCIL – Third Year, 2017

Navajo Nation Council

INTRODUCED BY


(Prime Sponsor)

TRACKING NO. 0371-17

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE,
NAA'BIK'ÍYÁTI', AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL
FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE
AMOUNT OF TWO MILLION ONE HUNDRED THIRTY SEVEN THOUSAND AND
ONE HUNDRED AND THIRTY EIGHT DOLLARS (\$2,137,138.00) FOR THE
TSELANI-COTTONWOOD PHASE I AND PHASE II AND SCATTERED POWERLINE
EXTENSION PROJECT WITHIN TSELANI-COTTONWOOD CHAPTER; WAIVING 12
N.N.C. § 820(I) AND 860(C) RELATING TO THE CAPITAL IMPROVEMENT
PROCESS

BE IT ENACTED:

Section One. Authority

- A. The Navajo Nation established the Resources and Development Committee as a Navajo Nation Council standing committee and as such gave the Committee oversight over Navajo Nation Chapters. 2 N.N.C. §§ 164 (A)(9), 500 (A), 501 (C)(1).
- B. The Navajo Nation established the Budget and Finance Committee (BFC) as a Navajo Nation Council standing committee and as such empowered BFC

1 to review and recommend to the Navajo Nation Council the management of
2 all funds. 2 N.N.C. §§ 164 (A)(9), 300 (A), 301 (B)(2).

3 C. The Navajo Nation Council established the Naabik'íyáti' Committee as a
4 Navajo Nation standing committee and as such proposed legislation that
5 requires final action by the Navajo Nation Council shall be assigned to the
6 Naabik'íyáti' Committee. 2 N.N.C. §§ 164 (A)(9), 700 (A).

7 D. The Title 12 Appropriations Act Supplemental Appropriation requirements
8 include:

- 9 1. When the Controller identifies additional sources of revenues above
10 and beyond the initial or current revenue projections, supplemental
11 appropriations may be allocated by the Navajo Nation Council. 12
12 N.N.C. § 820(L).
- 13 2. Supplemental appropriations made from non-recurring revenues shall
14 only be made for non-recurring operations or purposes, as set forth at
15 § 820(F). The Controller of the Navajo Nation shall be responsible for
16 designating recurring and non-recurring revenues. 12 N.N.C. § 820(L).
- 17 3. All requests for annual operating funds and supplemental funds shall be
18 submitted to the Office of Management and Budget ("OMB") for budget
19 impact analysis. 12 N.N.C. § 820(M).

20 E. The Title 12 Capital Improvement Process includes:

- 21 1. Pursuant to 12 N.N.C. § 810(F), "Capital Improvement" means a major
22 project undertaken by the Navajo Nation that is generally not recurring on
23 an annual basis and which fits within one or more of the following
24 categories:
 - 25 i. All projects requiring debt obligation or borrowing;
 - 26 ii. Any acquisition or lease of land;
 - 27 iii. Purchase of major equipment or vehicles, with a life expectancy of
28 five years or more, valued in excess of an amount to be established
29 by the Controller;

- iv. Major building improvements that are not routine maintenance expenses and that substantially enhance the value or extend the useful life of a structure;
 - v. 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
 - vi. 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. § 860 (C)(2) “[t]he appropriation portion of the Capital Improvement Plan is subject to approval of the Navajo Nation Council upon recommendation of the Budget and Finance Committee. Any modification or amendment affecting the approved Capital Improvement Plan is subject to review and concurrence by the Resources and Development Committee prior to consideration by the Navajo Nation Council.”

Section Two. Findings

- A. This is a funding request for the construction of the Tselani-Cottonwood Phase I and Phase II and Scattered Power Line Project within the Tselani-Cottonwood Chapter. See Exhibit D
- B. The supplemental funding request forms are attached as Exhibit A.
- C. The Office of Management and Budget has provided a memorandum satisfying the requirements of 12 N.N.C. § 820(M) and is attached as Exhibit B.

- 1 D. The Office of the Controller has provided a memorandum dated September 8,
2 2017 indicating the balance in the Unreserved, Undesignated Fund Balance as
3 of September 8, 2017 is \$31,258,307. This memorandum is provided to meet
4 the requirements of 12 N.N.C, 820 (L), however the Controller of the Navajo
5 Nation has not designated the funds as recurring or non-recurring. This
6 memorandum is attached as Exhibit C.
- 7 E. The request for funds for construction of the Tselani-Cottonwood Phase I and
8 Phase II and Scattered Power Line Project within Tselani-Cottonwood
9 Chapter is not included in the Title 12 Capital Improvement Plan because the
10 Plan was rescinded by Navajo Nation Council. CAP-23-17
- 11 F. Any modification or amendment affecting the approved Capital Improvement
12 Plan is subject to review and concurrence by the Resources and Development
13 Committee prior to consideration by the Navajo Nation Council. 12 N.N.C.
14 § 860.
- 15 G. The Navajo Nation finds it in the best interest to waive 12 N.N.C. §§ 820(I)
16 and 860 (C) regarding the Capital Improvement for the Tselani-Cottonwood
17 Chapter proposed Phase I and Phase II and Scattered Power Line Project.
- 18 H. The Navajo Nation finds it in the best interest of the Navajo people to approve
19 this supplemental appropriation request.
20

21 **Section Three. Waiving 12 N.N.C. §§ 820(I) 1 And 860 (C) Regarding Funding for**
22 **the Phase I and Phase II and Scattered Power Line Project for Tselani-**
23 **Cottonwood Chapter.**

24 The Navajo Nation Council hereby waives 12 N.N.C. §§ 820(I) and 860(C)
25 with regard to the Tselani-Cottonwood Phase I and Phase II and Scattered Power
26 Line Project.
27

28 **Section Four. Approving the Supplemental Appropriation from the Unreserved,**
29
30

1 **Undesignated Fund Balance in the Amount of \$2,137,138.00 for the**
2 **construction of the Phase I and Phase II and Scattered Power Line Project for**
3 **Tselani-Cottonwood Chapter.**

4 A. This supplemental appropriation of \$2,137,138.00 shall be from that amount
5 of funds that exceeds the minimum fund balance of the Unreserved,
6 Undesignated Fund Balance as determined by the Office of the Controller
7 and to Business Unit Number 108026.

8 B. The Navajo Nation hereby approves the supplemental appropriation from the
9 Unreserved, Undesignated Fund Balance to the Tselani-Cottonwood Chapter
10 for the Phase I and Phase II and Scattered Power Line Project`, Business
11 Unit Number 108026 for \$2,137,138.00.

12
13 **Section Five. Effective Date**

14 The provisions of this Act shall become effective in accord with 2 N.N.C. § 221(B).
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

EXHIBIT

tabbles

7

PART I. Business Unit No.: 108026 **Program Title:** Tselani/Cottonwood Chapter
Division/Branch: Executive **Amount Requested:** \$2,137,138.00 **Phone No.:** 928.871.6380
Prepared By: Hon. Kee Allen Begay, Jr. **Email Address:** keeallenbegayjr@navajo

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

Supplement funding from the Undesignated, Unreserved Fund Balance for Tselani/Cottonwood Chapter's construction cost to provide services to residents within the Phase I, Phase II and Scattered Extension area of the community. Cost to cover powerline extension for families in need of power.

PART III. CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

Contribution from NTUA in the amount of \$31,500.00 only. If not funded, the projects will be on the CIP waiting list within the Division of Community Development until such time, funds are allocated.

PART IV. ALTERNATIVE FUNDING SOURCES BEING PURSUED:

Contribution from NTUA in the amount of \$31,500.00 only. If not funded, the projects will be on the CIP waiting list within the Division of Community Development until such time, funds are allocated, therefore looking to Navajo Nation only for funding.

