

## LEGISLATIVE SUMMARY SHEET

Tracking No. 0271-19

**DATE:** September 16, 2019

**TITLE OF RESOLUTION:** PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN PROJECT DESCRIPTION AND PROJECT TYPE IN RESOLUTION CAP-35-18; APPROVING CHANGES TO STEAMBOAT CHAPTER'S PROJECTS BY DELETING THREE PROJECT DESCRIPTIONS AND PROJECT TYPES, ADDING A NEW PROJECT DESCRIPTION AND PROJECT TYPE TO BE FUNDED IN YEAR TWO

**PURPOSE:** Approving a change to the Steamboat Chapter projects by deleting three Steamboat Chapter projects described as D-132, Old Chapter Renovation, D-133, Chapter Building Renovation, and D-134, Chapter Warehouse totaling \$833,333.33. A new Steamboat Chapter project description called "Chapter Building(s)-Plan, Design, Construction, Equip" is to be added and funded at \$833,333.33 for Year 2.

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 to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: 2888  
Website Posting Time/Date: \_\_\_\_\_  
Posting End Date: 9/22/19  
Eligible for Action: 9/23/19

Resources & Development Committee  
Thence  
Budget & Finance Committee

PROPOSED STANDING COMMITTEE RESOLUTION  
24<sup>th</sup> NAVAJO NATION COUNCIL—First Year, 2019

INTRODUCED BY

  
Primary Sponsor

TRACKING NO. 0271-19

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND  
FINANCE COMMITTEES; APPROVING A CHANGE IN PROJECT  
DESCRIPTION AND PROJECT TYPE IN RESOLUTION CAP-35-18;  
APPROVING CHANGES TO STEAMBOAT CHAPTER'S PROJECTS BY  
DELETING THREE PROJECT DESCRIPTIONS AND PROJECT TYPES,  
ADDING A NEW PROJECT DESCRIPTION AND PROJECT TYPE TO BE  
FUNDED IN YEAR TWO

BE IT ENACTED:

**Section One. Authority**

- A. The Resources and Development Committee exercises authority over chapters of the Navajo Nation. 2 N.N.C. § 501(C)(1).
- B. The Budget and Finance Committee of the Navajo Nation Council exercises authority over budgeting, appropriation, investment and management of all funds. 2 N.N.C. § 301 (B)(2).
- C. Council Resolution 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-

1 ready by CPMD or NTUA and the total Sihasin Funding for the District does not  
2 exceed \$4,166,666.67.” See, CAP-35-18, Section Four, Paragraph C.

### 3 4 **Section Two. Findings**

- 5 A. The Navajo Nation Council adopted Council Resolution CAP-35-18, “Adopting the  
6 Sihasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to CD-68-  
7 14, as Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as Amended; Waiving  
8 12 N.N.C. §§ 810 (F), 820 (I) and (M) and 860 (C) Relating to the Capital Budget  
9 and Capital Improvement Process” on April 17, 2018. See, CAP-35-18.
- 10 B. A Capital Projects Management Department, Sihasin Project Amendment  
11 Certification, CAP-35-18, document is attached as **Exhibit 1**.
- 12 C. The Capital Projects Management Department, Sihasin Project Amendment  
13 Certification, CAP-35-18, document, **Exhibit 1**, indicates three Steamboat Chapter  
14 projects described as D-132, Old Chapter Renovation, D-133, Chapter Building  
15 Renovation, and D-134, Chapter Warehouse totaling \$833,333.33 are to be deleted.  
16 A new Steamboat Chapter project description called “Chapter Building(s)-Plan,  
17 Design, Construction, Equip” is to be added and funded at \$833,333.33 for Year 2.
- 18 D. For reference, the three Steamboat Chapter projects described as D-132, Old  
19 Chapter Renovation, D-133, Chapter Building Renovation, and D-134, Chapter  
20 Warehouse are included in **Exhibit 2**, Exhibit D, Projects 132, 133, and 134.

### 21 22 **Section Three. Approval**

23 The Navajo Nation hereby approves a change to the Steamboat Chapter projects by  
24 deleting three Steamboat Chapter projects described as D-132, Old Chapter  
25 Renovation, D-133, Chapter Building Renovation, and D-134, Chapter Warehouse  
26 totaling \$833,333.33. A new Steamboat Chapter project description called  
27 “Chapter Building(s)-Plan, Design, Construction, Equip” is to be added and funded  
28 at \$833,333.33 for Year 2 in accordance with **Exhibit 1**.



CAPITAL PROJECTS MANAGEMENT DEPARTMENT  
SIHASIN PROJECT AMENDMENT CERTIFICATION

CAP-35-18

## I. PROJECT DETAILS

DATE SUBMITTED: JULY 26, 2019

PROJECT NAME: STEAMBOAT CHAPTER RENOVATION/WAREHOUSEREFERENCE NUMBER: CPMD-19 #10PROJECT TYPE: DESIGN/ CONSTRUCTIONORIGINAL DATE APPROVED: NOVEMBER 30, 2018

## II. NATURE OF CHANGE AND COST DETAILS

EXHIBIT & PROJECT NO.	PROJECT DESCRIPTION	FUNDING			TOTAL FUNDING	FUNDING AMOUNT ADDED OR DELETED
		YEAR 1	YEAR 2	YEAR 3		
D-132	OLD CHAPTER RENOVATION	220,000			220,000	DELETE
D-133	CHAPTE BUILDING RENOVATION			400,000	400,000	DELETE
D-134	CHAPTER WAREHOUSE		213,333.33		213,333.33	DELETE
NEW	CHAPTER BUILDING(S) - PLAN, DESIGN, CONSTRUCT, EQUIP		833,333.33		833,333.33	ADD
TOTAL ( X ) INCREASED / ( ) DECREASED FUNDING:						833,333.33

