

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0018-22\_

SPONSOR: Nathaniel Brown

**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 Chilchinbeto Chapter by Deleting the Chapter Multipurpose Building Project Approved for Year 1 and Replacing it with a Chapter Lagoon Project in Year 3**

*Date posted:* January 25, 2022 at 2:30PM

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**LEGISLATION SUMMARY SHEET**

TRACKING NO. 0018-22

**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 CHILCHINBETO CHAPTER BY DELETING THE CHAPTER MULTIPURPOSE BUILDING PROJECT APPROVED FOR YEAR 1 AND REPLACING IT WITH A CHAPTER LAGOON PROJECT IN YEAR 3**

**PURPOSE OF THIS LEGISLATION:** to approve a change to Exhibit D in Resolution No. CAP-35-18 to delete the Chilchinbeto Chapter Multipurpose Building Project in Year 1 and replace it with a Sewer Lagoon Project in Year 3 - no change in the originally-approved amount of \$300,000.

OLC No. 21-414-1

Website Posting Time/Date:

Thence

Posting End Date: January 30, 2022

Budget & Finance Committee

Eligible for Action: January 31, 2022

PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
24<sup>th</sup> NAVAJO NATION COUNCIL – Third Year, 2021

Introduced by:



(Prime Sponsor)

Tracking No. 0018-22

**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 CHILCHINBETO CHAPTER BY DELETING  
THE CHAPTER MULTIPURPOSE BUILDING PROJECT APPROVED FOR YEAR  
1 AND REPLACING IT WITH A CHAPTER LAGOON PROJECT IN YEAR 3**

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 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 \$300,000 for the Chilchinbeto Chapter Multipurpose Building Project in  
10 Year 1 was approved in Exhibit D of CAP-35-18. The CAP-35-18 Exhibit D showing the  
11 Chilchinbeto Chapter Project No. 65 is attached hereto as **EXHIBIT 1**.

12 D. The Chilchinbeto Chapter desires to delete No. D-65 and replace it with a sewer lagoon  
13 project in Year 3, using the same \$300,000 allocation originally approved in CAP-35-18.

14 E. Regarding the Chapter’s change request, the Division of Community Development has  
15 submitted, on behalf of the Chapter, a Síhasin Project Amendment Certification Form,  
16 attached hereto as **EXHIBIT 2**. The CPMD Amendment Certification Form shows the  
17 signature of the Navajo Nation Council Delegate for the Chilchinbeto Chapter, as required  
18 by CAP-35-18 Section 4(C).

19 F. As required by CAP-35-18 Section 4(C), the Project to be added has been certified by the  
20 Capital Projects Management Department as construction-ready and the total Síhasin  
21 Funding for the Chilchinbeto Chapter Council District will not exceed \$4,166,666.67. In  
22 fact, the original Síhasin funding amount of \$300,000 for the Chilchinbeto Chapter, as  
23 approved in CAP-35-18, will remain unchanged.

24 G. The Síhasin Fund shall be reimbursed, in the amount of the allocation authorized in this  
25 Legislation, from prospective funds available to the Navajo Nation from any and all  
26 appropriate state and federal sources.

27  
28 **SECTION THREE. APPROVAL**

29 The Navajo Nation Council hereby approves a change to Resolution No. CAP-35-18, Exhibit  
30 D, Project No. 65, for the Chilchinbeto Chapter, as shown in the attached **EXHIBIT 2**.

1     **SECTION FOUR. EFFECTIVE DATE**

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

3  
4     **SECTION FIVE. SAVING CLAUSE**

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