

THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

March 20, 2020

Hon. Seth Damon
Office of the Speaker
Post Office Box 3390
Window Rock, AZ 86515

RE: CMA-06-20, *Approving Supplemental Funding From the Unreserved, Undesignated Fund Balance in the Amount of Four Million Dollars (\$4,000,000) for Emergency Funds to the Navajo Department of Health, COVID-19 Emergency Funds, Business Unit New*

Dear Speaker Damon,

Pursuant to the authority vested in the Navajo Nation President, I am signing CMA-06-20 into law.

I appreciate the action of the Navajo Nation Council to support the appropriation of emergency funds to the Navajo Department of Health, the lead entity in our fight against COVID-19, to address the pandemic that has hit the Navajo Nation. In the coming days our Nation will experience more confirmed cases of COVID-19 and we are working hard to slow down the spread of this virus among our People.

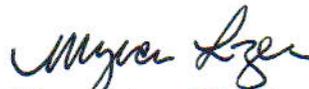
Well before we declared a Public Health State of Emergency on March 11, our Navajo Nation COVID-19 Preparedness Team has been working around the clock to monitor, plan, and prepare for the spread of COVID-19, issuing information to the public on how to prevent the spread of the disease, and working with federal and state partners to ensure our Navajo People have the supplies they need for themselves and their livestock. We also thank the Navajo enterprises that have stepped up to provide funding, resources, and assistance to protecting our communities.

With this funding approved by the Council, we will work to ensure that our frontline personnel have the resources to help the people most in need such as the elderly and high-risk residents. Working together, we can get through this trying time and we will ultimately overcome just as our ancestors did.

Thank you Speaker Damon and the 24th Navajo Nation Council.

Sincerely,


Jonathan Nez, President
THE NAVAJO NATION


Myron Lizer, Vice President
THE NAVAJO NATION

RESOLUTION OF THE
NAVAJO NATION COUNCIL
24th NAVAJO NATION COUNCIL - SECOND YEAR, 2020

AN ACTION

RELATING TO AN EMERGENCY; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF FOUR MILLION DOLLARS (\$4,000,000) FOR EMERGENCY FUNDS TO THE NAVAJO DEPARTMENT OF HEALTH, COVID-19 EMERGENCY FUNDS, BUSINESS UNIT NEW

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- B. Pursuant to 2 N.N.C. §164 (A)(16) "[m]atters constituting an emergency shall be limited to the cessation of law enforcement services, and disaster relief services, fire protection services or other direct services required as an entitlement under Navajo Nation or Federal law, or which directly threaten the sovereignty of the Navajo Nation. Such an emergency matter must arise due to the pressing public need for such resolution(s) and must be a matter requiring final action by the Council."
- C. The Navajo Nation Council has the authority to approve supplemental appropriations. 12 N.N.C. § 820(L). 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)."
- D. The Title 12 Finance Act Supplemental Appropriation requirements include:
1. All requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget for budget impact analysis. 12 N.N.C. § 820(M).
 2. When the Controller identifies additional sources of revenues above and beyond the initial or current revenue

projections, supplemental appropriations may be approved by the Navajo Nation Council. 12 N.N.C. § 820(L).

3. Supplemental Appropriations made from non-recurring revenues shall only be made for non-recurring operations or purposes, as set forth at § 820(F). The Controller of the Navajo Nation shall be responsible for designation recurring and non-recurring revenues. 12 N.N.C. § 820(L).
4. The Nation shall budget all recurring operating expenses, including capital maintenance, from recurring revenues. Long term debt shall not be used to finance recurring operating expenses. 12 N.N.C. §820(E).
5. The Navajo Nation Code provides, "[t]he Nation shall restrict non-recurring revenues to budget non-recurring expenditures. In addition, non-recurring revenues will be budgeted only after an examination by the Controller to determine whether or not the revenues are subsidizing an imbalance between recurring revenues and expenditures, and expenditures may be authorized only if a long-term (three-five year) forecast shows that the operating deficit will not continue. Otherwise, non-recurring revenues will be added to the Unreserved, Undesignated Fund balance. This provision may be amended or waived by a two-thirds vote of the full Navajo Nation Council." 12 N.N.C. § 820(F).

SECTION TWO. FINDINGS

- A. In light of the Navajo Nation's Emergency Declaration regarding the outbreak of the COVID-19 virus this supplemental funding request is made for the purpose of emergency financial stability to address all aspects of providing emergency services including, preparedness, mitigation, response, and recovery. The aim of the funding is to reduce the harmful health effects of the pandemic virus.
- B. The Navajo Department of Health has requested a supplemental appropriation for COVID-19 Emergency Funds, Business Unit New. The total amount requested is Four Million Dollars (\$4,000,000). The budget documents are attached as **Exhibit A**.
- C. Due to the emergency nature of the funding request, the budget impact analysis required by 12 N.N.C. 820(M) can be provided by the Office of Management and Budget when this matter is heard by Council either in person or telephonically.

