

**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0012-18

**DATE:** January 9, 2018

**TITLE OF RESOLUTION:** AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING A BUDGET REALLOCATION OF FUNDS FOR PREVIOUSLY APPROVED FUEL EXCISE TAX (FET) PROJECTS

**PURPOSE:** This legislation approves a budget reallocation for Fuel Excise Tax funds previously appropriated for road related projects in the Eastern Agency Chapters of Casamero Lake and Little Water for the McKinley County Road 19 project.

**This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.**

5-DAY BILL HOLD PERIOD: None  
Website Posting Time/Date: 5:14pm 1/14/18  
Posting End Date: 1/14/2018  
Eligible for Action: 1/15/2018

PROPOSED NAVAJO NATION STANDING COMMITTEE RESOLUTION

23<sup>rd</sup> NAVAJO NATION COUNCIL – Fourth Year, 2018

INTRODUCED BY

  
(Prime Sponsor)

TRACKING NO. 0012-18

AN ACTION

RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE;  
APPROVING A BUDGET REALLOCATION OF FUNDS FOR PREVIOUSLY  
APPROVED FUEL EXCISE TAX (FET) PROJECTS

BE IT ENACTED:

**SECTION ONE. AUTHORITY.**

- A. The Resources and Development Committee (RDC) is a standing committee of the Navajo Nation Council. 2 N.N.C. §500 (A). RDC has oversight authority over matters involving roads and transportation for the purpose of planning and coordinating all roads and transportation activities of the Navajo Nation. 2 N.N.C. §500 (C)(6).
- B. A standing committee may reallocate funds appropriated by the Navajo Nation Council to a division or program over which the committee has oversight. 2 N.N.C. §185(A).
- C. A budget reallocation is the reallocation of funds between business units which requires oversight approval. Navajo Nation Budget Instruction Manual Fiscal Year 2017, Section XIII, C, 1, b.
- D. A reallocation of funds must be approved “by two-thirds (2/3) vote of the full membership of the committee, board or commission.” 2 N.N.C. §185(A).

1       **SECTION TWO. FINDINGS**

- 2       A. The Resources and Development Committee approved an equal distribution of Fuel  
3       Excise Tax funds among the five Agencies based on a Navajo Division of  
4       Transportation priority list and Eastern Agency received a total of \$2,600,000 for  
5       various projects. *See* RDCS-61-14
- 6       B. Two projects within Eastern Agency approved in RDCS-61-14 included Route N485  
7       in Casamero Lake and Low Water Crossing for Eastern Navajo Chapters.
- 8       C. Casamero Lake faced difficulties in gathering landowner consent for the right-of-  
9       way of N485 and other obstacles which may result in losing funds for the projects.
- 10      D. Casamero Lake and Little Water Chapters support the reallocation for the purpose of  
11      construction costs for McKinley County Road 19, a road that serves more than one  
12      Chapter.
- 13      E. The Navajo Nation Division of Transportation supports a budget reallocation in  
14      accordance with the amounts and business unit numbers listed with the Navajo  
15      Nation Division of Transportation. *See* **Exhibit A**.
- 16      F. This reallocation of funds will allow the Chapters to pursue matching funds from the  
17      State of New Mexico through a request during the 2018 State Legislative Session.

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19       **SECTION THREE. APPROVAL OF REALLOCATION**

20       The Navajo Nation hereby approves budget reallocation from the Navajo Route N485  
21       project and from the Low Water Crossing project to the McKinley County Road 19  
22       project.

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## NAVAJO DIVISION OF TRANSPORTATION

POST OFFICE BOX 4620  
WINDOW ROCK, ARIZONA 86515

TEL: 505.371.8300  
FAX: 505.371-8399

January 8, 2018  
Mr. Fernie Yazzie, President  
Casamero Lake Chapter  
The Navajo Nation



Dear President Yazzie:

The Navajo Division of Transportation is in the process of making a formal request to the Navajo Nation Council Resource and Development Committee (RDC) to have currently available Fuel Excise Tax (FET) funds transferred from a project on BIA Route N485 near Casamero Lake Chapter, which is \$1,050,500.00, and to be used for maintenance/improvements on McKinley County Road 19 (CR19). Additionally, on a second similar project, \$803,424.38, was identified for a residential road low water crossing project immediately off of McKinley County Road 19. The summation of both of these funding sources is \$1,853,924.38.