Acknowledgement of Project Amendment:

PRINTED NAME

SIGNATURE

DATE

Navajo Nation Council Delegate

VINCE JAMES



8/1/2019

## 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. STEAMBOAT CHAPTER BUILDING(S) TO PLAN, DESIGN, CONSTRUCT, AND EQUIP  
TO BE USED IN THE SECOND YEAR

## IV. CERTIFICATION FOR PROJECT AMENDMENT

☐ INCOMPLETE
 ☒ PROJECT READY

☒ CONSTRUCTION READY

PRINTED NAME

SIGNATURE

DATE

CPMD Project Manager

LEONARD HARRY



7-25-2019

CPMD Department Manager

JAMES ADAM

7-25-19

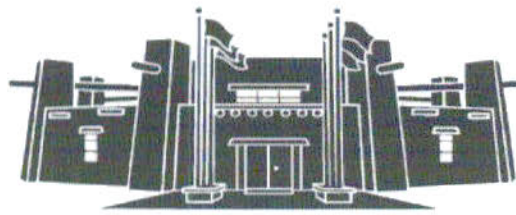
# SIHASIN FUND POWERLINE AND CHAPTER CAPITAL PROJECTS EXPENDITURE PLAN

EXHIBIT:

D

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
124	Cornfields	Summit Low Water Crossing (Road)	Pre-Design	26-36 months	\$0.00	\$266,000.00	\$0.00	\$0.00	\$266,000.00
125	Cornfields	Rural Address LRAC E.911	Design/Construction	12 months	\$10,000.00	\$0.00	\$0.00	\$0.00	\$10,000.00
126	Cornfields	Backhoe Purchase	Purchase	6 months	\$40,000.00	\$0.00	\$0.00	\$25,000.00	\$40,000.00
127	Cornfields	Green House	Design/Construction	12 months	\$1,000.00	\$0.00	\$0.00	\$1,000.00	\$1,000.00
128	Kindalichit	Chapter House Parking Lot	Design/Construction	12-24 months	\$94,731.32	\$0.00	\$0.00	\$0.00	\$94,731.32
129	Jeddito	Backhoe Purchase	Major Equipment	6 months	\$107,064.66	\$0.00	\$0.00	\$0.00	\$107,064.66
130	Jeddito	Barbroom Addition (Coldwater Loop)	Design/Construction	18-24 months	\$0.00	\$363,134.33	\$0.00	\$0.00	\$363,134.33
131	Jeddito	Barbroom Addition (Upper Highland Sitting RM)	Design/Construction	18-24 months	\$0.00	\$363,134.34	\$0.00	\$0.00	\$363,134.34
132	Steamboat	Old Chapter Renovation (Stone Bldg.)	Construction	8-12 months	\$220,000.00	\$0.00	\$0.00	\$0.00	\$220,000.00
133	Steamboat	Chapter Building Renovation	Design/Construction	18-24 months	\$0.00	\$0.00	\$400,000.00	\$50,000.00	\$400,000.00
134	Steamboat	Chapter Warehouse	Design/Construction	18-24 months	\$0.00	\$213,333.33	\$0.00	\$15,000.00	\$213,333.33
135	Canada	Senior Center Building	Design/Construction	18-24 months	\$0.00	\$833,333.34	\$0.00	\$0.00	\$833,333.34
136	Coppermine	Backhoe	Major Equipment	4-6 months	\$50,000.00	\$0.00	\$0.00	\$0.00	\$50,000.00
137	Coppermine	Multipurpose Building	Pre-Design	18-24 months	\$0.00	\$0.00	\$200,000.00	\$0.00	\$200,000.00
138	Coppermine	Western Navajo Pipeline, Fireflow, Storage Tank	Design/Construction	18-24 months	\$0.00	\$400,000.00	\$0.00	\$0.00	\$400,000.00
139	Kabito	Kabito Design Infrastructure	Design/Construction	18-24 months	\$0.00	\$370,000.00	\$0.00	\$0.00	\$370,000.00
140	Tonahla	Government Building	Construction	8-12 months	\$1,050,000.00	\$0.00	\$0.00	\$0.00	\$1,050,000.00
141	Klagetoh	Head Start Project	Pre-Design	8-12 months	\$0.00	\$400,000.00	\$0.00	\$0.00	\$400,000.00
142	Lupton	Basketball Court Development	Pre-Design	12 months	\$0.00	\$53,795.00	\$0.00	\$0.00	\$53,795.00
143	Lupton	Cemetery	Pre-Design	13 months	\$0.00	\$0.00	\$100,000.00	\$0.00	\$100,000.00
144	Lupton	Waterhouse Renovation	Pre-Design	14 months	\$68,795.00	\$0.00	\$0.00	\$0.00	\$68,795.00





## MEMORANDUM

TO: Honorable Vince R. James  
Jeddito, Cornfields, Ganado, Kinlichee, Steamboat Chapters

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

DATE: September 16, 2019

SUBJECT: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN PROJECT DESCRIPTION AND PROJECT TYPE IN RESOLUTION CAP-35-18; APPROVING CHANGES TO STEAMBOAT CHAPTER'S PROJECTS BY DELETING THREE PROJECT DESCRIPTIONS AND PROJECT TYPES, ADDING A NEW PROJECT DESCRIPTION AND PROJECT TYPE TO BE FUNDED IN YEAR TWO

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. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.