- D. Due to the emergency nature of the funding request the Controller can satisfy the requirements provided in 12 N.N.C. § 820(L) when this matter is heard by Council either in person or telephonically.

SECTION THREE. APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF FOUR MILLION DOLLARS (\$4,000,000) FOR EMERGENCY FUNDS TO THE NAVAJO DEPARTMENT OF HEALTH, COVID-19 EMERGENCY FUNDS, BUSINESS UNIT NEW

- A. This supplemental appropriation of \$4,000,000 shall be 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 and as indicated the documents in **Exhibit A**.
- B. The Navajo Nation hereby approves supplemental funding from the Unreserved, Undesignated Fund Balance in the amount of \$4,000,000 for emergency funds as indicated in the documents in **Exhibit A**.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the 24th 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 22 in Favor, and 00 Opposed, on this 20th day of March 2020.


Honorable Seth Damon, Speaker
24th Navajo Nation Council

3.20.2020

DATE

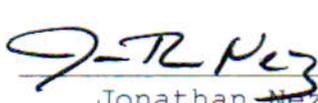
Motion: Honorable Raymond Smith, Jr.

Second: Honorable Pernell Halona

Speaker Seth Damon 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 March, 2020.


Jonathan Nez, President
Navajo Nation

2. I, hereby, veto the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(11), on this _____ day of _____, 2020 for the reason(s) expressed in the attached letter to the Speaker.

Jonathan Nez, President
Navajo Nation

3. I, hereby, exercise line-item veto pursuant to the 2010 Certified Initiative, over the supplemental appropriations approved herein by the Navajo Nation Council; on this _____ day of _____, 2020.

Jonathan Nez, President
Navajo Nation

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2020

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>COVID-19 EMERGENCY FUNDS</u>		Division/Branch: <u>Health/Executive</u>	
Prepared By: <u>Christine M. Chavez</u>		Phone No.: <u>928-871-6612</u>		Email Address: <u>christine.chavez@nndoh.org</u>	
Fiscal Year / Term		Amount		% of Total	
Supplemental Funds		10/01/19-9/30/20		4,000,000	
				100%	
PART III. BUDGET SUMMARY					
Fund Type Code	Original Budget	Proposed Budget	Difference (Column B - A)		
2001 Personnel Expenses	0	0	0		
3000 Travel Expenses	0	0	0		
3500 Meeting Expenses	0	0	0		
4000 Supplies	0	2,547,000	2,547,000		
5000 Lease and Rental	0	400,000	400,000		
5500 Communications and Utilities	0	110,000	110,000		
6000 Repairs and Maintenance	0	436,000	436,000		
6500 Contractual Services	0	75,000	75,000		
7000 Special Transactions	0	352,000	352,000		
8000 Public Assistance	0	0	0		
9000 Capital Outlay	0	80,000	80,000		
9500 Matching Funds	0	0	0		
9500 Indirect Cost	0	0	0		
TOTAL	\$0.00	4,000,000	4,000,000		4,000,000
PART IV. POSITIONS AND VEHICLES					
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: <u>Dr. Jill Jim, Executive Director</u>		APPROVED BY: <u>Paulson Chaco, Chief of Staff</u>		APPROVED BY: <u>Division Director/Branch Chief's Printed Name</u>	
SUBMITTED BY: <u>3/18/20</u>		APPROVED BY: <u>[Signature]</u>		APPROVED BY: <u>Division Director/Branch Chief's Signature and Date</u>	

PART I. PROGRAM INFORMATION:
 Business Unit No.: NEW Program Name/Title: Navajo Nation Department of Health

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:
 HEHSCJA-01-18 Resolution of the Health, Education and Human Services Committee, 23rd Navajo Nation Council -- 4th Year 2018. Relating to Health, Education and Human Services Committee, Amending and Approving the Navajo Department of Health Master Plan of Operation.

PART III. PROGRAM PERFORMANCE CRITERIA:

	1st QTR		2nd QTR		3rd QTR		4th QTR	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: Stop the person-to-person transmission of COVID-19 Program Performance Measure: Provide preventive messaging using COVID-19 materials (oral/video) approved by CDC Guidance	500		500		500		500	
2. Goal Statement: Develop preventive materials to educate the public and communities on COVID-19 transmission. Program Performance Measure: Use strike teams and single source and task-force to inform public on COVID-19 person-person transmission and prevention.	500		500		500		500	
3. Goal Statement: Conduct home-to-home visits to check on and assist families suspected of COVID-19 infection. Program Performance Measure: Physically visit families to monitor for any signs/symptoms and conduct welfare checks. If needed, request for ambulance specifically design to transport infected person to nearest hospital	20		20		20		20	
4. Goal Statement: Provide staff development to enhance capabilities to address public health emergencies. Program Performance Measure: Offer NIMS-ICS training courses and exercises, drills and practice of roles and responsibility in ICS setting.	10		10		10		10	
5. Goal Statement: Proper use of Personal Protective Equipment (PPE) to assist with COVID-19 Persons Under Investigation (PU) and if needed assist with isolation/quarantine facilities and at homes. Program Performance Measure: Ensure Just-In-Time Training for team members for health safety to limit risk of infection.	5		5		5		5	

