

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

24TH NAVAJO NATION COUNCIL - Third Year, 2021

AN ACT

RELATING TO BUDGET AND FINANCE COMMITTEE; APPROVING AN
AMENDMENT TO THE ALLOCATION OF ASSETS SECTION IN THE SUB-
POLICY OF THE NAVAJO NATION TRUST FUND FOR HANDICAPPED
SERVICES

SECTION ONE. AUTHORITY

- A. The Budget and Finance Committee of the Navajo Nation Council is empowered with the "authority including but not limited to budget, finance, investment, bonds, contracting, insurance, audits, accounting, taxes, loans, Chapter budget and finance of the following purposes: 1) [t]o coordinate, oversee, regulate the fiscal, financial, investment, contracting and audit policies of the Navajo Nation." 2 N.N.C. §§ 300(C), (C)(1).
- B. The Budget and Finance Committee is empowered to coordinate and review all fiscal, financial and investment activities of the Navajo Nation pursuant to 2 N.N.C. § 301(B)(5).
- C. The Budget and Finance Committee adopted investment policies for all Navajo Nation financial resources, the Master Investment Policy, in Resolution Nos. BFO-61-90, BFJY-114-03, BFJA-01-08, BFJN-17-15, BFD-38-17, and BFD-41-17; the Budget and Finance Committee approved the current version of the Master Investment Policy in BFD-45-18.
- D. The Navajo Nation created the Navajo Nation Investment Committee in Resolution No. CAU-39-73.
- E. The Navajo Nation Investment Committee is an advisory group to the Budget and Finance Committee regarding the management of the Navajo Nation's investment programs, and is responsible for approving and making recommendations to the Budget and Finance Committee for the adoption of

modifications to the Master Investment Policy, Sub-Policies, and Asset Class Guidelines, pursuant to the Master Investment Policy at § 4.3.

SECTION TWO. FINDINGS

- A. The Navajo Nation Controller, pursuant to her duties under the Master Investment Policy at § 4.4, has coordinated with the Navajo Nation's investment consultant, RVK, Inc., and has recommended to the Navajo Nation Investment Committee a proposed amendment to the Allocation of Assets section in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services.
- B. As shown in Resolution No. NNICFB-03-20 (attached hereto as **Exhibit A**) the Navajo Nation Investment Committee has reviewed the recommendation by the Navajo Nation Controller and RVK, Inc., regarding the proposed amendment to the Allocation of Assets section in the Sub-Policy of the Trust Fund for Handicapped Services.
- C. The analysis and recommendations of RVK, Inc. are presented in a PowerPoint document entitled "Handicapped Trust - Asset Allocation Review" (attached as **Subexhibit 1** to the Investment Committee's Resolution No. NNICFB-03-20).
- D. In Resolution No. NNICFB-03-20 the Navajo Nation Investment Committee approved the recommendation by the Navajo Nation Controller and RVK, Inc., to adopt the proposed amendment to the Allocation of Assets section in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services. A final approved version of the amended Sub-Policy, entitled "Navajo Nation Trust Fund for Handicapped Services (Sub-Policy) STATEMENT OF INVESTMENT OBJECTIVES, GUIDELINES, AND PROCEDURES," is attached as **Subexhibit 3** to the Investment Committee's Resolution No. NNICFB-03-20.
- E. In Resolution No. NNICFB-03-20 the Navajo Nation Investment Committee also recommends to the Budget and Finance Committee the adoption of the proposed amendment to the Allocation of Assets section in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services.
- F. The Investment Committee's recommendation and the proposed amendment have been reviewed by the Navajo Nation


Department of Justice and have been determined "legally sufficient." **Exhibit B.**

SECTION THREE. APPROVAL

The Budget and Finance Committee approves the recommendation of the Navajo Nation Investment Committee, adopting the amendment to the Allocation of Assets section in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services, entitled "Navajo Nation Trust Fund for Handicapped Services (Sub-Policy) STATEMENT OF INVESTMENT OBJECTIVES, GUIDELINES, AND PROCEDURES" (attached as **Subexhibit 3** to the Investment Committee's Resolution No. NNICFB-03-20).

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 6th day of April 2021.


