

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0071-21\_

SPONSOR: Seth Damon

**TITLE: An Action Relating to Resources and Development and Budget and Finance Committees; Approving a Change in Resolution CAP-35-18, for Rock Springs Chapter Project No. D-96, by Changing the Multi-Purpose Building “Pre-Design” Project Type and Description to “Plan/Design & Construct” and “Multi-Purpose/Master Planning”**

***Date posted:*** April 8, 2021 at 5:29PM

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**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0071-21

**DATE:** April 8, 2021

**TITLE OF RESOLUTION:** AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN RESOLUTION CAP-35-18, FOR ROCK SPRINGS CHAPTER PROJECT NO. D-96, BY CHANGING THE MULTI-PURPOSE BUILDING “PRE-DESIGN” PROJECT TYPE AND DESCRIPTION TO “PLAN/DESIGN & CONSTRUCT” AND “MULTI-PURPOSE/MASTER PLANNING”

**PURPOSE:** The purpose of this resolution is for the Navajo Nation to approve a change in Resolution No. CAP-35-18, for Rock Springs Project No. D-96, changing the Multi-Purpose Building Project from “Pre-Design” to “Plan/Design & Construct” and “Multi-Purpose/Master Planning.”

5-DAY BILL HOLD PERIOD: VBREANORSC  
Website Posting Time/Date:  
Posting End Date: April 13, 2021  
Eligible for Action: April 14, 2021

Resources & Development Committee  
Thence  
Budget & Finance Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION  
2 24<sup>TH</sup> NAVAJO NATION COUNCIL - Third Year, 2021

3 INTRODUCED BY

4  
5 

6 Primary Sponsor

7 TRACKING NO. 0071-21

8  
9 AN ACTION

10 RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND  
11 FINANCE COMMITTEES; APPROVING A CHANGE IN RESOLUTION CAP-35-18,  
12 FOR ROCK SPRINGS CHAPTER PROJECT NO. D-96, BY CHANGING THE MULTI-  
13 PURPOSE BUILDING "PRE-DESIGN" PROJECT TYPE AND DESCRIPTION TO  
14 "PLAN/DESIGN & CONSTRUCT" AND "MULTI-PURPOSE/MASTER PLANNING"

15 BE IT ENACTED:

16  
17 **SECTION ONE. AUTHORITY**

- 18 A. The Resources and Development Committee exercises authority over chapters of the  
19 Navajo Nation. 2 N.N.C. § 501(C)(1).  
20 B. The Budget and Finance Committee of the Navajo Nation Council exercises authority  
21 over budgeting, appropriation, investment and management of all funds. 2 N.N.C. §  
22 301 (B)(2).  
23 C. Council Resolution CAP-35-18 provides, "[a] chapter project, powerline, or waterline  
24 project may be changed, including the year funded, or added to Exhibits A through E  
25 with the concurrence of the Delegate representing the chapter's Council District and  
26 the approvals of the Resources and Development Committee and Budget and Finance  
27 Committee, as long as such project has been certified as construction-ready by CPMD  
28 or NTUA and the total Síhasin Funding for the District does not exceed  
29 \$4,166,666.67." CAP-35-18, Section Four, Paragraph C.  
30

1           **SECTION TWO. FINDINGS**

- 2           A. On April 17, 2018, the Navajo Nation Council adopted Council Resolution No. CAP-  
3           35-18, "Adopting the Síhasin Fund Powerline and Chapter Projects Expenditure Plan  
4           Pursuant to CD-68-14, as Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as  
5           Amended; Waiving 12 N.N.C. §§ 810 (F), 820 (I) and (M) and 860 (C) Relating to  
6           the Capital Budget and Capital Improvement Process." Resolution No. CAP-35-18  
7           is incorporated herein by reference.
- 8           B. A "Multi-Purpose (Pre-Design)" Project is listed in Resolution No. CAP-35-18 at  
9           Exhibit D, Project No. D-96. The relevant page of Exhibit D of CAP-35-18 is  
10          attached as **Exhibit 1**.
- 11          C. On behalf of the Rock Springs Chapter, the Capital Projects Management  
12          Department has submitted a "Síhasin Project Amendment Certification" form  
13          attached as **Exhibit 2**. This form requests a change to the type and description for  
14          Project No. D-96 from "Multi-Purpose (Pre-Design)" to "Plan/Design & Construct"  
15          and "Multi-Purpose/Master Planning" for the Rock Springs Chapter Multi-Purpose  
16          Building Project. No change in Síhasin funding for the Project is requested, and the  
17          allocated funding will remain at the original amount of \$276,173.66.
- 18          D. The Síhasin Project Amendment Certification form has been signed by the Navajo  
19          Nation Council Delegate representing the Rock Springs Chapter's council district, as  
20          required by CAP-35-18, Section 4, Paragraph C.
- 21          E. The Capital Projects Management Department, through its signature in Section IV of  
22          the Certification form has indicated the Project is construction ready, and the total  
23          Síhasin Funding for the Rock Springs Council District will not exceed  
24          \$4,166,666.67.

25  
26           **SECTION THREE. APPROVAL**

27           The Navajo Nation hereby approves the change in the Multi-Purpose Building Project  
28           type and description, as requested by the Rock Springs Chapter, in accordance with the  
29           attached **Exhibit 2**.

1 **SECTION FOUR. EFFECTIVE DATE**

2 The actions enacted herein shall be effective pursuant to 2 N.N.C. § 221 (B) and, 2 N.N.C. §  
3 164 (A)(17).

4  
5 **SECTION FIVE. SAVINGS CLAUSE**

6 Should any provision(s) of this action be determined invalid by the Navajo Nation  
7 Supreme Court, or the District Courts of the Navajo Nation without appeal to the Navajo  
8 Nation Supreme Court, those provision(s) that are not determined invalid shall remain the  
9 law of the Nation.