

RESOLUTION OF THE
NAVAJO NATION COUNCIL

23RD NAVAJO NATION COUNCIL -- Fourth Year, 2018

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, NAA'BIK'ÍYÁTI' AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF SEVEN HUNDRED AND SIXTY FOUR THOUSAND FOUR HUNDRED AND EIGHT DOLLARS (\$764,408.00) TO NASCHITTI COMMUNITY GOVERNANCE TO AID IN THE REPLACEMENT OF HOMES LOST TO THE ASAAYII LAKE FIRE

BE IT ENACTED:

Section One. Authority

- A. The Navajo Nation established the Resources and Development Committee as a Navajo Nation Council standing committee and as such gave the Committee oversight over matters impacting the land of the Diné. 2 N.N.C. § 500 (C).
- B. The Navajo Nation established the Budget and Finance Committee (BFC) as a Navajo Nation Council standing committee and as such empowered BFC 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).
- 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).
- D. The Title 12 Appropriations Act Supplemental Appropriation requirements include:
 1. 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. 12 N.N.C. § 820(L).
 2. 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 designating recurring and non-recurring revenues. 12 N.N.C. § 820(L).

3. All requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget ("OMB") for budget impact analysis. 12 N.N.C. § 820(M).

Section Two. Findings

- A. This is a funding request for the Naschitti Community Governance to aid in the replacement of 24 homes lost to the Asaayii Lake burnout. See **Exhibit A**.
- B. The supplemental funding request forms are attached as **Exhibit B**.
- C. The Office of Management and Budget has prepared a budget impact analysis pursuant to 12 N.N.C. § 820 (M), which is attached as **Exhibit D**.
- D. The Office of the Controller has provided a memorandum dated February 14, 2018 indicating the balance in the Unreserved, Undesignated Fund Balance as of February 14, 2018 is \$27,717,798. This memorandum is provided to meet the requirements of 12 N.N.C, 820 (L), however the Controller of the Navajo Nation has not designated the funds as recurring or non-recurring. This memorandum dated is attached as **Exhibit C**.
- E. The Navajo Nation finds it in the best interest of the Navajo people to approve this supplemental appropriation request.

Section Three. Approving the Supplemental Appropriation from the Unreserved, Undesignated Fund Balance in the Amount of \$764,408.00 to the Naschitti Community Governance to aid in the replacement of 24 homes lost in the Asaayii Lake burnout.

- A. This supplemental appropriation of \$764,408.00 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 to Business Unit Number to be determined.
- B. The Navajo Nation hereby approves the supplemental appropriation from the Unreserved, Undesignated Fund Balance to the Naschitti Community Governance to aid in replacement of 24 homes lost in the Asaayii Lake fire to Business Unit Number To Be Determined for \$764,408.00.

Section Four. Effective Date

The provisions of this Act shall become effective in accord with 2 N.N.C. § 221(B).

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 15 in favor and 00 opposed, on this 16TH day of February 2018.

Seth Damon, Speaker Pro Tem
23rd Navajo Nation Council

Date


2-23-2018

Motion: Honorable Nelson S. BeGaye
Second: Honorable Benjamin L. Bennett

Speaker Pro Tem 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 3rd day of March 2018.


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 _____ 2018 for reason(s) expressed in the attached letter to the Speaker

Russell Begaye, 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 _____ 2018.

Russell Begaye, President
Navajo Nation

EXHIBIT

"A"

