

RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE OF THE
24th NAVAJO NATION COUNCIL - Fourth Year, 2022

AN ACTION

RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE FISCAL YEAR 2023 BUDGET FOR THE NAVAJO NATION GAMING REGULATORY OFFICE AND RELATED MATTERS, TO BE INCLUDED IN THE NAVAJO NATION'S FY2023 COMPREHENSIVE BUDGET

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee ("RDC") is a standing committee of the Navajo Nation Council with oversight authority over the Navajo Nation Gaming Regulatory Office ("GRO"). 2 N.N.C. § 500(A); 2 N.N.C. § 501(C)(1).
- B. Each Oversight Committee, including the RDC, shall review and make recommendations regarding the programs and entities under its oversight responsibility, regarding the Navajo Nation's Comprehensive Budget for the upcoming Fiscal Year. 12 N.N.C. § 840(A).

SECTION TWO. FINDINGS

- A. In accordance with 12 N.N.C. § 840(A), the RDC held public hearings and took relevant testimony regarding the FY2023 Budget for the GRO.
- B. During these budget meetings, the RDC reviewed and considered the FY2023 Budget for the GRO, as proposed by the Office of the President/Vice-President, and as commented upon by members of the public.

SECTION THREE. APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE FISCAL YEAR 2023 BUDGET FOR THE NAVAJO NATION GAMING REGULATORY OFFICE AND RELATED MATTERS

- A. The Resources and Development Committee hereby approves the FY2023 Budget for the Navajo Nation Gaming Regulatory Office, as detailed in the "Fund Type Budget Summary" attached hereto as Exhibit A.

- B. The GRO has provided a copy of the Controller's recommended FY2023 Budget amount for the GRO, based on projected FY2023 revenues. **Exhibit A-1.**
- C. The GRO has provided completed Budget Forms 1, 2, and 4. **Exhibit A-2.**
- D. The RDC hereby approves certain revisions to the proposed FY2023 Budget amount for GRO, as shown in Columns D and E in the "General Fund Comparative Summary" attached hereto as **Exhibit B.**
- E. The RDC recommends certain changes to the General Fund Budget described in the attached **Exhibit C.**
- F. The RDC recommends certain Conditions of Appropriation and Legislative Concerns, as listed in the attached **Exhibit D.**
- G. The RDC recommends that certain Unmet Needs for GRO be included in the FY2023 Comprehensive Budget, as explained in the attached **Exhibit E.**
- H. The RDC hereby recommends that the Budget and Finance Committee approve GRO's FY2023 Budget and all Committee recommendations, as set forth in **Exhibits A - E.**
- I. As necessary and appropriate, the RDC hereby authorizes the RDC Chair and Vice-Chair to negotiate the RDC's recommendations herein with the Budget and Finance Committee.

SECTION FOUR. EFFECTIVE DATE

This Act shall become effective as provided in 2 N.N.C. § 189(A).

SECTION FIVE. SAVING CLAUSE

If any portion of this Action is determined invalid by the Navajo Nation Supreme Court, or by a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the remainder of this Act shall be the law of the Navajo Nation.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Resources and Development Committee at a duly called meeting in Window Rock, Arizona (Navajo Nation), at which a quorum was present and that the same was passed by a vote of 05 in Favor, and 00 Opposed, on this 3th day of August 2022.

A handwritten signature in black ink, appearing to be 'Rickie Nez', written over a horizontal line.

Honorable Rickie Nez, Chairman
Resources and Development Committee

Motion: Honorable Thomas Walker, Jr.

Second: Honorable Herman M. Daniels, Jr.

FY 2023											
Business Unit Number	Program Title	FY 2022 General Fund Budget	Proposed General Fund Budget	Indirect Cost Fund	Personnel Lapse Fund	External Funds Cash Match	Proprietary Fund	Fiduciary Fund	Special Revenue Fund - Internal	Special Revenue Fund - External	Total
120001	Navajo Gaming Regulatory	240,000					240,000				240,000
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**Enterprise Funds, Internal Service Funds, Proprietary Funds
Revenue Projection FY 2023**