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


Lorenzo Dineyazhe, Finance Advisor/DOS

REVIEWED BY: Division Director's Signature / Date


Hon. Lorenzo C. Bates, Speaker/NNC

RECOMMEND APPROVAL: Branch Chief's Signature / Date

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

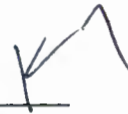
PART I. Business Unit No.: <u>108026</u> Program Title: <u>Tselani/Cottonwood Chapter</u> Division/Branch: <u>Executive</u>			
Prepared By: <u>Hon. Kee Allen Begay, Jr.</u> Phone No.: <u>(928) 871-6380</u> Email Address: <u>keeallenbegayjr@navajo-nsn.gov</u>			

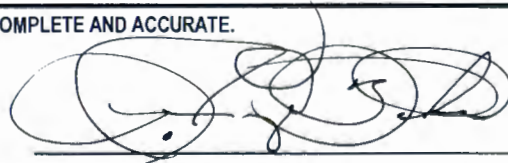
PART II. FUNDING SOURCE(S)	Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY	(A)	(B)	(C)	
					Fund Type Code	NNC Approved Original Budget	Proposed Budget	(Column B + A)
Undesignated Unreserved Fund (UUFB)	10-1-16 to 9-30-17	\$ 2,137,138.00	100%					
				2001 Personnel Expenses				0
				3000 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	1		\$ 2,137,138.00	\$ 2,137,138.00
				9000 Capital Outlay				0
				9500 Matching Funds				0
				9500 Indirect Cost				0
				TOTAL			\$ 2,137,138.00	\$ 2,137,138.00

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
Total # of Permanently Assigned Vehicles:	0	0

TOTAL: \$ 2,137,138.00 100%

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


 SUBMITTED BY: Program Manager's Printed Name and Signature / Date


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

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:Business Unit No.: 108026Program Name/Title: Tselani/Cottonwood Chapter**PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE:**

The Navajo Nation Chapters Plan of Operation is referenced in Title 26 of the Navajo Nation Code.

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:

To improve the safe living environment for members of the community of Many Farms.

Goal Statement:

Complete required clearances to commence powerline extension projects for families in need.

				10		11	
--	--	--	--	----	--	----	--

2. Program Performance Area:

Abide by the chapter's priority powerline extension projects list.

Goal Statement:

Complete priority projects for the community, powerline extensions, etc.

				10		11	
--	--	--	--	----	--	----	--

3. Program Performance Area:

Assist the chapter with their CIP projects, by cost sharing or match funds with NTUA, Navajo Nation, etc.

Goal Statement:

Complete powerline projects that need to be completed, due to lack of funds.

				10		11	
--	--	--	--	----	--	----	--

4. Program Performance Area:

Households need reliable and safe electrical power which will benefit them.

Goal Statement:

Powerline extension will benefit the 21 families who've lived without power for years.

				10		11	
--	--	--	--	----	--	----	--


5. Program Performance Area:

Goal Statement:

--	--	--	--	--	--	--	--

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Program Manager's Printed Name and Signature/Date

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

THE NAVAJO NATION
DETAILED LINE ITEM BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> Program Name/Title: <u>Tselani/Cottonwood Chapter</u> Business Unit No.: <u>108026</u> </div>				
PART II. DETAILED BUDGET:				
(A)	(B)	(C)	(D)	
Object Code (LOD 6)	Object Code Description and Justification	Total by DETAILED Object Code	Total by MAJOR Object Code	
8500	8000 ASSISTANCE INFRASTRUCTURE Tselani/Cottonwood Chapter Phase I/II and Scattered Powerline Projects 8540: Powerline Extension <div style="margin-left: 20px;"> <u>East Phase I</u> Main Trunk Line 4.20 miles \$ 416,680.49 Member Extension 1.22 miles \$ 137,614.69 Main Trunk Line 6.33 miles \$ 620,890.50 Member Extension 0.66 miles \$ 70,398.57 <div style="text-align: right;">Sub-total: \$ 1,245,584.25</div> Archaeological Clearance, Environmental Assessment, and Legal Survey for ROW Acquisition (2.95 miles) \$ 162,881.25 <div style="text-align: right;">Sub-total: \$ 1,408,465.50</div> NTUA Contribution (8 homes @ \$1,500 per home) \$ (12,000.00) Contribution Required Prior to Construction: \$ 1,396,465.50 \$ 1,396,465.50 </div> <div style="margin-left: 20px; margin-top: 10px;"> <u>East Phase II</u> Electric Member Extension 3.54 miles \$ 407,663.14 Archaeological Clearance, Environmental Assessment, and Legal Survey for ROW Acquisition (3.54 miles) \$ 46,462.50 <div style="text-align: right;">Sub-total: \$ 454,125.64</div> NTUA Contribution (10 homes @ \$1,500 per home) \$ (15,000.00) Contribution Required Prior to Construction: \$ 439,125.64 \$ 439,125.64 </div> <div style="margin-left: 20px; margin-top: 10px;"> <u>Scattered Extension</u> Main Trunk Line 2.59 miles \$ 248,903.66 Secondary Service Off of Main Line \$ 20,430.13 <div style="text-align: right;">Sub-total: \$ 269,333.79</div> Archaeological Clearance, Environmental Assessment, and Legal Survey for ROW Acquisition (2.59 miles) \$ 36,713.25 <div style="text-align: right;">Sub-total: \$ 306,047.04</div> NTUA Contribution (3 homes @ \$1,500 per home) \$ (4,500.00) Contribution Required Prior to Construction: \$ 301,547.04 \$ 301,547.04 </div> <div style="text-align: right; margin-top: 10px;"> TOTAL: \$ 2,137,138.18 </div>	\$ 2,137,138.00	\$ 2,137,138.00	
TOTAL:		\$2,137,138.00	\$2,137,138.00	



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE-PRESIDENT




Memorandum

Date: September 8, 2017

To: Honorable Russell Begaye, President
Office of the President/Vice President

Honorable Lorenzo Bates, Speaker
Navajo Nation Council

Honorable Thomas J Holgate, Acting Chief Justice
Judicial Branch

From: 
Pearline Kirk, Controller
Office of the Controller

Subject: Financial Update-(General Fund Revenue, Expenditures, UUFB)

The gross General Fund Revenues, (see Exhibit "A"), as of August 31, 2017 is \$203,053,235, (see Footnote 1). The total General Fund set asides is \$ \$51,749,599 (Footnote 2). The Net Revenue for the General Fund is \$151,303,727 (see Footnote 3). The permanent fund income transfer is \$24,411,000 (Footnote 4). The reserve taken for the permanent fund income transfer is \$2,885,000 (Footnote 5). The grand total revenue for the General Fund is \$172,829,727 (see Footnote 6) which is 98.78% of the projection.

Next, are the total expenditures by Branch, (see Exhibit "B"), as of August 31, 2017, the Legislative Branch has expenditures of \$14,836,331 (see Footnote 1a); encumbrances of \$822,493 (see Footnote 1b) with a remaining budget of \$3,307,669 (see Footnote 1c). The Executive Branch expenditures are \$162,500,722 (see Footnote 2a); encumbrances are \$7,206,122 (see Footnote 2b) with a remaining budget of \$37,797,219 (see Footnote 2c). The Judicial Branch expenditures are \$11,718,156 (see Footnote 3a); with encumbrances of \$73,692 (see Footnote 3b) and remaining budget of \$2,356,349 (see Footnote 3c). Total General Fund expenditures are \$189,055,209 (see Footnote 4a); total encumbrances are \$8,102,307 (see Footnote 4b) with an overall remaining budget of \$43,461,236 (see Footnote 4c).

The updated Undesignated Unreserved Fund Balance (UUFB), (see Exhibit "C") as of September 8, 2017 is \$31,258,217. The Fiscal Year 2016 audited numbers were approved via CJY-51-17 and an amount of \$11,728,198 that was previously reserved for debt service for capital projects was returned back to the UUFB with the approval of CJY-50-17. These two amounts have been incorporated into this new schedule.