Asaayii Lake Fire

Naschitti Community

June 2014



Asaayii Lake Fire 2014



Alfonso Bitsoi

Asaayii Lake Fire 2014



Bernice & Emma Roanhorse

Asaayii Lake Fire 2014



Carol Bitsoi

Asaayi Lake Fire 2014



Chester Carl

Asaayi Lake Fire 2014



Christine Bitsoi

Asaayii Lake Fire 2014



Darlene Bitsoi

Asaayii Lake Fire 2014



Gloria Dennison

Asaayii Lake Fire 2014



Edward Deal

Asaayii Lake Fire 2014



Shallow Well



Edward Deal

Asaayii Lake Fire 2014



Harry Benally

Asaayii Lake Fire 2014



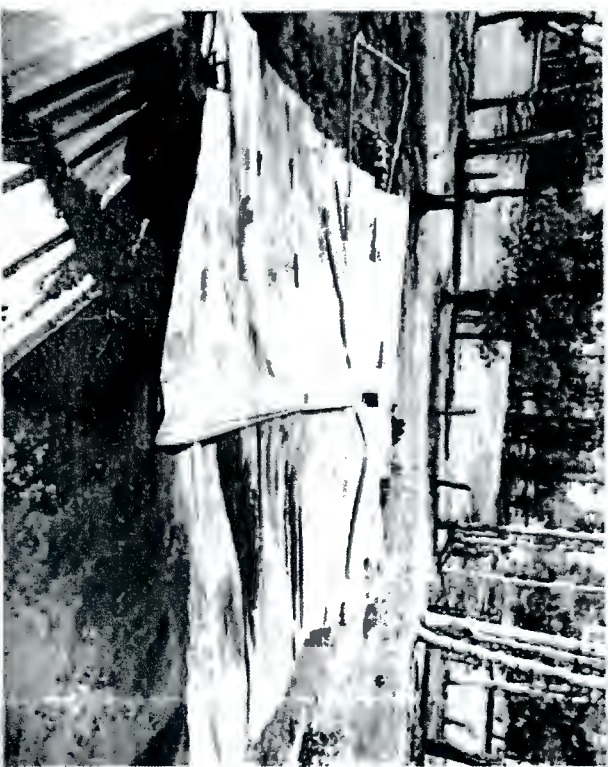
Jerome Willeto

Asaayii Lake Fire 2014



John C. Begay

Asaayi Lake Fire 2014



Malcolm Roanhorse

Asaayii Lake Fire 2014



Marvin Denetdale

Asaayii Lake Fire 2014



Maxine Yazzie

Asaayii Lake Fire 2014



Nora Roanhorse

Asaayii Lake Fire 2014



Patricia Begay

Asaayii Lake Fire 2014



Wilhelmina Noble

Asaayii Lake Fire 2014



Evelyn Billy

Asaayii Lake Fire 2014



Harrison Henry

Asaayii Lake Fire 2014



Catherine Denetclaw

Asaayii Lake Fire 2014



Juanita Nabahe

Asaayii Lake Fire 2014

Kevin Yazzie



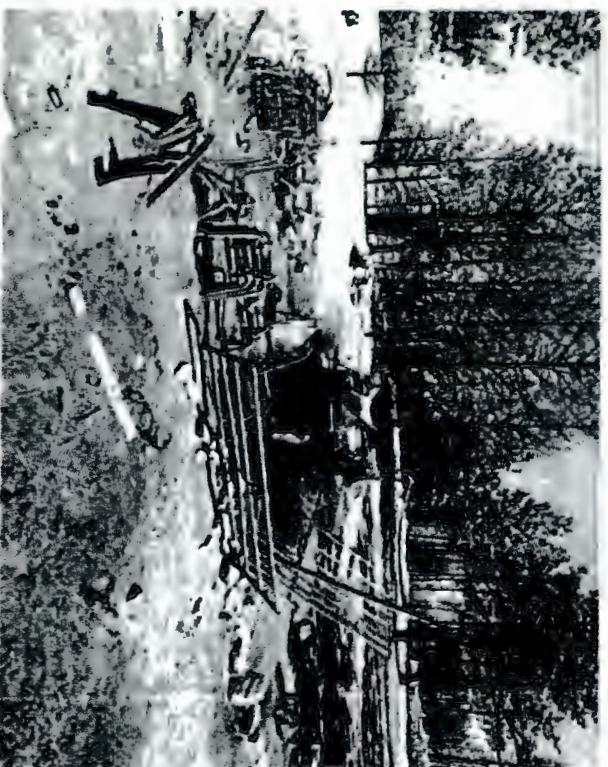
Asaayii Lake Fire 2014



Linda Smiley



Asaayii Lake Fire 2014



Treva Bahe

Asaayii Lake Fire 2014



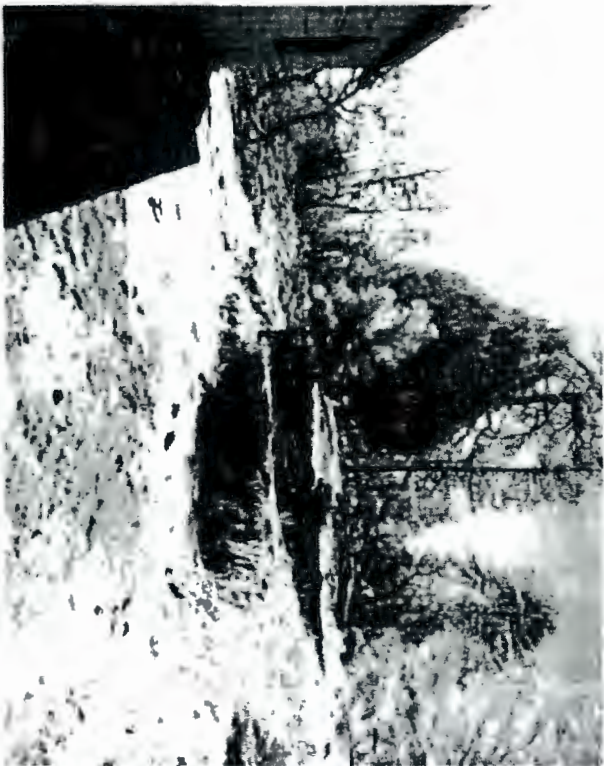
Franklin Morris

Asaayii Lake Fire 2014



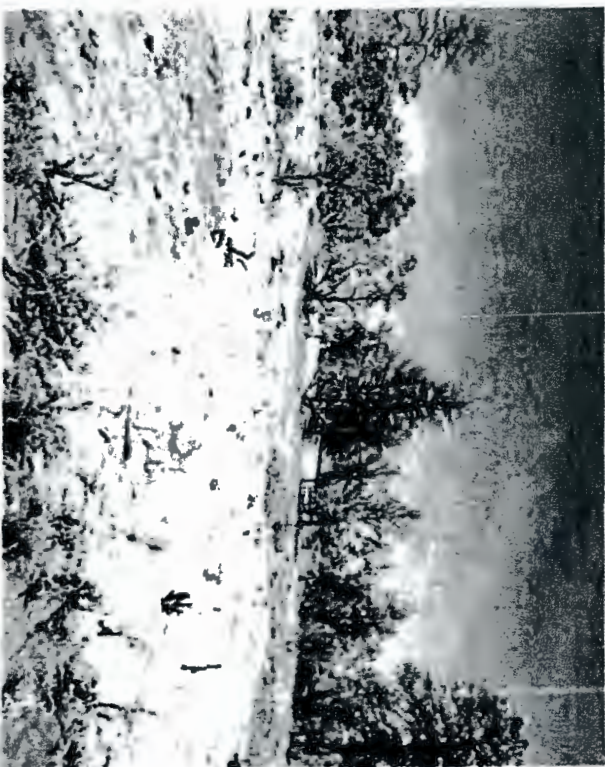
Elizabeth Pine

Asaayii Lake Fire 2014



Jane Yazzie

Asaayii Lake Fire 2014



Benny Charley

Assayí Lake Fire Committee

Alphonso T. Bitsoi, President

Catherine Denetclaw, Vice President

Christine Bitsoi, Secretary

Confirmation List for Home or Hooghan

April 22, 2017. 10:00 a.m. Naschitti Community Governance- Naschitti, New Mexico (Navajo Nation)

Name	Signature	Home or Hooghan
1. Treva Bahe	Treva H. Bahe	Home
2. Alfred L. Begay	see notes (John) clb	
3. Patricia Begay	Patricia Begay	house
4. John C. Begay	See notes (John) clb	
5. John C. & Betty Begay	John & Betty Begay	House
6. Alphonso Bitsoi	Alphonso T. Bitsoi	
7. Carol Bitsoi	Carol Bitsoi	Hooghan
8. Christine Bitsoi	Christine Bitsoi	House
9. Darlene Bitsoi	Darlene Bitsoi	House
10. Evelyn Billie	Evelyn Billie	Home
11. Edward Deal		
12. Catherine Denetclaw	Catherine Denetclaw	house/home
13. Marvin Denetclaw	Marvin Denetclaw	House
14. Gloria Dennison		
15. LeRoy Livingston	See Notes (Barlow)	
16. Franklin Morris, Sr.	Franklin Morris	House (affidavit)
17. Juanita Nabahe	Juanita Nabahe	Home (attached)
18. Wilhelmina Noble	Wilhelmina Noble	Home
19. Keith Pine	See Notes (Barlow) clb	
20. Alberta Roanhorse	Alberta Roanhorse	House
21. Emma Roanhorse	Emma Roanhorse	house/home
22. Barlow Smith	Barlow Smith (Power of Attorney)	House
23. Jerome Willato	Jerome Willato	Home
24. Kevin Yazzie	Kevin Yazzie	Home

Note: By signing this paper you are indicating that you have lost a structure in the form of a House or Hoogahn and the legislation 0008-16 will officially recognize you as a Burn Out victim the lost such structure will be replaced by this legislation.

The Individuals listed above, construction and labor will be provided by the Naschitti Community Governance. In addition, ONLY if the Legislation is approved by the 23rd Navajo Nation Council and Signed by the Navajo Nation President you will be awarded these assistance and funds.

**Names in ~~redacted~~ and ~~redacted~~ are to meet in the back conference room.

Assayi Lake Fire Committee

Alphonso T. Bitsoi, President

Catherine Denetclaw, Vice-President

Christine L. Bitsoi, Secretary

Date: June 14, 2017

To: Honorable Steven Begay, District 14
Mr. Olin Kieyoomia, Legislative Assistant

From: Ms. Christine L. Bitsoi, Secretary

Subject: Assayi Burnout List

This is the current status in reference to the two Confirmation Listings and No Burn list:

Confirmation List for Home or Hooghan –all have signed NOTE: Franklin Morris, Sr. submitted an Affidavit.

1. Green highlighted: John C. & Betty Begay – (Phil and Alfred both agreed that John had a burned structure of his home).
2. Turquoise highlighted: Barlow R. Smith - currently in the military, on behalf of Barlow, Byron R. Smith has Power of Attorney (see attached). After researching and find Barlow R. Smith is the one that has a lost structure; case file no. 23. Mr. Leroy Livingston signed erroneously without acknowledgement of Barlow R. Smith. According to the records, Mr. Livingston did not submit any documentation on a burn structure and is being misinformed by Mr. Luther Livingston stating that you have to be a grazing permit holder. According to Mr. Smith, his uncle Keith Pine agreed Barlow R. Smith structure was burn.
3. Gloria Dennison took an Affidavit declining and vacating for herself and Edward Deal; she stated she had questions and did not like the way the Affidavit was written; therefore she re-wrote and waiting for a notary. To date she has not turn in the Affidavit for herself or Edward.

Confirmation List for \$1.00 Per Log (Up to 100 Logs) – all have signed.

No Burn Victims for \$1.00 Per Log (up to 100 logs) - all signed except for Valerie Bahe. Ms. Bahe's mother Darlene Bitsoi took the list to her daughter, but claimed she refused to sign. After that Darlene request for the Affidavit, but understand Valerie only looked at the form and return it to her mother.