However, \$6,000 (for 401/404 Permits), and \$50,000 (for the low water crossing design & engineering); for a total sum of \$56,000, will remain with the secondary residential low water crossing project. The \$56,000 is the expected amount needed to continue with this phase of work on the low water crossing project for the residential route coming off of CR19. Therefore,  $\$1,853,924.38 - \$56,000 = \$1,797,924$  will be transferred over to the forthcoming McKinley County Road 19 maintenance/improvement project.

The request and action to reprogram the funds for both of these projects, has approval and acknowledgement by the FET funding recipient, Casamero Lake Chapter. The request will be presented to the RDC by NDOT and further supported by Casamero Lake Chapter. The amount of FET money to be transferred to the McKinley County Route CR19 project is **\$1,797,924**.

Over the recent past, NDOT has been working in partnership with the McKinley County Road Department on the CR19 project and recognizes the project's need for more funding to complete improvements planned. NDOT and the County will continue project management responsibilities including their handling of all matters regarding the transfer and the integration of FET funds into the CR19 scope of work.

This letter further acknowledges and concurs on the intentions of the community of Casamero Lake Chapter, which is specifically, McKinley County Road 19 improvements.

With regards,

  
Garret Silversmith, Director  
Navajo Division of Transportation  
The Navajo Nation

1-8-18

RESOLUTION OF THE  
RESOURCES AND DEVELOPMENT COMMITTEE  
Of the 22<sup>nd</sup> Navajo Nation Council---Fourth Year 2014

AN ACTION

Approving The Equal Distribution Of The Fuel Excise Tax Fund  
Balance of \$13,000,000 Among The Five Agencies And The Priority  
List Of Transportation Road Improvement Projects

BE IT ENACTED:

Section One. Findings

1. The Navajo Nation Road Fund Management Plan, 12 N.N.C. §§ 1003 et seq., authorizes the Resources and Development Committee to appropriate all Navajo Nation Fuel Excise Taxes Funds for administrative cost, preliminary studies, road maintenance, and road improvement activities.
2. The Navajo Nation's transportation needs, demands and requirements are unique in nature and scope due to its large population, land mass in excess of 25,000 square miles, and 110 rurally disperse Chapter governments served by roads which are predominantly dirt and unimproved.
3. The Navajo Division of Transportation was directed by the Naabik'iyati' Committee of the Navajo Nation Council to propose legislation to include a Priority List for equal distribution of \$13,000,000 of the Fuel Excise Tax funds among the five agencies within the Navajo Nation. NABIMA-16-13(Exhibit B).

Section Two. Approvals

1. The Navajo Nation hereby approves the Navajo Division of Transportation Road Priority List herein attached as Exhibit "A."
2. The Navajo Nation hereby approves the equal distribution of \$13,000,000 of Fuel Excise Tax funds, as referenced in NABIMA-16-13, among the five agencies within the Navajo Nation for the road projects on the Priority List.

3. The Navajo Nation Office of the Controller and the Office of Management and Budgets are directed to establish business units for the use of the funds consistent with this resolution.

C E R T I F I C A T I O N

I, hereby, certify that the foregoing resolution was duly considered by the Resources and Development Committee of the 22<sup>nd</sup> Navajo Nation Council at a duly called meeting at Window Rock, Navajo Nation (Arizona), at which a quorum was present and that same was passed by a vote of 03 in favor, 00 oppose, and 00 Abstain on this 30<sup>th</sup> Day of September, 2014.

  
Honorable Katherine Benally, Chairperson  
Resources and Development Committee

Motion: Honorable Leonard Tsosie  
Second: Honorable Leonard H. Pete

**BETTERMENT LISTING (\$13 MILLION)  
NAVAJO DIVISION OF TRANSPORTATION  
PRIORITY LIST OF TRANSPORTATION  
ROAD IMPROVEMENT PROJECTS**

