

RESOLUTION OF THE
NAVAJO NATION COUNCIL

23RD NAVAJO NATION COUNCIL -- Third Year, 2017

AN ACTION

RELATING TO BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$218,943 TO THE NAVAJO NATION ELECTION ADMINISTRATION OFFICE TO HOLD THE TRANSPORTATION STIMULUS PLAN REFERENDUM

BE IT ENACTED:

SECTION 1. AUTHORITY

- A. The Navajo Nation established the Budget and Finance Committee (B&F) as a Navajo Nation Council standing committee and as such empowered B&F to review and recommend to the Navajo Nation Council the management of all funds. 2 N.N.C. §§ 164 (A) (9), 300 (A), 301 (B) (2) (2012) see also CO-45-12 and 12 N.N.C. § 820 (L) (2009).
- B. Budget and Finance Committee may recommend supplemental appropriations to the Navajo Nation Council. 12 N.N.C. § 820 (L) (2009).
- C. The Navajo Nation Council established the Naabik'íyáti' Committee as a Navajo Nation standing committee and as such proposed legislation that requires final action by the Navajo Nation Council shall be assigned to the Naabik'íyáti' Committee. 2 N.N.C. §§ 164 (A) (9), 700 (A) (2012) see also CO-45-12.

SECTION 2. FINDINGS

- A. Pursuant to 12 N.N.C. § 820 (L), "[t]he Navajo Nation Council may adopt and approve supplemental appropriations to the Annual Comprehensive Budget during the fiscal year. Supplemental appropriations of General Funds within the current fiscal year are permitted, if and when additional sources of revenues above and beyond the initial or current revenue projections are projected and which are also in excess of the reserve amount set forth at § 820(J)."
- B. The Title 12 Finance Act Supplemental Appropriation requirements include:
 - 1. Pursuant to 12 N.N.C. § 820(L), all requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget ("OMB") for budget impact analysis. A preview of the appropriation legislation is available to the OMB for their budget impact analysis response. The OMB review for this legislation has not yet been completed and must be provided prior to the approval of this legislation.

2. Pursuant to 12 N.N.C. § 820(L), when the Controller identifies additional sources of revenues above and beyond the initial or current revenue projections, supplemental appropriations may be allocated by the Navajo Nation Council. See **Exhibit "A."**
- C. The Navajo Nation Council approved the Transportation Stimulus Plan referendum to permit Navajo voters to consider the use of the Navajo Nation Permanent Fund's fund principal for road projects throughout the Navajo Nation using \$216,000,000 over six years at \$36,000,000 per year. See Resolution CO-59-16.
- D. The Navajo Election Administration is responsible for carrying out the referendum or initiative process. 11 N.N.C. § 401 - 409.
- E. The Navajo Nation Council passed an amended 2017 Comprehensive Budget for the Navajo Nation government that included funding to the Navajo Election Administration for the "Road Stimulus Referendum" in the amount of \$296,406; consequently, the Navajo Election Administration funding received a line item veto and as the veto message read, "NEA has received its needed appropriation for the election, (and) it would be fiscally irresponsible to provide excess funding while there are pending critical supplemental appropriations currently being requested." See Resolution CN-58-16.
- F. The Navajo Election Administration is requesting a supplemental appropriation to conduct the referendum for the Transportation Stimulus Plan scheduled for 2017. Budget forms attached as **Exhibit "B."**
- G. The Navajo Nation hereby finds it is in the best interest of the Navajo People to approve this supplemental funding request.

SECTION 3. APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$218,943 TO THE NAVAJO NATION ELECTION ADMINISTRATION OFFICE

- A. The Navajo Nation, upon receiving certification by the Office of the Controller hereby approves supplemental funding from the Unreserved, Undesignated Fund Balance in the amount of \$218,943 for the Navajo Nation Elections Administration Office, to fund the referendum regarding the Transportation Stimulus Plan. See Exhibit "B."
- B. This supplemental appropriation of \$218,943 shall be to the Navajo Nation Election Administration Office, Business Unit #101021 and from that amount of funds that exceeds the minimum fund balance of the Unreserved, Undesignated Fund Balance as determined by the Office of the Controller, pursuant to 12 N.N.C. § 820(L).

