

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

24TH NAVAJO NATION COUNCIL - Fourth Year, 2022

AN ACT

RELATING TO THE RESOURCES AND DEVELOPMENT, AND BUDGET AND
FINANCE COMMITTEES; APPROVING A CHANGE TO CAP-35-18 FOR ROUND
ROCK CHAPTER BY MOVING THE CHAPTER'S "SIGNAGE PROPOSAL PROJECT"
FROM FUNDING YEAR 1 TO FUNDING YEAR 3 AND ADDING EQUIPMENT
PURCHASES TO THE PROJECT, WITH NO CHANGE IN THE ORIGINAL
FUNDING AMOUNT OF \$33,198.50

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee of the Navajo Nation Council is empowered to exercise oversight authority over Chapter activities. 2 N.N.C. § 500(C).
- B. The Budget and Finance Committee of the Navajo Nation Council is empowered to review and recommend to the Navajo Nation Council the budgeting, appropriation, investment and management of all funds, and to coordinate and review all fiscal, financial and investment activities of the Navajo Nation. 2 N.N.C. § 301(B)(2) and § 301(B)(5).
- C. The Navajo Nation Council approved Resolution No. CAP-35-18, titled: "'Adopting the Síhasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to CD-68-14, as Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as Amended; Waiving 12 N.N.C. §§ 810(F), 820(I), And (M) And 860(C) Relating to the Capital Improvement Budget and the Capital Improvement Process.'" CAP-35-18 is incorporated herein by reference.
- D. Section 4(C) of CAP-35-18 specifically 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-ready by CPMD or NTUA and the total Síhasin Funding for the District does not exceed \$4,166,666.67"

SECTION TWO. FINDINGS

- A. The amount of \$33,198.50 for the Round Rock Chapter "Signage Proposal Project" was approved in Exhibit D to CAP-35-18. The CAP-35-18 Exhibit D showing the Round Rock Chapter Project No. D-37 is attached hereto as **EXHIBIT 1**.
- B. The Round Rock Chapter wishes to move its Signage Proposal Project No. D-37 from Funding Year 1 to Funding Year 3, and to add equipment purchases to the Project. On behalf of the Chapter, the Division of Community Development - Capital Projects Management Department ("CPMD") has submitted a Síhasin Project Amendment Certification Form that explains the Chapter's requested changes. **EXHIBIT 2**. This Form shows the signature of the Navajo Nation Council Delegate for the Chapter, according to CAP-35-18 Section 4(C).
- C. As required by CAP-35-18 Section 4(C), the Signage Proposal Project has been certified by CPMD as construction-ready and the total Síhasin funding for the Council District will not exceed \$4,166,666.67. In fact, the original Síhasin funding amount of \$33,198.50 for the Round Rock Chapter, as approved in CAP-35-18, will remain unchanged.

SECTION THREE. APPROVAL

- A. The Navajo Nation hereby approves a change to Resolution No. CAP-35-18, Exhibit D, Project No. D-37, by moving the Round Rock Chapter's Signage Proposal Project from Funding Year 1 to Funding Year 3, and adding equipment purchases to the Project, with no change in the original funding amount of \$33,198.50 as shown in the attached **EXHIBIT 2**.
- B. The Síhasin Fund may be reimbursed the \$33,198.50 reallocated herein, from funds available to the Navajo Nation from any and all state, federal, or other sources.

SECTION FOUR. EFFECTIVE DATE

This Act shall become effective pursuant to 12 N.N.C. § 2505(A) and CAP-35-18, Section 4(C).

SECTION FIVE. SAVING CLAUSE

If any provision of this Act is determined invalid by the Supreme Court of the Navajo Nation, or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, the provision(s) not determined invalid shall remain the law of the Navajo Nation.

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 3 in favor and 0 opposed, this 15th day of November 2022.

A handwritten signature in black ink, appearing to read 'Jamie Henio', with a long horizontal line extending to the right.

Jamie Henio, Chairperson
Budget and Finance Committee

Motion: Honorable Raymond Smith, Jr.
Second: Honorable Nathaniel Brown

EXHIBIT:

D

SIHASIN FUND POWERLINE AND CHAPTER CAPITAL PROJECTS EXPENDITURE PLAN

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
24	Bahastiah (Twin Lakes)	Caterpillar 140M3 AWD Motor Grader	Major Equipment	2-4 months	\$238,091.16	\$0.00	\$0.00	\$20,000.00	\$238,091.16
25	Bahastiah (Twin Lakes)	New Warehouse	Design/Construction	8-12 months	\$0.00	\$328,242.33	\$0.00	\$0.00	\$328,242.33
26	Bahastiah (Twin Lakes)	Road Maintenance	Design/Construction	8-12 months	\$0.00	\$69,000.00	\$0.00	\$35,000.00	\$69,000.00
27	Naschitti	New Chapter Truck	Major Equipment	2-4 months	\$73,333.33	\$0.00	\$0.00	\$0.00	\$73,333.33
28	Naschitti	New Warehouse	Design/Construction	12 months	\$0.00	\$376,000.00	\$0.00	\$36,000.00	\$376,000.00
29	Naschitti	966M XE Wheel Loader	Major Equipment	2-4 months	\$231,000.00	\$0.00	\$0.00	\$0.00	\$231,000.00
30	Naschitti	Backhoe	Major Equipment	2-4 months	\$103,000.00	\$0.00	\$0.00	\$0.00	\$103,000.00
31	Naschitti	Cemetery Expansion Project	Design/Construction	12 months	\$50,000.00	\$0.00	\$0.00	\$0.00	\$50,000.00
32	Mexican Springs	Deer Springs Road	Design/Construction	12-18 months	\$667,000.00	\$0.00	\$0.00	\$0.00	\$667,000.00
33	Mexican Springs	Road Maintenance, Culverts & Bridges	Design/Construction	12-18 months	\$121,333.34	\$0.00	\$0.00	\$0.00	\$121,333.34
34	Mexican Springs	Massey Ferguson 2706E	Major Equipment	2-4 months	\$45,000.00	\$0.00	\$0.00	\$0.00	\$45,000.00
35	Round Rock	Road Improvement-Apache Cty. 590	Pre-Design/Design	18-24 months	\$50,000.00	\$60,000.00	\$228,533.94	\$0.00	\$338,533.94
36	Round Rock	Road Improvement Apache Co. 492	Design/Construction	18-24 months	\$50,000.00	\$60,000.00	\$351,533.69	\$0.00	\$461,533.69
37	Round Rock	Signage Proposal	Design/Construction	6-8 months	\$33,198.50	\$0.00	\$0.00	\$0.00	\$33,198.50
38	Tsalle/Wheatfields	Fencing of Tract	Design/Construction	6-8 months	\$220,000.00	\$0.00	\$0.00	\$0.00	\$220,000.00
39	Tsalle/Wheatfields	Senior Center Rehabilitation of Facility	Design/Construction	6-8 months	\$0.00	\$48,255.00	\$319,000.00	\$0.00	\$367,255.00
40	Tsalle/Wheatfields	Cemetery	Design/Construction	6-8 months	\$20,032.12	\$0.00	\$0.00	\$0.00	\$20,032.12
41	Tsalle/Wheatfields	Chapter Tract Master Plan	Design/Construction	18-24 months	\$35,000.00	\$0.00	\$0.00	\$0.00	\$35,000.00
42	Rock Point	BIA Road Route 8070	Design/Construction	12-16 months	\$46,100.00	\$143,350.00	\$643,983.00	\$0.00	\$833,333.00
43	Rough Rock	Senior Center	Construction	12 months	\$245,333.33	\$0.00	\$0.00	\$0.00	\$245,333.33
44	Lukachukai	Chapter Fencing	Design/Construction	12-18 months	\$482,903.33	\$0.00	\$0.00	\$20,000.00	\$482,903.33
45	Lukachukai	Chapter Agriculture Building	Construction	6-8 months	\$0.00	\$70,000.00	\$0.00	\$0.00	\$70,000.00
46	Lukachukai	Chapter Equipment	Major Equipment	4-6 months	\$144,000.00	\$0.00	\$0.00	\$0.00	\$144,000.00
47	Lukachukai	Chapter Equipment Manlift	Major Equipment	6-8 months	\$39,500.00	\$0.00	\$0.00	\$0.00	\$39,500.00

CAPITAL PROJECTS MANAGEMENT DEPARTMENT
SIHASIN PROJECT AMENDMENT CERTIFICATION
CAP-35-18

I. PROJECT DETAILS

DATE SUBMITTED: May 24, 2022

PROJECT NAME: Round Rock Signage Proposal

REFERENCE NUMBER: CPMD-#42

PROJECT TYPE: Design & Construction

ORIGINAL DATE APPROVED: November 28, 2019

II. NATURE OF CHANGE AND COST DETAILS

EXHIBIT & PROJECT NO.	PROJECT DESCRIPTION	FUNDING			FUNDING AMOUNT ADDED OR DELETED
		YEAR 1	YEAR 2	YEAR 3	
D37	Round Rock Signage Proposal Project (Design & Construct)	33,198.50			DELETED
	Change Project Type: Design, Construction and Equipment		33,198.50	33,198.50	ADDED
	Move 1 st year TO 3 rd year				
TOTAL: INCREASED / DECREASED FUNDING:					33,198.50

Acknowledgement of Project Amendment:

PRINTED NAME

SIGNATURE

DATE

Navajo Nation Council Delegate

Carl Slater



5/29/22

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.

IV. AFTER REVIEW, CPMD CONSIDERS AND CERTIFIES THE PROJECT TO BE DEEMED CONSTRUCTION-READY.

PRINTED NAME

SIGNATURE

DATE

CPMD Project Manager

Sony Franklin



5-24-22

CPMD Department Manager

James Adakai



EXHIBIT 2

BUDGET AND FINANCE COMMITTEE

November 15, 2022

Regular Meeting

VOTE TALLY SHEET:

Legislation No. 0183-22: An Act Relating to the Resources and Development, and Budget and Finance Committees; Approving a Change to CAP-35-18 for Round Rock Chapter by moving the Chapter's "Signage Proposal Project" from Funding Year 1 to Funding Year 3 and adding Equipment Purchases to the Project, With no change in the original funding amount of \$33,198.50 *Sponsored by Carl Slater, and Council Delegates*

Motion: Raymond Smith, Jr.

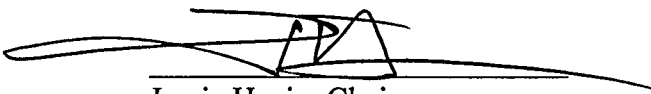
Second: Nathaniel Brown

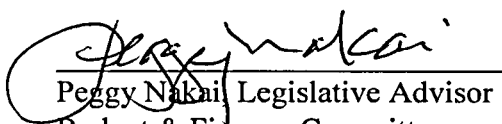
Vote: 3-0, Chairman not voting

Final Vote Tally:

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

Absent: Elmer P. Begay, Amber K. Crotty



Jamie Henio, Chairman
Budget & Finance Committee

Peggy Nakai, Legislative Advisor
Budget & Finance Committee