RESOLUTION OF THE NAVAJO NATION COUNCIL

23rd NAVAJO NATION COUNCIL -- Fourth Year, 2018

AN ACTION

RELATING TO AN EMERGENCY FOR THE NAVAJO NATION; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$2,000,000 (TWO MILLION DOLLARS) FOR SUMMER YOUTH EMPLOYMENT TO 110 NAVAJO NATION CHAPTERS

BE IT ENACTED:

SECTION 1. AUTHORITY

- A. The Navajo Nation Council has the authority to approve supplemental appropriations.
- B. The Navajo Nation Code provides, "[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." 2 N.N.C. § 164(A)(16).
- C. This legislation is offered as an emergency legislation due to the critical nature summer youth employment plays in the local economy as well as to the students employed by the chapters. This directly threatens the sovereignty of the Navajo Nation.
- 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).
 - Supplemental appropriations made from non-recurring revenues shall only be made for non-recurring operations or purposes, as set forth at 12 N.N.C. § 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 for budget impact analysis and other appropriate actions. 12 N.N.C. § 820 (M).

SECTION 2. FINDINGS

- A. A supplemental appropriation is requested to cover the expenses of summer youth employment. The budget forms are provided in **Exhibit A**.
- B. In accordance with 12 N.N.C. § 820(L) and (F), respectively, the Office of the Controller is required to advise the Navajo Nation Council the available balance in the UUFB and to determine whether the costs are recurring.
- C. In accordance with 12 N.N.C. § 820(M), the Office of Management and Budget is required to provide a budget impact analysis.
- D. Distribution to Chapters shall be allocated at 50% equally to all Chapters and 50% divided proportionally among Chapters using a percentage equal to that figure which the number of registered voters in each Chapter bears to the whole of registered voters. 12 N.N.C. § 820(0). Distribution form attached as Exhibit B.
- E. Due to the emergency nature of the legislation, OOC and OMB have not yet provided the statutorily required reviews, however, both Divisions can provide comments when the legislation is before the Navajo Nation Council.
- F. Diné Customary Law declares and teaches that: "[i]t is the right and freedom of the people that our children are provided with education to absorb wisdom, self-knowledge, and knowledge to empower them to make a living and participate in the growth of the Navajo Nation." 1 N.N.C. § 204 (F).
- G. One way for the Navajo Nation to honor Diné Customary Law is to assist high school and college students with temporary employment.

- H. The Summer Youth Employment program offers high school and college students the opportunity to gain work experience during their summer breaks and pay some of their school expenses.
- I. The Summer Youth Employment program aligns with Diné Customary Law by providing Navajo Nation youth with "education to absorb wisdom, self-knowledge, and knowledge to empower them to make a living and participate in the growth of the Navajo Nation." 1 N.N.C. § 204 (F).
- SECTION 3. APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED,
 UNDESIGNATED FUND BALANCE IN THE AMOUNT OF
 \$2,000,000 (TWO MILLION DOLLARS) TO THE BUSINESS
 UNITS FOR THE NAVAJO NATION CHAPTERS
- A. The Navajo Nation hereby approves supplemental funding from the Unreserved, Undesignated Fund Balance in the amount of \$2,000,000 to the Business Unit Numbers for the Navajo Nation chapters to fund the Summer Youth Employment program.
- B. This supplemental appropriation of \$2,000,000 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 to the Business Unit Numbers for the Navajo Nation chapters.
- C. The supplemental funding shall be distributed in accordance with the Chapter distribution formula in **Exhibit B**.

Section 4. Effective Date

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

SECTION 5. DIRECTIVE TO THE NAVAJO NATION OFFICE OF THE CONTROLLER, OFFICE OF MANAGEMENT AND BUDGET, AND DIVISION OF COMMUNITY DEVELOPMENT

The Navajo Nation Departments of the Office of Management and Budget, the Office of the Controller, and the Division of Community Development are directed to update the Chapter Summer Youth Employment Fund balances within 7 calendar days of enactment pursuant to Section 4 above.

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 18 in favor and 00 opposed, on this 17th day of May 2018.

LoRenzo C. Bates, Speaker Navajo Nation Council

> 5-21-15 Date

Motion: Honorable Raymond Smith, Jr.