Thank you, if you should have any question please feel free to call me at tribal extension X6308.



THE NAVAJO NATION
General Fund Revenue Schedule
(Unaudited)
August 31, 2017

FY 2017

GENERAL FUND REVENUE	Original Budget	Revised Budget	Actual Revenue Received	Revenue to be collected	% Revenue of Total
TNN: ROYAL; GAS; OIL	\$ 24,700,000	\$ 24,700,000	22,503,079	\$ 2,196,921	91.11
TNN: COAL REVENUES	55,850,000	55,850,000	51,709,402	4,140,598	92.59
TNN:OTR MINERALS REV			79,149	(79,149)	
TNN: LAND REVENUES	58,450,000	58,450,000	59,393,523	(943,523)	101.61
TNN: BUSINESS FEES			80,415	(80,415)	
TNN: INTEREST INCOME	1,600,000	1,600,000	4,249,477	(2,649,477)	265.59
TNN: TAX REVENUES	64,150,000	64,150,000	63,125,774	1,024,226	98.40
COURT FINES + FEES	400,000	400,000	379,897	20,103	94.97
TNN: OTHER REVENUES	500,000	500,000	1,270,889	(770,889)	254.18
BIA: ROYAL; GAS; OIL			111,327	(111,327)	
BIA: COAL REVENUES			114	(114)	
BIA:OTR MINERALS REV			-	-	
BIA: LAND REVENUES			150,280	(150,280)	
TOTAL REVENUE	\$ 205,650,000	\$ 205,650,000	203,053,325	(1) \$ 2,596,675	98.74
LESS:SET ASIDES					
CAPITAL OUTLAY MATCH	\$ (2,000,000)	\$ (2,000,000)	(2,000,000)	\$ -	100.00
LAND FUND TRANSFER	(4,113,000)	(4,113,000)	(4,061,067)	(51,933)	98.74
PERMANENT FUND TRNSF	(24,678,000)	(24,678,000)	(24,366,399)	(311,601)	98.74
WATER RIGHTS CLAIM FU	(2,000,000)	(2,000,000)	(2,000,000)	-	100.00
DINE' HIGHER EDUCATIO	(11,200,000)	(11,200,000)	(11,200,000)	-	100.00
VETERANS TRUST FUND S	(8,226,000)	(8,226,000)	(8,122,133)	(103,867)	98.74
TOTAL SET ASIDE	\$ (52,217,000)	\$ (52,217,000)	\$ (51,749,599)	(2) \$ (467,401)	99.10
SUB TOTAL	\$ 153,433,000	\$ 153,433,000	\$ 151,303,727	(3) \$ 2,129,273	98.61
PERMANENT FUND INCOME TRANSFER					
OTHER REVENUE TRANSFER	\$ 24,411,000	\$ 24,411,000	\$ 24,411,000	(4) \$ -	100.00
LESS: PF FIVE-YEAR CONTINGENCY	(2,885,000)	(2,885,000)	(2,885,000)	(5) -	100.00
TOTAL PFI TRANSFER	\$ 21,526,000	\$ 21,526,000	\$ 21,526,000	\$ -	100.00
NET PFI TRANSFER	\$ 21,526,000	\$ 21,526,000	\$ 21,526,000	\$ -	100.00
GRAND TOTAL	\$ 174,959,000	\$ 174,959,000	\$ 172,829,727	(6) \$ 2,129,273	98.78

(1) Gross General Fund Revenues

(2) Total Set Asides for General Fund Revenue

(3) Net General Fund Revenue

(4) Permanent Fund Income allocation to General Fund

(5) Permanent Fund Income allocation reserve (CO-54-16)

(6) Grand total General Fund Revenues

EXHIBIT "A"

Prepared by:
General Accounting
9/8/2017



**FY 2017
EXHIBIT "B"**

The Navajo Nation
Budget Status_Income Statement
As of August 31, 2017

Branch / Object Account	Original Budget	Revised Budget	Actual Expenses	Encumbrances	Budget Available	% Available
LEGISLATIVE BRANCH						
2001 - Personnel Expenses	\$ 10,851,778	\$ 12,278,822	\$ 10,019,465		\$ 2,259,357	18.40
3000 - Travel Expenses	1,321,631	1,765,310	1,572,327	46,213	545,274	30.89
3500 - Meeting Expenses	159,932	399,826	210,861	-	204,416	51.13
4000 - Supplies	196,565	744,678	455,884	31,130	248,147	33.32
5000 - Lease & Rental	212,423	226,684	179,129	10,417	50,024	22.07
5500 - Communications & Utilities	119,335	156,833	134,035	-	60,813	38.83
6000 - Repairs & Maintenance	44,547	152,091	74,100	7,525	57,978	38.12
6500 - Contractual Services	541,691	1,553,786	963,771	462,824	197,091	12.68
7000 - Special Transactions	294,373	619,408	411,587	42,876	239,264	38.63
8000 - Assistance	-	-	-	-	-	-
9000 - Capital Outlay	20,000	1,069,274	815,172	221,509	586,817	54.88
9500 - Matching & Indirect Cost	-	-	-	-	-	-
Total LEGISLATIVE BRANCH	\$ 13,562,275	\$ 18,968,493	\$ 14,836,331	(1a) \$ 822,493	(1b) \$ 3,307,669	(1c) 17.44
EXECUTIVE BRANCH						
2001 - Personnel Expenses	82,554,098	\$ 85,757,946	\$ 67,342,879	\$ -	\$ 18,415,068	21.47
3000 - Travel Expenses	9,499,593	9,498,299	8,499,697	8,235	990,367	10.43
3500 - Meeting Expenses	981,047	1,713,064	1,321,407	-	391,657	22.86
4000 - Supplies	5,400,663	7,963,841	4,549,358	897,024	2,517,459	31.61
5000 - Lease & Rental	1,751,399	1,669,091	1,196,102	28,114	444,875	28.65
5500 - Communications & Utilities	7,305,566	8,123,429	6,513,700	589,673	1,020,057	12.56
6000 - Repairs & Maintenance	3,914,876	8,788,252	5,571,378	1,030,316	2,186,557	24.88
6500 - Contractual Services	4,653,568	12,866,818	6,849,248	2,804,762	3,212,809	24.97
7000 - Special Transactions	10,316,377	11,986,749	10,083,552	322,516	1,580,681	13.19
8000 - Assistance	41,728,697	48,837,782	45,579,345	1,174,985	2,083,432	4.27
9000 - Capital Outlay	764,670	2,746,354	1,563,730	350,497	832,127	30.30
9300 - Other Income and Expense	-	-	-	-	-	-
9500 - Matching & Indirect Cost	7,552,457	7,552,457	3,430,326	-	4,122,131	54.58
Total EXECUTIVE BRANCH	\$ 176,423,011	\$ 207,504,063	\$ 162,500,722	(2a) \$ 7,206,122	(2b) \$ 37,797,219	(2c) 18.22
JUDICIAL BRANCH						
2001 - Personnel Expenses	\$ 12,523,143	\$ 12,566,722	\$ 10,812,000		\$ 1,754,722	13.96
3000 - Travel Expenses	433,764	419,940	243,969	-	175,971	41.90
3500 - Meeting Expenses	-	26,807	10,955	-	15,852	59.13
4000 - Supplies	68,291	378,953	241,164	27,553	110,236	29.09
5000 - Lease & Rental	9,000	45,670	18,012	-	26,658	58.37
5500 - Communications & Utilities	69,206	90,472	58,386	-	22,087	24.41
6000 - Repairs & Maintenance	-	210,010	99,988	46,094	63,927	30.44
6500 - Contractual Services	-	89,627	50,671	-	38,956	43.46
7000 - Special Transactions	103,339	274,160	172,011	44	102,105	37.24
8000 - Assistance	-	-	-	-	-	-
9000 - Capital Outlay	-	45,834	-	-	45,834	100.00
9300 - Other Income and Expense	-	-	-	-	-	-
Total JUDICIAL BRANCH	\$ 13,206,743	\$ 14,148,196	\$ 11,718,156	(3a) \$ 73,692	(3b) \$ 2,356,349	(3c) 16.65
GRAND TOTAL:	\$ 203,192,029	\$ 240,618,752	\$ 189,055,209	(4a) \$ 8,102,307	(4b) \$ 43,461,236	(4c) 18.06