<b><u>NORTHERN AGENCY</u></b>							
	<b>ROUTE</b>	<b>MILES</b>	<b>LOCATION</b>	<b>ACTIVITIES/SCOPE OF WORK</b>	<b>TOTAL COST</b>	<b>FET DISTRIBUTION</b>	<b>COST SHARE</b>
5	N192	5.0	Two Grey Hills, NM		\$50,844.00	\$50,844.00	\$0.00
1	N546	2.8	Shiprock, NM	Subgrade preparation, gravel & stabilizer	\$232,194.00	\$232,194.00	\$0.00
2	N571	2.5	Gadli'ahi, NM	Subgrade preparation, gravel & stabilizer	\$329,225.00	\$329,225.00	\$0.00
3	N5012	3.4	Sanostee, NM	Subgrade preparation, gravel & stabilizer	\$593,166.00	\$593,166.00	\$0.00
4	N5020	6.0	Red Valley, AZ	Subgrade preparation, gravel & stabilizer	\$1,300,000.00	\$1,300,000.00	\$0.00
6	N5113	12.4	Beclabito, NM	Stabilize subgrade	\$94,571.00	\$94,571.00	\$0.00
			Various Chapters	Low Water Crossing	\$50,844.00	\$50,844.00	\$0.00
		<b>27.1</b>		<b>NORTHERN AGENCY TOTAL</b>	<b>\$2,600,000.00</b>	<b>\$2,600,000.00</b>	<b>\$0.00</b>
<b><u>WESTERN AGENCY</u></b>							
	<b>ROUTE</b>	<b>MILES</b>	<b>LOCATION</b>	<b>ACTIVITIES/SCOPE OF WORK</b>	<b>TOTAL COST</b>	<b>FET DISTRIBUTION</b>	<b>COST SHARE</b>
1	LCR Access Road	0.2	Cameron, AZ	Construct Little Colorado River Tribal Park Parking Lot and Access Road	\$1,320,514.00	\$1,121,514.00	\$199,000.00
8	N21	N/A	Tonalea, AZ	Replace Signs	\$65,000.00	\$13,000.00	\$52,000.00
3	N42	10.0	Oljato, UT	Chip Seal and Pavement Striping	\$600,000.00	\$268,486.00	\$331,514.00
9	N59	N/A	Chilchinbeto, AZ	Replace Signs	\$60,000.00	\$12,000.00	\$48,000.00
4	N106	0.4	Kayenta, AZ	Pavement Overlay	\$145,000.00	\$145,000.00	\$0.00
5	N128	0.5	Shonto, AZ	Pavement Overlay	\$150,000.00	\$150,000.00	\$0.00
10	N591	N/A	Kayenta, AZ	Replace Culverts at seven (7) locations	\$35,000.00	\$25,000.00	\$10,000.00
2	N6310	0.1	Navajo Mountain, UT	Bridge Abutment Protection Repairs	\$815,000.00	\$210,000.00	\$605,000.00
6	N6440	0.1	Monument Valley, UT	Roadway and Culvert Construction	\$1,400,000.00	\$550,000.00	\$850,000.00
11	N6810	N/A	Tolani Lake, AZ	Replace Culverts at eighteen (18) locations	\$70,000.00	\$50,000.00	\$20,000.00
7	N6910	12.0	Leupp, AZ	Environmental Assessment for future graveling and improvements	\$55,000.00	\$55,000.00	\$0.00
		<b>23.3</b>		<b>WESTERN AGENCY TOTAL</b>	<b>\$4,715,514.00</b>	<b>\$2,600,000.00</b>	<b>\$2,115,514.00</b>

**BETTERMENT LISTING (\$13 MILLION)  
NAVAJO DIVISION OF TRANSPORTATION  
PRIORITY LIST OF TRANSPORTATION  
ROAD IMPROVEMENT PROJECTS**

<b>CHINLE AGENCY</b>							
	<b>ROUTE</b>	<b>MILES</b>	<b>LOCATION</b>	<b>ACTIVITIES/SCOPE OF WORK</b>	<b>TOTAL COST</b>	<b>FET DISTRIBUTION</b>	<b>COST SHARE</b>
1	N4	3.0	US191 to Pinon, AZ	Pavement Crack Sealing, Chip Sealing and Striping	\$383,500.00	\$383,500.00	\$0.00
2	N7		Chinle Community	Striping	\$35,000.00	\$35,000.00	\$0.00
3	N7		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00
4	N12		Lukachukai to Round Rock, AZ	Striping and Cracked Sealing	\$87,570.00	\$87,570.00	\$0.00
5	N13(6)	4.7	Lukachukai, NM	Pavement Striping from N12 to Base of Mountain	\$7,160.30	\$7,160.30	\$0.00
6	N13(8)	4.7	Lukachukai, NM	Pavement Striping from Base of Mountain to Buffalo Pass	\$9,880.80	\$9,880.80	\$0.00
7	N25		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00
8	N27		Nazlini, AZ	Striping	\$12,500.00	\$12,500.00	\$0.00
9	N29		Blue Gap, AZ	Striping	\$9,100.00	\$9,100.00	\$0.00
10	N41	20.4	Pinon to Forest Lake, AZ	Pavement Crack Sealing and Striping from Pinon to Forest Lake	\$1,190,100.00	\$1,190,100.00	\$0.00
11	N59	20.7	Many Farms, AZ	Pavement Crack Sealing and Striping from Many Farms to Western Agency Line	\$90,201.38	\$90,201.38	\$0.00
12	N60		Low Mountain	Striping	\$4,500.00	\$4,500.00	\$0.00
13	N64		Tsaile to Chinle, AZ	Striping	\$18,200.00	\$18,200.00	\$0.00
14	N65		Whippoorwill, AZ	Striping	\$10,000.00	\$10,000.00	\$0.00
15	N67		Low Mountain	Striping	\$2,600.00	\$2,600.00	\$0.00
16	N102		Chinle Hospital	Striping	\$1,300.00	\$1,300.00	\$0.00
17	N136		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$1,300.00	\$0.00
18	N251(S)		Salina, AZ (South)	Striping	\$8,000.00	\$8,000.00	\$0.00
19	N8009		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00
20	N8015		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00
21	N8016		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00
22	N8029		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00