Second: Honorable Davis Filfred

Speaker Bates 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 day of

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



THE NAVAJO NATION PROGRAM BUDGET SUMMARY

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Page_02_of_03_ BUDGET FORM 2

THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

PART I, PROGRAM INFORMATION:		
Business Unit No.: 108014-108123 Program Name/Title:	110 Navajo Nation Chapters-Summer Youth Employment	ı
PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE: The Navajo Nation Chapter's Plan of Operation is referenced in Title 26 of the Navajo Nation Code.		
PART III. PROGRAM PERFORMANCE CRITERIA:	1st QTR 2nd QTR 3rd QTR 4tt Coal Actual Goal Actual Goal Goal Goal	4th QTR
1. Program Performance Area:		
Assist Navajo Nation High School and college/university students with temporary employment.		
Goal Statement:		
Hire students for the summer months/winter, or other breaks. (Average students hired per quarter/per chapter)	10 50 10	
2. Program Performance Area:		
Navajo Nation youth will gain work experience.		
Goal Statement:		
Students will be able to leam on the job training and work experience. (Average students hired per quarteriper chapter)	rchapter) 50 10	
3. Program Performance Area:		
Assist Navajo Nation youth with funding for tuition, books, clothing, school supplies, transportation, etc.	i,	
Goal Statement:		
Students will have funds to pay for some of their school expenses. (Average students hired per quarter/per chapter)	ppter) 50 10	
4. Program Performance Area:		
Goal Statement:		
5. Program Performance Area:		
Goal Statement:		
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED. Program Manager's Printed Name Program Manager's Signature and Date	Division Director/Branch Chief's Signature and Date	

Page_03_ of_03_ BUDGET FORM 4

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

PART IL DETAILED BUILDOET: (P)	PART I. PR	PART I. PROGRAM INFORMATION: Program Name/Title: 110 Navajo Nation Chapters-Summer Youth Employment Business Unit No.:	108014-108123	3	
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Total Appropriation	19,197.13	18,395.05	15,026.31	16,172.14	13,616.94	20,927.33	25,121.06	14,189.85	18,016.92	21,912.74	15,805.47	11,875.27	14,820.06	15,484.64	16,034.64	17,753.38	13,341.94	13,834.64	18,349.21	13,009.65	20,434.62	22,428.37	19,540.88	14,304.44	15,335.68	17,088.80	20,148.17	18,177.34	16,217.97	13,742.98	12,230.48	522,534.09
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
Registered Voters 50%	10,106.22	9,304.14	5,935.40	7,081.23	4,526.03	11,836.42	16,030.16	5,098.94	8,926.01	12,821.83	6,714.56	2,784.37	5,729.15	6,393.73	6,943.73	8,662.47	4,251.03	4,743.73	9,258.30	3,918.74	11,343.71	13,337.46	10,449.97	5,213.53	6,244.77	7,997.89	11,057.26	9,086.43	7,127.06	4,652.07	3,139.57	240,715.90
Reg	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
Equal Distribution 50%	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	06.060,6	9,090.91	9,090.91	9,090.91	9,090.91	06.060,6	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	281,818.19
Equ	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
% of Registered Voters	0.0419840	0.0386519	0.0246573	0.0294174	0.0188024	0.0491717	0.0665937	0.0211824	0.0370811	0.0532654	0.0278941	0.0115670	0.0238005	0.0265613	0.0288462	0.0359863	0.0176599	0.0197068	0.0384615	0.0162795	0.0471249	0.0554075	0.0434120	0.0216584	0.0259425	0.0332254	0.0459349	0.0377475	0.0296078	0.0193260	0.0130427	0.2407159
# of Registered Voters as of 05/16/18	882	812	518	618	395	1,033	1,399	445	62.2	1,119	286	243	200	258	909	756	371	414	808	342	066	1,164	912	455	545	869	596	793	622	406	274	21,008
Chapters	Alamo	Baca/Prewitt	Becenti	Baahaali/Breadsprings	Casamero Lake	Chichiltah	Church Rock	Counselor	Crownpoint	Huerfano	lyanbito	Lake Valley	Littlewater	Manuelito	Mariano Lake	Nageezi	Nahodishgish	Ojo Encino	Pinedale	Pueblo Pintado	Ramah	Red Rock	Rock Springs	Smith Lake	Standing Rock	To'hajiilee	Thoreau	Torreon	Tsayatoh	Whitehorse Lake	Whiterock	Subtotals:
Program Number																																
	1	2	3	4	5	9	7	8	6	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	