Footnotes:

Legislative Branch

- (1a) Legislative Expenses
- (1b) Legislative Encumbrances
- (1c) Legislative Budget Available

Executive Branch

- (2a) Executive Expenses
- (2b) Executive Encumbrances
- (2c) Executive Budget Available

Judicial Branch

- (3a) Judicial Expenses
- (3b) Judicial Encumbrances
- (3c) Judicial Budget Available

Total General Fund

- (4a) General Fund Expenses
- (4b) General Fund Encumbrances
- (4c) General Fund Budget Available

EXHIBIT "C"

Memo Dated Sept. 8, 2017

Financial Update

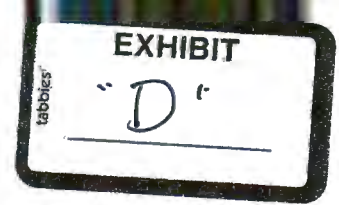
**Undesignated, Unreserved, Fund Balance (UUFB)
September 8, 2017**

09-30-16 UUFB balance <u>(Audited)</u> CJY-15-17		26,763,946
Less Supplementals:		
CO-55-16 Election	510,616	
CN-58-16-Budget	3,848,764	
CJA-05-17 Bennett Freeze	254,656	
CAP-22-17-Dine Bii Association	239,200	
CJN-34-17 Summer Youth Employment	2,161,748	
CJY-37-17- Transportation Stimulus Election	218,943	7,233,927
Total UUFB less Supplementals		19,530,019
Add:		
CJY-50-17 Deposit into UUFB.		11,728,198
UUFB 09-08-17		<u><u>31,258,217</u></u>

Prepared by: General Accounting

9/8/2017

5:00 PM



**Tselani/Cottonwood Chapter
SUPPLEMENTAL REQUEST**

Scattered Phase I - \$1,396,465.50

Scattered Phase II - \$ 439,125.64

Scattered Extension- \$ 301,547.04

TOTAL Requested: - \$2,137,138.18



RESOLUTION OF THE TSELANI/COTTONWOOD CHAPTER

REQUESTING THE CHAPTER COUNCIL DELEGATE AND THE DIVISION OF COMMUNITY DEVELOPMENT TO SEEK AND PURSUE CAPITAL IMPROVEMENT FUNDING ON BEHALF OF THE TSELANI/COTTONWOOD CHAPTER.

WHEREAS:

1. The Tselani/Cottonwood Chapter is governed by the Navajo Nation Code Title 26 Local Governance Act as a unit of government with delegated authority to make decision over local matters that are consistent with existing Navajo Laws and Tradition; and
2. The Tselani/Cottonwood Chapter and the community realizes that the annual allocation to the chapter is not adequately funded for Capital Improvement Project Preconstruction Activity and Construction phase; and
3. The Tselani/Cottonwood Chapter and the community further finds that the proposed community projects which are listed on the Navajo Nation WIND System and those that are on the Navajo Nation CIP 5-year plan needs are not adequately funded for Pre-Construction and Construction Activities;

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Tselani/Cottonwood Chapter hereby requests that the Tselani/Cottonwood Chapter Council Delegate seek and pursue additional Capital Improvement Project Funds from all available sources on behalf of the Tselani/Cottonwood Chapter.
2. Further, the Tselani/Cottonwood Chapter requests that the Capital Improvement Office, the Design and Engineering Section develop a need based CIP budget to be submitted to the Navajo Nation Council to be used for allocating additional funds for proposed community capital projects;

CERTIFICATION

We, hereby certify that the foregoing resolution was considered by the Tselani/Cottonwood Chapter at a duly called meeting at Cottonwood, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 26 in favor, 0 opposed and 14 abstained this 16th day of August, 2015.

Motion: Harry Gorman

Second: Bessie Tso


Thomas Gorman, Chapter President


Caroline Dale, Chapter Vice President


Marlene Burbank, Chapter Secretary/Treasurer



TSELANI-COTTONWOOD CHAPTER

COMMUNITY LAND USE PLANNING COMMITTEE

POST OFFICE BOX 1139
CHINLE, AZ 86503
928-725-3765

BENSON MITCHELL,
PRESIDENT

STEVEN TSOSIE,
VICE-PRESIDENT

CARLTON E. TSOSIE,
SECRETARY

STEPHEN BURBANK

RESOLUTION OF TSELANI-COTTONWOOD COMMUNITY BASED LAND USE PLANNING COMMITTEE

CBLUPC -08-1315

SUPPORTING THE TSELANI/COTTONWOOD CHAPTER REQUEST TO THE NAVAJO NATION COUNCIL DELEGATE, KEE ALLEN BEGAY JR., TO SOLICIT AND PURSUE FOR CAPITAL IMPROVEMENT FUNDING ON BEHALF OF THE TSELANI/COTTONWOOD CHAPTER COMMUNITY.

1. The Tselani/Cottonwood Community Base Land Use Planning Committee was certified on June 25, 2009 by Transportation & Community Development Community (TCDC) pursuant to legislation No. 0246-09, the Navajo Nation Council adopted the Navajo Nation Governance Act (LGA) Title26 of the Navajo code; And
2. To accommodate the short and long term basic needs of the chapter relating to community economic and infrastructure development. In the process, preserving grazing and culturally significant areas. The Tselani/Cottonwood chapter governs in the best interest of the community, therefore, establishing a Community Land Use Planning Community (CLUPC) to begin the planning process towards community development; And
3. The CBLUPC has inadequate budget to have the capacity to effectively plan for the community and the committee is requesting for assistance from our Council Delegate, Kee Allen Begay, to collect funding for the chapter and the committee; And
4. The CBLUPC also request of the Council Delegate to seek additional project funding form sources like County, State, and the Federal Government to fund chapter projects and land use planning initiatives.

NOW, THEREFOR, BE IT RESOLVED THAT:

THE TSELANI/COTTONWOOD CHAPTER COMMUNITY BASED LAND USE PLANNING COMMITTEE SUPPORTS THE TSELANI/COTTONWOOD CHAPTER REQUEST TO THE NAVAJO NATION COUNCIL DELEGATE, KEE ALLEN BEGAY JR., TO SOLICIT AND PURSUE FOR CAPITAL IMPROVEMENT FUNDING ON BEHALF OF THE TSELANI/COTTONWOOD CHAPTER COMMUNITY..