We would like to have another meeting and to update all those that were affected.

If you have further questions, feel free to contact me, thank you.

Respectfully submitted by:



Christine L. Bitsoi.

New Mexico Power of Attorney

I, do hereby Barlow R. Smith
A resident of Naschitti, New Mexico
Located at HCR 50 Box 4091, 1 Mile South of Naschitti Trading Post
 Tohatchi, NM 87325

Appoint:

Name Byron R. Smith
A resident of Kirtland, New Mexico
Located at 4 Road 6271
 Kirtland, NM 87417

If you designate more than one agent above, by default they must act together unless you initial the statement below.

☐ My agents may act separately.

If every agent that is listed above is unable or unwilling to serve, I hereby appoint as my successor agent(s):

Bryson R. Smith, HCR 50 Box 4091, Tohatchi, NM 87325

If you designate more than one successor agent above, by default they must act together unless you initial the statement below.

☐ My successor agents may act separately.

My attorney-in-fact may act on my behalf for the following purpose(s):

- ☒ Real Estate Transactions
 - ☒ Stock and Bond Transactions
 - ☒ Commodity and Option Transactions
 - ☒ Tangible Personal Property Transactions
 - ☒ Banking and Other Financial Institution Transactions
 - ☒ Business Operating Transactions
 - ☒ Insurance and Annuity Transactions
 - ☒ Estate, Trust and Other Beneficiary Transactions
 - ☒ Claims and Litigation
 - ☒ Personal and Family Maintenance
 - ☒ Benefits from Social Security, Medicare, Medicaid or Other Government Programs
 - ☒ Retirement Plan Transactions
 - ☒ Tax Matters, including any transactions with the Internal Revenue Service
 - ☒ Decisions Regarding Lifesaving and Life Prolonging Medical Treatment.
 - ☒ Decisions Relating to Medical Treatment, Surgical Treatment, Nursing Care, Medication, Hospitalization, Institutionalization in a nursing home or other facility and home health care.
 - ☒ Transfer of Property or Income as a Gift to the Principal's Spouse for the purpose of qualifying the principal for governmental medical assistance.
 - ☒ ALL OF THE ABOVE POWERS, INCLUDING FINANCIAL AND HEALTH CARE DECISIONS.
-

I do hereby grant my attorney in fact complete authority to act in any reasonable manner that is necessary to execute the above mentioned powers that are granted.

This power of attorney shall become effective immediately unless specified otherwise in the special instructions.

This power of attorney shall continue until I revoke it or it is terminated by my death.

I agree that any third party who is given a copy of this power of attorney may act relying on it. I also agree that revocation of this power of attorney is effective as to a third party only upon receipt of actual notice by the third party. I agree to indemnify the third party for any loss that may be suffered while carrying out this power of attorney.

Signature And Acknowledgment

This contract shall be governed by the laws of the State of New Mexico in San Juan County and any applicable Federal Law.

Authentisign

5/19/2017 8:40:10 PM MDT
Signature of Principle _____ Date _____

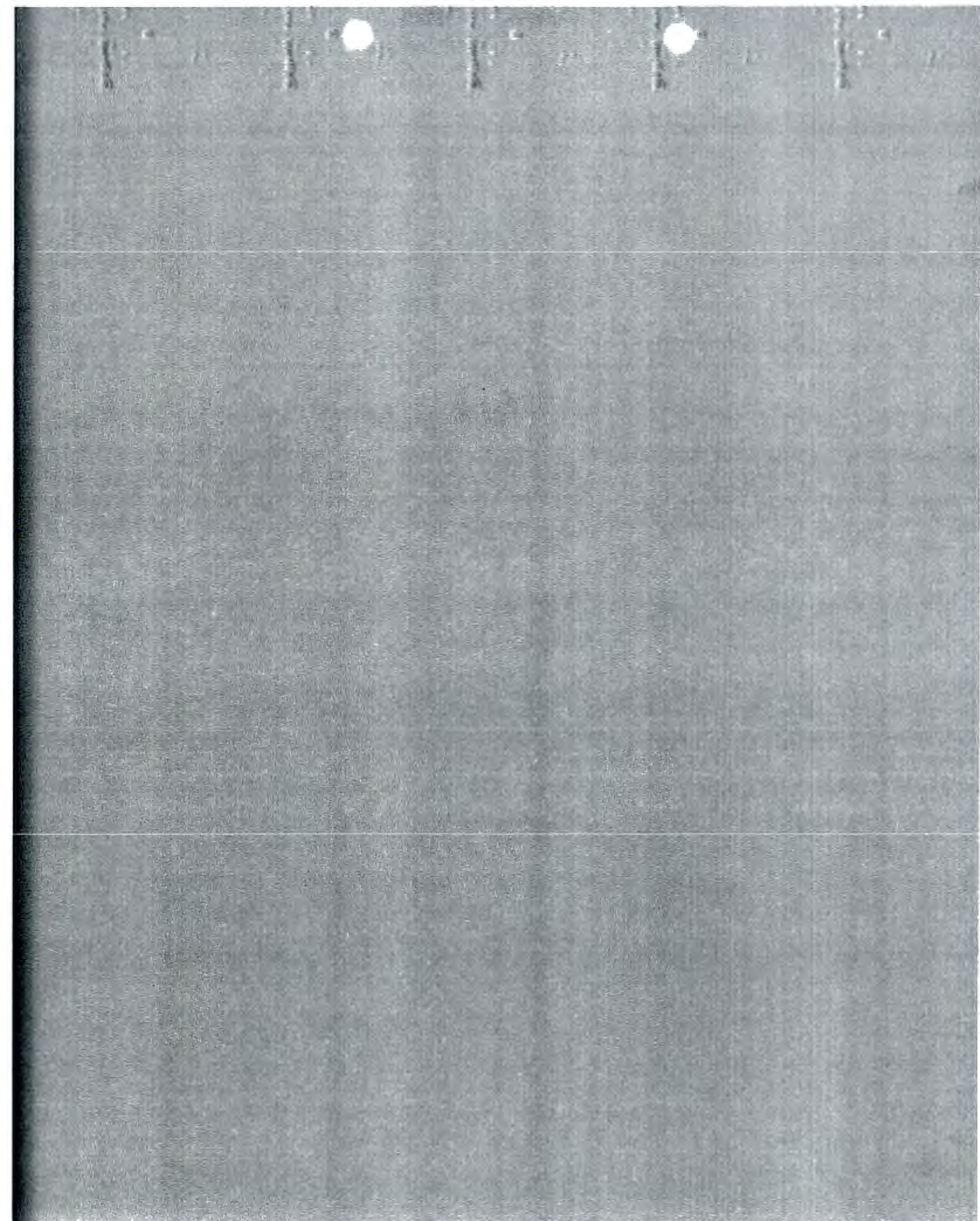
By accepting this appointment and acting under it, I the attorney-in-fact ("Agent") do hereby assume the legal responsibilities of an agent.

Authentisign

5/19/2017 8:45:29 PM MDT
Signature of Attorney-in-Fact _____ Date _____

Authentisign

5/19/2017 9:00:40 PM MDT
Signature of Successor _____ Date _____



Summary:

Currently, Legislation 0008-16 is awaiting final recommendations and or assessments by the Naschitti Community Governance and or established Committee by the Governance. The following legislation and budget forms 2 are requesting two- three sets of requests and they are:

1. (27) homes to be rebuilt that were destroyed by the fire
2. Purchasing of Hay and Feed for permittees
3. Purchasing of Gasoline and Equipment Rental

Thus, the Naschitti Community Governance and or Committee has recommended and is working on alternatives/amendments to the legislation based upon "Recommendation(s)" by the Navajo Nation Forestry, Navajo Department of Emergency Management, Assayi Lake Fire Committee, and Naschitti Community Governance etc.