**BETTERMENT LISTING (\$13 MILLION)  
NAVAJO DIVISION OF TRANSPORTATION  
PRIORITY LIST OF TRANSPORTATION  
ROAD IMPROVEMENT PROJECTS**

23	N8063		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00
24	N8065	0.1	Black Mesa, AZ	Low Water Crossing near N41/N8065 Junction	\$281,982.40	\$281,982.40	\$0.00
25	N8065		Chinle Agency	Subgrade preparation & gravel	\$12,000.00	\$12,000.00	\$0.00
26	N8066		Chinle Agency	Subgrade preparation & gravel	\$12,000.00	\$12,000.00	\$0.00
27	N8066	0.1	Black Mesa, AZ	Two Culvert Installations	\$281,982.40	\$281,982.40	\$0.00
28	N8077		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00
29	N8084		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$9,000.00	\$0.00
30	N8085	5.0	Many Farms, AZ	Stabilize gravel	\$81,776.67	\$81,776.67	\$0.00
31	N8085		Chinle Agency	Subgrade preparation & gravel	\$15,000.00	\$12,000.00	\$0.00
32	N8086		Chinle Agency	Subgrade preparation & gravel	\$11,000.00	\$11,000.00	\$0.00
33	N8090		Chinle Agency	Subgrade preparation & gravel	\$9,000.00	\$11,000.00	\$0.00
			Various Chapters	Low Water Crossing	\$459,416.05	\$459,416.05	\$0.00
		<b>55.7</b>		<b>CHNILE AGENCY TOTAL</b>	<b>\$2,608,700.00</b>	<b>\$2,600,000.00</b>	<b>\$0.00</b>

**FORT DEFIANCE AGENCY**

	ROUTE	MILES	LOCATION	ACTIVITIES/SCOPE OF WORK	TOTAL COST	FET DISTRIBUTION	COST SHARE
1	Access Road	0.5	Crystal, NM	Earthwork, subgrade preparation, gravel & pavement for Crystal Multipurpose Complex	\$500,000.00	\$500,000.00	\$0.00
2	N112	3.0	Ft. Defiance, AZ	Subgrade preparation & gravel	\$188,496.00	\$188,496.00	\$0.00
3	N124	10.7	Oak Springs, AZ	Subgrade preparation, gravel & stabilizer	\$306,504.00	\$306,504.00	\$0.00
4	N9056	0.4	Jeddito, AZ	Subgrade preparation, gravel, stabilizer & culvert installation from SR 264 to HPL	\$650,000.00	\$650,000.00	\$0.00
5	N9062	4.7	Whitecone, AZ	Subgrade preparation, gravel & stabilizer from Whitecone to Hopi Reservation Line	\$352,500.00	\$352,500.00	\$0.00
6	N9069/ N9062	3.5	Teesto, AZ	Subgrade preparation, millings, asphalt binder from N60 to HPL	\$488,544.00	\$352,500.00	\$136,044.00
7	N9837	0.5	Dilkon, AZ	Subgrade preparation, gravel & stabilizer	\$250,000.00	\$250,000.00	\$0.00
		<b>23.3</b>		<b>FORT DEFIANCE AGENCY TOTAL</b>	<b>\$2,736,044.00</b>	<b>\$2,600,000.00</b>	<b>\$136,044.00</b>

**BETTERMENT LISTING (\$13 MILLION)  
NAVAJO DIVISION OF TRANSPORTATION  
PRIORITY LIST OF TRANSPORTATION  
ROAD IMPROVEMENT PROJECTS**

