

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0253-21_

SPONSOR: Wilson C. Stewart, Jr.

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 the Sawmill Chapter by Allocating \$32,133.67 in Funds Remaining from the N-7 Road Project to the Chapter House Renovation Project

Date posted: November 22, 2021 at 6:03PM

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LEGISLATION SUMMARY SHEET

TRACKING NO. 0253-21

DATE: November 18, 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 THE SAWMILL CHAPTER BY ALLOCATING \$32,133.67 IN FUNDS REMAINING FROM THE N-7 ROAD PROJECT TO THE CHAPTER HOUSE RENOVATION PROJECT

PURPOSE OF THIS LEGISLATION: to approve a change in Exhibit D to Resolution No. CAP-35-18 to allow the transfer of \$32,133.67 in funds remaining from the N-7 Road Rehabilitation Project to the Sawmill Chapter House Renovation Project - total funds allocated to Sawmill Chapter in CAP-38-15 will not change.

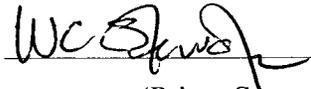
OLC No. 21-468-1

5-DAY BILL HOLD PERIOD: None
Website Posting Time/Date:
Posting End Date: November 27, 2021
Eligible for Action: November 28, 2021

Resources & Development Committee
Thence
Budget & Finance Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 24th NAVAJO NATION COUNCIL – Third Year, 2021

3 Introduced by:

4 
5 _____
6 (Prime Sponsor)

7
8 Tracking No. 0253-21

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10 AN ACTION

11 RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND
12 FINANCE COMMITTEES; APPROVING A CHANGE IN EXHIBIT D TO
13 RESOLUTION NO. CAP-35-18 FOR THE SAWMILL CHAPTER BY
14 ALLOCATING \$32,133.67 IN FUNDS REMAINING FROM THE N-7 ROAD
15 PROJECT TO THE CHAPTER HOUSE RENOVATION 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 over chapter activities. 2 N.N.C. §500(C).
22 B. The Budget and Finance Committee of the Navajo Nation Council is empowered to review
23 and recommend to the Navajo Nation Council the budgeting, appropriation, investment
24 and management of all funds, and to coordinate and review all fiscal, financial and
25 investment activities of the Navajo Nation. 2 N.N.C. §301(B)(2) and §301(B)(5).

26
27 SECTION TWO. FINDINGS

- 28 A. The Navajo Nation Council approved Resolution No. CAP-35-18, entitled, “Adopting the
29 Síhasin Fund Powerline and Chapter Projects Expenditure Plan Pursuant to CD-68-14, as
30 Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as Amended; Waiving 12 N.N.C.

1 §§ 810 (F), 820 (I) And (M) And 860 (C) Relating to the Capital Improvement Budget
2 and the Capital Improvement Process.” CAP-35-18 is incorporated herein by reference.

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

9 C. The amount of \$271,666.67 for the Sawmill Chapter N-7 Road Rehabilitation Project in
10 the Year 1 Funding Period was approved in Exhibit D of CAP-35-18. The CAP-35-18
11 Exhibit D showing the N-7 Road Project No. 59 is attached hereto as **EXHIBIT 1**.

12 D. The amount of \$500,000 for the Sawmill Chapter House Renovation Project was also
13 approved in Exhibit D of CAP-35-18. The CAP-35-18 Exhibit D showing the Chapter
14 House Renovation Project No. 58 is attached hereto as **EXHIBIT 1**.

15 E. The Sawmill Chapter has expended \$185,533 out of the \$271,666.67 in approved Síhasin
16 funds allocated for the N-7 Road Project, leaving a remaining balance of \$32,133.67 that
17 the Chapter desires to use for its Chapter House Renovation Project. **EXHIBIT 2**.

18 F. Regarding the Sawmill Chapter’s change request, the Division of Community
19 Development - Capital Projects Management Department (“CPMD”) has submitted, on
20 behalf of the Chapter, a Síhasin Project Amendment Certification Form, attached as
21 **EXHIBIT 3**. The CPMD Amendment Certification Form shows the signature of the
22 Navajo Nation Council Delegate for the Sawmill Chapter, as required by CAP-35-18
23 Section 4(C).

24 G. As required by CAP-35-18 Section 4(C), the Sawmill Chapter House Renovation Project
25 to be added has been certified by CPMD as construction-ready and the total Síhasin
26 Funding for the Council District will not exceed \$4,166,666.67. In fact, the total Síhasin
27 funding amounts approved for the Sawmill Chapter in CAP-35-18 will remain unchanged.

28 H. The Síhasin Fund shall be reimbursed, in the amount of the allocation authorized in this
29 Legislation, from prospective funds available to the Navajo Nation from any and all
30 appropriate state and federal sources.

1 **SECTION THREE. APPROVAL**

2 The Navajo Nation Council hereby approves a change to Resolution No. CAP-35-18, Exhibit
3 D, Project Nos. 58-59 by transferring the balance of \$32,133.67 remaining from the N-7
4 Road Rehabilitation Project (Project No. D-59) to the Sawmill Chapter House Renovation
5 Project (Project No. D-58) in the Year 2 Funding Period, as shown in **EXHIBIT 3**.

6
7 **SECTION FOUR. EFFECTIVE DATE**

8 This Legislation shall become effective pursuant to 12 N.N.C. §2505.

9
10 **SECTION FIVE. SAVING CLAUSE**

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