Exhibit A-1

Account Number	Program/Title		FY 2023 RECOMM. LIMITS
901001	Nav Nation Code Enterprise Fund	EF	1,000
907001	Home Loan Program	EF	450,000
907002	Personal Loan Program	EF	420,000 (3)
910005	Karigan Professional Office	EF	300,000 (3)
912001	Employee Housing Program	EF	950,000
914001	Veterans Loan Program	EF	15,000
915001	Park and Recreation	EF	7,000,000
915003	Ranch & Eastern Land Mgmt	EF	711,000
915008	Fish & Wildlife Enterprise	EF	825,000
915009	Livestock Custody Fund	EF	150,000
915010	Fourth of July Celebration	EF	- (1)
915011	Annual Navajo Nation Fair Fund	EF	600,000 (1), (3)
915013	Veterinary Medical Sales	EF	172,000
915014	Colorado Ranch Fund	EF	750,000
807001	Office Supply Center	ISF	200,000
812002	Air Transportation	ISF	250,000 (2)
812003	Fleet Management	ISF	11,000,000
812004	Duplicating Services	ISF	600,000 (3)
812009	Property & Casualty/RM ...	ISF	12,761,608
812016	Employee Benefit Program	ISF	780,000
812017	Group Health Self-Insurance	ISF	51,000,000
812018	Navajo Translt System	ISF	-
109006	Office of NN Library	GF	600 (1)
114003	Navajo Nation TV & Film	GF	45,000
114006	Staff Development and Training	GF	30,000 (1)
114018	Office of Background Investigation	GF	20,000
115017	HPD-NN Museum	GF	180,000
115026	Animal Control	GF	24,000
117010	Day Care-Chinle	GF	5,000
117011	Day Care-Fl. Defiance	GF	36,000
117012	Day Care-Shiprock	GF	5,000
120001	Nav Nation Gaming Regulatory	GF	240,000
121002	Nav Dept. Of Highway Safety	GF	24,000
N01307	NN Fire and Rescue-Twin Arrows	GF	75,500
507010	DPS-Special Revenue Gaming	SRF	732,000
509010	Sales Tax Scholarship Dist	SRF	3,884,054
518002	Sales Tax-Fire and Rescue	SRF	7,768,102

GRAND TOTAL: 102,014,862

EF- ENTERPRISE FUND
ISF- INTERNAL SERVICE FUND
SRF - SPECIAL REVENUE FUND
GF- GENERAL FUND

- (1) The coronavirus pandemic and reopening of the Navajo Nation have an effect on the revenues of these programs.
(2) Air Transportation is anticipating placing plane back in service and has requested user rates and a budget.
(3) These programs will be utilizing their fund balances to cover their budgets for the upcoming year.

Prepared by:

Robert Willie 05/09/22
Robert Willie, Accounting Manager

Approved by:

Elizabeth Begay - 5/9/22
Elizabeth Begay, Acting Controller

DATE: 5/9/2022

FY 2023

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

 Page 1 of 3
BUDGET FORM 1


PART I. Business Unit No.: 120001		Navajo Nation Gaming Regulatory		Office of the President / Vice-President	
Prepared By: Michele T. Jones		Phone No.: 928-871-6712		Division/Branch: President	
Program Title:		Email Address: michelejones@navajo-nsn.gov			

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 or Total
NN Gaming Regulatory		10/1/21 - 09/30/22	240,000.00	100%	2001	Personnel Expenses	1				
					3000	Travel Expenses	1				
					3500	Meeting Expenses	1				
					4000	Supplies	1				
					5000	Lease and Rental	1				
					5500	Communications and Utilities	1				
					6000	Repairs and Maintenance	1				
					6500	Contractual Services	1	603,202	240,000		(263,202)
					7000	Special Transactions	1				
					8000	Public Assistance	1				
					9000	Capital Outlay	1				
					9500	Matching Funds					
					9500	Indirect Cost					
					TOTAL				\$603,202.00	240,000.00	(363,202)

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

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

SUBMITTED BY:	Michele T. Jones, Acting Executive Director	APPROVED BY:	Paulson Chaco, Chief of Staff
Program Manager's Printed Name	<u>Michele T. Jones</u>	Division Director / Branch Chief's Printed Name	<u>Paulson Chaco</u>
Program Manager's Signature and Date	<u>[Signature]</u> 7/5/22	Division Director / Branch Chief's Signature and Date	<u>[Signature]</u> 7/5/22