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

 Program Manager's Printed Name
 Dr. Jill Jim, NDOH Executive Director

 Division Director/Branch Chief's Printed Name
 Paulson Chaco, Chief of Staff

PART I. PROGRAM INFORMATION:		Business Unit No.:	
Program Name/Title: FY'20 COVID-19 EMERGENCY FUNDS		NEW	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
4000 SUPPLIES			2,547,000.00
4120 Office Supplies		15,000.00	
	Desktop supplies, folders, envelopes, pens, pencils, xerox paper, printer toner, file folders, etc.		
	4130 General Office Supplies - To purchase standard consumable office supplies for daily office operations		
	<u>\$15,000.00</u>		
4200 Non Capital Assets		\$16,000.00	
	4230 Non-Cap Computer Equipment		
	Purchase laptops	\$6,000.00	
	Portable hard drives 1 terabyte	\$1,600.00	
	Satellite Two-Way Radios & Phones	\$8,400.00	
		<u>\$16,000.00</u>	
4410 Operating Supplies - General Operating Supplies		\$2,481,000.00	
	All expendable supplies/materials expenditures (including PPE's) utilized in the daily program operations supporting community resources against COVID-19. (disinfectant/cleaning supplies, meals, medical supplies) for frontline personnel		
	4420 General Operating Supplies:	\$50,000.00	
	4460 Food Supplies: Senior Centers Meals	\$550,000.00	
	4490 Custodial Supplies	\$538,000.00	
	4500 Medical Supplies	\$1,193,000.00	
	4530 Printing/Binding/Photocopying:		
	Copying/printing at NN Record Management	\$150,000.00	
		<u>\$2,481,000.00</u>	
4610 Supplies		\$10,000.00	
	4620: Parts & Supplies	\$5,000.00	
	4630: Tires & Tubes	\$4,000.00	
	4640: Lubricants	\$1,000.00	
		<u>\$10,000.00</u>	
4700 Fuel - for Generators		\$25,000.00	
	4710: Gasoline	\$25,000.00	
	TOTAL	2,547,000	2,547,000

PART I. PROGRAM INFORMATION:			
Program Name/Title:		Business Unit No.:	
FY'20 COVID-19 EMERGENCY FUNDS		NEW	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
5000 LEASE & RENTAL			400,000.00
	Cover the rental cost for office space for the mobile command centers and meeting rooms to accommodate staff meetings. Also included are expenses for storage space rental for storing necessary supplies.		
5110 Building		100,000.00	
	5120 Office Space at site locations for deployment		
	Rental of buildings for isolation		
			\$100,000.00
5310 Building/Space		200,000.00	
	5320 Meeting Space		\$50,000.00
	5330 Storage Space		\$1,500.00
	5350 Other Space Rental		\$148,500.00
			\$200,000.00
5360 Equipment/Supplies		100,000.00	
	5370 Equipment Rental		
	Equipment rental for staff meetings: projectors, white boards, etc. zoom, microphone, speakers, LCD screens		\$100,000.00
5500 COMMUNICATIONS & UTILITIES			110,000.00
	To communicate with service providers by utilizing the NN phone system for fax, internet, and email. The account will include communication equipment cost.		
5520 Telephone		20,000.00	
	5540 Long Distance: Office phones at off site locations		\$20,000.00
5570 Internet		20,000.00	
	Internet/T-1 services:		\$20,000.00
TOTAL		440,000	510,000

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:		Business Unit No.:	
Program Name/Title: _____		NEW	
Program Name/Title: _____		Business Unit No.: _____	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
5610	Wireless	\$25,000.00	
	5620: Program cell phones for strike leaders	\$6,000.00	
	5640: Satellite phones for remote area usage	\$19,000.00	
		<u>\$25,000.00</u>	
5710	Energy	\$25,000.00	
	5720: Electric	\$8,000.00	
	5730: Natural Gas	\$8,000.00	
	5740: Propane	\$9,000.00	
		<u>\$25,000.00</u>	
5750	Services	\$20,000.00	
	5760: Water	\$15,000.00	
	5770: Sewage	\$5,000.00	
		<u>\$20,000.00</u>	
6020	6000 Repairs & Maintenance		\$436,000.00
	Supplies	\$150,000.00	
	6030: Building R&M Supplies (rehabilitation for old buildings to be used for isolation)	\$150,000.00	
6040	Services	\$200,000.00	
	6050: Building R&M Services	\$200,000.00	
	Contractors: (Rehabilitation for old buildings to be used for isolation)		
TOTAL		420,000	436,000