C E R T I F I C A T I O N

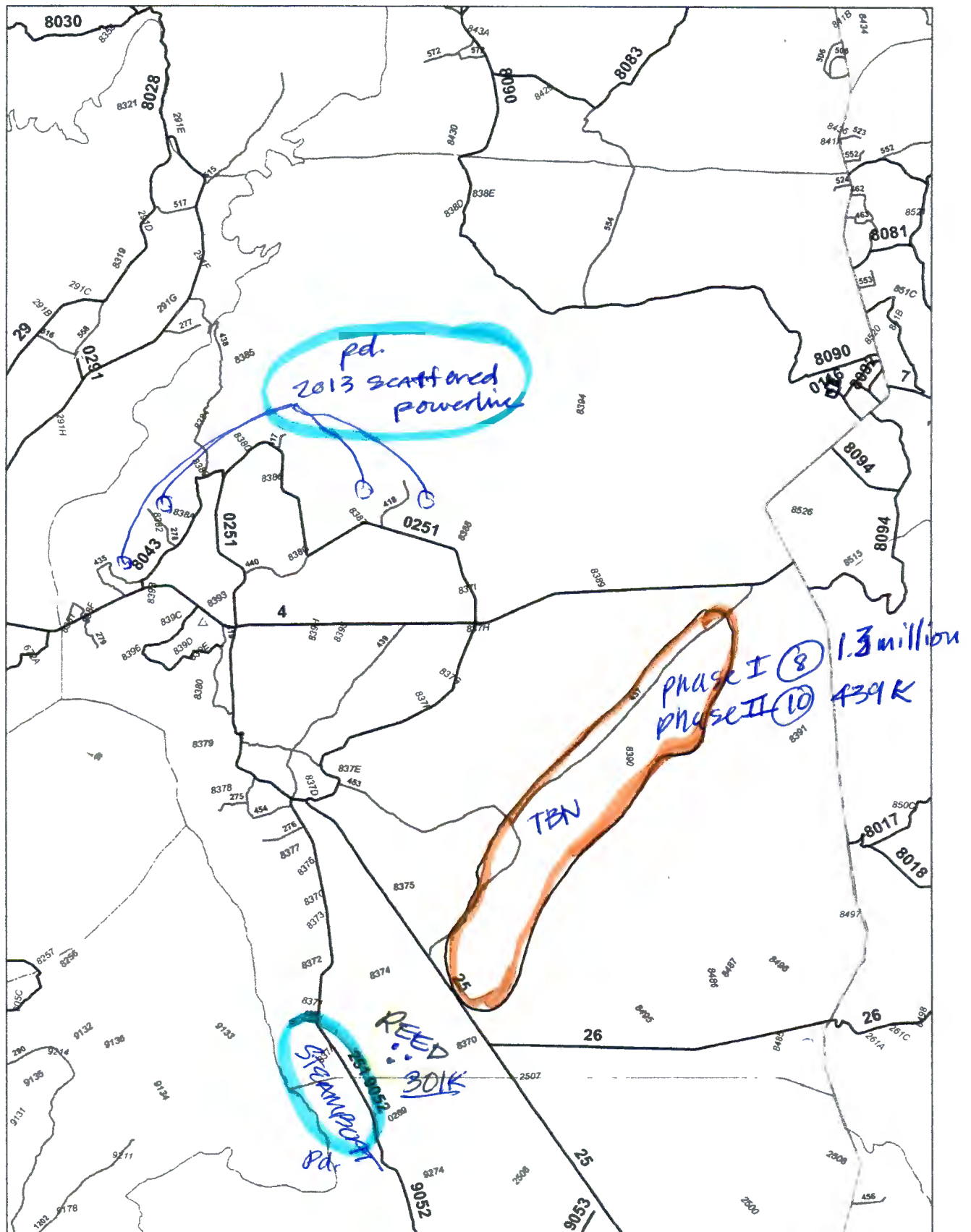
We hereby certify that the foregoing resolution was considered by Tselani-Cottonwood Chapter CBLUPC Committee at a duly called meeting at Cottonwood, Navajo Nation, Apache County, Arizona, at which a quorum was present and that same was passed with a vote of 2 in favor, 0 opposed, and 1 abstained, on this 13th day of August 2015.

Motioned: Stephen Burbank

Seconded: Steven Tsosie

Benson Mitchell, CBLUPC President

TSELANI/COTTONWOOD CHAPTER



Legend

- | | | | |
|------------------|---------------|------------|---------------------|
| ▲ Chapter Points | — State | □ Chapters | □ Reservation |
| — BIA | — County | □ County | □ Congress District |
| — Tribe | — US Highways | □ Agency | □ State |





NAVAJO TRIBAL UTILITY AUTHORITY

AN ENTERPRISE OF THE NAVAJO NATION

January 8, 2016

Mr. Chester Francis, Community Service Coordinator
Tselani-Cottonwood Chapter
P.O. Box 1139
Chinle, Arizona 86503

RE: Tselani Chapter (East Phase I) Power Line Project

Dear Mr. Francis:

Provided herewith are **PRELIMINARY** construction costs estimates to provide service to residents within the East Phase I area of Tselani-Cottonwood Chapter. These costs will supersede all previous costs. The following items are provided for your information:

1. The ownership of the power lines will belong to the Navajo Tribal Utility Authority. The Navajo Tribal Utility Authority will handle the operation and maintenance responsibilities.
2. The cost estimates that are submitted are **PRELIMINARY**. Final construction cost estimates will be based upon the results of archaeological and legal surveys and final engineering design.
3. Notice of funding for right-of-way acquisition must be received before NTUA can commence with the archaeological clearance, environmental assessment, and legal surveys: and final engineering and design. This amount is shown on the attached estimate and contributes to the total project cost.
4. The Navajo Tribal Utility Authority will budget \$1,500.00 per customer provided their house is wired and ready for hook up prior to construction.

NOTE: If all homes are not wired, the NTUA Contribution will be adjusted downward to reflect the actual number of homes wired at the time of construction. This will result in an increase in contribution required by the Tselani-Cottonwood Chapter.

Home Office: P.O. BOX 170 FT. DEFIANCE, AZ 86504	KAYENTA P.O. BOX 37 KAYENTA, AZ 86033	TUBA CITY P.O. BOX 398 TUBA CITY, AZ 86045	SHIPROCK P.O. BOX 1749 SHIPROCK, NM 87420	CHINLE P.O. BOX 549 CHINLE, AZ 86503	FORT DEFIANCE P.O. BOX 587 FT. DEFIANCE, AZ 86504	DILCON HC 63 BOX D WINSLOW, AZ 86047	CROWNPOINT P.O. BOX 1825 CROWNPOINT, NM 87313
--	---	--	---	--	---	--	---

CALL 800-528-5011 OR 928-729-5721 FOR ALL OFFICES.

Letter to Mr. Chester Francis, Community Service Coordinator
RE: Tselani Chapter (East Phase I) Power Line Project
January 8, 2016
Page Two

If you have any questions concerning these cost estimates, you may contact Mr. Alfred Guy, Acting Customer Service Supervisor, Chinle District at (928) 729-5721, extension 4735 or the Electric System Planning Department at (928) 729-4685.

Sincerely yours,

NAVAJO TRIBAL UTILITY AUTHORITY



Louella Chee, Project Administrator
Electric System Planning Section

CC: Thomas Gorman, Tselani-Cottonwood Chapter
Niecy Tsosie, Electric System Planning Section, NTUA
Ethelind Johns, Electric System Planning Section, NTUA
Shannon Burnette, Electric System Planning Section, NTUA
Sherrell White, Electric System Planning Section, NTUA
Rubianne Dugi, Chinle District, NTUA
Alfred Guy, Chinle District, NTUA
Lemmanuel James, Chinle District, NTUA

Letter to Mr. Chester Francis, Community Service Coordinator
RE: Tselani Chapter (East Phase I) Power Line Project
January 8, 2016
Page Three

Tselani Chapter (East Phase I) Power Line Project

Main Trunk Line	4.20 Miles	\$ 416,680.49
Member Extensions	1.22 Miles	\$ <u>137,614.69</u>
Main Trunk Line	6.33 Miles	\$ 620,890.50
Member Extensions	.66 Miles	\$ <u>70,398.57</u>
Subtotal		\$ 1,245,584.25
Archaeological Clearance, Environmental Assessment, and Legal Survey for Right-of-Way Acquisition (12.41 Miles)		\$ <u>162,881.25</u>
Subtotal		\$ 1,408,465.50
NTUA Contribution (8 Homes @ \$1,500.00)		(<u>12,000.00</u>)
Contribution Required Prior to Construction		\$ 1,396,465.50

CHAPTER: TSELANI-COTTONWOOD

Page 1 of 1

[illegible]



NAVAJO TRIBAL UTILITY AUTHORITY

AN ENTERPRISE OF THE NAVAJO NATION

January 8, 2016

Mr. Chester Francis, Community Service Coordinator
Tselani-Cottonwood Chapter
P.O. Box 1139
Chinle, Arizona 86503