Furthermore, it was recommended that the following be removed from the legislation:

Budget Form 2- Page 1:

- | | |
|-----------------------|-------------------|
| 1. Equipment Rental: | |
| A. Cement Mixer: | \$3,000.00 |
| B. Flatbed/Gooseneck: | \$1,600.00 |
| C. Backhoe: | <u>\$1,500.00</u> |
| | Total: \$6,100.00 |

Budget Form 2- Page 2:

- | | |
|---|--------------------|
| 1. Hay for (22) permittees for (3) months: | \$42,900.00 |
| 2. Feed for (22) permittees for (3) months: | <u>\$19,800.00</u> |
| | Total: \$62,700.00 |
| 3. 10% Contingency Fee: | \$6,270.00 |
| 4. Regular Gasoline: | \$2,500.00 |
| 5. Diesel: | <u>\$2,500.00</u> |
| | Total: \$5,000.00 |

Grand Total Navajo Nation Savings: \$80,070.00

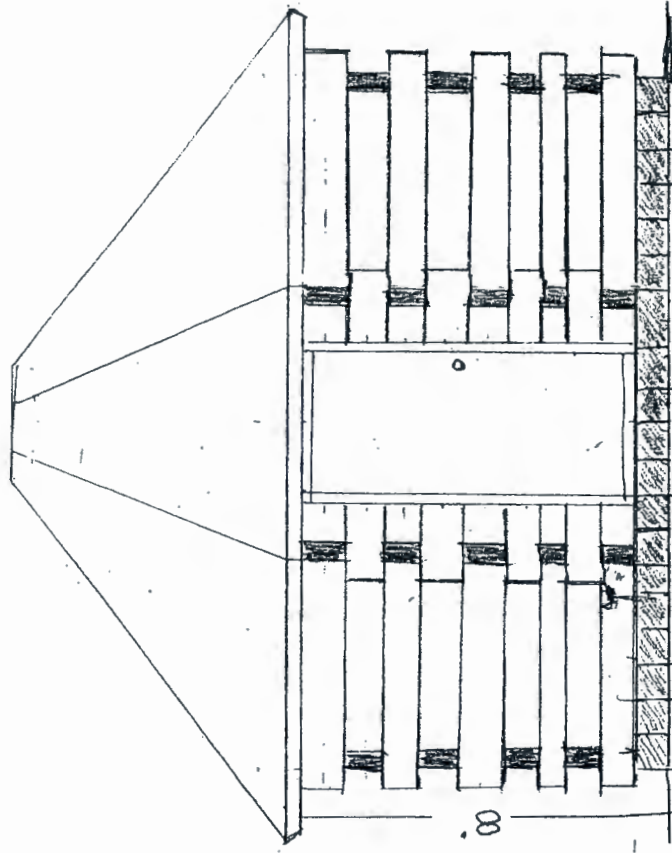
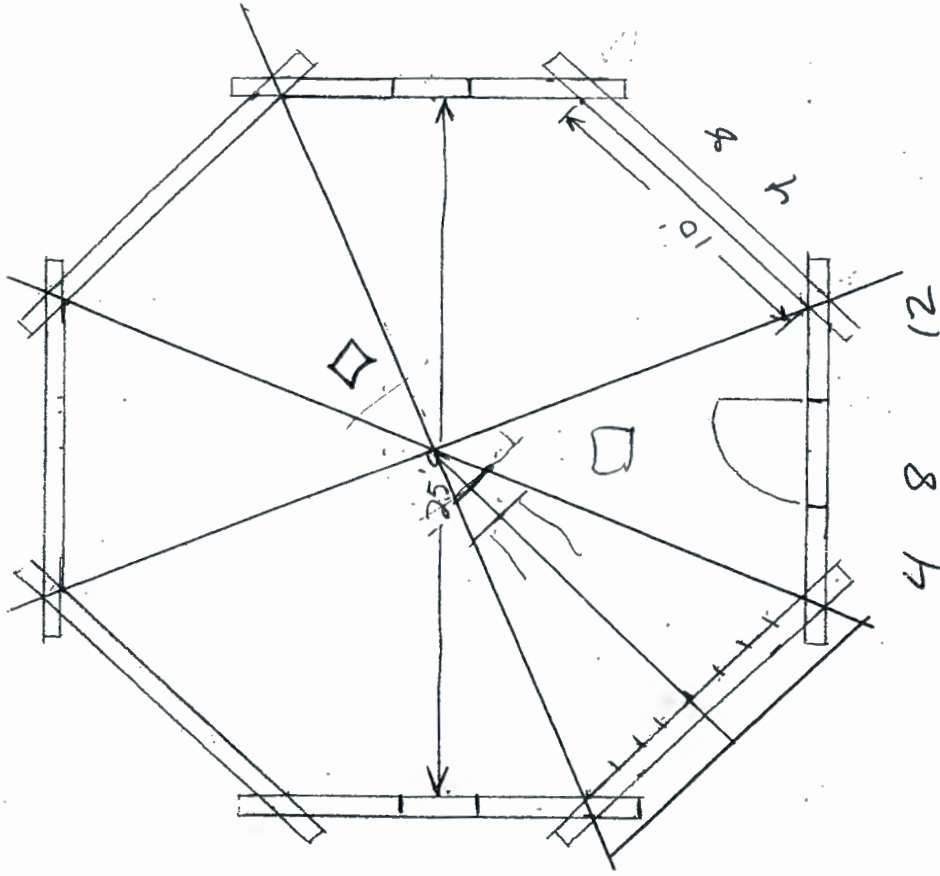
In addition, the Legislation 0008-16 is scheduled for Summer Session July 2017; although this legislation is scheduled for that time, the council delegate/representative can recommend that the legislation be presented and addressed at a special session at any time.

It is important for all parties involved to come to an agreement that would work within the bounds of the legislation and increase chances for the legislation to PASS; please keep in mind

1. Remove Livestock, Feed Cost, Equipment Cost, and Fuel Cost from the legislation.
2. Redo Budget "Form 2" to indicate only Home Replacement and Construction- Labor cost