<b><u>EASTERN AGENCY</u></b>							
	<b>ROUTE</b>	<b>MILES</b>	<b>LOCATION</b>	<b>ACTIVITIES/SCOPE OF WORK</b>	<b>TOTAL COST</b>	<b>FET DISTRIBUTION</b>	<b>COST SHARE</b>
6	N52	1.5	Dalton Pass, NM	Subgrade preparation, grade, drain and gravel Chapter Access Road	\$397,500.00	\$397,500.00	\$0.00
2	N7128/ N7129	5.6	Pueblo Pintado/Ojo Encino	Subgrade preparation, grade, drain and chipseal (or gravel) (or ROW)	\$400,000.00	\$440,000.00	-\$40,000.00
5	N485	8.2	Casamero Lake, NM	Subgrade preparation, grade, drain, and gravel from Casemero Lake to N48	\$1,202,500.00	\$1,050,500.00	\$152,000.00
1	Pinetree Wash	0.1	Breadsprings, NM	Subgrade preparation, grade, drain and culvert installation	\$100,000.00	\$100,000.00	\$0.00
4	Various Routes	70.0	Eastern Agency	Striping, Cracked Sealings and Signage	\$400,000.00	\$400,000.00	\$0.00
7	C5A	0.1	Manuelito, NM	Preliminary Engineering for bridge replacement	\$200,000.00	\$200,000.00	\$0.00
3			Whitehorse Lake	Maintenance Yard	\$10,000.00	\$10,000.00	\$0.00
3			ENA chapters	Low Water Crossing	\$2,000.00	\$2,000.00	\$0.00
		<b>85.5</b>		<b>EASTERN AGENCY TOTAL</b>	<b>\$2,712,000.00</b>	<b>\$2,600,000.00</b>	<b>\$112,000.00</b>

RESOLUTION OF THE  
NAABIK'ÍYÁTI' COMMITTEE



22<sup>ND</sup> NAVAJO NATION COUNCIL - THIRD YEAR, 2013

AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND NAABIK'ÍYÁTI'; APPROVING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE NAVAJO NATION AND NAVAJO COUNTY TO REPAIR, MAINTAIN AND IMPROVE ROADS FOR THE SAFETY AND GENERAL BENEFIT OF ARIZONA AND NAVAJO NATION RESIDENTS AND TRAVELERS; WITH THREE (3) DIRECTIVES

BE IT ENACTED:

1. The Navajo Nation hereby approves the Intergovernmental Agreement between the Navajo Nation and Navajo County to repair, maintain and improve roads for safety and general benefit of Arizona and Navajo Nation residents within the Navajo Nation (Navajo County, Arizona) as set forth in the documents attached as Exhibit A; and

2. The Navajo Nation hereby authorizes the President of the Navajo Nation to sign the Intergovernmental Agreement; and

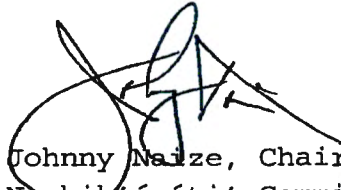
3. The Navajo Nation hereby directs the Navajo Department of Transportation to prepare additional Intergovernmental Agreements for the remaining counties within the Navajo Nation and to divide the remaining balance of \$1,200,000 carry-over supplemental funding for road projects among the five (5) agencies; and

4. The Navajo Nation hereby directs the Navajo Department of Transportation to prepare a Priority List of the transportation projects within the Navajo Nation; and

5. Furthermore, the Navajo Nation hereby directs the Navajo Department of Transportation to use the Priority List and to propose legislation for the equal distribution of \$13,000,000 of the Federal Excise Tax funds among the five (5) agencies within the Navajo Nation.

C E R T I F I C A T I O N

I hereby certify that the foregoing resolution was duly considered by the Naabik'iyáti' Committee of 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 0 opposed, this 28th day of March 2013.



Johnny Naize, Chairperson  
Naabik'iyáti' Committee

Motion: LoRenzo Bates  
Second: David Tom

CP BUDGET FORM 1  
Page \_\_\_ of \_\_\_

**PART II.** Check one: XX Original            Revision            Reallocation            Modification

Project Funds	Appropriation End Date	Amount	% of Total
FUEL EXCISE TAX		2,600,000.00	
TOTAL:			

<b>PART III.</b>	<b>Capital Outlay</b>	<b>Amount</b>
	9010 Land & Improvements	
	9020 Infrastructure	2,600,000.00
	9050 Building	
	9070 CAP-Pro. Tech. Services	
	9110 Furniture & Fixtures	
	9140 Equipment	
	9160 Vehicles	
	9180 Intangible Assets	
	9190 Other Assets	
	9510 Cash Matching Funds	
	<b>TOTAL</b>	2,600,000.00