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Total Appropriation	16,596.10	18,841.92	15,587.77	18,108.59	31,881.46	19,792.96	19,036.71	16,298.18	15,713.81	20,721.08	16,447.14	14,648.18	16,848.18	15,175.27	16,550.26	19,540.88	16,344.01	14,751.30	14,751.31	17,134.64	27,664.81	18,085.67	16,183.60	19,747.13	21,465.87	15,908.60	16,366.93	490,192.35
Total /	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	S
Registered Voters 50%	7,505.19	9,751.01	6,496.86	9,017.68	22,790.56	10,702.05	9,945.80	7,207.27	6,622.90	11,630.17	7,356.23	5,557.27	7,757.27	6,084.36	7,459.35	10,449.97	7,253.10	5,660.40	5,660.40	8,043.73	18,573.90	8,994.76	7,092.69	10,656.22	12,374.96	6,817.69	7,276.02	244,737.80
Registe	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	S
Equal Distribution 50%	9,090.91	9,090.91	9,090.91	9,090.91	06'060'6	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.90	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	9,090.91	245,454.55
Equ	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	s
% of Registered Voters	0.0306662	0.0398427	0.0265462	0.0368463	0.0931223	0.0437286	0.0406386	0.0294489	0.0270612	0.0475210	0.0300576	0.0227071	0.0316962	0.0248607	0.0304790	0.0426986	0.0296362	0.0231284	0.0231284	0.0328667	0.0758931	0.0367527	0.0289808	0.0435414	0.0505642	0.0278571	0.0297299	0.2447378
# of Registered Voters as of 05/16/18	655	851	295	787	1,989	934	898	629	578	1,015	642	485	229	531	651	912	633	494	494	702	1,621	785	619	930	1,080	262	635	21,359
Chapters	Cornfields	Coyote Canyon	Crystal	Dilcon	Ft. Defiance	Ganado	Houck	Indian Wells	Jeddito	Kinlichee	Klagetoh	Low Mountain	Greasewood	Lupton	Mexican Springs	Naschitti	Nahata Dziil	Oak Springs	Red Lake	Sawmill	St. Michaels	Steamboat	Teesto	Tohatchi	Bahastlaa/Twin Lakes	Whitecone	Wide Ruins	Subtotals
Program Number																												
	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	20	51	52	53	54	55	99	57	58	+

Program Number						
	Chapters	# of Registered Voters as of 05/16/18	Registered	Equal Distribution 50%	Registered Voters 50%	Total Appropriation
	Aneth	1,143	0.0665657	\$ 9,090.91	\$ 13,096.83	\$ 22,187.74
	Beclabito	460	0.0267894	\$ 9,090.91	\$ 5,270.82	\$ 14,361.73
	Tiis Tsoh Sikaad/Burnham	427	0.0248675	\$ 9,090.91	\$ 4,892.69	\$ 13,983.60
	Cove	402	0.0234116	\$ 9,090.91	\$ 4,606.23	\$ 13,697.14
	Gadii Ahi	436	0.0253916	\$ 9,090.91	\$ 4,995.82	\$ 14,086.73
	Tse Daa Kaan/Hogback	913	0.0531710	\$ 9,090.90	\$ 10,461.42	\$ 19,552.32
	Mexican Water	440	0.0256246	\$ 9,090.91	\$ 5,041.65	\$ 14,132.56
	Nenahnezad	921	0.0536369	\$ 9,090.91	\$ 10,553.09	\$ 19,644.00
	Newcomb	447	0.0260323	\$ 9,090.91	\$ 5,121.86	\$ 14,212.77
	Red Mesa	865	0.0503756	\$ 9,090.91	\$ 9,911.43	\$ 19,002.34
	Red Valley	819	0.0476967	\$ 9,090.91	\$ 9,384.34	\$ 18,475.25
	Rock Point	883	0.0514239	\$ 9,090.91	\$ 10,117.68	\$ 19,208.59
	Tse Alnaozl ii/Sanostee	1,189	0.0692447	\$ 9,090.91	\$ 13,623.91	\$ 22,714.82
	San Juan	384	0.0223633	\$ 9,090.91	\$ 4,399.99	\$ 13,490.90
	Sheep Springs	503	0.0292936	\$ 9,090.91	\$ 5,763.52	\$ 14,854.43
	Shiprock	3,511	0.2044727	\$ 9,090.90	\$ 40,230.08	\$ 49,320.98
	To Likan/Sweetwater	655	0.0381457	\$ 9,090.91	\$ 7,505.18	\$ 16,596.09
	TeecNosPos	292	0.0447266	\$ 9,090.91	\$ \$,799.97	\$ 17,890.88
	Toadlena/Two Grey Hills	634	0.0369227	\$ 9,090.91	\$ 7,264.56	\$ 16,355.47
	Upper Fruitland	1,371	0.0798439	\$ 9,090.91	\$ 15,709.32	\$ 24,800.23
	Subtotals:	17,171	0.1967504	\$ 181,818.18	\$ 196,750.40	\$ 378,568.58



