



The Navajo Nation **DR. BUU NYGREN** **PRESIDENT**
Yideeskáadi Nitsáhákees **RICHELLE MONTOKYA** **VICE PRESIDENT**

November 3, 2023

Honorable Crystalyne Curley, Speaker
Navajo Nation Council
Post Office Box 3390
Window Rock, AZ 86515

RE: CO-83-23 *An Action Relating to the Budget and Finance Committee, the Resources and Development Committee, the Naabik'iyáti' Committee, and the Navajo Nation Council; Amending Exhibit A to Resolution No. CJA-01-21 to Change the Sawmill Chapter's 1-Ton Truck Purchase to Other Equipment*

Dear Members of the 25th Navajo Nation Council,

I am pleased to sign into law this resolution CO-83-23 which allows Sawmill Chapter to utilize \$68,794 of Sihasin funding for the purchase of a heavy-duty gooseneck trailer, ATV, and UTV 4/4 with CAP equipment.

As you know, the Council has already allocated the Sihasin funding to Sawmill Chapter but when the funding was allocated in 2021, it was allocated for a different piece of equipment. The Chapter's needs have changed, and I am happy to support the Chapter's decision on how best to spend this funding to meet its needs.

I encourage the Council to explore ways in which we can collectively work together to streamline the Sihasin funding process for the Chapters.

Sincerely,

A handwritten signature in blue ink, appearing to read "B. Nygren", is written over a blue ink stamp that reads "Dr. Buu Nygren, President".

Dr. Buu Nygren, *President*
THE NAVAJO NATION

RESOLUTION OF THE
NAVAJO NATION COUNCIL
25th NAVAJO NATION COUNCIL - FIRST YEAR, 2023

AN ACTION

RELATING TO THE BUDGET AND FINANCE COMMITTEE, THE RESOURCES AND DEVELOPMENT COMMITTEE, THE NAABIK'ÍYÁTI' COMMITTEE, AND THE NAVAJO NATION COUNCIL; AMENDING EXHIBIT A TO RESOLUTION NO. CJA-01-21 TO CHANGE THE SAWMILL CHAPTER'S 1-TON TRUCK PURCHASE TO OTHER EQUIPMENT

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Budget and Finance Committee is a standing committee of the Navajo Nation Council with the responsibility to "review and recommend to the Navajo Nation Council the budgeting, appropriation, investment and management of all funds" including money in the Navajo Nation's Síhasin Fund. 2 N.N.C. § 301(B) (2).
- B. The Resources and Development Committee is a standing committee of the Navajo Nation Council empowered to exercise oversight over matters involving the 110 Navajo Nation Chapters, among other responsibilities. 2 N.N.C. § 500(B); 2 N.N.C. § 500(C) (1).
- C. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council with the authority to hear proposed resolutions requiring final action by the Navajo Nation Council. 2 N.N.C. § 164(A) (9); 2 N.N.C. § 700(A); 2 N.N.C. § 701(A) (3).
- D. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A). As such, the Council may approve appropriations from the Navajo Nation's Síhasin Fund, or amendments to Council-approved allocations from the Síhasin Fund.
- E. In Resolution No. CJA-01-21 the Navajo Nation Council allocated money from the Síhasin Fund to the Division of Community Development for heavy equipment purchases for the 110 Navajo Nation Chapters. In Exhibit A attached to CJA-01-21, item number 254 shows the approved amount of \$68,794 for Sawmill Chapter for the purchase of a 1-ton truck, under the approved "Síhasin Fund Chapter Heavy Equipment Expenditure Plan." The relevant pages of CJA-01-21 are attached hereto as EXHIBIT A.

SECTION TWO. FINDINGS

- A. Sawmill Chapter's needs have changed and it now wishes to change its purpose for the \$68,794 allocated for its purchase of the 1-ton truck. The Sawmill Chapter wishes to change the purpose to "purchase a heavy-duty gooseneck trailer, ATV, and UTV 4x4 with CAP equipment." The Chapter intends to use approximately the same amount of the \$68,794 for its newly proposed purchases. Chapter Resolution No. SAW-08-14-23-06 is attached hereto as **EXHIBIT B**.
- B. CJA-01-21 established a deadline for the use of the approved Síhasin funds for the heavy equipment purchases for the 110 Chapters. This deadline was extended to December 31, 2023 by Resolution No. NABIJN-18-22. **EXHIBIT C**.
- C. CJA-01-21 and NABIJN-18-22 are incorporated herein by this reference.
- D. Because of the Sawmill Chapter's changing needs, the Navajo Nation finds it to be in the best interest of the Navajo Nation and the Navajo People to approve the change in equipment purchase as requested by the Chapter.