## PART IV. Project Information

**Project Type:** Road Improvement (FET)

Planned Start Date: 03/01/14

Planned End Date: 09/30/15

**Budget Start Fiscal Year:** 10/01/13

**Budget End Fiscal Year:** 09/30/15

**Resolution No.:**

**FMIS Set Up Date:**

Company No.:

**OMB Analyst:**

**PART V. ACKNOWLEDGEMENT:**

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

**SUBMITTED BY: Sponsor's Signature / Date**

VERIFIED BY: Lead Agent's Signature / Date



**THE NAVAJO NATION**  
**CAPITAL PROJECT BUDGET AND JUSTIFICATION**

**CP BUDGET FORM 3**

Page \_\_\_\_ of \_\_\_\_

**PART I.** Business Unit No.: New Bu#

Project Title: AGENCY ROAD IMPROVEMENTS

**PART II.**

(A)	(B)	(C)	(D)	(E)
Fund Source Code	Agency Code	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
6	0003	6	9020 - INFRASTRUCTURE 9024 - Roads	2,600,000
PAGE TOTAL:				\$2,600,000.00

**THE NAVAJO NATION  
CAPITAL PROJECT BUDGET SUMMARY**

**CP BUDGET FORM 1**

Page    of   

**PART I.** Business Unit No.: NEW BU# Project Title: AGENCY ROAD IMPROVEMENT  
 Division/Branch: Navajo DOT Chapter:                      Agency: TUBA CITY  
 Prepared By: Edith Morgan, Sr. Accountant Phone No.: 505-371-8300

**PART II.** Check one: XX Original            Revision            Reallocation            Modification

Project Funds	Appropriation End Date	Amount	% of Total
FUEL EXCISE TAX		2,600,000.00	
<b>TOTAL:</b>			

<b>PART III. Capital Outlay</b>	Amount
9010 Land & Improvements	
9020 Infrastructure	2,600,000.00
9050 Building	
9070 CAP-Pro. Tech. Services	
9110 Furniture & Fixtures	
9140 Equipment	
9160 Vehicles	
9180 Intangible Assets	
9190 Other Assets	
9510 Cash Matching Funds	
<b>TOTAL</b>	2,600,000.00

**PART IV. Project Information**

Project Type: Road Improvement (FET)  
 Planned Start Date: 03/01/14  
 Planned End Date: 09/30/15  
 Budget Start Fiscal Year: 10/01/13  
 Budget End Fiscal Year: 09/30/15

Resolution No.:                       
 FMIS Set Up Date:                       
 Company No.:                       
 OMB Analyst:                     

**PART V. ACKNOWLEDGEMENT:**

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

SUBMITTED BY: Sponsor's Signature / Date

VERIFIED BY:  / Date

CP BUDGET FORM 2  
PAGE OF

# THE NAVAJO NATION CAPITAL PROJECT BUDGET SCHEDULE

[illegible]

**THE NAVAJO NATION**  
**CAPITAL PROJECT BUDGET AND JUSTIFICATION**

**CP BUDGET FORM 3**

Page \_\_\_\_ of \_\_\_\_

**PART I.** Business Unit No.: New Bu#

Project Title: AGENCY ROAD IMPROVEMENTS

**PART II.**

(A)	(B)	(C)	(D)	(E)
Fund Source Code	Agency Code	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
6	0003	6	9020 - INFRASTRUCTURE 9024 - Roads	2,600,000
PAGE TOTAL:				\$2,600,000.00

## Page\_\_ of\_\_

<b>PART I.</b>		Business Unit No.: <u>NEW BU#</u>	Project Title: <u>AGENCY ROAD IMPROVEMENT</u>	
		Division/Branch: <u>Navajo DOT</u>	Chapter: _____	Agency: <u>CHINLE</u>
		Prepared By: <u>Edith Morgan, Sr. Accountant</u>	Phone No.: _____	<u>505-371-8300</u>

<b>PART II.</b>	Check one: <u>XX</u> Original	_____ Revision	_____ Reallocation	_____ Modification
-----------------	-------------------------------	----------------	--------------------	--------------------

Project Funds	Appropriation End Date	Amount	% of Total
FUEL EXCISE TAX		2,600,000.00	
<b>TOTAL:</b>			