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		# of Registered	% of			
Program Number	m Chapters	Voters as of 05/16/18	Registered Voters	Equal Distribution 50%	Registered Voters 50%	Total Appropriation
79	Birdsprings	494	0.0314070	\$ 9,090.91	\$ 5,660.40	\$ 14,751.31
80	Bodaway/Gap	861	0.0547397	\$ 9,090.91	9,865.60	\$ 18,956.51
81	Cameron	681	0.0432958	\$ 9,090.91	\$ 7,803.10	\$ 16,894.01
82	Chilchinbeto	209	0.0385911	\$ 9,090.91	\$ 6,955.19	\$ 16,046.10
83	Coalmine Canyon	825	0.0367474	\$ 9,090.91	\$ 6,622.90	\$ 15,713.81
84	Coppermine	601	0.0382097	\$ 9,090.91	\$ 6,886.44	\$ 15,977.35
85	Dennehotso	790	0.0502257	\$ 9,090.91	\$ 9,052.06	\$ 18,142.97
98	Tsah Bii Kin/Inscription House	695	0.0361752	\$ 9,090.91	\$ 6,519.77	\$ 15,610.68
87	Kaibiito	854	0.0542946	\$ 9,090.91	\$ 9,785.39	\$ 18,876.30
88	Kayenta	1,646	0.1046475	\$ 9,090.91	\$ 18,860.36	\$ 27,951.27
68	LeChee	589	0.0435501	\$ 9,090.91	\$ 7,848.94	\$ 16,939.85
06	Leupp	626	0.0596986	\$ 9,090.91	\$ 10,759.34	\$ 19,850.25
91	Navajo Mountain	605	0.0323606	\$ 9,090.91	\$ 5,832.27	\$ 14,923.18
92	Oljato	1,156	0.0734948	\$ 9,090.91	\$ 13,245.79	\$ 22,336.70
93	Shonto	981	0.0623689	\$ 9,090.91	\$ 11,240.59	\$ 20,331.50
94	Tolani Lake	415	0.0263844	06:060'6 \$	\$ 4,755.19	\$ 13,846.09
95	Tonalea	1,053	0.0669464	\$ 9,090.91	\$ 12,065.59	\$ 21,156.50
96	Toh Nanees Dizi	2,310	0.1468625	06:060'6 \$	\$ 26,468.67	\$ 35,559.57
	Subtotals:	15,729	0.1802276	\$ 163,636.36	\$ 180,227.60	\$ 343,863.96

Juane Regaye

264,841.02	\$ \$ 137,568.30	\$ 127,272,72	0.1375683	12,006	Subtotals:		
15,839.85	\$ \$ 6,748.94	\$ 9,090.91	0.0490588	589	Whippoorwill		110
19,655.46	\$ \$ 10,564.55	\$ 9,090.91	0.0767949	922	Tselani/Cottonwood		109
19,689.83	\$ \$ 10,598.92	\$ 9,090.91	0.0770448	925	Tsaile/Wheatfields		108
16,401.30	\$ \$ 7,310.39	\$ 9,090.91	0.0531401	638	Tachee/Blue Gap		107
16,378.39	\$ \$ 7,287.48	\$ 9,090.91	0.0529735	636	Round Rock		106
15,244.01	\$ \$ 6,153.10	\$ 9,090.91	0.0447276	537	Tse Chizhi/Rough Rock		105
23,047.11	\$ \$ 13,956.20	\$ 9,090.91	0.1014493	1,218	Pinon		104
16,962.76	\$ \$ 7,871.85	\$ 9,090.91	0.0572214	687	Nazlini		103
 21,328.37	\$ \$ 12,237.46	\$ 9,090.91	0.0889555	1,068	Many Farms		102
18,887.75	\$ \$ 9,796.84	\$ 9,090.91	0.0712144	855	Lukachukai		101
15,736.72	\$ \$ 6,645.81	\$ 9,090.91	0.0483092	580	Hardrock		100
13,502.35	\$ \$ 4,411.44	\$ 9,090.91	0.0320673	385	Forest Lake		99
38,710.59	\$ \$ 29,619.69	06.060,6 \$	0.2153090	2,585	Chinle		98
13,456.51	\$ \$ 4,365.61	06.060,6 \$	0.0317341	381	Black Mesa		97
Total Appropriation	Registered Voters 50%	Equal Distribution 50%	% of Registered Voters	# of Registered Voters as of 05/16/18	Chapters	Program	

Grand Total:

TOTAL OF FUNDING REQUEST:

1.00000000 \$ 87,273

1,000,000,000 \$

2,000,000.00

1,000,000.00 \$

\$ 2,000,000.00

RCS# 1126

Special Session

5/17/2018

03:22:22 PM

Amd# to Amd#

Legislation 0172-18:

PASSED

MOT Smith SEC Filfred

Approving Supplemental Funding from UUFB \$2,000,000 for Summer

Youth Employment to 110 Chapters

Yea: 18

Nay: 0

Excused: 0

Not Voting: 6

Yea: 18

Begay, NM Begay, S BeGaye, N Bennett Chee Crotty
Damon
Daniels
Filfred
Hale

Jack Pete Phelps Slim

Tso Tsosie Withersr

Smith

Witherspoon

Nay: 0

Excused: 0

Not Voting: 6

Bates

Brown

Shepherd

Yazzie

Begay, K

Perry