SECTION THREE. AMENDING CJA-01-21 TO CHANGE THE SAWMILL CHAPTER'S 1-TON TRUCK PURCHASE TO OTHER EQUIPMENT

- A. The Navajo Nation hereby amends item 254 in Exhibit A attached to Navajo Nation Council Resolution No. CJA-01-21, to change the approved allocation of \$68,794 for the purchase of a 1-ton truck for the Sawmill Chapter, to the following: "for the Sawmill Chapter - purchase of a heavy-duty gooseneck trailer, ATV, and UTV 4x4 with CAP equipment."
- B. The Sawmill Chapter or the Division of Community Development shall obtain no less than three written vendor quotes for each new item desired, and the purchases of the gooseneck trailer and other equipment shall be in accordance with the lowest vendor quotes received. All other provisions of CJA-01-21 shall govern the allocation of funds, the purchase of the desired items for the Chapter, and the Chapter's responsibility regarding the items purchased.
- C. In accordance with Section 4(5) of CJA-01-21 and Section 3(B) and 3(C) of NABIJN-18-22, any portion of the \$68,794 in Síhasin funds approved in CJA-01-21 for the Sawmill Chapter that are not spent or encumbered by December 31, 2203 shall revert to the Síhasin Fund, unless otherwise recommended by the Resources

and Development Committee of the Navajo Nation Council and otherwise approved by the Naabik'íyáti' Committee.

SECTION FOUR. DIRECTIVES

The Office of Management and Budget, the Office of the Controller, and the Division of Community Development, as well as other Navajo Nation offices, departments, programs, etc. involved in this legislation, shall work promptly and diligently to ensure that the Navajo Nation's procurement process is followed and all other required and appropriate actions are taken so that the approved funds are made available and the purchases of the vehicles/equipment for the Sawmill Chapter are completed before the December 31, 2023 deadline.

SECTION FIVE. EFFECTIVE DATE


This Action shall become effective in accordance with 12 N.N.C. § 2505 and 2 N.N.C. § 189.

SECTION SIX. SUPERSEDING AND SAVING CLAUSES

- A. The new purpose established in this Action for the use of the \$68,794 for the Sawmill Chapter shall supersede inconsistent provisions in any previous resolution of the Navajo Nation Council or a standing committee.
- B. If any portion of this Action is determined invalid by the Navajo Nation Supreme Court, or by a final order of a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the remainder of this Action shall be the law of the Navajo Nation.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the 25th 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 17 in Favor, and 00 Opposed, on this 16th day of October 2023.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

10/25/2023


Date

Motion: Honorable Seth Damon
Second: Honorable Andy Nez

Speaker Crystalyne Curley 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 3 day of NOVEMBER, 2023.



Buu Nygren, President
Navajo Nation

2. I, hereby, veto the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(11), on this _____ day of _____, 2023 for the reason(s) expressed in the attached letter to the Speaker.

Buu Nygren, President
Navajo Nation

3. I, hereby, exercise line-item veto pursuant to the budget line-item veto authority delegated to the President by vote of the Navajo People in 2009, on this _____ day of _____, 2023.

