

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0092-21\_

SPONSOR: Seth Damon

**TITLE: An Action Relating to Resources and Development and Budget and Finance Committees; Approving a Change in Resolution No. CAP-35-18 for Tsavatoh Chapter by Deleting the Tsavatoh Chapter Renovation Project and Adding the Chapter House Demolition Project**

*Date posted:* June 08, 2021 at 7:36PM

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**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0092-21

**DATE:** June 4, 2021

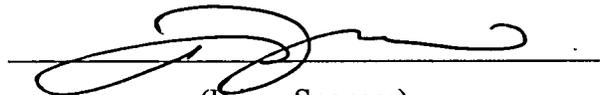
**TITLE OF RESOLUTION:** AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN RESOLUTION NO. CAP-35-18 FOR TSAYATOH CHAPTER BY DELETING THE TSAYATOH CHAPTER RENOVATION PROJECT AND ADDING THE CHAPTER HOUSE DEMOLITION PROJECT

**PURPOSE:** The purpose of this legislation is for the Navajo Nation Council to approve amendments to CAP-35-18, Exhibit D, Project No. 93, for the Tsayatoh Chapter, by deleting the Chapter Renovation Project and adding the Chapter House Demolition Project. The \$500,000 SÍhasin funding amount originally approved in CAP-35-18 will not be changed.

5-DAY BILL HOLD PERIOD VS Redhorse  
Website Posting Time/Date \_\_\_\_\_  
Posting End Date: June 15, 2021  
Eligible for Action: June 14, 2021

Resources & Development Committee  
Thence  
Budget & Finance Committee

1 PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
2 24<sup>th</sup> NAVAJO NATION COUNCIL – Third Year, 2021  
3 INTRODUCED BY

4  
5   
6 (Prime Sponsor)

7  
8 TRACKING NO. 0092-21

9  
10 AN ACTION  
11 RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET  
12 AND FINANCE COMMITTEES; APPROVING A CHANGE IN  
13 RESOLUTION NO. CAP-35-18 FOR TSAYATOH CHAPTER BY  
14 DELETING THE TSAYATOH CHAPTER RENOVATION PROJECT  
15 AND ADDING THE CHAPTER HOUSE DEMOLITION PROJECT

16  
17 BE IT ENACTED:

18  
19 SECTION ONE. AUTHORITY

20 A. The Resources and Development Committee of the Navajo Nation Council is empowered  
21 to exercise oversight authority on matters involving roads and transportation,  
22 communication and utilities, information technology, chapter activities, economic and  
23 community development, rights-of way, public utilities and housing for the purposes  
24 enumerated in 2 N.N.C. § 500 (C)(1)-(8).

25 B. The Budget and Finance Committee of the Navajo Nation Council is empowered to review  
26 and recommend to the Navajo Nation Council the budgeting, appropriation, investment  
27 and management of all funds, and to coordinate and review all fiscal, financial and  
28 investment activities of the Navajo Nation. 2 N.N.C. §301 (B)(2) and (5).

1       **SECTION TWO. FINDINGS**

2       A. The Navajo Nation Council approved Resolution No. CAP-35-18, entitled, “Adopting the  
3       Sihasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to CD-68-14, as  
4       Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as Amended; Waiving 12 N.N.C.  
5       §§ 810 (F), 820 (I) And (M) And 860 (C) Relating to the Capital Improvement Budget  
6       and the Capital Improvement Process.” Resolution No. CAP-35-18 is incorporated herein  
7       by reference.

8       B. CAP-35-18 Section Four (C), provides: “A chapter project, powerline, or waterline project  
9       may be changed, including the year funded, or added to Exhibits A through E with the  
10      concurrence of the Delegate representing the chapter’s Council District and the approvals  
11      of the Resources and Development Committee and Budget and Finance Committee, as  
12      long as such project has been certified as construction-ready by CPMD or NTUA and the  
13      total Sihasin Funding for the District does not exceed \$4,166,666.67.”

14      C. The Tsayatoh Chapter Project entitled “Tsayatoh Chapter Renovation” with an original  
15      Sihasin allocation of \$500,000 is listed as Project No. 93 in Exhibit D attached to  
16      Resolution No. CAP-35-18. Exhibit D showing Project No. 93 is attached hereto as  
17      **Exhibit 1.**

18      D. The Tsayatoh Chapter is requesting a deletion of the Tsayatoh Chapter Renovation Project  
19      and requests that the \$500,000 in approved Sihasin funding be instead allocated to “New  
20      Project – Chapter House Demolition Project (Plan/Design).” The Division of Community  
21      Development, on behalf of the Chapter, has submitted a memorandum dated May 25,  
22      2021, regarding the Chapter’s request. **Exhibit 2.**

23      E. Regarding this request, the Division of Community Development has submitted, on behalf  
24      of the Chapter, a CAP-35-18 Capital Projects Management Department - Sihasin Project  
25      Amendment Certification Form, attached as **Exhibit 3.** The CPMD Amendment  
26      Certification Form shows the signature of the Delegate for Tsayatoh Chapter, as required  
27      by CAP-35-18 Section Four (C).

28      F. The CAP-35-18 Sihasin Project Amendment Certification Form, **Exhibit 3,** shows the  
29      requested changes to be made to Exhibit D, Project No. 93, deleting the Tsayatoh Chapter  
30

1 Renovation Project and adding the “New Project – Chapter House Demolition Project  
2 (Plan/Design).”

3 G. As required by CAP-35-18 Section Four (C), the new project to be added has been  
4 certified by the Capital Projects Management Department as construction-ready and the  
5 total Sihasin Funding for the Tsayatoh Council District will not exceed \$4,166,666.67. In  
6 fact, the \$500,000 original Sihasin funding amount approved in CAP-35-18 will remain  
7 unchanged.

8 H. The Tsayatoh Chapter has submitted a detailed project description for the Tsayatoh  
9 Chapter Building Demolition Project, attached as **Exhibit 4**.

10  
11 **SECTION THREE. APPROVALS**

12 The Navajo Nation Council hereby approves changes to Resolution No. CAP-35-18, Exhibit  
13 D, Project No. 93, for the Tsayatoh Chapter, by deleting the Tsayatoh Chapter Renovation  
14 Project and reallocating the \$500,000 in approved Sihasin funding to the “New Project –  
15 Chapter House Demolition Project (Plan/Design).”

16  
17 **SECTION FOUR. EFFECTIVE DATE**

18 The action herein shall become effective pursuant to 12 N.N.C. § 2505.

19  
20 **SECTION FIVE. SAVINGS CLAUSE**

21 If any provision of this legislation is determined invalid by the Supreme Court of the Navajo  
22 Nation, or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme  
23 Court, the provision(s) not determined invalid shall remain as Navajo Nation law.