TITLE: An Action Relating to Resources and Development and Budget and Finance Committees: Approving a Change in Project Type in Resolution No. CAP-35-18; Amending the Project Type to add “Construct and/or Purchase” for the Coalmine Canyon Chapter Building

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DATE: January 13, 2021

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN PROJECT TYPE IN RESOLUTION NO. CAP-35-18; AMENDING THE PROJECT TYPE TO ADD “CONSTRUCT AND/OR PURCHASE” FOR THE COALMINE CANYON CHAPTER BUILDING

PURPOSE: The purpose of this resolution is to approve a change to the project description in Resolution No. CAP-35-18 for the Coalmine Canyon Chapter Building to include “Construct and/or Purchase” of a modular building.
PROPOSED NAVAJO NATION COUNCIL RESOLUTION

24th NAVAJO NATION COUNCIL – Third Year, 2021

INTRODUCED BY

Thomas Walker

(Prime Sponsor)

TRACKING NO. 0009-21

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN PROJECT TYPE IN RESOLUTION NO. CAP-35-18; AMENDING THE PROJECT TYPE TO ADD "CONSTRUCT AND/OR PURCHASE" FOR THE COALMINE CANYON CHAPTER BUILDING

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. The Resources and Development Committee of the Navajo Nation Council exercises authority over chapters of the Navajo Nation. 2 N.N.C. § 500 (C)(1).

B. The Budget and Finance Committee of the Navajo Nation Council exercises authority over budgeting, appropriations, investment, and management of all funds. 2 N.N.C. §301 (B)(2).

C. Navajo Nation Council Resolution No. CAP-35-18 provides: “[a] chapter project, power line, or waterline project may be changed, including the year funded, or added to Exhibits A through E with the concurrence of the Delegate representing the Chapter’s Council District and the approval of the Resources and Development Committee and Budget and Finance Committee, as long as such project has been certified as construction-ready by CPMD or NTUA and the total Sihasin Funding for the District does not exceed $4,166,666.67.” See CAP-35-18, Section Four, Paragraph C.
SECTION TWO. FINDINGS

A. On April 17, 2018, the Navajo Nation approved Council Resolution CAP-35-18 titled, “Adopting the Sihasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to CD-68-14, As Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as Amended; Waiving 12 N.N.C. §§ 810 (F), 820 (I) And (M) And 860 (C) Relating to the Capital Improvement Budget and the Capital Improvement Process.”

B. On April 23, 2020, via Resolution No. BFAP-16-20, the Budget and Finance Committee approved a change to CAP-35-18, Exhibit D, Project No. 119, the Coalmine Chapter Project, by changing the Project Type from “Renovation” to include “Plan, Assessment/Investigate and Design.” Exhibit A, Subexhibits 1, 2.

C. The Capital Projects Management Department (“CPMD”), on behalf of the Coalmine Chapter, has requested another change in the adopted Sihasin Expenditure Plan to include purchase of a modular building. Exhibit B.

D. The CPMD has submitted a “Sihasin Project Amendment Certification” form, attached as Exhibit C.

E. The Sihasin Project Amendment Certification form indicates the following changes to be made to the Project: the Project Type is changed by adding “Construct and/or Purchase a Temporary Modular Building.”

F. As required by CAP-35-18, Section Four (C), and as set forth in the attached Exhibit B, the Coalmine Chapter Modular Building Project has been certified by the Capital Projects Management Department as construction-ready; and, as certified in the attached Exhibit C, the total Sihasin Funding for the Coalmine Chapter Modular Building Project will not exceed $4,166,666.67.

SECTION THREE. APPROVAL

The Navajo Nation hereby approves the additional change to CAP-35-18 Exhibit D Project No. 119, the Coalmine Chapter Project, by changing the Project Type from “Renovation, Plan, Assessment/Investigate and Design” to include “Construct and/or Purchase a Temporary Modular Building” as indicated in Exhibit C attached hereto.