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 16 in favor and 02 opposed, this 10th day of July 2017.



LoRenzo C. Bates, Speaker
Navajo Nation Council

7-18-17

Date

Motion: Honorable Benjamin L. Bennett
Second: Honorable Dwight Witherspoon
Speaker not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I hereby sign into law the foregoing legislation, pursuant to 2 N.N.C. §1005 (c)(10), on this 20th day of July 2017.



Russell Begaye, President
Navajo Nation

2. I hereby veto the foregoing legislation, pursuant to 2 N.N.C. §1005 (c)(11), on this _____ day of _____ 2017 for reason(s) expressed in the attached letter to the Speaker

Russell Begaye, President
Navajo Nation

3. I hereby line-item veto the foregoing legislation, pursuant to 2008 initiative, on this _____ day of _____ 2017 for reason(s) expressed in the attached letter to the Speaker

Russell Begaye, President
Navajo Nation

23rd Navajo Nation Council

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Special Session

Monday, July 10, 2017

Legislation 0431-16 (Main Motion)

Motion: Benjamin Bennett

Second: Dwight Witherspoon

ALL DELEGATES:

	Yea	Nay
BATES, LoRenzo		
BEGAY, Kee Allen Jr.	✓	
BEGAY, Norman M.	✓	
BEGAY, Steven	✓	
BEGAYE, Nelson	✓	
BENNETT, Benjamin L.	✓	
BROWN, Nathaniel	✓	
CHEE, Tom T.	✓	
CROTTY, Amber K.	✓	
DAMON, Seth		✓
DANIELS, Herman	✓	
FILFRED, Davis		
HALE, Jonathan L.	✓	
JACK, Lee Sr.	✓	
PERRY, Jonathan	✓	
PETE, Leonard H.		
PHELPS, Walter		
SHEPHERD, Alton Joe	✓	
SLIM, Tuchoney Jr.		
SMITH, Raymond Jr.		✓
TSO, Otto	✓	
TSOSIE, Leonard	✓	
WITHERSPOON, Dwight	✓	
YAZZIE, Edmund		

GRAND TOTAL

16 2

CERTIFICATION:

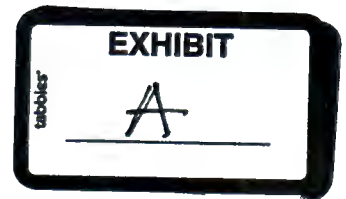


Honorable LoRenzo Bates
Speaker



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE-PRESIDENT



MEMORANDUM:

TO : 2 NNC § 164 Reviewers
Delegates & 2 NNC '164 Reviewers
Navajo Nation Government

FROM : *Robert Willie*
Robert Willie, Accounting Manager
General Accounting
Office of the Controller

DATE : October 10, 2016

SUBJECT : 164 6687-Supplemental request for Tonalea Redlake Chapter Housing
Construction

The Office of the Controller (OOC) has reviewed the above referenced document.

1. The program is requesting an amount of \$630,500 from the UUFB.
2. The unaudited UUFB balance as of September 30, 2016 is \$ 3,961,037.