Raymond Smith, Jr., Vice Chairperson
Budget and Finance Committee

Motion: Honorable Nathaniel Brown
Second: Honorable Jimmy Yellowhair

NNICFB-03-20

**RESOLUTION OF
THE NAVAJO NATION INVESTMENT COMMITTEE**

**Approving and Recommending to the Budget and Finance Committee
the Amendment to the Allocation of Assets in the Sub-Policy of
the Navajo Nation Trust Fund for Handicapped Services**

WHEREAS:

1. The Navajo Nation ("Nation") created the Navajo Nation Investment Committee ("Investment Committee") pursuant to Resolution No. CAU-39-73; and
2. The Budget and Finance Committee adopted the investment policies for all Navajo Nation financial resources (the "Master Investment Policy") pursuant to Resolution No. BFO-61-90, as amended by BFJY-114-03, BFJA-01-08, BFJN-17-15, BFD-38-17, BFD-41-17, and BFD-45-18; and
3. The Investment Committee is an advisory group to the Budget and Finance Committee in the management of the Nation's investment programs and is responsible for approving and making recommendations to the Budget and Finance Committee for the adoption of modifications to the Master Investment Policy, Sub-Policies, and Asset Class Guidelines, pursuant to the Master Investment Policy at §4.3(a); and
4. The Controller, pursuant to her duties under the Master Investment Policy at §4.4, has coordinated with the Nation's investment consultant, RVK, Inc., a recommendation to amend the Allocation of Assets in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services; and
5. The Investment Committee has reviewed RVK Inc.'s recommendation relating to the amendment of the Allocation of Assets in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services, attached hereto as Exhibit 1; and
6. The Investment Committee finds it is in the best interests of the Nation to approve and recommend to the Budget and Finance Committee the amendment to the Allocation of Assets in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services, of which an underscore and strikeout version of the amendment is attached hereto as Exhibit 2.

NOW THEREFORE, BE IT RESOLVED THAT:

The Navajo Nation Investment Committee hereby approves and recommends to the Budget and Finance Committee the approval of the amendment to the Allocation of Assets in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services, attached hereto as Exhibit 3.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Nation Investment Committee, at a duly called meeting at the Quality Inn in Window Rock, Arizona at which a quorum was present and that same was passed by a vote of 3 in favor, 0 opposed, and 0 abstained, this 21st day of February, 2020.

A handwritten signature in blue ink, appearing to read 'Jamie Henio', is written over a horizontal line.

Jamie Henio
Presiding Chairperson
Navajo Nation Investment Committee

Motion: Jimmy Yellowhair

Second: Martin Ashley

Vote: 3-0-0

Handicapped Trust - Asset Allocation Review



Handicapped Trust – Asset Allocation

Introduction

- The **Handicapped Trust** Fund utilizes a streamlined asset allocation, consisting of the following asset classes:
 - Large Cap US Equity
 - Core Fixed Income
 - Low Duration Fixed Income
- RVK recommends diversifying into additional asset classes to potentially improve the Sub-Trust's risk/return characteristics
- Return Objective / Risk Tolerance –
 - **Handicapped Trust:** The primary investment objectives are growth of capital in real terms while obtaining maximum returns within reasonable and acceptable levels of risk, and meet or exceed the rate of inflation over the long-run
- The Fund has an average risk/return threshold, given the Fund's spending needs and perpetual time horizon.
 - Liquidity Needs –
 - Over the past ten years, on average the Fund has been cash flow negative, with roughly \$500k of net outflows a year.

Handicapped Trust – Asset Allocation

Portfolio Comparison (Including Additional Asset Classes)

	Handicapped Trust	Conserv.	Mod. Conserv.	Moderate	Mod. Growth	Growth
Large/Mid Cap US Equity	40	5	9	17	25	30
Small Cap US Equity	0	0	2	3	5	5
Broad International Equity	0	5	9	13	15	20
Int. Duration Fixed Income	59	60	50	47	30	15
Low Duration Fixed Income	1	25	16	0	0	0
Core Real Estate	0	0	4	6	8	10
GTAA	0	5	7	8	9	10
Bank Loans	0	0	3	6	8	10
Total	100	100	100	100	100	100
Capital Appreciation	40	10	23	39	53	65
Capital Preservation	60	85	66	47	30	15
Alpha	0	0	0	0	0	0
Inflation	0	0	4	6	8	10
Expected Return	4.3	3.4	4.1	4.9	5.4	6.0
Risk (Standard Deviation)	7.5	4.4	5.4	7.2	9.0	10.7
Return (Compound)	4.0	3.3	4.0	4.6	5.0	5.4
Return/Risk Ratio	0.57	0.78	0.77	0.68	0.60	0.56
RVK Expected Eq Beta (LCUS Equity = 1)	0.43	0.14	0.24	0.37	0.49	0.59
RVK Liquidity Metric (T-Bills = 100)	89	82	77	75	73	71