RE: Tselani Chapter (East Phase II) Power Line Project

Dear Mr. Francis:

Provided herewith are **PRELIMINARY** construction costs estimates to provide service to residents within the East Phase II area of Tselani-Cottonwood Chapter. These costs will supersede all previous costs. The following items are provided for your information:

1. The ownership of the power lines will belong to the Navajo Tribal Utility Authority. The Navajo Tribal Utility Authority will handle the operation and maintenance responsibilities.
2. The cost estimates that are submitted are **PRELIMINARY**. Final construction cost estimates will be based upon the results of archaeological and legal surveys and final engineering design.
3. The cost estimate for Phase II is contingent on the completion of Phase I. The cost to construct Phase I is NOT included in this estimate
4. Notice of funding for right-of-way acquisition must be received before NTUA can commence with the archaeological clearance, environmental assessment, and legal surveys: and final engineering and design. This amount is shown on the attached estimate and contributes to the total project cost.
5. The Navajo Tribal Utility Authority will budget \$1,500.00 per customer provided their house is wired and ready for hook up prior to construction.

Home Office: P.O. BOX 170 FT. DEFIANCE, AZ 86504	KAYENTA P.O. BOX 37 KAYENTA, AZ 86033	TUBA CITY P.O. BOX 398 TUBA CITY, AZ 86045	SHIPROCK P.O. BOX 1749 SHIPROCK, NM 87420	CHINLE P.O. BOX 549 CHINLE, AZ 86503	FORT DEFIANCE P.O. BOX 587 FT. DEFIANCE, AZ 86504	DILCON HC 63 BOX D WINSLOW, AZ 86047	CROWNPOINT P.O. BOX 1825 CROWNPOINT, NM 87313
--	---	--	---	--	---	--	---

CALL 800-528-5011 OR 928-729-5721 FOR ALL OFFICES.

Letter to Mr. Chester Francis, Community Service Coordinator
RE: Tselani Chapter (East Phase II) Power Line Project
January 8, 2016
Page Two

NOTE: If all homes are not wired, the NTUA Contribution will be adjusted downward to reflect the actual number of homes wired at the time of construction. This will result in an increase in contribution required by the Tselani-Cottonwood Chapter.

If you have any questions concerning these cost estimates, you may contact Mr. Alfred Guy, Acting Customer Service Supervisor, Chinle District at (928) 729-5721, extension 4735 or the Electric System Planning Department at (928) 729-4685.

Sincerely yours,

NAVAJO TRIBAL UTILITY AUTHORITY


Louella Chee, Project Administrator
Electric System Planning Section

CC: Thomas Gorman, Tselani-Cottonwood Chapter
Niecy Tsosie, Electric System Planning Section, NTUA
Ethelind Johns, Electric System Planning Section, NTUA
Shannon Burnette, Electric System Planning Section, NTUA
Sherrell White, Electric System Planning Section, NTUA
Rubianne Dugi, Chinle District, NTUA
Alfred Guy, Chinle District, NTUA
Lemanuel James, Chinle District, NTUA

Letter to Mr. Chester Francis, Community Service Coordinator
RE: Tselani Chapter (East Phase II) Power Line Project
January 8, 2016
Page Three

Tselani Chapter (East Phase II) Power Line Project

Member Extensions	3.54 Miles	\$ 407,663.14
Archaeological Clearance, Environmental Assessment, and Legal Survey for Right-of-Way Acquisition (3.54 Miles)		<u>\$ 46,462.50</u>
Subtotal		\$ 454,125.64
NTUA Contribution (10 Homes @ \$1,500.00)		<u>(15,000.00)</u>
Contribution Required Prior to Construction		\$ 439,125.64

NAVAJO TRIBAL UTILITY AUTHORITY
Proposed Power Line Extension
CHAPTER: TSELANI-COTTONWOOD

REMARKS: Tselani Chapter (East Phase II) Power Line Project

Page 1 of 1

[illegible]



NAVAJO TRIBAL UTILITY AUTHORITY
AN ENTERPRISE OF THE NAVAJO NATION

December 1, 2016

Mr. Chester Francis, Community Service Coordinator
Tselani/Cottonwood Chapter
P.O. Box 1139
Chinle, Arizona 86503

RE: Tselani/Cottonwood Chapter (Scattered Extensions) Power Line Project

Dear Mr. Francis:

Provided herewith are **PRELIMINARY** construction costs estimates to provide service to residents within the Tselani/Cottonwood Chapter area referencing the enclosed Chapter Resolution TSEL-359 we received for this project. These costs will supersede all previous costs. The following items are provided for your information:

1. The ownership of the power lines will belong to the Navajo Tribal Utility Authority. The Navajo Tribal Utility Authority will handle the operation and maintenance responsibilities.
2. The cost estimates that are submitted are **PRELIMINARY**. Final construction cost estimates will be based upon the results of archaeological and legal surveys and final engineering design.
3. Notice of funding for right-of-way acquisition must be received before NTUA can commence with the archaeological clearance, environmental assessment, and legal surveys; and final engineering and design. This amount is shown on the attached estimate and contributes to the total project cost.
4. The Navajo Tribal Utility Authority will budget \$1,500.00 per customer provided their house is wired and ready for hook up prior to construction.

NOTE: If all homes are not wired, the NTUA Contribution will be adjusted downward to reflect the actual number of homes wired at the time of construction. This will result in an increase in contribution required by the Tselani/Cottonwood Chapter.

Home Office: P.O. BOX 170 FT. DEFIANCE, AZ 86504	KAYENTA P.O. BOX 37 KAYENTA, AZ 86033	TUBA CITY P.O. BOX 398 TUBA CITY, AZ 86045	SHIPROCK P.O. BOX 1749 SHIPROCK, NM 87420	CHINLE P.O. BOX 549 CHINLE, AZ 86503	FORT DEFIANCE P.O. BOX 587 FT. DEFIANCE, AZ 86504	DILCON HC 63 BOX D WINSLOW, AZ 86047	CROWNPOINT P.O. BOX 1825 CROWNPOINT, NM 87313
--	---	--	---	--	---	--	---

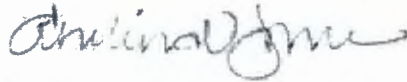
CALL 800-528-5011 OR 928-729-5721 FOR ALL OFFICES.

Letter to Mr. Chester Francis, Tselani-Cottonwood Chapter
RE: Tselani/Cottonwood Chapter (Scattered Extensions) Power Line Project
December 1, 2016
Page Two

If you have any questions concerning these cost estimates, you may contact Ms. Janice Harvey, Customer Service Supervisor, Chinle or me.

Sincerely yours,

NAVAJO TRIBAL UTILITY AUTHORITY



Ethelind Johns, Project Supervisor
Electric System Planning Section

CC: Thomas Gorman, Tselani/Cottonwood Chapter
Kee Allen, Jr., Tselani/Cottonwood Chapter
Srinivasa Venigalla, Electric and Informations Systems, NTUA
Lester Lee, Electric Systems Division, NTUA
Bernice Tsosie, Electric System Planning Section, NTUA
Shannon Burnette, Electric System Planning Section, NTUA
Sherrell White, Electric System Planning Section, NTUA
Louella Chee, Electric System Planning Section, NTUA
Rubianne Dugi, Chinle District, NTUA
Janice Harvey, Chinle District, NTUA
Lemmanuel James, Chinle District, NTUA

Letter to Mr. Chester Francis, Tselani/Cottonwood Chapter
RE: Tselani/Cottonwood Chapter (Scattered) Power Line Project
December 1, 2016
Page Three

TSELANI/COTTONWOOD CHAPTER (Scattered Extensions) POWER LINE PROJECT

Main Trunk Line	2.59 Miles	\$ 248,903.66
Secondary Service Off Of Main Line		<u>20,430.13</u>
Subtotal		\$ 269,333.79
Archaeological Clearance, Environmental Assessment, and Legal Survey for Right-of-Way Acquisition (2.59 Miles)		<u>36,713.25</u>
Subtotal		\$ 306,047.04
NTUA Contribution (3 Homes @ \$1,500.00)		<u>(4,500.00)</u>
Contribution Required Prior to Construction		\$ 301,547.04

CHAPTER: TSELANI/COTTONWOOD

Page 1 of 1

[illegible]



COST ESTIMATE

February 8, 2017

RAYNITA YELLOWHAIR
PO Box 2586
CHINLE AZ 86503-2586

Business Partner Account: 50400098

REFERENCE the Business Partner Account number on all payments.