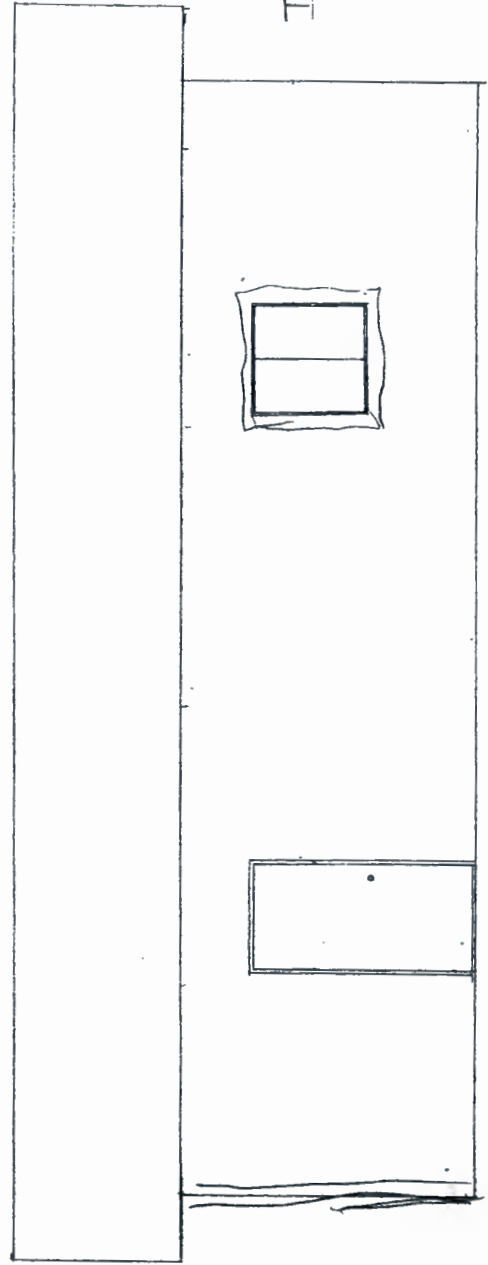
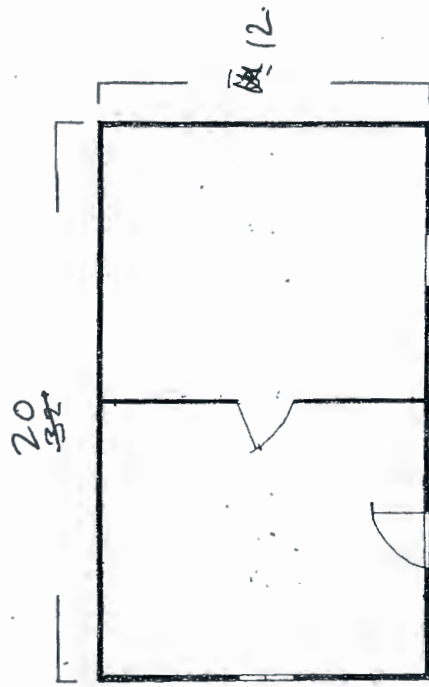
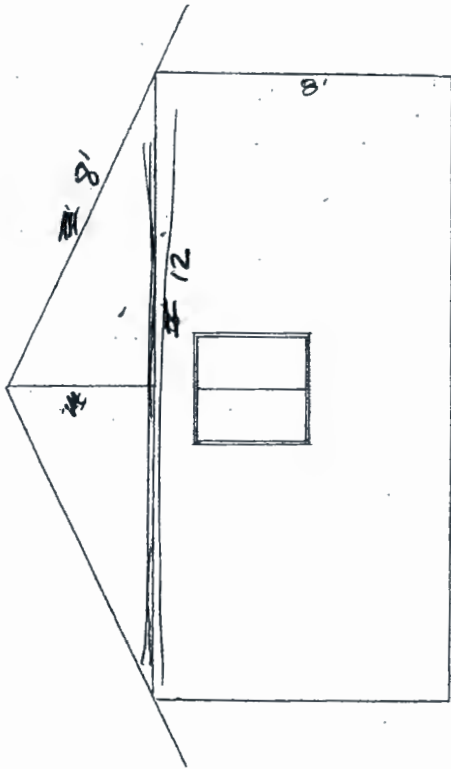
Actions:

1. Clarification and Consensus from the (27) Applicants (Finalize Listing)
2. Provided Justification on the homes to rebuilt (Grazing Permit/Pictures/Affidavit/etc.).
3. Clarification on the \$1.00 per Log Option. (Agreement to be established).
4. Finalization of amendments through resolution by Naschitti Community Governance.
5. Recommendations on March 27, 2017 Naschitti Community Government.
6. Resolution of Support from Naschitti Community Governance, District 14 Council, District Grazing, and Fort Defiance Agency Council.
7. Looking a special session or summer session 2017 and earmark budget for 2018.



80 - Logs 12 Footers

Willard



12' 20'
18' wide x 32' Long
Two Room
Log House

Akigwone
C.W.
Hoskne
John
Luther

Change

9:37
10/11/15

Atk.
Jernan.

Assayilake mto

Legislation 0008-16

Procedural



Legislation 0008-16

Original Legislation 2015

- Proposed Navajo Nation Council Resolution; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of \$832,698.00 for Rebuilding of 27 Homes Destroyed by the Assayi Lake Fire and the Purchase of Hay and Feed to Provide for Livestock Owned by Permittees Affected by the Assayi Lake Fire...

Proposed Amendment Legislation 2017

- Proposed Navajo Nation Council Resolution; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of ~~\$832,698.00~~ \$753.228.00 for Rebuilding of ~~27~~ 20 Homes Destroyed by the Assayi Lake Fire and the Purchase of Hay and Feed to Provide for Livestock Owned by Permittees ~~600~~ Logs for Residents Affected by the Assayi Lake Fire...

Budget Form 2

EXHIBIT "C"

NASCHETUM COMMUNITY GOVERNANCE

PART I		PROGRAM NAME: <u>Joseph H. Burton's Financial Administration's Community Services</u>										Page 1 of 2	
DEPARTMENT/PCOE:													
PART II													
(4)	(5)	(6)	(7) Sub-Total Allocated by Agency Codes					(8)	(9)				
Object Code	Description	Pending Code	Committed	Encumbered	Available	Revised	Unencumbered	Unencumbered	Unencumbered	Unencumbered	Unencumbered		
6724	Mensing Construction Materials Financial Administration - Building Materials 27 Items x \$10,000 = Commingles 10% x \$270,000 = 27,000.00	270,000.00			270,000.00								
4203	Equipment Rental Contract Motor Planted/Goodman Blacktop	3,000.00 1,000.00 1,300.00 5,100.00			27,000.00								
6101	Temporary Personnel 5 Carpenters x 3440 hrs x \$12.00 = 5 Laborers x 3440 hrs x \$11.00 = 5 TCA 400,200.00 x 6.50% 5 TCA 400,200.00 x 1.45% 5 TCA 400,200.00 x 5.40% 5 TCA 400,200.00 x 8.00%	200,800.00 191,400.00 24,812.40 5,803.00 21,610.00 3,281.60 456,027.70			5,100.00								
GRAND TOTALS:											762,750.00	762,750.00	

PART I											
PROJECT NAME: <u>Amalgamated Municipal Employees Community Development</u>											
DIVISION: <u>COMMUNITY DEVELOPMENT</u>											
Page 1 of 3											
PART II											
(A) Object Code	(B) Description	(C) Funding Source	(D) Sub-Total Amounts by Agency Codes					(E) Budget Total			
			0000	0001	0002	0003	0004				
0310	Emergency Assistance 22. Premiums x 18 beds x \$1,300 = \$2,940 x 3 months Gross, July, August) = \$8,520 x 5 years = \$42,600.00							42,600.00			
0321	22. Premiums x 6 long-term bed x \$110 = \$2,320 x 3 months (June, July, August) = \$1,960 x 5 years = \$19,600.00							19,600.00			
								62,200.00			
	Contingency Fund x 14% x \$42,700 = \$6,270.00 (Provision of cost for Hospital)							6,270.00			
0321	Grosses							2,500.00			
0322	Charges							2,500.00			
								5,000.00			
PAGE TOTALS:								78,370.00	78,370.00		

[illegible]

Budget Break Down Comparison

Legislation 2015

- Building Material: \$297,000.00
- Equipment Rental: \$ 6,100.00
- Carpenters: \$455,628.00
- Hay and Feed: \$ 62,700.00
- Contingency: \$ 6,270.00
- Gas/Diesel: \$ 5,000.00
- Total: \$832,698.00**

Legislation 2017

- Building Material: \$200,000.00
- ~~Equipment Rental: \$ 6,100.00~~
- Carpenters: \$455,628.00
- ~~Hay and Feed: \$ 62,700.00~~
- ~~Contingency: \$ 6,270.00~~
- ~~Gas/Diesel: \$ 5,000.00~~
- 600 Logs: \$ 600.00
- Total: \$656,252.00**

- **Total Savings: \$176,446.00**

Legislation 0008-16

Amendments and Clarification

- **Amendments and Clarifications:**

- ✓ Only Up to \$10,000.00 per individual- per house or hogan replacement.
- ✓ Only (1) one house or hogan size: (16x 20 house or 12 ft hogan replacement.
- ✓ Indicate earmark funding for the next fiscal year 2018.
- ✓ Offer permit for \$1.00 per tree up to 100 trees per person for known burn victims-
 - ✓ Paid for by the Legislation.
- ✓ Offer \$1.00 per tree up to 100 trees per person for None Burn Out Victims-
 - ✓ Have to pay on their own.
- ✓ Any leftover funds will be diverted to the Naschitti Community Governance emergency fund account for future e by the Community.

