

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0240-21_

SPONSOR: Pernell Halona

TITLE: An Action Relating to Resources and Development and Budget and Finance Committees; Approving a Change in Exhibit D to Resolution No. CAP-35-18 for Coyote Canyon Chapter by Deleting Certain Projects and Purchases and Approving the Use of Funds for the Purchase of New Equipment and for the Chapter Parking Lot/Landscape Project Instead

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LEGISLATION SUMMARY SHEET

TRACKING NO. 0240-21

DATE: November 10, 2021

TITLE OF LEGISLATION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE IN EXHIBIT D TO RESOLUTION NO. CAP-35-18 FOR COYOTE CANYON CHAPTER BY DELETING CERTAIN PROJECTS AND PURCHASES AND APPROVING THE USE OF FUNDS FOR THE PURCHASE OF NEW EQUIPMENT AND FOR THE CHAPTER PARKING LOT/LANDSCAPE PROJECT INSTEAD

PURPOSE OF THIS LEGISLATION: to approve a change in CAP-35-18 Exhibit D, to allow for deletion of four items on Exhibit D for Coyote Canyon Chapter, and to allow use of the funds for 2 new equipment purchases by the Chapter and for the Chapter waterline extension project.

OLC No. 21-359-1

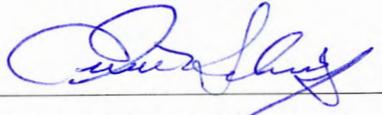
5-DAY BILL HOLD PERIOD: 18Kedhaul
Website Posting Time/Date:
Posting End Date: November 20, 2021
Eligible for Action: November 21, 2021

Resources & Development Committee
Thence
Budget & Finance Committee

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
24th NAVAJO NATION COUNCIL – Third Year, 2021

Rebecca Harkin

Introduced by:



(Prime Sponsor)

Tracking No. 0240-21

AN ACTION
RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND
FINANCE COMMITTEES; APPROVING A CHANGE IN EXHIBIT D TO
RESOLUTION NO. CAP-35-18 FOR COYOTE CANYON CHAPTER BY
DELETING CERTAIN PROJECTS AND PURCHASES AND APPROVING THE
USE OF FUNDS FOR THE PURCHASE OF NEW EQUIPMENT AND FOR THE
CHAPTER PARKING LOT/LANDSCAPE PROJECT INSTEAD

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee of the Navajo Nation Council is empowered to exercise oversight authority over chapter activities. 2 N.N.C. §500(C).
- B. The Budget and Finance Committee of the Navajo Nation Council is empowered to review and recommend to the Navajo Nation Council the budgeting, appropriation, investment and management of all funds, and to coordinate and review all fiscal, financial and investment activities of the Navajo Nation. 2 N.N.C. §301(B)(2) and §301(B)(5).

SECTION TWO. FINDINGS

- A. The Navajo Nation Council approved Resolution No. CAP-35-18, entitled, “Adopting the Sihasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to CD-68-14, as

1 Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as Amended; Waiving 12 N.N.C.
2 §§ 810 (F), 820 (I) And (M) And 860 (C) Relating to the Capital Improvement Budget
3 and the Capital Improvement Process.” CAP-35-18 is incorporated herein by reference.

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

10 C. Certain expenditures for the Coyote Canyon Chapter were approved in Exhibit D of CAP-
11 35-18. The CAP-35-18 Exhibit D showing Coyote Canyon Chapter Project Nos. 14, 15,
12 16, 18, and 19 is attached hereto as **EXHIBIT 1**. These approved expenditures are as
13 follows:

14	No. D-14	New Chapter Tractor	\$ 50,000
15	No. D-15	Senior Center Van	\$ 50,000
16	No. D-16	New Chapter Truck & Flatbed	\$ 90,000
17	No. D-18	Senior Citizen Center	\$109,000
18	No. D-19	Parking Lot w/Landscape	\$119,455

19 D. The Coyote Canyon Chapter desires to delete No. D-14 and No. D-15 as approved in
20 CAP-35-18 and to transfer \$61,517.76 of the allocated total of \$100,000 to a new Project
21 for the Chapter, titled: “Community Regional Waterline Extension Project.” **EXHIBIT 2**.

22 E. The Coyote Canyon Chapter desires to delete No. D-16 as approved in CAP-35-18 and to
23 transfer \$26,116 of the allocated total of \$90,000 to 2 new purchases of a water tank with
24 water pump (\$4000) and a dump truck (\$12,000), and to the approved Project No. D-19
25 Parking Lot/Landscape Project (\$10,116). **EXHIBIT 3**.

26 F. The Coyote Canyon Chapter desires to delete No. D-18 as approved in CAP-35-18 and to
27 transfer \$69,612.17 of the allocated total of \$109,000 to the approved Project No. D-19
28 Parking Lot/Landscape Project. **EXHIBIT 4**.

29 G. Regarding the Chapter’s requests, the Division of Community Development has
30 submitted, on behalf of the Chapter, three CAP-35-18 Capital Projects Management

1 Department - Sihasin Project Amendment Certification Forms (EXHIBITS 2-4). The
2 CPMD Amendment Certification Forms show the signature of the Delegate for the Coyote
3 Canyon Chapter, as required by CAP-35-18 Section Four (C).

4 H. As required by CAP-35-18 Section Four (C), the Projects to be added have been certified
5 by the Capital Projects Management Department as construction-ready and the total
6 Sihasin Funding for the Coyote Canyon Council District will not exceed \$4,166,666.67.
7 In fact, the original Sihasin funding amounts for the Coyote Canyon Chapter, as approved
8 in CAP-35-18, will remain unchanged.

9 I. The Sihasin Fund shall be reimbursed, in the amount of the allocation authorized in this
10 Legislation, from prospective funds available to the Navajo Nation from any and all
11 appropriate state and federal sources.

12
13 **SECTION THREE. APPROVAL**

14 The Navajo Nation Council hereby approves changes to Resolution No. CAP-35-18, Exhibit
15 D, Project Nos. 14, 15, 16, 18, and 19, for the Coyote Canyon Chapter, as shown in
16 EXHIBITS 2, 3, and 4, attached hereto.

17
18 **SECTION FOUR. EFFECTIVE DATE**

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

20
21 **SECTION FIVE. SAVING CLAUSE**

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