Buu Nygren, President
Navajo Nation



CJA-01-21

RESOLUTION OF THE
NAVAJO NATION COUNCIL
24th NAVAJO NATION COUNCIL - THIRD YEAR, 2021

AN ACTION

RELATING TO BUDGET AND FINANCE COMMITTEE, RESOURCES AND DEVELOPMENT COMMITTEE AND NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$23,954,719.77 FROM THE SÍHASIN FUND TO THE DIVISION OF COMMUNITY DEVELOPMENT; ADOPTING THE SÍHASIN FUND CHAPTER HEAVY EQUIPMENT EXPENDITURE PLAN PURSUANT TO 12 N.N.C §§ 2501 - 2508; ALLOCATING \$33,876,114 FROM THE SÍHASIN FUND TO THE DEPARTMENT OF WATER RESOURCES; ADOPTING THE SÍHASIN FUND DEPARTMENT OF WATER RESOURCES EMERGENCY PROJECTS EXPENDITURE PLAN PURSUANT TO 12 N.N.C §§ 2501 - 2508; ALLOCATING \$4,974,992 FROM THE SÍHASIN FUND TO THE WATER MANAGEMENT BRANCH AND ADOPTING THE WIDE RUINS SDS PROJECT EXPENDITURE PLAN PURSUANT TO 12 N.N.C §§ 2501-2508; ~~ALLOCATING \$350,000 FROM THE SÍHASIN FUND TO THE CAPITAL PROJECTS MANAGEMENT; ADOPTING THE SÍHASIN FUND SHIPROCK CHAPTER PROJECT RECAPTURE EXPENDITURE PLAN PURSUANT TO 12 N.N.C §§ 2501-2508~~

JMN
ML

JMN
ML

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. The Naabik'iyáti' Committee of the Navajo Nation Council is empowered to review all proposed legislation which requires final action by the Navajo Nation Council. 2 N.N.C. § 164 (A) (9).
- C. 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. 2 N.N.C. § 301 (B) (2).
- D. The Resources and Development Committee of the Navajo Nation Council is empowered to provide oversight over water and chapter activities, as well as oversight over community and economic development on the Navajo Nation. 2 N.N.C. § 501 (C) (1).
- E. The Navajo Nation Code provides that the purpose of the Navajo Nation Síhasin Fund ("Síhasin Fund") is as follows:

§ 2502 Purpose

- T. Per CAP-35-18, Section Four (C), each Council District was awarded Síhasin Funding of \$4,166,666.67; the President's line-item veto of the Former BIA Compound Project resulted in the Shiprock Council District receiving less than \$4,166,666.67 and less funding than all other Council Districts.
- U. As set forth in Shiprock Chapter Resolution No. 10-13-19-006-SHIP (amending 09-17-19-073-SHIP), attached as **Exhibit D**, the Shiprock Chapter requests that the Navajo Nation Council approve the following projects totaling \$350,000 to replace the line-item vetoed "Former BIA Compound" project: Veteran Cemetery for \$110,000; Veterans Waterline for \$15,000; Shiprock Baseball Field for \$75,000.00; and a Portable Building for Elected Officials for \$150,000, as set forth in the Shiprock Chapter Project Recapture Expenditure Plan attached as **Exhibit E**.
- V. The Navajo Nation also finds that using the Síhasin Fund to fund the Shiprock Chapter projects, as set forth in **Exhibit E**, is within the purposes of 12 N.N.C. § 2502 (A)(1) and is in the best interests of the Navajo People and Navajo communities.
- W. The Wide Ruins South Phase II Waterline Extension project, as set forth in **Exhibit F**, has been on the Indian Health Service Sanitation Deficiency System (SDS) for more than five years, but has yet to be funded despite the fact that the project will provide water to at least 46 families in desperate need of water to comply with Center for Disease Control (CDC) guidance to prevent infection of COVID-19 and mitigate its spread throughout the community.
- X. The Navajo Nation also finds that using the Síhasin Fund to fund the Wide Ruins South Phase II Waterline Extension project, as set forth in **Exhibit F**, is within the purposes of 12 N.N.C. § 2502 (A)(1) and is in the best interests of the Navajo People and Navajo communities.

SECTION THREE. ALLOCATION OF \$23,954,719.77 TO THE DIVISION OF COMMUNITY DEVELOPMENT AND ADOPTION OF THE CHAPTER HEAVY EQUIPMENT EXPENDITURE PLAN

- A. The Navajo Nation hereby allocates twenty-three million nine hundred fifty-four thousand seven hundred nineteen dollars and seventy-seven cents (\$23,954,719.77) from the Síhasin Fund to the Division of Community Development to implement the Síhasin Fund Chapter Heavy Equipment Expenditure Plan as detailed in **Exhibit A**.

- B. The Navajo Nation hereby approves and adopts the Sihasin Fund Chapter Heavy Equipment Expenditure Plan as set forth in this resolution and in Exhibit A.