Handicapped Trust – Asset Allocation

Efficient Frontier Comparison – Impact of Adding Asset Classes



*Grey triangles indicate a current sub-trust target allocation

Handicapped Trust – Asset Allocation & Income

Income Projections – Impact of Adding Asset Classes

Asset Class	Handicapped Trust	Moderate	Moderate Growth	Growth
Large Cap Domestic Equity	40%	17%	25%	30%
Small Cap Domestic Equity	-	3%	5%	5%
International Equity	-	13%	15%	20%
Core / Core Plus Fixed Income	59%	47%	30%	15%
Low Duration Fixed Income	1%	-	-	-
Core Real Estate	-	6%	8%	10%
GTAA	-	8%	9%	10%
Bank Loans	-	6%	8%	10%
Total	100%	100%	100%	100%
Expected Return (%)	4.3%	4.9%	5.4%	6.0%
Expected Risk (Standard Deviation %)	7.8%	7.6%	9.3%	10.9%
Expected Yield (%)	2.1%	2.6%	2.7%	2.8%
Expected Yield (\$)	\$295,166	\$364,687	\$373,452	\$390,101
Total Market Value	\$14,002,176	\$14,002,176	\$14,002,176	\$14,002,176

Market Values are as of 12/31/2019 and excludes Direct Investments. Annual expected yield estimates are based on the relevant benchmark index and are applied to the asset allocation.

Handicapped Trust– Asset Allocation

Considerations and Next Steps

- The **Handicapped** Trust's target asset allocation can be updated to increase expected return, with a modest decrease in expected risk by diversifying into Small Cap US Equity, International Equity, Core Real Estate, Bank Loans, and GTAA. Incorporating these asset classes generally serves to improve the expected return for all risk levels.
 - **Recommendation:** The “**Moderate**” portfolio is suitable for the Trust's overall risk/return profile, subject to the Investment Committee's preference.
- No new investments would be required to implement the new target asset allocations
 - if approved, the allocations can be implemented using the current Master Trust investments
 - RVK would work with the Controller's Office and Northern Trust to complete the rebalancing.

Navajo Nation Trust Fund for Handicapped Services (Sub-Policy)

STATEMENT OF INVESTMENT OBJECTIVES, GUIDELINES AND PROCEEDURES

A. General. This statement governs the investment of the Navajo Nation Trust Fund for Handicapped Services (Fund) as a sub-policy of the Navajo Nation Master Investment Policies.

This statement is set forth in order that the Navajo Nation Council, the Budget & Finance Committee, the Investment Committee, Staff, its investment advisor and its investment managers and others entitled to such information may be made aware of the Policy of the Navajo Nation Trust Fund for Handicapped Services with regard to the investment of its assets and the expectations and requirements of the Investment Committee with respect to the ongoing management of the investments. The purpose of this document is to establish the investment policies, standards of prudence and performance expectations for the Fund. The Investment Committee is responsible for the fiduciary oversight of the investments and has chosen these policies as its statement of intent for achieving the investment objectives described below.

B. The Fund. The Navajo Nation Trust Fund for Handicapped Services (Fund) was established by Resolution CD-68-86 on December 12, 1986 and amended by Resolution CMA-16-90 on March 29, 1990. The Resolution states that all amounts of money deposited in the Fund will be invested as soon as practical in accordance with Investment Policies of the Navajo Nation as formally adopted by the Budget and Finance Committee of the Navajo Nation Council. The Fund is used to supplement programs and projects, which provide services to handicapped Navajo citizens.

Ninety-five percent (95%) of the Fund income shall be used as Tribal Grants to supplement the Tribal Government and non-Tribal Government programs and projects which provide services to the Navajo handicapped citizens. Five percent (5%) of the Fund income shall be reinvested in the Fund to cover the rate of inflation. Tribal grants to Tribal Government and non-Tribal Government program and projects shall be awarded in accordance with rules and regulations developed by the Office of the President and Vice-President in consultation with the Health and Social Services Committee and the Education Committee of the Navajo Nation Council and approved by the Government Services Committee. The Navajo Nation Council resolution stipulates that the principal may not be expended except pursuant to a referendum adopted by a two-thirds majority vote of all registered Navajo voters. The Navajo Nation Council may place a referendum to expend fund principal on the ballot of any primary, general or special election by a two-thirds vote of the full membership of the Navajo Nation Council.

