TITLE: An Action Relating to Resources and Development and Budget and Finance Committees; Approving a Change of Project and Change of Funding Year in Resolution CAP-35-18, for Kayenta Chapter

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DATE: March 2, 2021

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE OF PROJECT AND CHANGE OF FUNDING YEAR IN RESOLUTION CAP-35-18, FOR KAYENTA CHAPTER

PURPOSE: The purpose of this resolution is to approve a change to the project description in Resolution No. CAP-35-18 for the Kayenta Chapter, deleting the Diversion Dam Rehabilitation Project and replacing it with the Comb Ridge/El Capitan Powerline Project, and moving the Project from Year 2 to Year 3.
PROPOSED STANDING COMMITTEE RESOLUTION

24TH NAVAJO NATION COUNCIL - Third Year, 2021

INTRODUCED BY

[Signature]

Primary Sponsor

TRACKING NO. 0034-21

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE OF PROJECT AND CHANGE OF FUNDING YEAR IN RESOLUTION CAP-35-18, FOR KAYENTA CHAPTER

BE IT ENACTED:

Section One. Authority

A. The Resources and Development Committee exercises authority over chapters of the Navajo Nation. 2 N.N.C. § 501(C)(1).

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

C. Council Resolution CAP-35-18 provides, “[a] chapter project, powerline, 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 approvals 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 Síhasin Funding for the District does not exceed $4,166,666.67.” CAP-35-18, Section Four, Paragraph C.
Section Two. Findings

A. On April 17, 2018, the Navajo Nation Council adopted Council Resolution No. CAP-35-18, "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 Budget and Capital Improvement Process.” Resolution No. CAP-35-18 is incorporated herein by reference.

B. Kayenta Chapter requests to amend CAP-35-18 to delete the Kayenta Diversion Dam Rehabilitation Project (identified as Project No. D-63 on Exhibit D to Resolution No. CAP-35-18, attached hereto as Exhibit 3) and replace it with the Comb Ridge/El Capitan Powerline Project and to move the Project to Year 3. The project funding of $1,344,623.31 will remain the same and will be expended in Year 3.

C. The Sihasin Project Amendment Certification, attached hereto as Exhibit 1, has been signed by the Navajo Nation Council Delegate representing the Kayenta Chapter’s council district as required by CAP-35-18, section 4, paragraph C.

D. The Capital Projects Management Department, through its signature in section IV of Exhibit 1, has indicated the project is construction ready. Supporting documents for the project from the Navajo Tribal Utility Authority are attached as Exhibit 2.

Section Three. Approval

The Navajo Nation hereby approves the project change requested by the Kayenta Chapter in accordance with the attached Exhibit 1.