- **Removals:**

- Livestock Hay and Feed/ Equipment Rental/ Fuel Costs

Unreserved, Undesignated Fund

Balance- UUFB

- Over (18) UUFB Supplemental Requests
 - UUFB Amount Requests: \$15.0 Million
 - UUFB Fund Balance: \$6.8 Million
- Total: **\$-8.2 Million**

Note: Navajo Nation supplemental funding requests EXCEEDS the funding amount. Requests will continue to rise as requests are still being approve.

Priority Lists

Evaluations

1. (20) Names for House or Hogan Replacement.
2. (06) Names for Shade/Corral Replacement
3. (11) Names for No Burn or Loss

Major Lost-
Home/Hogan

Minor Lost-
Shade/Corral

No Burn Out
Victims

Classification

Major

1. Treva Bahe
1. Alice C. Begay
1. Patricia Begay
1. Phil E. Begay
1. Leola C. & Betty Begay
1. Alphonso Bitsoi
1. Carol Bitsoi
1. Christine Bitsoi
1. Darlene Bitsoi
1. Evelyn Bline
1. Edward Dell
1. Catherine Denetlow
1. Marvin Denetlow
1. Gloria Denetlow
1. Leroy Livingston "A"
1. Franklin Morris, Sr.
1. Junita Nabashe
1. "Wilhelmina Noble
1. Keith Pine "A"
1. Alberto Roanhorse
1. Emma Roanhorse
1. Barlow Smith "A"
1. Jerome Willato
1. Kevin Yazzie

Minor

1. Lorencia Bitsoi
1. Chester & Dorene Carl
1. Richard Chischilly
1. Harrison Henry
1. Nora Roanhorse
1. Virginia Winters

No Burn

1. Valerie Bahe
1. Rickey Ben
1. Harry Benally
1. Thomas Benally
1. Irene Bryant
1. McArther Bryant
1. Benny Charley
1. Bertha James
1. Elsie Peshlakai
1. Linda Smiley
1. Jane Charley Yazzie



What Needs to Happen?

- Today, we need to finalize the listing and submit the legislation. We cannot delay the process any further.
- We are not forcing you, nor do you have to sign or agree to anything today.
- If you do not want to take part, you can sign an affidavit indicating your opting out of services provided here today or by the Legislation.
- If everyone is in agreement today, it would make it easier for to justify to the full council that we have compromised and worked together to come to a solution.
- Today, if you choose to participate, your name will be submitted to the legislation and will supersede any prior list submitted before.



**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

EXHIBIT

B

tabbies

PART I. Business Unit No.: New **Program Title:** Naschitti Community Governance/Asaayii Burnout
Division/Branch: DCD/Executive **Amount Requested:** \$764,408.00 **Phone No.:** 505.732.5402
Prepared By: Luther Livingston **Email Address:** naschitti@navajochapters.o

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

On June 16, 2014 the Navajo Nation Commission on Emergency Management passed CEM 14-06-16, a resolution declaring a State of Emergency for the Asaayii Lake Fire. The fire exceeded 14,712 acres. The Naschitti community was impacted by this fire. The fire destroyed twenty-seven (27) homes and displaced twenty-one (21) permittee's livestock. The chapter has also passed resolutions relating to emergency assistance to remedy the lost of homes and livestock feeding. Twenty-seven (27) families have been displaced and are faced with hardship by not having a dwelling place and not being able to farm and ranch. The twenty-one (21) permittees are located in the Buffer Zone where their livestock pastured, however the zone has been restricted for the next five (5) years during the months of June, July and August. Twenty-seven (27) homes are needed so that the families will have a place to live and re-establish their livelihood. These funds will also help the twenty-one (21) permittees provide feed for their livestock for the next five (5) years in the months of June, July, and August. It is crucial that their livestock be nourished because this is their source of revenue for their household.

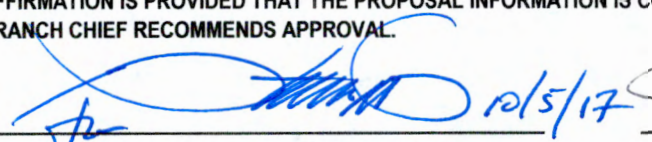
PART III. CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

Community will continue to seek funding from the Navajo Nation Office of the President/Vice-President, the Navajo Nation Council and other Navajo Nation Government entities.

PART IV. ALTERNATIVE FUNDING SOURCES BEING PURSUED:

Community will continue to seek funding from the Navajo Nation Office of the President/Vice-President, the Navajo Nation Council and other Navajo Nation Government entities.

PART V. AFFIRMATION IS PROVIDED THAT THE PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL.


REVIEWED BY: Division Director's Signature / Date


RECOMMEND APPROVAL: Branch Chief's Signature / Date

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

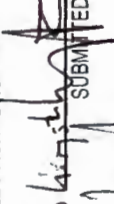
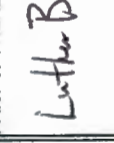
FY'2018

PART I. Business Unit No.: 108074		Program Title: Naschitti Community Governance/Asaayii Burnout		Division/Branch: Community Development	
Prepared By: Luther Livingston		Phone No.: 505.732.5400		Email Address:	

PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY		
Undesignated Unreserved Fund Balance		10/1/17 to 09/30/18	\$ 764,408.00	100%	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget
							(C) Difference (Column B - A)
					2001 Personnel Expenses		0
					3000 Travel Expenses		0
					3500 Meeting Expenses		0
					4000 Supplies		0
					5000 Lease and Rental		0
					5500 Communications and Utilities		0
					6000 Repairs and Maintenance		0
					6500 Contractual Services		0
					7000 Special Transactions		0
					8000 Public Assistance	1	764,408.00 \$
					9000 Capital Outlay		\$ -
					9500 Matching Funds		\$ -
					9500 Indirect Cost		0
					TOTAL		764,408.00 \$

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

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

SUBMITTED BY: Program Manager's Printed Name <u>Luther Livingston</u>	SUBMITTED BY: Division Director/Branch Chief's Printed Name <u>Marlen Stevens</u>
SUBMITTED BY: Program Manager's Signature and Date 	SUBMITTED BY: Division Director/Branch Chief's Signature and Date 

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:	
Business Unit No.: 108074	Program Name/Title: Naschitti Community Governance/Asaayil Burnout
PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE:	
The Navajo Nation Chapters Plan of Operation is referenced in Title 26 of the Navajo Nation Code. (CAP-34-98)	
PART III. PROGRAM PERFORMANCE CRITERIA:	
1. Program Performance Area: Rebuild 27 burnout homes.	
Goal Statement: Planning for 27 homes.	
2. Program Performance Area: Rebuild 27 homes.	
Goal Statement: Design 27 homes.	
3. Program Performance Area: Rebuild 27 burnout homes.	
Goal Statement: Construct 27 homes.	
4. Program Performance Area: Temporary employment.	
Goal Statement: Hire 5 carpenters and 5 laborers.	
5. Program Performance Area:	
Goal Statement:	
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.	
<u>Luther B. Blum</u> Program Manager's Printed Name	<u>Marlon Stevens</u> Division Director/Branch Chief's Printed Name
<u>[Signature]</u> Program Manager's Signature and Date	<u>[Signature]</u> Division Director/Branch Chief's Signature and Date