<b>PART III.</b>	Capital Outlay	Amount
	9010 Land & Improvements	
	9020 Infrastructure	2,600,000.00
	9050 Building	
	9070 CAP-Pro. Tech. Services	
	9110 Furniture & Fixtures	
	9140 Equipment	
	9160 Vehicles	
	9180 Intangible Assets	
	9190 Other Assets	
	9510 Cash Matching Funds	
<b>TOTAL</b>		2,600,000.00

<b>PART IV.</b>	Project Information
	Project Type: <u>Road Improvement (FET)</u>
	Planned Start Date: <u>03/01/14</u>
	Planned End Date: <u>09/30/15</u>
	Budget Start Fiscal Year: <u>10/01/13</u>
	Budget End Fiscal Year: <u>09/30/15</u>
	Resolution No.: _____
	FMIS Set Up Date: _____
	Company No.: _____
	OMB Analyst: _____

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

SUBMITTED BY: \_\_\_\_\_  
 Sponsor's Signature / Date

VERIFIED BY: \_\_\_\_\_  
 Lead Agent's Signature / Date



**THE NAVAJO NATION**  
**CAPITAL PROJECT BUDGET AND JUSTIFICATION**

**CP BUDGET FORM 3**

Page \_\_\_\_ of \_\_\_\_

<b>PART I.</b> Business Unit No.: <u>New Bu#</u>				
Project Title: <u>AGENCY ROAD IMPROVEMENTS</u>				
<b>PART II.</b>				
(A)	(B)	(C)	(D)	(E)
Fund Source Code	Agency Code	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
6	0003	6	9020 - INFRASTRUCTURE 9024 - Roads	2,600,000
<b>PAGE TOTAL:</b>				<b>\$2,600,000.00</b>

**THE NAVAJO NATION  
CAPITAL PROJECT BUDGET SUMMARY**

**CP BUDGET FORM 1**

Page      of     

**PART I.** Business Unit No.: NEW BU# Project Title: AGENCY ROAD IMPROVEMENT  
 Division/Branch: Navajo DOT Chapter:                      Agency: FT. DEFIANCE  
 Prepared By: Edith Morganf, Sr. Accountant Phone No.: 505-371-8300

**PART II.** Check one: XX Original            Revision            Reallocation            Modification

Project Funds	Appropriation End Date	Amount	% of Total
FUEL EXCISE TAX		2,600,000.00	
<b>TOTAL:</b>			

<b>PART III. Capital Outlay</b>	Amount
9010 Land & Improvements	
9020 Infrastructure	2,600,000.00
9050 Building	
9070 CAP-Pro. Tech. Services	
9110 Furniture & Fixtures	
9140 Equipment	
9160 Vehicles	
9180 Intangible Assets	
9190 Other Assets	
9510 Cash Matching Funds	
<b>TOTAL</b>	2,600,000.00

**PART IV. Project Information**

Project Type: Road Improvement (FET)  
 Planned Start Date: 03/01/14  
 Planned End Date: 09/30/15  
 Budget Start Fiscal Year: 10/01/13  
 Budget End Fiscal Year: 09/30/15

Resolution No.:                       
 FMIS Set Up Date:                       
 Company No.:                       
 OMB Analyst:                     

**PART V. ACKNOWLEDGEMENT:**

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

SUBMITTED BY: Sponsor's Signature / Date

VERIFIED BY: Lead Agent's Signature / Date



**THE NAVAJO NATION**  
**CAPITAL PROJECT BUDGET AND JUSTIFICATION**

**CP BUDGET FORM 3**

Page \_\_\_\_ of \_\_\_\_

**PART I.** Business Unit No.: New Bu#

Project Title: AGENCY ROAD IMPROVEMENTS

**PART II.**

(A)	(B)	(C)	(D)	(E)
Fund Source Code	Agency Code	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
6	0003	6	9020 - INFRASTRUCTURE 9024 - Roads	2,600,000
PAGE TOTAL:				\$2,600,000.00





**THE NAVAJO NATION  
CAPITAL PROJECT BUDGET AND JUSTIFICATION**

**CP BUDGET FORM 3**

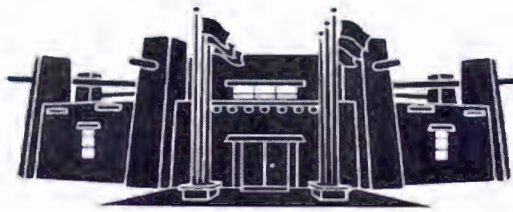
Page \_\_\_\_ of \_\_\_\_

**PART I.** Business Unit No.: New Bu#

Project Title: AGENCY ROAD IMPROVEMENTS


**PART II.**

(A)	(B)	(C)	(D)	(E)
Fund Source Code	Agency Code	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
6	0003	6	9020 - INFRASTRUCTURE 9024 - Roads	2,600,000
PAGE TOTAL:				\$2,600,000.00