Customer's Service Location: 1.5M SW OF COTTONWOOD GORMAN STORE

Description of Residence: BEIGE HOUSE BROWN ROOF

Dear RAYNITA YELLOWHAIR:

The following cost estimate is for a proposed Electric Line Extension at the above location. This cost estimate does not include house wiring.

a. Estimated Construction Cost:	\$34,191.36
b. <u>NTUA Contribution-Safety Issue:</u>	<u>\$ 1,500.00</u>
Total Estimated Construction Cost	\$32,691.36

When payment is received in full, your work order will be processed for construction. Please remit your payment in check and/or money order for the total construction cost amount to:

NAVAJO TRIBAL UTILITY AUTHORITY

Post Office Box 549

Chinle, Arizona 86503-0549

Please be advised if no action is made or payment is not received by 5/8/2017, your work order will be voided. Once the work order is voided, a new service application and \$50.00 revision fee are required if you choose to continue with your request. The revised cost estimate will be subject to updated pricing.

If you have any questions concerning this cost estimate, you may contact our Customer Service Department at (800) 528-5011.

Sincerely,

Laurena Todechine

Customer Care Agent



MEMORANDUM

TO: Honorable Kee Allen Begay, Jr.
Navajo Nation Council

FROM: 
Edward A. McCool, Principal Attorney
Office of Legislative Counsel

DATE: September 14, 2017

SUBJECT: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, NAA'BIK'ÍYÁTI', AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF TWO MILLION ONE HUNDRED THIRTY SEVEN THOUSAND AND ONE HUNDRED AND THIRTY EIGHT DOLLARS (\$2,137,138.00) FOR THE TSELANI-COTTONWOOD PHASE I AND PHASE II AND SCATTERED POWERLINE EXTENSION PROJECT WITHIN TSELANI-COTTONWOOD CHAPTER; 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. 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 this 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. §§500, 501. 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: _0371-17__

SPONSOR: Kee Allen Begay Jr

TITLE: An Action Relating To Resources And Development, Budget And Finance, NAABIK'IYATI', And Navajo Nation Council; Approving Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of Two Million One Hundred Thirty Seven Thousand And One Hundred And Thirty Eight Dollars (\$2,137,138.00) For The Tselani-Cottonwood Phase I And Phase II And Scattered Powerline Extension Project Within Tselani-Cottonwood Chapter; Waiving 12 N.N.C. §§ 820 (I) And 860 (C) Relating To The Capital Improvement Process

Date posted: September 14, 2017 at 7:20 PM

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0371-17

SPONSOR: Honorable Kee Allen Begay, Jr.

TITLE: An Action Relating To Resources And Development, Budget And Finance, NAABIK'IYATTI, And Navajo Nation Council; Approving Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of Two Million One Hundred Thirty Seven Thousand And One Hundred And Thirty Eight Dollars (\$2,137,138.00) For The Tselani-Cottonwood Phase I And Phase II And Scattered Powerline Extension Project Within Tselani-Cottonwood Chapter; Waiving 12 N.N.C. §§ 820 (I) And 860 (C) Relating To The Capital Improvement Process.

Posted: September 14, 2017 at 7:20 PM

5 DAY Comment Period Ended: September 19, 2017

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inclusive Comments	<i>None</i>



**Policy Analyst
Office of Legislative Services**

09-20-17 @ 8:27 PM

Date/Time

**RESOURCES AND DEVELOPMENT COMMITTEE
23rd NAVAJO NATION COUNCIL**

THIRD YEAR 2017

COMMITTEE REPORT

Mr. Speaker,

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

Legislation # 0371-17: An Action Relating to Resources and Development Committee, Budget and Finance, Naa'bik'Iyati, and Navajo Nation Council; Approving Supplemental Funding From the Unreserved, Undesignated Fund Balance In the Amount of Two Million One Hundred and Thirty Seven Thousand, One Hundred and Thirty Eight Dollars (\$2,137,138.00) For The Tselani-Cottonwood Phase I and Phase II and Scattered Powerline Extension Project Within Tselani-Cottonwood Chapter; Waiving 12 N.N.C. §820(I) and 860(C) Relating to the Capital Improvement Process. *Sponsor: Honorable Kee Allen Begay*

Has had it under consideration and report a DO PASS with no amendments;

And referred the matter to Budget and Finance Committee.

Respectfully submitted,



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

DATE: September 20, 2017

MEETING LOCATION: Standing Rock Chapter, Standing Rock, New Mexico

Main Motion: Walter Phelps

Second: Jonathan Perry

VOTE: 3-0-1 (CNV)

23rd NAVAJO NATION COUNCIL

Third Year 2017

Mr. Speaker:

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

NAVAJO LEGISLATIVE BILL # 0371-17:

An Action Relating to Resources and Development, Budget and Finance, Naabikiyati; And Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of Two Million One Hundred Thirty Seven Thousand and One Hundred and Thirty Eight Dollars (\$2,137,138.00) for the Tselani-Cottonwood Phase I and Phase II and Scattered Powerline Extension Project within Tselani-Cottonwood Chapter; Waiving 12 N.N.C. §820(I) and 860(C) relating to the Capital Improvement Process *Sponsored by Kee Allen Begay, Jr. and Seth A. Damon, Council Delegates*


has had it under consideration and reports the same with the recommendation that It **Do Pass** with 1 amendment.

1. Add FY2018 budget forms to Ex. A; add to Ex. C memorandum to OMB dated September 19, 2017 Motion: Tom T. Chee Second: Tuchoney Slim, Jr. Vote: 4-0

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

Respectfully submitted,


Seth Damon, Chairman

Adopted: 
Legislative Advisor

Not Adopted: _____
Legislative Advisor

28 September 2017

The vote was **3** in favor **1** opposed
Motion: Lee Jack, Sr.
Second: Tom T. Chee

FY'2018

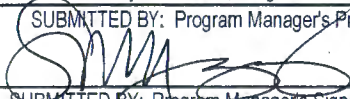

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>108026</u> Program Title: <u>Tselani-Cottonwood Chapter</u> Division/Branch: <u>Executive</u>			
Prepared By: <u>Hon. Kee Allen Begay, Jr.</u> Phone No.: <u>(928) 871-6380</u> Email Address: <u>keeallenbegayjr@navajo-nsn.gov</u>			

PART II. FUNDING SOURCE(S)	Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY				
				Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)	
Undesignated Unreserved Fund Balance	10/1/17 to 09/30/18	\$ 2,137,138.00	100%					
				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	1	\$ 2,137,138.00	\$ 2,137,138.00	
				9000 Capital Outlay			0	
				9500 Matching Funds			0	
				9500 Indirect Cost			0	
				TOTAL	\$0.00	\$ 2,137,138.00	\$ 2,137,138.00	

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
Total # of Permanently Assigned Vehicles:	0	0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p style="text-align: center;">Sherylene Yazzie, Program Manager</p> <p style="text-align: center;">SUBMITTED BY: Program Manager's Printed Name</p> <p style="text-align: center;"></p> <p style="text-align: center;">SUBMITTED BY: Program Manager's Signature and Date</p> </div> <div style="width: 45%;"> <p style="text-align: center;">Carl Smith, Division Director/DCD</p> <p style="text-align: center;">APPROVED BY: Division Director/Branch Chief's Printed Name</p> <p style="text-align: center;"> 9.28.17</p> <p style="text-align: center;">APPROVED BY: Division Director/Branch Chief's Signature and Date</p> </div> </div>			

FY'2018

THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

 Page 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: 108026Program Name/Title: Tselani-Cottonwood Chapter

PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE:

The Navajo Nation Chapters Plan of Operation is referenced in Title 26 of the Navajo Nation Code.