Fund income is defined as realized income including interest, dividends and realized gains or losses.

The Fund is expected to be available in perpetuity so it will be invested with a long-term perspective. It is important to follow coordinated policies regarding spending and investment decisions, which will protect the principal and produce reasonable total returns.

To assure that the integrity of these assets shall be maintained to the maximum extent feasible, the Investment Committee has established the following Policies:

- To be invested in accordance with The Master Investment Policy and Procedures approved by the Budget & Finance Committee.
- To preserve the purchasing power of the investments while at the same time increasing the size of the corpus in order to support growth in the Navajo Nation Trust Fund for Handicapped Services. Preservation of principal is of high priority and essential over the long term.

C. Investment Objectives. The primary investment objectives are preservation of capital in real terms while obtaining maximum returns within reasonable and acceptable levels of risk.

The achievement of the investment objectives of the Fund will be reviewed on an annual basis. This review will focus on the continued feasibility of achieving the objectives and the continued appropriateness of the investment policy. It is not expected that the policy will change frequently; in particular, short-term changes in the financial markets should generally not require an adjustment in the policy.

D. The Investment Committee Responsibilities. The Investment Committee will have the responsibility and authority to oversee the investments of the Fund. The Investment Committee and its designated investment advisor will then select the specific asset mix reflecting judgments as to the investment environment as well as the specific needs of the Fund. The Investment Committee will discharge their duties with prudence and ethics as stated in Section 3 of the Navajo Nation Master Investment Policies.

E. Investment Policy Guidelines. The Budget & Finance Committee does not expect the Investment Committee to be reactive to short-term investment developments, recognizing that the needs for payout are long term and that investment competence must be measured normally over a meaningful period of time. While the quantitative assessment of managerial competence will be measured normally over a complete market cycle, the Budget & Finance

Navajo Nation Trust Fund for Handicapped Services
Sub-policy
February 2020

Committee anticipates that the Investment Committee will make interim qualitative judgments. Specific qualitative factors which will be reviewed by the Investment Committee on an ongoing basis.

Asset Allocation

The most important component of an investment strategy is the asset mix, or the resource allocation among the various classes of securities available to the Navajo Nation Trust Fund for Handicapped Services investments. The Investment Committee will be responsible for target and actual asset allocation for the investments that will best meet the needs of the Fund, taking into consideration the appropriate level of portfolio volatility. The Investment Committee will then submit to the Budget & Finance Committee the long-term asset allocation ranges.

Long term

The risk/return profile shall be maintained by describing a long-term "target" strategic asset allocation and is set forth below.

Investment Time Horizon

In making investment strategy decisions for the Fund, the focus shall be on a long-term investment time horizon that encompasses a complete business cycle (usually three to five years). Interim evaluation will be required if a significant change in fees, manager personnel, strategy or manager ownership occurs.

Allocation of Assets

It shall be the policy of the Fund to be invested in accordance with the maximum and minimum range for each asset class as stated below:

	Target Asset		
	Minimum	Target	Maximum
U.S. Equity	15%	20%	25%
Large Cap	14%	17%	20%
Small/Mid Cap	1%	3%	5%
Non U.S. Equity	9%	13%	17%
Core/Core Plus Fixed Income	40%	47%	54%
Core Real Estate	0%	6%	9%
Absolute Return/GTAA	0%	8%	11%
Bank Loans	0%	6%	9%
Cash Equivalents	0%	0%	10%

Asset Class	Minimum	Target	Maximum
Cash Equivalents	0%	0%	10%
Fixed Income	45%	50%	55%
— Short/Intermediate	20%	25%	30%
— Core Plus	70%	75%	80%
U.S. Equity	45%	50%	55%
— Large Cap	100%	100%	100%
— Small/Mid Cap	0%	0%	0%
Non U.S. Equity	0%	0%	0%

The asset allocation ranges established by this investment policy represent the long-term perspective. As such, rapid unanticipated market shifts may cause the asset mix to fall outside the policy ranges. Any divergence should be of a short-term nature. Staff will review

the asset allocation of the Fund on a quarterly basis and rebalance to within policy ranges as necessary.

F. Performance Expectations. The measurement period for complete evaluation will be trailing twelve-quarter periods and complete market cycles. Market cycles are defined to include both a rising and a declining leg. Therefore, a minimum period of evaluation shall be typically three to five years.