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title:		FY20 COVID-19 EMERGENCY FUNDS	Business Unit No.: NEW
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
6110	Supplies		10,000.00
	6120 - Furn & Equipment R& M Supplies	<u>\$10,000.00</u>	
	Supplies to repair and service office equipment, outdoor equipment, etc.		
6130	Services		10,000.00
	6140: Furn & Equipment Services	<u>\$10,000.00</u>	
	Vendors: Service to repair and service office, and outdoor equipment		
6200	External Contractors		46,000.00
	6210: Plumbing	\$3,000.00	
	6220: Electrical	\$3,000.00	
	6250: Waste Disposal for ICS Centers and mobile command post	\$20,000.00	
	6260: Custodial Services for ICS Centers and mobile command post	\$20,000.00	
		<u>\$46,000.00</u>	
6300	Technology		5,000.00
	6310: Computer Hardwar.	\$ 3,000.00	
	6320: Software Support	\$ 2,000.00	
		<u>\$ 5,000.00</u>	
6410	Vehicle R&M - External		\$15,000.00
	6420: Automobiles - GSA Vehicles	<u>\$15,000.00</u>	
TOTAL			86,000

PART I. PROGRAM INFORMATION:		Business Unit No.:	
Program Name/Title: FY'20 COVID-19 EMERGENCY FUNDS		NEW	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
6910	6500 CONTRACTUAL SERVICES Other Contractual Services 6921: Other Services HAZMAT Disposal HAZMAT Training Health Command and local ICS teams	75,000 <u>\$75,000.00</u>	75,000
	7000 SPECIAL TRANSACTIONS Pay for cost of program activities cost, media cost, training Programs 7180 Catering meals for ICS command and mobile unit 7190 Refreshments for EOC deployment	<u>\$7,000.00</u> <u>\$70,000.00</u> <u>\$77,000.00</u>	77,000
7410	Media 7440 Print Advertising: Newspapers 7450 Radio Advertising: Radio spots (air time) 7470 Display Advertising (Bill boards)	<u>\$75,000.00</u> <u>\$100,000.00</u> <u>\$100,000.00</u> <u>\$275,000.00</u>	275,000
9110	9000 CAPITAL OUTLAY Furniture & Fixtures 9112 Furniture Partitions for ICS Mobile Command Centers	<u>\$15,000.00</u>	15,000.00
9140	Equipment 9142 Equipment Purchase ATV-Side by Side Units for mobile command unit. Used for home to home contact based on weather conditions. Purchase would also cover tent/shelters for mobile diagnostic sites or mobile clinics.	\$65,000.00	65,000.00
TOTAL		507,000	507,000

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2020

PART I. PROGRAM INFORMATION: Program Name/Title: _____ FY'20 COVID-19 EMERGENCY FUNDS Business Unit No.: _____ NEW			
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
Major Object Code:			
4000	\$2,547,000.00		
5000	\$400,000.00		
5500	\$110,000.00		
6000	\$436,000.00		
6500	\$75,000.00		
7000	\$352,000.00		
9000	\$80,000.00		
	\$4,000,000.00		
TOTAL		-	-

24th Navajo Nation Council

#05

Special Session

Date: Friday, March 20, 2020

Consent: Legislation 0062-20, 0064-20, 0065-20, 0060-20 + 0061-20

Motion: Hon. Raymond Smith, Jr.

Second: Hon. Pernel Halma

	Delegates	Yea	Nay	Excused
1	Elmer Begay	✓		
2	Kee Allen Begay, Jr.	✓		
3	Paul Begay, Jr.	✓		
4	Nathaniel Brown	✓-T		
5	Eugenia Charles-Newton	✓-T		
6	Herman Daniels	✓		
7	Seth Damon			
8	Amber Kanazbah Crotty	✓-T		
9	Mark Freeland	✓		
10	Pernel Halma	✓		
11	Jamie Henio			
12	Vince James	✓		
13	Rickie Nez	✓		
14	Carl Slater	✓		
15	Raymond Smith, Jr.	✓		
16	Wilson Stewart, Jr.	✓-T		
17	Charlaine Tso	✓		
18	Daniel Tso	✓		
19	Eugene Tso	✓		
20	Otto Tso	✓		
21	Thomas Walker, Jr.	✓		
22	Edison Wauneka	✓		
23	Edmund Yazzie	✓-T		
24	Jimmy Yellowhair	✓		
Total:		22	0	

T-Telephonic

CERTIFICATION:


Honorable Seth Damon
24th Navajo Nation Council Speaker