SECTION FOUR. APPROVAL AND ADOPTION OF CHAPTER HEAVY EQUIPMENT EXPENDITURE PLAN ADMINISTRATION

The Navajo Nation hereby approves administration of the Sihasin Fund Chapter Heavy Equipment Expenditure Plan as follows:

1. The Navajo Nation Controller shall determine whether the source of the \$23,954,719.77 allocation from the Sihasin Fund will be from Fund Principal or Fund Income or a combination of both;
2. The funds allocated for the Chapter Heavy Equipment Expenditure Plan shall be distributed to the Division of Community Development within ten (10) days following enactment of this legislation;
3. The funds allocated for the Chapter Heavy Equipment Expenditure Plan shall be used solely to purchase the equipment described in Exhibit A and any and all cost-savings shall be returned to the Sihasin Fund once the Chapter Heavy Equipment Expenditure Plan is completed; and
4. Chapters shall be responsible for the repairs and maintenance and insurance costs for their respective Heavy Equipment.
5. The funds allocated for the Chapter Heavy Equipment Expenditure Plan shall revert to the Sihasin Fund principal if not spent or encumbered within ninety (90) days of distribution to the Division of Community Development, unless recommended otherwise by the Resources and Development Committee and approved by the Naabik'iyáti' Committee.

SECTION FIVE. ALLOCATION OF \$33,876,114 TO THE DEPARTMENT OF WATER RESOURCES AND ADOPTION OF THE DEPARTMENT OF WATER RESOURCES EMERGENCY PROJECTS EXPENDITURE PLAN

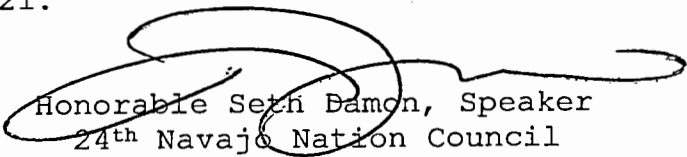
- A. The Navajo Nation hereby allocates ~~thirty-three million eight hundred seventy-six thousand one hundred fourteen dollars (\$33,876,114)~~ from the Sihasin Fund to the Department of Water Resources to implement the Sihasin Fund Department of Water Resources Emergency Projects Expenditure Plan as detailed in Exhibit B.

SECTION FOURTEEN. DIRECTIVES

- A. The Division of Community Development and Department of Water Resources shall report, in writing, the status of expenditures and project progress under their respective Expenditure Plans to the Naabik'iyáti' Committee and Office of the President and Vice-President by the fifth day of each month following the enactment of this legislation.
- B. The Office of the Speaker and Office of Legislative Counsel shall immediately provide the Division of Community Development with all supporting documents used in the development of **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 20 in Favor, and 01 Opposed, on this 15th day of January 2021.



Honorable Seth Damon, Speaker
24th Navajo Nation Council

01/20/2021

DATE

Motion: Honorable Pernell Halona

Second: Honorable Jamie Henio

Speaker Seth Damon not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

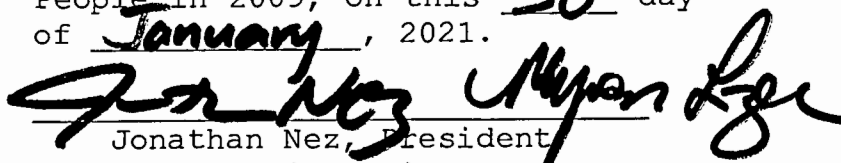
1. I, hereby, sign into law the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(10), on this _____ day of _____, 2021.

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 _____, 2021 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 budget line-item veto authority delegated to the President by vote of the Navajo People in 2009, on this 30 day of January, 2021.