The most important performance expectation is the achievement of investment results that are consistent with the Fund's investment objective statement. Performance will be monitored against a custom index of 50% S&P 500 Index, 27.5% Lehman Aggregate Index, and 12.5% Lehman Government 1-5 Year Index both the target allocation and the current allocation.

Approved By:

Date: _____

The Navajo Nation
Investment Committee

Navajo Nation Trust Fund for Handicapped Services (Sub-Policy)

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C. Investment Objectives. The primary investment objectives are preservation of capital in real terms while obtaining maximum returns within reasonable and acceptable levels of risk.

The achievement of the investment objectives of the Fund will be reviewed on an annual basis. This review will focus on the continued feasibility of achieving the objectives and the continued appropriateness of the investment policy. It is not expected that the policy will change frequently; in particular, short-term changes in the financial markets should generally not require an adjustment in the policy.

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competence will be measured normally over a complete market cycle, the Budget & Finance Committee anticipates that the Investment Committee will make interim qualitative judgments. Specific qualitative factors which will be reviewed by the Investment Committee on an ongoing basis.

Asset Allocation

The most important component of an investment strategy is the asset mix, or the resource allocation among the various classes of securities available to the Navajo Nation Trust Fund for Handicapped Services investments. The Investment Committee will be responsible for target and actual asset allocation for the investments that will best meet the needs of the Fund, taking into consideration the appropriate level of portfolio volatility. The Investment Committee will then submit to the Budget & Finance Committee the long-term asset allocation ranges.

Long term

The risk/return profile shall be maintained by describing a long-term "target" strategic asset allocation and is set forth below.

Investment Time Horizon

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The most important performance expectation is the achievement of investment results that are consistent with the Fund's investment objective statement. Performance will be monitored against a custom index of both the target allocation and the current allocation.

EXHIBIT

B



NAVAJO NATION DEPARTMENT OF JUSTICE

☐ RESUBMITTAL

DOCUMENT REVIEW REQUEST FORM



DOJ	
08/18/20 0458P	
DATE / TIME	
<input type="checkbox"/> 7 Day Deadline	
DOC #:	014817
SAS #:	
UNIT:	TJPA

*** FOR NNDJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE

DATE OF REQUEST:	8/18/2020	DIVISION:	Office of the Controller
CONTACT NAME:	Cynthia Scott	DEPARTMENT:	Investments Section
PHONE NUMBER:	X6126	E-MAIL:	cscott@nnooc.org

TITLE OF DOCUMENT: NNICFB-03-20 EOR - Handicapped Services and Exhibits

DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT: AUG 19 2020 11am REVIEWING ATTORNEY/ADVOCATE: Adju

DATE TIME OUT OF UNIT:

DOJ ATTORNEY / ADVOCATE COMMENTS

Sufficient

REVIEWED BY: (Print)	Date / Time	SURNAMED BY: (Print)	Date / Time
Adjua Adjei-Da nso	4 December, 2020; 11:12 am	Mel Radis	December 7, 2020 11:47am

DOJ Secretary Called: _____ for Document Pick Up on _____ at _____ By: _____

PICKED UP BY: (Print) _____ DATE / TIME: _____

NNDJ/DRRF-July 2013



SCANNED

Emailed 11:37am

BUDGET AND FINANCE COMMITTEE

6 APRIL 2021

Regular Meeting

VOTE TALLY SHEET:

Legislation No. 0039-21: An Act Relating to Budget and Finance Committee; Approving an Amendment to the Allocation of Assets Section in the Sub-Policy of the Navajo Nation Trust Fund for Handicapped Services *Sponsored by Jamie Henio, Council Delegate*

Motion: Nathaniel Brown

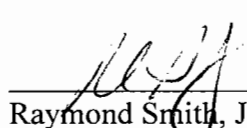
Second: Jimmy Yellowhair

Vote: 4-0, Vice Chairman and Nathaniel Brown not voting

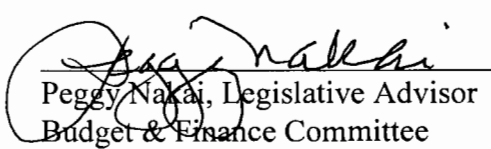
Final Vote Tally:

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

Absent: Nathaniel Brown



Raymond Smith, Jr., Vice Chairman
Budget & Finance Committee



Peggy Nakai, Legislative Advisor
Budget & Finance Committee