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY'2018

PART I. PROGRAM INFORMATION: Program Name/Title: _____ Business Unit No.: _____ 108074			
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
8000 ASSISTANCE	For 27 burnouts, reconstruct their homes. Funding will be used for reconstructing homes, renovations, purchase of materials, as well as hiring carpenters and laborers to help rebuild. Funding will be allocated directly to the chapter.		\$ 764,408.00
8020	Social 8060: Emergency Assistance 8095: Other Public Assistance	\$ 270,000.00	
8500	Infrastructure (Non Cap) 8510: Housing Construction Materials 8555: Chapter Projects	\$ 494,408.00	
TOTAL		\$ 764,408.00	\$ 764,408.00



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT

DCDA-M17072

MEMORANDUM

CARL SMITH
Executive Director

DIVISION OF
COMMUNITY
DEVELOPMENT


PO Box 1904
Window Rock, AZ
86515

PH: 928.871.7182
Fax: 928.871.7189

WEBSITES:
NNDCCD.org
NavajoChapters.org

MISSION:
Provide
opportunities for
the Navajo
communities to be
self-governing and
self-sufficient.

TO : ALL CONCERNED

FROM : 
Carl Smith, Executive Director
Division of Community Development

DATE : June 19, 2017

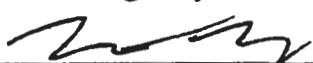
SUBJECT : **FY 2017 Standing Delegation of Authority**

In my absence from the office, two DCD personnel are designated to assume delegation of authority to act in my capacity as DCD Executive Director to assure proper operation, handle routine administrative matters, and have signatory approval, except those matters they feel require my attention. The order of delegation will be as follows:

1. Norbert Nez, Computer Operations Manager
Division of Community Development
2. Marlon Stevens, Department Manager
Community Housing & Infrastructure Department

Your assistance and cooperation will be appreciated.

Acknowledged by:



Norbert Nez, Computer Operations Manager
Division of Community Development

Acknowledged by:



Marlon Stevens, Department Manager II
Community Housing & Infrastructure Dept.
Division of Community Development



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE-PRESIDENT

Memorandum




Date: February 14, 2018

To: Honorable Russell Begaye, President
Office of the President/Vice President

Honorable Lorenzo Bates, Speaker
Navajo Nation Council

Honorable JoAnn Jayne, Chief Justice
Judicial Branch

From: 
Pearline Kirk, Controller
Office of the Controller

Subject: Controller's Financial Update As of January 31, 2018

I am pleased to present to you the following information related to General Fund financial data up to January 31, 2018.

The General Fund Financial data is as follows:

The gross General Fund Revenues (see **Exhibit "A"**) as of January 31, 2018 is \$99,205,877, and the total set asides total \$33,057,058. The Net Revenue for the General Fund is \$66,148,819, which is 44.45% of the projection.

The total expenditures by branch are shown on **Exhibit "B"**.

- The Legislative Branch has expenditures of \$4,736,197, encumbrances of \$540,894 with a remaining budget of \$11,563,745.
- The Executive Branch expenditures are \$60,501,243 encumbrances are \$5,813,170 with a remaining budget of \$109,189,810.
- The Judicial Branch expenditures are \$3,933,787 with zero encumbrances and remaining budget of \$9,914,134.
- Total General Fund expenditures are \$69,171,228; total encumbrances are \$6,354,064 with an overall remaining budget of \$130,667,690.

The updated UUFB as of February 14, 2018 is \$27,717,798 (see **Exhibit "C"**). There have been two supplemental appropriations during Fiscal Year 2018 in the total amount of \$3,909,557.

If you should have any questions, you can contact me at Tribal extension X6308.



THE NAVAJO NATION
General Fund Revenue Schedule
(Unaudited)

January 31, 2018

FY 2018

GENERAL FUND REVENUE

	Original Budget	Revised Budget	Actual Revenue Received	Revenue to be collected	% Revenue of Total
TNN: ROYAL; GAS; OIL	\$ 25,378,000	\$ 25,378,000	\$ 9,327,940	\$ 16,050,060	36.76
TNN: COAL REVENUES	45,381,000	45,381,000	13,027,475	32,353,525	28.71
TNN:OTR MINERALS REV			14,807	(14,807)	
TNN: LAND REVENUES	62,644,000	62,644,000	44,562,838	18,081,162	71.14
TNN: BUSINESS FEES			24,995	(24,995)	
TNN: INTEREST INCOME	2,500,000	2,500,000	2,247,521	252,479	89.90
TNN: TAX REVENUES	62,965,000	62,965,000	28,568,428	34,396,572	45.37
COURT FINES + FEES	400,000	400,000	136,722	263,278	34.18
TNN: OTHER REVENUES	750,000	750,000	1,142,582	(392,582)	152.34
BIA: ROYAL; GAS; OIL			106,680	(106,680)	
BIA: COAL REVENUES			26	(26)	
BIA:OTR MINERALS REV			-	-	
BIA: LAND REVENUES			45,863	(45,863)	
TOTAL REVENUE	\$ 200,018,000	\$ 200,018,000	\$ 99,205,877	(1) \$ 100,812,123	49.60
LESS:SET ASIDES					
CAPITAL OUTLAY MATCH	\$ (2,000,000)	\$ (2,000,000)	(2,000,000)	\$ -	100.00
LAND FUND TRANSFER	(4,000,000)	(4,000,000)	(1,984,118)	(2,015,882)	49.60
PERMANENT FUND TRNSF	(24,002,000)	(24,002,000)	(11,904,705)	(12,097,295)	49.60
WATER RIGHTS CLAIM FU	(2,000,000)	(2,000,000)	(2,000,000)	-	100.00
DINE' HIGHER EDUCATIO	(11,200,000)	(11,200,000)	(11,200,000)	-	100.00
VETERANS TRUST FUND S	(8,001,000)	(8,001,000)	(3,968,235)	(4,032,765)	49.60
TOTAL SET ASIDE	\$ (51,203,000)	\$ (51,203,000)	\$ (33,057,058)	(2) \$ (18,145,942)	64.56
SUB TOTAL	\$ 148,815,000	\$ 148,815,000	\$ 66,148,819	(3) \$ 82,666,181	44.45
PERMANENT FUND INCOME TRANSFER					
OTHER REVENUE TRANSFER	\$ 10,881,000	\$ 10,881,000	\$ 10,881,000	(4) \$ -	100.00
ADD: PF FIVE-YEAR CONTINGENCY	2,885,000	2,885,000	2,885,000	(5) -	100.00
TOTAL PFI TRANSFER	\$ 13,766,000	\$ 13,766,000	\$ 13,766,000	\$ -	100.00
NET PFI TRANSFER	\$ 13,766,000	\$ 13,766,000	\$ 13,766,000	\$ -	100.00
GRAND TOTAL	\$ 162,581,000	\$ 162,581,000	\$ 79,914,819	(6) \$ 82,666,181	49.15

- (1) Gross General Fund Revenues
(2) Total Set Asides for General Fund Revenue
(3) Net General Fund Revenue
(4) Permanent Fund Income allocation to General Fund
(5) Permanent Fund Income allocation reserve (CO-54-16)
(6) Grand total General Fund Revenues

Controller's Report-Special Session-February 2018

EXHIBIT "A"

Prepared by:
General Accounting
2/15/2018



FY 2018 EXHIBIT "B"

