

LEGISLATIVE SUMMARY SHEET

Tracking No. 0110-20

DATE: April 24, 2020

TITLE OF RESOLUTION: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING PROJECT COST SAVINGS OF 189,777.12 FROM THE TEESTO SCATTERED POWERLINE PROJECT TO BE USED BY THE NAVAJO TRIBAL UTILITY AUTHORITY IN ACCORDANCE WITH THE SÍHASIN FUND POWER LINE AND CHAPTER PROJECT EXPENDITURE PLAN AS APPROVED IN NAVAJO NATION COUNCIL RESOLUTION CAP-35-18

PURPOSE: The purpose of this resolution is to approve cost savings repurposing from the Teesto Scatted Powerline Project.

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

5-DAY BILL HOLD PERIOD: 5:24pm 04-29-20
Website Posting Time/Date: 05-04-20
Posting End Date: 05-05-20
Eligible for Action: 05-05-20

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
24th NAVAJO NATION COUNCIL -- Second Year, 2020

INTRODUCED BY

Elmer P. Begay
(Prime Sponsor)

TRACKING NO. 0110-20

AN ACTION

RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING
PROJECT COST SAVINGS OF 189,777.12 FROM THE TEESTO SCATTERED
POWERLINE PROJECT TO BE USED BY THE NAVAJO TRIBAL UTILITY
AUTHORITY IN ACCORDANCE WITH THE SÍHASIN FUND POWER LINE AND
CHAPTER PROJECT EXPENDITURE PLAN AS APPROVED IN NAVAJO NATION
COUNCIL RESOLUTION CAP-35-18

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 authority over on matters involving communication and utilities, chapter activities, economic and community development, public utilities, telecommunication and housing. 2 N.N.C. §§500 (A) and (C).
- B. The Resources and Development Committee is authorized to approve expenditures of costs saved or reduced under the Síhasin Fund Power Line and Chapter Expenditure Plan. CAP-35-18, Section 4.B.3.

Section Two. Findings

- A. The Navajo Nation Council approved the Sihasin Fund Powerline and Chapter Projects Expenditure Plan (the "Expenditure Plan") in Council Resolution CAP-35-18. The Expenditure Plan approves the total capital from the Sihasin Fund in amount of one hundred million six hundred thousand dollars \$100,600,000.00 (less amounts that were line item vetoed by the Navajo Nation President) with \$18,696,787.92 allocated to Navajo Tribal Utility Authority for power line projects.
- B. Resolution CAP-35-18 authorized the Resources & Development Committee to approve the expenditure of funding on "any project cost saved or reduced through leveraging or otherwise shall be available for expenditure on any other project within the respective Chapter deemed construction-ready by CPMD; if there are no construction-ready projects within the respective Chapter, then, with the approval of the Resource & Development Committee, the saved or reduced costs shall be available for expenditure on any other project within the respective district." CAP-35-18, Section 4.B.3.
- C. During Year One of the Expenditure Plan, the Navajo Tribal Utility Authority initiated fifteen (15) different projects in eight (8) communities and realized savings within such projects through initiatives such as the Light Up Navajo Project. Cost savings of \$189,777.12 were realized from the Teesto Scattered Powerline Project alone.
- D. Under the Light up Navajo Project, NTUA partnered with the American Public Power Association with a shared goal of connecting Navajo families on the Navajo Nation to the electric grid for the first time. Between April and May 2019 over 28 utilities and their communities across 13 states and over 138 external non-NTUA volunteers and 349 NTUA volunteers came to the Navajo Nation and fulfilled their goal by connecting 233 Navajo families to the electric grid for the first time. The Navajo families that benefited from the Light Up Navajo Project are located throughout the Navajo Nation within the states of Arizona, New Mexico and Utah.
- E. As a result of cost saving measures achieved by NTUA, additional dollars are available to connect more Navajo families to the electric grid.

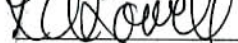
1 **Section Four. Approval**

- 2 A. The Resource Development Committee hereby approves the expenditure of funds for
3 projects from the Teesto Scattered Powerline Project in the amount of \$189,177.12,
4 which NTUA realized project costs savings or reductions.
- 5 B. NTUA shall expend the cost savings of \$189,177.12 in Teesto Chapter on other
6 construction ready projects in Teesto Chapter, or if there are no construction ready
7 projects in Teesto, on projects within the respective Navajo Nation Council Delegate
8 District in accordance with the Síhasin Fund Powerline and Chapter Projects
9 Expenditure Plan (CAP-35-18, Section 4.B.3.).
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MEMORANDUM

TO: Honorable Elmer P. Begay
24th Navajo Nation Council, Speaker

FROM: 
Kristen A. Lowell, Principal Attorney
Office of Legislative Counsel

DATE: April 24, 2020

SUBJECT: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING PROJECT COST SAVINGS OF 189,777.12 FROM THE TEESTO SCATTERED POWERLINE PROJECT TO BE USED BY THE NAVAJO TRIBAL UTILITY AUTHORITY IN ACCORDANCE WITH THE SÍHASIN FUND POWER LINE AND CHAPTER PROJECT EXPENDITURE PLAN AS APPROVED IN NAVAJO NATION COUNCIL RESOLUTION CAP-35-18

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge.

Please ensure that this particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees' powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. 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).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0110-20_____

SPONSOR: Elmer P. Begay

TITLE: An Action Relating to the Resources and Development Committee; Approving project cost savings of 189,777.12 from the Teesto Scattered Powerline Project to be used by the Navajo Tribal Utility Authority in accordance with the Sihasin Fund Power line and Chapter Project Expenditure Plan as approved in Navajo Nation Council Resolution CAP-35-18

Date posted: April 29, 2020 at 5:24pm

Digital comments may be e-mailed to comments@navajo-nsn.gov

The full legislation can be viewed [here](#)

Written comments may be mailed to:

**Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7590**

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.*