Jonathan Nez, President
Navajo Nation

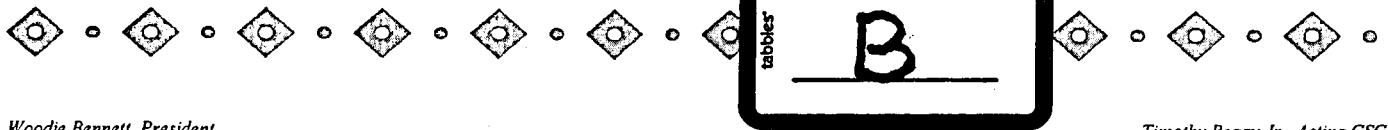
LEGISLATION 0309-20
NEW EXHIBIT A

EXHIBIT A

233	Seth Damon	Red Rock Chapter	Utility Terrain Vehicle	\$	14,578.80
234	Seth Damon	Red Rock Chapter	4x4 Truck	\$	51,615.00
235	Seth Damon	Red Rock Chapter	Tractor/Loader 4x4 w/8" Blade and 16" Trailer	\$	32,000.00
236	Seth Damon	Red Rock Chapter	Trailer for Backhoe(40,000 LB Capacity)	\$	42,507.00
237	Seth Damon	Rock Springs Chapter	Tractor/Loader 4x4 w/8" Blade and 16" Trailer	\$	32,000.00
238	Seth Damon	Rock Springs Chapter	Backhoe	\$	106,908.00
239	Seth Damon	Rock Springs Chapter	4x4 Truck	\$	51,615.00
240	Seth Damon	Isayatoh Chapter	Heavy Equipment	\$	56,325.76
241	Thomas Walker Jr	Cameron	Backhoe	\$	94,743.00
242	Thomas Walker Jr	Leupp	Backhoe	\$	111,509.87
243	Thomas Walker Jr	Leupp	towing trailer	\$	27,820.76
244	Thomas Walker Jr.	Coalmine Canyon	Backhoe, Flatbed Dump Truck, Water Truck, Skid Steer	\$	159,132.00
245	Thomas Walker Jr.	Birdsprings	Motor Grader	\$	165,606.09
246	Thomas Walker Jr.	Tolani Lake	Trailer and Backhoe	\$	140,943.96
247	Vince James	Comfields	Water Truck, Snow Plow, Dump Truck	\$	108,085.95
248	Vince James	Ganado	Vehicle, Water Truck	\$	73,754.99
249	Vince James	Jeddito	Vehicle, Water Truck	\$	118,850.00
250	Vince James	Steamboat/Hoyee	Trailer, Dump Trailer, Water Truck	\$	96,606.00
251	Vince James	Kin Dah Lichii	Backhoe	\$	118,683.96
252	Vince James	Kin Dah Lichii	Lake Valley Trailer	\$	4,900.00
253	Wilson Stewart Jr.	Fort Defiance	Backhoe	\$	95,814.29
254	Wilson Stewart Jr.	Sawmill	1 ton truck	\$	68,794.00
255	Wilson Stewart Jr.	Crystal	Backhoe	\$	99,534.00
GRAND TOTAL				\$	23,954,719.77

\$68,794

for Sawmill Chapter
purchase of 1 ton truck



Woodie Bennett, President
Lewis Shirley, Vice President
Toneika Tsosie, Sec/Treasurer
Dr. Andy Nez, Council Delegate
Patrick Martinez, Grazing Representative

Timothy Begay Jr., Acting CSC
Ronald Deschinny, AMS
Louise Mark, Center Supervisor

SAW-08-14-23-06

**RESOLUTION OF THE SAWMILL CHAPTER
NAVAJO NATION**

REQUESTING THE NAABIK'IYATI' STANDING COMMITTEE, AND THE 25TH NAVAJO NATION COUNCIL TO AMEND LEGISLATION CJA-01-21 EXHIBIT (A) 254 OF THE NAVAJO NATION SIHASIN FUND FOR CHAPTER HEAVY EQUIPMENT PURCHASES TO ALLOW SAWMILL CHAPTER TO CHANGE ITS REQUEST FROM A ONE-TON TRUCK TO A HEAVY-DUTY GOOSENECK TRAILER AND AN ATV, UTV 4X4 WITH CAP EQUIPMENT UTILIZING THE NAVAJO NATION SIHASIN FUNDING AMOUNT OF \$68,794.00.

WHEREAS:

1. The Sawmill Chapter, a recognized certified local government of the Navajo Nation, vested with the power and authority to advocate on behalf of its constituents for the improvement of health, education, safety, general welfare; and
2. Pursuant to the subchapter 1, section 131 (1); (2) of the same "Act", the Sawmill Chapter has the responsibility and authority to promote, protect, and preserve the interest and general welfare including the safety of its community people; and
3. The Navajo Nation Council is the governing body of the Navajo Nation, pursuant to 2 N.N.C. section 102 (A); and
4. The Naabik'iyati' Committee is a standing committee of the Navajo Nation Council with the authority to hear proposed resolutions requiring final action by the Navajo Nation Council. 2 N.N.C. S 164 (A) (9); 2 N.N.C. S 700 (A); 2 N.N.C S 701 (A) (3); and
5. Pursuant to Navajo Nation Council resolution CJA-01-21, the Council approved funds from the Navajo Nation Sihasin fund for the Division of Community Development to purchase of certain heavy equipment for the 110 chapters; and
6. The Sawmill Chapter has submitted its request to purchase a one-ton truck utilizing the Navajo Nation Sihasin fund of \$68,794.00 as listed in exhibit (A) 254; and
7. The Sawmill Chapter has changed its plans to purchase the one-ton truck and requesting to amend to purchase a heavy-duty gooseneck, ATV, UTV 4x4 with cap equipment utilizing the Navajo Nation Sihasin fund of \$68,794.00; and