Complete & accurate 7/5/22

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		Navajo Nation Gaming Regulatory							
Business Unit No.:	120001	Program Name/Title:							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: CO-76-18 established as the Navajo Nation Gaming Ordinance, Chptr 10, Sect 2001 of the "Ordinance for the Regulation of Gaming Activities within the Navajo Nation" established the Navajo Nation Gaming Regulatory Office within the Executive Branch of the Navajo Nation Government. The main purpose of the Office are to (1) initiate the highest standards of honesty and integrity in the operation of gaming activities on the Navajo Nation, (2) maintain public confidence and trust in gaming activities on the Navajo Nation and (3) assure compliance with all applicable gaming laws of the United States, AZ and NM state compacts, and Navajo Nation.									
PART III. PROGRAM PERFORMANCE CRITERIA:									
1. Goal Statement:		1st QTR		2nd QTR		3rd QTR		4th QTR	
LICENSING: Accept and review applications for employees gaming license		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
Program Performance Measure/Objective:									
Tribally licensed employees		50		50		50		50	
2. Goal Statement:									
LICENSING: Accept and review applications for vendor gaming license									
Program Performance Measure/Objective:									
Tribally licensed vendors		40		40		40		40	
3. Goal Statement:									
Program Performance Measure/Objective:									
4. Goal Statement:									
Program Performance Measure/Objective:									
5. Goal Statement:									
Program Performance Measure/Objective:									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
Michele T. Jones, Acting Executive Director Program Manager's Printed Name <u>7/5/22</u> Program Manager's Signature and Date		Paulson Chaco, Chief of Staff Division Director/Branch Chief's Printed Name <u>[Signature]</u> Division Director/Branch Chief's Signature and Date							

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:			
Program Name/Title:		Business Unit No.: <u>120001</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 5)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
6500	CONTRACTUAL SERVICES Contractual services for Appeals Hearing Officer (Attorney fees & expenses) to serve as the "presiding officer for all appeals of NNGRO decisions" pursuant to NN Gaming Ordinance Payment to the Arizona Department of Gaming, the National Indian Gaming Commission, Navajo Department of Public Safety - IMS, and outside vendor for processing of background checks, fingerprinting, police report requests and other gaming license related items. Outside independent contractors to perform audit services as required by IGRA and State-Tribal Gaming Compact.		240,000
6520 ✓	Consulting 6530 Fees Estimated 40,000 6540 Expenses Estimated 10,000	50,000	✓
6660 ✓	Attorneys 6670 Fees Estimated 40,000 6680 Expenses Estimated 10,000	50,000	✓
6910 ✓	Other Contractual Services 6921 Other Services 140,000	140,000	✓
TOTAL		240,000	240,000

Fiscal Year 2023

The Navajo Nation

Exhibit D

Recommended Conditions of Appropriations and Legislative Concerns

Branch: Executive Division/Office: OPVP/Navajo Nation Gaming Regulatory Office

Business Unit Number	Program Title	Brief Narrative of Recommended Condition of Appropriation (COA) or Legislative Concern (LC)
120001	Navajo Gaming Regulatory Office	

**RESOURCES AND DEVELOPMENT COMMITTEE
24th NAVAJO NATION COUNCIL**

FOURTH YEAR 2022

**ROLL CALL
VOTE TALLY SHEET**

LEGISLATION #0134-22: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE FISCAL YEAR 2023 BUDGET FOR THE NAVAJO NATION GAMING REGULATORY OFFICE AND RELATED MATTERS, TO BE INCLUDED IN THE NAVAJO NATION'S FY2023 COMPREHENSIVE BUDGET. *Sponsor: Honorable Rickie Nez Co-Sponsor: Honorable Wilson C. Stewart, Jr.*

Date: August 03, 2022 – Regular Meeting (Teleconference)
Location: Resources and Development Committee also called in via teleconference from their location within the boundary of the Navajo Nation.

Main Motion:

M: Thomas Walker, Jr.

S: Herman M. Daniels

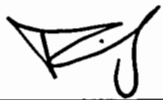
V: 5-0-1 (CNV)

In Favor: Thomas Walker, Jr.; Kee Allen Begay, Jr.; Herman M. Daniels; Mark A. Freeland; Wilson C. Stewart, Jr.

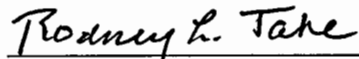
Opposition: None

Excuse: None

Not Voting: Rickie Nez, *Chairperson*



Honorable Rickie Nez, *Chairperson*
Resources and Development Committee



Rodney L. Tahe, *Legislative Advisor*
Office of Legislative Services