If you should have any questions you can contact me at tribal extension X6125

MB 4-21-17

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BUDGET FORM 1

FY 2017

PART I. Business Unit No.: 101021		Program Title: Election Administration Office		Division/Branch: Legislative	
Prepared By: Jonah Roanhorse		Phone No.: 871-7263		Email Address: jonahroanhorse@navajo-nsn.gov	
PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	
UUFB		10/1/16-09/30/17	218,943.00	100%	
					PART III. BUDGET SUMMARY
					<div style="display: flex; justify-content: space-between;"> Fund Type Code NNC Approved Original Budget Proposed Budget Total (Column B + A) </div>
					2001 Personnel Expenses 1 918,266 918,266
					3000 Travel Expenses 1 25,120 25,120
					3500 Meeting Expenses 1 31,155 31,155
					4000 Supplies 1 18,084 83,288 101,372
					5000 Lease and Rental 1 69,875 19,500 89,375
					5500 Communications and Utilities 1 10,446 10,446
					6000 Repairs and Maintenance 1 2,200 2,200
					6500 Contractual Services 0 0
					7000 Special Transactions 1 10,980 85,000 95,980
					8000 Public Assistance 0 0
					9000 Capital Outlay 0 0
					9500 Matching Funds 0 0
					9500 Indirect Cost 0 0
TOTAL				\$1,054,971.00	218,943.00 1,273,914
					PART IV. POSITIONS AND VEHICLES
					<div style="display: flex; justify-content: space-between;"> Total # of Positions Budgeted: 18 0 </div>
					<div style="display: flex; justify-content: space-between;"> Total # of Permanently Assigned Vehicles: 6 0 </div>
					PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

APPROVED BY: Hon. LoRenzo Bates, Speaker of the NN Council / Date

SUBMITTED BY: Ron Haven, Executive Director / Date

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2017

PART I. PROGRAM INFORMATION:		Business Unit No.: 101021		Program Name/Title: Election Administration Office	
PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE: 2 NNC 876 To implement and carryout provisions of the election code and conduct elections					
PART III. PROGRAM PERFORMANCE CRITERIA:					
1. Program Performance Area: Election					
Goal Statement:		To attain voter turnout for general, special and referendum elections'			
		4,200		24,545	
		70,233		350	
2. Program Performance Area: Assist Officials					
Goal Statement:		Provide information to chapter officials, delegates and other officials			
		244		134	
		165		55	
3. Program Performance Area: Maintain data base					
Goal Statement:		To register voters, data entry, data management, provide information, change voter data, provide reports			
		1,110		1,300	
		2,000			
4. Program Performance Area: Statistical reporting					
Goal Statement:		Report to NN Council, Standing Committees, Oversight Committees, Chapters and the public			
		137		110	
		185			
5. Program Performance Area: Assist NBOES					
Goal Statement:		Administrative support, reports, resolutions, rules & regulations, code amendments, correspondence			
		77		46	
		46			
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.					
Ron Haven, Executive Director /Date		4/18/2017		Hon. Lorenzo Bates, Speaker of the Navajo Nation Council /Date	

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2017

PART I. PROGRAM INFORMATION:		Election Administration Office		Business Unit No.: 101021
Program Name/Title:				
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	
3500 MEETING EXPENSES			31,155	
3810	Fund 75 poll officials to attain 440 and POV mileage for CPJs.			
3811	Meetings	31,155		
	Stipends			
	75 PO's x \$180/da. = 13,500			
3813	Mileage			
	110 CPJ x 150 mi. x 2 RT x \$0.535/mi. = \$17,655			
TOTAL		31,155	31,155	

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2017

PART I. PROGRAM INFORMATION:		Election Administration Office		Business Unit No.: <u>101021</u>
Program Name/Title:				
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	
4000 SUPPLIES			83,288	
4120	Consumable office supplies, operational supplies: postage, printing, photocopying and media supplies.			
Office Supplies				
4130	General Office Supplies	5,500		
	\$50/chapter x 110 = \$5,500			
4410	Operational Supplies	77,788		
4450	Postage, Courier, Shipping			
	795 ballots x \$1.49/ea. = \$1,185			
4530	Printing/Binding/Photocopying			
	90,387 x 75% x \$1.13/ea. = \$76,603			
TOTAL		83,288	83,288	

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

FY 2017

PART I. PROGRAM INFORMATION:		Election Administration Office		Business Unit No.: 101021	
Program Name/Title:					
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		
5310	5000 LEASE & RENTAL Meeting space and equipment rental for agency hearing on referendum. Building Space 5320 Meeting Space 6 sites x \$2,500/ea. = \$15,000	15,000	19,500		
5360	Equipment & Supplies 5370 Equipment Rent 6 sites x \$750/ea. = \$4,500	4,500			
TOTAL		19,500	19,500		

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

[illegible]