8. The Sawmill Chapter has obtained its required three quotations from various vendors to purchase the equipment; and
9. The Sawmill Chapter further requests the Naabik'iyati Committee and the 25th Navajo Nation Council to expedite the process before the deadline as set pursuant to Naabik'iyati', 24th Navajo Nation Council resolution NABIJN-18-22.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Sawmill Chapter hereby requests the Naabik'iyati' Standing Committee, and the 25th Navajo Nation Council to amend legislation CJA-01-21 Exhibit (A) 254 of the Navajo Nation Sihasin fund for chapter heavy equipment purchases to allow Sawmill Chapter to change its request from one-ton truck to a heavy-duty gooseneck trailer and an ATV, UTV 4x4 with cap equipment utilizing the Navajo Nation Sihasin funding amount of \$68,794.00.

CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly called meeting held at Sawmill (Navajo Nation), Arizona at which a quorum was present, and that same day was passed by a vote of 32 in favor, 0 opposed, and 1 abstained on this 14th day of August 2023.

Motioned by: Larry Foster

Seconded by: Juanita Martinez


Woodie Bennett, President



NABIJN-18-22

RESOLUTION OF THE
NAABIK'ÍYÁTI' STANDING COMMITTEE
24th NAVAJO NATION COUNCIL -- Fourth Year, 2022

AN ACT RELATING TO THE RESOURCES AND DEVELOPMENT AND NAABIK'ÍYÁTI' COMMITTEES; AMENDING CJA-01-21 AND NABIS-36-21 TO EXTEND THE DEADLINES FOR THE EXPENDITURE OF SÍHASIN FUNDS FOR CHAPTER HEAVY EQUIPMENT PURCHASES AND FOR THE DEPARTMENT OF WATER RESOURCES EMERGENCY PROJECTS

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee is a standing committee of the Navajo Nation Council empowered to exercise oversight over matters involving water, land, environment, economic and community development, public utilities, and the 110 Navajo Nation Chapters, among other responsibilities. 2 N.N.C. § 500(B); 2 N.N.C. § 500(C) (1).
- B. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council with the authority to hear proposed resolutions requiring final action by the Navajo Nation Council. 2 N.N.C. § 164(A) (9); 2 N.N.C. § 700(A); 2 N.N.C. § 701(A) (3).
- C. In Resolution No. CJA-01-21 the Navajo Nation Council allocated money from the Síhasin Fund to the Division of Community Development for heavy equipment purchases for the 110 Chapters, and to the Division of Natural Resources/Department of Water Resources for the Department's Emergency Projects. Also, in CJA-01-21, the Council delegated to the Resources Committee and the Naabik'íyáti' Committee the authority over the deadline for the expenditure of the allocated Síhasin funds. Resolution No. CJA-01-21 is incorporated herein by this reference.

SECTION TWO. FINDINGS

- A. As stated above, CJA-01-21 allocated money from the Síhasin Fund for the Division of Community Development to purchase of certain heavy equipment for the 110 Chapters, and for the Department of Water Management to purchase needed equipment and pay for waterline projects and other projects listed in Exhibit B of CJA-01-21 ("DWR Emergency Projects"). Although CJA-01-21 was line-item vetoed by President Nez, the veto did not affect the allocated funds for the heavy equipment

purchases, and it affected only a portion of the funds for the DWR Emergency Projects.

- B. CJA-01-21 established a deadline for the use of the approved Síhasin funds for the heavy equipment purchases and the DWR Emergency Projects. These original deadlines have been extended, most recently by the Naabik'íyáti' Committee in Resolution No. NABIS-36-21. Currently, the deadline for the heavy equipment purchases is December 30, 2021 and the deadline for the DWR Emergency Projects is March 31, 2022. NABIS-36-21 is incorporated herein by this reference.
- C. At this time, both the Division of Community Development and the Department of Water Resources need more time to complete all purchases of heavy equipment for the 110 Chapters, and to fully expend the Síhasin funds for the DWR Emergency Projects.
- D. Because of the Chapters' need for the heavy equipment, and the dire need for the DWR Emergency Projects that will provide clean running water in many Navajo Nation communities, the Navajo Nation finds it to be in the best interest of the Navajo Nation and the Navajo People to extend the deadlines set forth in NABIS-36-21 for the expenditure of the Síhasin funds approved in CJA-01-21.

