

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0006-20\_\_

SPONSOR: Kee Allen Begay Jr

**TITLE: An Action Relating To Law and Order; amending LOCJN-04-17, Which Approved Judicial/Public Safety Facilities Fund Priority List, To Include The Blue Gap/Tachee Police Substation; And, Rescinding LOCO-15-6**

***Date posted: January 10, 2020 at 5:51 PM***

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**LEGISLATIVE SUMMARY SHEET**

Tracking No. 2006-20

**DATE:** January 9, 2020

**TITLE OF RESOLUTION:** PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO LAW AND ORDER; AMENDING LOCJN-04-17, WHICH APPROVED JUDICIAL/PUBLIC SAFETY FACILITIES FUND PRIORITY LIST, TO INCLUDE THE BLUE GAP/TACHEE POLICE SUBSTATION; AND, RESCINDING LOCO-15-16

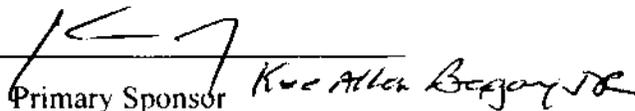
**PURPOSE:** The purpose of the resolution is to approve an amendment to LOCJN-04-17, the Judicial/Public Safety Facilities Fund Priority List to include Blue Gap/Tachee, Navajo Nation, Arizona--Blue Gap/Tachee Substation.

**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: 2350  
Website Posting Time/Date: \_\_\_\_\_  
Posting End Date: 1/15/20  
Eligible for Action: 1/16/20

1 PROPOSED STANDING COMMITTEE RESOLUTION  
2 24<sup>th</sup> NAVAJO NATION COUNCIL—Second Year, 2020

3 INTRODUCED BY

4  
5   
6 Primary Sponsor

7 TRACKING NO. 00010-20

8  
9 AN ACTION

10 RELATING TO LAW AND ORDER; AMENDING LOCJN-04-17, WHICH  
11 APPROVED JUDICIAL/PUBLIC SAFETY FACILITIES FUND PRIORITY LIST, TO  
12 INCLUDE THE BLUE GAP/TACHEE POLICE SUBSTATION; AND, RESCINDING  
13 LOCO-15-16

14  
15 BE IT ENACTED:

16 **Section One. Authority**

17 The Navajo Nation established the Law and Order Committee as a Navajo Nation  
18 standing committee and as such gave the Law and Order Committee approval authority to  
19 fund public safety facilities from the Navajo Sales Tax revenue. 2 N.N.C. §§ 600(A), *see*  
20 *also* CJA-03-13, and BFD-66-11 approving the JUDICIAL/PUBLIC SAFETY FACILITIES  
21 FUND MANAGEMENT PLAN, sects. I and II (2011).

22  
23 **Section Two. Findings**

- 24 A. The Navajo Nation Council established the Judicial/Public Safety Facilities Fund and  
25 the fund shall be appropriated pursuant to the Judicial/Public Safety Facilities Fund  
26 Management Plan. 24 N.N.C. § 620(B).
- 27 B. The Law and Order Committee approves a "Fund Priority List" which "shall identify  
28 and prioritize five Judicial Branch, Public Safety or combined Judicial/Public Safety  
29 facilities at specified locations that may receive funding from the Fund." BFD-66-11

1 Approving the Judicial/Public Safety Facilities Fund Management Plan, sect. III. (C);  
2 BFD-66-11 attached as **Exhibit 4**.

3 C. The Judicial/Public Safety Facilities Fund Management Plan, sect. III. (C) states that  
4 "Expenditures from the Fund shall be in accord with this Fund Management Plan and  
5 restricted to those facilities set forth in the duly approved Fund Priority List.  
6 Expenditures from the Fund shall be made in compliance with Navajo Nation law and  
7 applicable policies."

8 D. Pursuant to LOCJN-04-17, the Law and Order Committee approved the Fund Priority  
9 List for Fiscal Years 2016 and 2017. LOCJN-04-17 is attached as **Exhibit 1**.

10 E. In 2016, "[t]he Department of Corrections request[ed] for \$301,436.27 for the  
11 construction and connection of utilities to the Blue Gap/Tachee Police Substation and  
12 bunk house which will be located at the Intersection of BIA Route N4 and N29 in  
13 Blue Gap, Arizona." Pursuant to this request, the Law and Order Committee passed  
14 LOCO-15-16, attached as **Exhibit 2**, which approved the allocation from the  
15 Judicial/Public Safety Facilities Fund. The Blue Gap/Tachee project was not on the  
16 Priority List approved through Law and Order Committee Resolution LOCJN-04-17.

17 F. In 2019, the Department Manager and the Division Director of the Navajo Nation  
18 Division of Public Safety concurred with the Blue Gap/Tachee Chapter to allocate the  
19 \$301,436.27 to a "change [in] the Scope of Work from the construction and utility  
20 connection to purchase of a modular building for the police substation in Blue  
21 Gap/Tachee." The September 11, 2019 memorandum is attached as **Exhibit 3**.

22 G. The Law and Order Committee recognizes the need to abide by the Judicial/Public  
23 Safety Facilities Fund Management Plan requirement that the "*Expenditures from the*  
24 *Fund shall be in accord with this Fund Management Plan and restricted to those*  
25 *facilities set forth in the duly approved Fund Priority List*"; therefore, the Law and  
26 Order Committee will amend LOCJN-04-17, to include the purchase of a modular  
27 building for the Blue Gap/Tachee police substation.

28  
29 **Section Three. Approving an amendment to LOCJN-04-17, the Judicial/Public**  
30 **Safety Facilities Fund Priority List to include the Blue Gap/Tachee Substation**

1           The Law and Order Committee approves an amendment to LOCJN-04-17, the  
2 Judicial/Public Safety Facilities Fund Priority List to include Blue Gap/Tachee, Navajo  
3 Nation, Arizona—Blue Gap/Tachee Substation.  
4

5           **Section Four. Approving allocation from the Judicial/Public Safety Facilities Fund**  
6 **to the Blue Gap/Tachee Substation**

7           The Law and Order Committee hereby approves the Judicial/Public Safety Facilities  
8 Fund, Business Unit Number 1310, three hundred one thousand, four hundred thirty-six  
9 (\$301,436.00) dollar allocation to the Blue Gap/Tachee Substation project, for purchase  
10 and set up of modular building for a police substation and to include ground work,  
11 delivery and set up, hook up of telephone/fiber optic, water line, sewer and upgrade  
12 sewer pond. See **Exhibit 5**.  
13

14           **Section Five. Rescinding Law and Order Committee Resolution LOCO-15-16**

15           The Law and Order Committee hereby rescinds LOCO-15-16 An Action Relating to  
16 Law and Order; Approving an Allocation of \$301,436.17 from the Judicial/Public Safety  
17 Facilities Fund, Business Unit Number 1310, for the Construction and Connection of  
18 Utility at the Blue Gap/Tachee Police Substation, Business Unit *New*.  
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