## MEMORANDUM

**TO:** Hon. Leonard Tsosie  
23<sup>rd</sup> Navajo Nation Council

**FROM:**   
Levon B. Henry, Chief Legislative Counsel  
Office of Legislative Counsel

**DATE:** January 9, 2018

**SUBJECT:** AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT  
COMMITTEE; APPROVING A BUDGET REALLOCATION OF FUNDS  
FOR PREVIOUSLY APPROVED FUEL EXCISE TAX (FET) PROJECTS

Pursuant to your request, attached is the above-referenced proposed resolution and associated legislative summary sheet. Based on existing law, the resolution as drafted is legally sufficient. However, as with all legislation, it is subject to review by the courts in the event of a challenge.

The Office of Legislative Council confirms the appropriate standing committee review based on the standing committee's powers outlined in 2 N.N.C. § 500. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. § 164(A)(5).

Please review the proposed resolution to ensure it is drafted to your satisfaction. If this proposed resolution is acceptable to you, please sign it where it indicates "Prime Sponsor", and submit it to the Office of Legislative Services for the assignment of a tracking number and referral to the Speaker.

If the proposed resolution is unacceptable to you, or if you have further questions, please contact me at the Office of Legislative Counsel and advise me of changes you would like made to the proposed resolution. You may contact me at (928) 871-7166. Thank you.

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0012-18\_\_

SPONSOR: Leonard Tsosie

TITLE: An Action Relating To Resources And Development Committee; Approving  
A Budget Reallocation Of Funds For Previously Approved Fuel Excise Tax (FET)  
Projects

*Date posted:* January 9, 2018 at 5:14 PM

Digital comments may be e-mailed to [comments@navajo-nsn.gov](mailto:comments@navajo-nsn.gov)

Written comments may be mailed to:

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515  
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

**Please note:** This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

**THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW SUMMARY**

**LEGISLATION NO.: 0012-18**

**SPONSOR: Honorable Leonard Tsosie**

**TITLE: An Action Relating To Resources And Development Committee; Approving A Budget Reallocation Of Funds For Previously Approved Fuel Excise Tax (FET) Projects**

**Posted: January 9, 2018 at 5:14pm**

**5 DAY Comment Period Ended: January 14, 2018**

**Digital Comments received:**

<b>Comments Supporting</b>	<i>None</i>
<b>Comments Opposing</b>	<i>None</i>
<b>Inclusive Comments</b>	<i>None</i>

  
\_\_\_\_\_  
**Legislative Secretary II  
Office of Legislative Services**

1/14/2018 8:38am  
\_\_\_\_\_  
**Date/Time**

**RESOURCES AND DEVELOPMENT COMMITTEE  
23rd NAVAJO NATION COUNCIL**

**FOURTH YEAR 2018**

**COMMITTEE REPORT**

Mr. Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

**Legislation # 0012-18:** An Action Relating to Resources and Development Committee; Approving a Budget Reallocation of Funds for Previously Approved Fuel Excise Tax (FET) Projects. *Sponsor: Honorable Leonard Tsosie*

Has had it under consideration and reports a DO PASS with the following amendments:

1. Page 2 of 2, Line 5, after the language "See RDCS-61-14" Insert "**Exhibit B**".
2. The NABIMA-16-13 Resolution is erroneously marked as Exhibit "B". The Naabik'Iyati Resolution is actually an exhibit to RDCS-61-14; therefore, remove the words from NABIMA-16-13.
3. Page 2 of 2, Line 12 after the word "Chapter". Insert the following words **Exhibit C; Exhibit D and Exhibit E.** (AMENDMENT # 1: Motion: Walter Phelps; Second: Jonathan Perry VOTE: 4-0-1 (VCNV)

And the matter was approved and finalized by the Committee.

Respectfully submitted,



Benjamin Bennett, Vice-Chairperson  
Resources and Development Committee of  
the 23<sup>rd</sup> Navajo Nation Council

Date: January 16, 2018

Meeting Location: NDOT-Nataani Conference Room, Tse Bonito, New Mexico

Main Motion: Honorable Davis Filfred

Second: Honorable Jonathan Perry

Vote: 4-0-1(Vice Chairperson Not Voting)