SECTION THREE. APPROVING THE EXTENSION OF DEADLINES

- A. The Navajo Nation hereby approves an extension of the deadline for the expenditure of the Síhasin funds approved in CJA-01-21 for the DWR Emergency Projects, from March 31, 2022 to the new deadline of December 31, 2023.
- B. The Navajo Nation hereby approves an extension of the deadline for the expenditure of the Síhasin funds approved in CJA-01-21 for the 110 Chapters' heavy equipment purchases from December 30, 2022 to the new deadline of December 31, 2023.
- C. Any Síhasin funds approved in CJA-01-21 that are not spent or encumbered in accordance with the approved Expenditure Plans by the new deadlines set forth in Section Three (A) and Section Three (B) herein shall revert to the Síhasin Fund, unless otherwise recommended by the Resources and Development Committee of the Navajo Nation Council and otherwise approved by the Naabik'íyáti' Committee.

SECTION FOUR. EFFECTIVE DATE

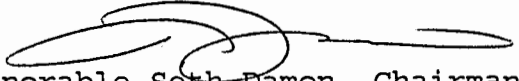
This Act shall become effective in accordance with 12 N.N.C. § 2505 and 2 N.N.C. § 189.

SECTION FIVE. SUPERSEDING AND SAVING CLAUSES

- A. The new deadlines set forth in Section Three (A) and Three (B) of this Act shall supersede inconsistent provisions in any previous resolution of the Navajo Nation Council or a standing committee, to the extent that such previous resolutions establish a deadline for the expenditure of Síhasin funds approved in CJA-01-21.
- B. If any portion of this Act is determined invalid by the Navajo Nation Supreme Court, or by a final order of a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the remainder of this Act shall be the law of the Navajo Nation.

CERTIFICATION

I, hereby certify that the foregoing resolution was duly considered by the Naabik'íyáti' Committee of 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 17 in Favor, and 01 Opposed, on this 9th day of June 2022.


Honorable Seth Damon, Chairman
Naabik'íyáti' Committee

6/9/22
Date

Motion: Honorable Vince R. James
Second: Honorable Pernell Halona

Chairman Seth Damon not voting

1279

NAVAJO NATION

Naa'bik'iyati' Committee Regular Meeting

6/9/2022
06:26:53 PM

Amd# to Amd# CONSENT AGENDA: Item A.
MOT James, V -Legislations: 0062-22,0097-22,
SEC Halona, P 0040-22, 0074-22, 0083-22,
 0088-22, & 0090-22

PASSED

Yeas : 17

Nays : 1

Excused : 3

Not Voting : 2

Yea : 17

Begay, K	Daniels	James, V	Tso, O
Begay, P	Freeland, M	Slater, C	Walker, T
Brown	Halona, P	Tso, D	Wauneka, E
Charles-Newton	Henio, J	Tso, E	Yellowhair
Crotty			

Nay : 1

Smith

Excused : 3

Stewart, W	Tso, C	Nez, R
------------	--------	--------

Not Voting : 2

Yazzie	Begay, E
--------	----------

Presiding Speaker: Damon

NAVAJO NATION

Navajo Nation Council Fall Session

10/16/2023
01:39:20 PM

Amd# to Amd# Consent Agenda: Legislations
MOT Damon, S 0231-23, 0158-23, 0203-23,
SEC Nez, A 0232-23, and 0230-23

PASSED

Yeas : 17

Nays : 0

Excused : 4

Not Voting : 2

Yea : 17

Arviso, S
Aseret, L
Begay, H
Charles-Newton, E
Claw, SDamon, S
Daniels, H
Jesus, B
Johnson, CNez, A
Nez, R
Simonson, G
Simpson, DSlater, C
Tolth, G
Yanito, C
Yazzie, C

Nay : 0

Excused : 4

James, V

Crotty, A

Tso, O

Notah, N

Not Voting : 2

Parrish, S

Begay, N

Presiding Speaker: Curley, C