The Navajo Nation Budget Status_Income Statement As of January 31, 2018

Branch / Object Account	Original Budget	Revised Budget	Actual Expenses	Encumbrances	Budget Available	% Available
LEGISLATIVE BRANCH						
2001 - Personnel Expenses	\$ 10,202,527	11,839,705	3,512,857		\$ 8,326,848	70.33
3000 - Travel Expenses	1,500,400	1,431,847	472,450	39,034	920,363	64.28
3500 - Meeting Expenses	258,642	362,097	117,727	-	244,370	67.49
4000 - Supplies	295,427	450,263	169,613	37,874	242,775	53.92
5000 - Lease & Rental	222,665	226,788	79,109	45,480	102,199	45.06
5500 - Communications & Utilities	144,602	144,850	33,157	-	111,693	77.11
6000 - Repairs & Maintenance	71,281	125,726	66,720	649	58,357	46.42
6500 - Contractual Services	499,854	1,437,403	153,074	271,827	1,012,502	70.44
7000 - Special Transactions	369,412	382,308	130,778	14,087	237,443	62.11
8000 - Assistance	-	-	-	-	-	-
9000 - Capital Outlay	217,412	439,849	711	131,943	307,196	69.84
9500 - Matching & Indirect Cost	-	-	-	-	-	-
Total LEGISLATIVE BRANCH	\$ 13,782,222	\$ 16,840,836	\$ 4,736,197 (1a)	\$ 540,894 (1b)	\$ 11,563,745 (1c)	68.66
EXECUTIVE BRANCH						
2001 - Personnel Expenses	80,000,411	83,204,401	23,095,938	-	\$ 60,108,463	72.24
3000 - Travel Expenses	9,602,678	9,472,050	2,935,764	3,580	6,532,706	68.97
3500 - Meeting Expenses	922,101	536,613	47,314	-	489,299	91.18
4000 - Supplies	5,051,048	5,188,141	1,218,528	522,644	3,446,969	66.44
5000 - Lease & Rental	2,905,239	4,431,047	2,115,269	130,093	2,185,684	49.33
5500 - Communications & Utilities	6,405,226	7,138,720	1,712,530	518,303	4,907,887	68.75
6000 - Repairs & Maintenance	4,881,542	6,653,922	1,774,347	1,432,554	3,447,021	51.80
6500 - Contractual Services	5,462,198	9,106,568	584,079	2,951,390	5,571,099	61.18
7000 - Special Transactions	10,247,095	10,282,575	3,790,524	141,339	6,350,713	61.76
8000 - Assistance	32,211,358	33,940,942	21,463,857	72,584	12,404,502	36.55
9000 - Capital Outlay	1,067,855	1,265,866	167,851	40,685	1,057,331	83.53
9300 - Other Income and Expense	-	-	-	-	-	-
9500 - Matching & Indirect Cost	4,283,378	4,283,378	1,595,243	-	2,688,135	62.76
Total EXECUTIVE BRANCH	\$ 163,040,129	\$ 175,504,224	\$ 60,501,243 (2a)	\$ 5,813,170 (2b)	\$ 109,189,810 (2c)	62.21
JUDICIAL BRANCH						
2001 - Personnel Expenses	\$ 12,487,393	12,492,946	3,681,025		\$ 8,811,921	70.54
3000 - Travel Expenses	367,211	438,932	64,362	-	374,570	85.34
3500 - Meeting Expenses	27,250	45,250	1,410	-	43,840	96.88
4000 - Supplies	226,217	297,219	43,215	-	254,004	85.46
5000 - Lease & Rental	9,805	14,592	9,819	-	4,773	32.71
5500 - Communications & Utilities	98,802	108,030	20,025	-	88,005	81.46
6000 - Repairs & Maintenance	50,211	183,801	44,067	-	139,734	76.02
6500 - Contractual Services	5,050	11,550	3,592	-	7,958	68.90
7000 - Special Transactions	161,958	255,603	66,272	-	189,330	74.07
8000 - Assistance	-	-	-	-	-	-
9000 - Capital Outlay	-	-	-	-	-	-
9300 - Other Income and Expense	-	-	-	-	-	-
Total JUDICIAL BRANCH	13,433,897	13,847,922	3,933,787 (3a)	\$ - (3b)	\$ 9,914,134 (3c)	71.59
GRAND TOTAL:	\$ 190,256,248	\$ 206,192,982	\$ 69,171,228 (4a)	\$ 6,354,064 (4b)	\$ 130,667,690 (4c)	63.37

Footnotes:

Legislative Branch

- (1a) Legislative Expenses
- (1b) Legislative Encumbrances
- (1c) Legislative Budget Available

Executive Branch

- (2a) Executive Expenses
- (2b) Executive Encumbrances
- (2c) Executive Budget Available

Judicial Branch

- (3a) Judicial Expenses
- (3b) Judicial Encumbrances
- (3c) Judicial Budget Available

Total General Fund

- (4a) General Fund Expenses
- (4b) General Fund Encumbrances
- (4c) General Fund Budget Available

Prepared By:
General Accounting
2/15/2018

FY 2018
EXHIBIT "C"



Undesignated, Unreserved, Fund Balance (UUFB)
February 14, 2018

09-30-17 UUFB balance <u>(Un-Audited)</u>		31,627,355
Less Supplementals:		
CD-72-17 Grazing, Farm Board, Land Board	2,452,257	
CD-73-17- UNM Housing	1,457,300	
Total Supplementals		<u>3,909,557</u>
UUFB -unaudited 02/14/18		<u><u>27,717,798</u></u>



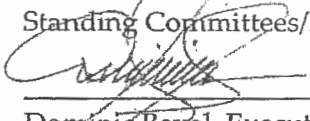
THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT



MEMORANDUM

TO : Standing Committees/Navajo Nation Council

FROM : 
Dominic Beyer, Executive Director
Office of Management and Budget

DATE : December 14, 2017

SUBJECT : **REVISED MEMO Re: Legislation No. 0447-17: Approving Supplemental Funding from the UUFB in the amount of \$764,408 to Naschitti Community Governance for Replacement of 27 Homes Lost to the Asaayi Lake Fire and Provide Feed due to Loss of Grazing Lands, Etc.**

Pursuant to 2 NNC § 1201-1205 and 12 NNC §820 (M), the Office of Management and Budget (OMB) reviewed the proposed document and provides the following:

1. Exhibit A, updated information was provided by Delegate Steven Begay. The correct number of homes is 24. The correct amount remains at \$764,408.
2. Exhibit B, the Supplemental Funding Proposal Summary was signed by OPVP.
3. Exhibit B, the FY 2018 NN Budget Forms were corrected by Division of Community Development. The appropriation, if approved, will be a direct disbursement to Naschitti Community Governance, a certified chapters.
4. According to the Controller, the UUFB is approximately \$31 million. The requests from the UUFB has grown over \$60 million.
5. Budget resolution CS-53-17, paragraph L, requires the Branch Chiefs to prioritize the requests for additional funds.
6. This memorandum replaces the OMB memorandum dated December 4, 2017.

Contact OMB, D.Sam, SBA, at 871-6470 if there are any questions and/or concerns regarding this memorandum.

NAVAJO NATION

RCS# 993

2/16/2018

Special Session

05:59:30 PM

Amd# to Amd#

Legislation No. 0447-17

PASSED

MOT BeGaye, N

Assayi Lake Fire and Provide

SEC Bennett

Feed due to Loss of Grazing

Lands - utilizing UUFB Funds

Yea : 15

Nay : 0

Excused : 3

Not Voting : 6

Yea : 15

Bates

Bennett

Perry

Tso

Begay, K

Chee

Pete

Witherspoon

Begay, S

Daniels

Slim

Yazzie

BeGaye, N

Hale

Smith

Nay : 0

Excused : 3

Brown

Shepherd

Tsodie

Not Voting : 6

Begay, NM

Damon

Jack

Phelps

Crotty

Filfred