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:

To improve the safe living environment for members of the community of Tselani/Cottonwood.

Goal Statement:

Complete required clearances to commence powerline extension projects for families in need.

3		3		7		8	
---	--	---	--	---	--	---	--

2. Program Performance Area:

Abide by the chapter's priority powerline extension projects list.

Goal Statement:

Complete priority projects for the community, powerline extensions, etc.

3		3		7		8	
---	--	---	--	---	--	---	--

3. Program Performance Area:

Assist the chapter with their CIP projects, by cost sharing or match funds with NTUA, Navajo Nation, etc.

Goal Statement:

Complete powerline projects that need to be completed, due to lack of funds.

3		3		7		8	
---	--	---	--	---	--	---	--

4. Program Performance Area:

Households need reliable and safe electrical power which will benefit them.

Goal Statement:

Powerline extension will benefit the 21 families who've lived without power for years.

3		3		7		8	
---	--	---	--	---	--	---	--

5. Program Performance Area:

Goal Statement:

--	--	--	--	--	--	--	--

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Sherylene Yazzie, Program Manager

Program Manager's Printed Name

Program Manager's Signature and Date

Carl Smith, Division Director/DCD

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

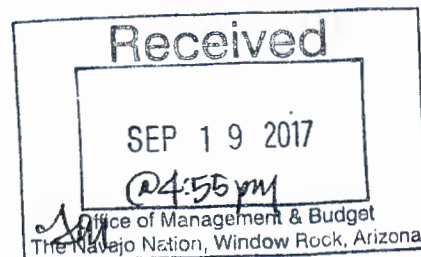
THE NAVAJO NATION
DETAILED LINE ITEM BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> Program Name/Title: <u>Tselani/Cottonwood Chapter</u> Business Unit No.: <u>108026</u> </div>				
PART II. DETAILED BUDGET:				
(A)	(B)	(C)	(D)	
Object Code (LOD 6)	Object Code Description and Justification	Total by DETAILED Object Code	Total by MAJOR Object Code	
8500	8000 ASSISTANCE INFRASTRUCTURE Tselani/Cottonwood Chapter Phase I/II and Scattered Powerline Projects 8540: Powerline Extension <div style="margin-left: 20px;"> <u>East Phase I</u> Main Trunk Line 4.20 miles \$ 416,680.49 Member Extension 1.22 miles \$ 137,614.69 Main Trunk Line 6.33 miles \$ 620,890.50 Member Extension 0.66 miles \$ 70,398.57 <div style="text-align: right;">Sub-total: \$ 1,245,584.25</div> Archaeological Clearance, Environmental Assessment, and Legal Survey for ROW Acquisition (2.95 miles) \$ 162,881.25 <div style="text-align: right;">Sub-total: \$ 1,408,465.50</div> NTUA Contribution (8 homes @ \$1,500 per home) \$ (12,000.00) Contribution Required Prior to Construction: \$ 1,396,465.50 \$ 1,396,465.50 </div> <div style="margin-left: 20px; margin-top: 10px;"> <u>East Phase II</u> Electric Member Extension 3.54 miles \$ 407,663.14 Archaeological Clearance, Environmental Assessment, and Legal Survey for ROW Acquisition (3.54 miles) \$ 46,462.50 <div style="text-align: right;">Sub-total: \$ 454,125.64</div> NTUA Contribution (10 homes @ \$1,500 per home) \$ (15,000.00) Contribution Required Prior to Construction: \$ 439,125.64 \$ 439,125.64 </div> <div style="margin-left: 20px; margin-top: 10px;"> <u>Scattered Extension</u> Main Trunk Line 2.59 miles \$ 248,903.66 Secondary Service Off of Main Line \$ 20,430.13 <div style="text-align: right;">Sub-total: \$ 269,333.79</div> Archaeological Clearance, Environmental Assessment, and Legal Survey for ROW Acquisition (2.59 miles) \$ 36,713.25 <div style="text-align: right;">Sub-total: \$ 306,047.04</div> NTUA Contribution (3 homes @ \$1,500 per home) \$ (4,500.00) Contribution Required Prior to Construction: \$ 301,547.04 \$ 301,547.04 </div> <div style="text-align: right; margin-top: 10px;"> TOTAL: \$ 2,137,138.18 </div>	\$ 2,137,138.00	\$ 2,137,138.00	
	TOTAL:	\$2,137,138.00	\$2,137,138.00	



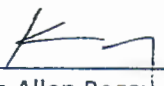
23rd Navajo Nation Council

September 19, 2017



MEMORANDUM:

TO : Dominic Beyer, Director
Office of Management and Budget

FROM : 
Hon. Kee Allen Begay, Jr., Council Delegate
Low Mountain, Many Farms, Nazlini,
Blue Gap/Tachee, Tselani/Cottonwood Chapters

SUBJECT : **LEGISLATIONS**

Attached you will find legislations, which are being dropped per OMB Budget Impact Analysis (12 N.N.C. § 820(M)):

- 0370-17
- 0372-17
- 0371-17
- 0373-17
- 0369-17

Please review and return back to the Council Delegates Office, or contact me at (928) 380-6345. Thank you.

Respectfully submitted.

23rd NAVAJO NATION COUNCIL
Naabik'íyáti' Committee
Third Year 2017

The **NAABIK'ÍYÁTI' COMMITTEE** to whom has been assigned:

NAVAJO LEGISLATIVE BILL # 0371-17

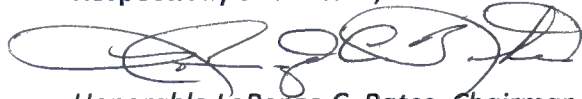
An Action Relating to Resources and Development, Budget and Finance, Naabik'íyáti', and Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of Two Million One Hundred Thirty Seven Thousand and One Hundred and Thirty Eight Dollars (\$2,137,138.00) for the Tselani-Cottonwood Phase I and Phase II and Scattered Powerline Extension Project within Tselani-Cottonwood Chapter; Waiving 12 N.N.C. §§ 820 (I) and 860 (C) Relating to the Capital Improvement Process

Sponsored by: Honorable Kee Allen Begay, Jr.

Co-Sponsored by: Honorable Seth Damon

Has had it under consideration and reports the same was PASSED AND REFERRED TO THE NAVAJO NATION COUNCIL

Respectfully Submitted,



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

16 OCTOBER 2017

MAIN MOTION:

Motioned by: Honorable Davis Filfred

Seconded by: Honorable Steven Begay

Vote: 11 in Favor, 01 Opposed (Chairman Bates not voting)

NAVAJO NATION

RCS# 624

Naa'bik'iyati Committee

10/16/2017

09:15:00 AM

Amd# to Amd#

Legislation No. 0371-17

PASSED

MOT Filfred

Approving Supp Funding from

SEC Begay, S

UUFB for \$2,137,138.00 for the
Tselani-Cottonwood Phase I & II

Yea : 11

Nay : 1

Not Voting : 10

Yea : 11

Begay, K
Begay, S
BeGaye, N

Brown
Chee
Damon

Filfred
Pete
Slim

Smith
Witherspoon

Nay : 1

Bennett

Not Voting : 10

Bates
Begay, NM
Crotty

Daniels
Hale
Jack

Perry
Phelps
Shepherd

Tso
Tsosie
Yazzie