

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0115-22_

SPONSOR: Elmer P. Begay

TITLE: An Act Relating to the Resources and Development and Budget and Finance Committees; Approving a Change to CAP-35-18 for the Indian Wells Chapter by Moving Funds for the "Senior Center Facility Repairs" in the Amount of \$265,000.00, from Funding Year 1 to Year 3

Date posted: July 17, 2022 at 7:10 AM

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Office of Legislative Services
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LEGISLATIVE SUMMARY SHEET
Tracking No. 0115-22

DATE: July 15, 2022

TITLE OF RESOLUTION: RELATING TO THE RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A CHANGE TO CAP-35-18 FOR THE INDIAN WELLS CHAPTER BY MOVING FUNDS FOR THE “SENIOR CENTER FACILITY REPAIRS” IN THE AMOUNT OF \$265,00.00, FROM FUNDING YEAR 1 TO YEAR 3.

PURPOSE: This resolution, if approved, will move CAP-35-18 funding for the Indian Wells Chapter Senior Center Facility Repairs from funding year 1 to year 3.

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: _____
Posting End Date: 07/22/22
Eligible for Action: 07/23/22

Resources & Development Committee
Thence
Budget & Finance Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 24th NAVAJO NATION COUNCIL - Fourth Year, 2022
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5 _____
6 (Prime Sponsor)
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8 Tracking No. 0115-22
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10 AN ACT
11 RELATING TO THE RESOURCES AND DEVELOPMENT AND BUDGET
12 AND FINANCE COMMITTEES; APPROVING A CHANGE TO CAP-35-18 FOR THE
13 INDIAN WELLS CHAPTER BY MOVING FUNDS FOR THE "SENIOR CENTER
14 FACILITY REPAIRS" IN THE AMOUNT OF \$265,00.00,
15 FROM FUNDING YEAR 1 TO YEAR 3.
16

17 BE IT ENACTED:
18

19 SECTION ONE. AUTHORITY

- 20 A. The Resources and Development Committee of the Navajo Nation Council is empowered to
21 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 and
24 management of all funds, and to coordinate and review all fiscal, financial and investment
25 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 and the
2 Capital Improvement Process.” CAP-35-18 is incorporated herein by this reference.

3 B. Section 4(C) of CAP-35-18 allows an approved Chapter project to be changed, by changing
4 the year funded, by adding to the project, or by changing the project entirely, with the
5 concurrence of the Council Delegate representing the Council District and the approvals of
6 the Resources and Development Committee and Budget and Finance Committee, as long as
7 such project has been certified as construction-ready and the total Síhasin Funding for the
8 District does not exceed \$4,166,666.67.

9 C. The amount of \$265,000.00 for the Indian Wells Chapter’s “Senior Center Facility Repairs”
10 Project was approved in CAP-35-18 as Project number 106, Funding year 1, in Exhibit D.
11 **EXHIBIT 1.**

12 D. The Indian Wells Chapter now wishes to carryover the approved Síhasin “Senior Center
13 Facility Repairs” Project in the amount of \$265,000.00 from Funding Year 1 to Funding Year
14 3. The Indian Wells Chapter has passed Resolution No. IWC-22-18 dated March 20, 2022,
15 to request this project change. **EXHIBIT 2.**

16 E. The Division of Community Development - Capital Projects Management Department
17 (“CPMD”) has submitted, on behalf of the Chapter, a Síhasin Project Amendment
18 Certification Form. **EXHIBIT 3.** The CPMD Amendment Certification Form shows the
19 signature of the Navajo Nation Council Delegate for the Indian Wells Chapter, as required
20 by CAP-35-18 Section 4(C).

21 F. As required by CAP-35-18 Section 4(C), the new project has been certified by CPMD as
22 construction-ready and the total Síhasin funding for the Council District will not exceed
23 \$4,166,666.67. In fact, the original Síhasin funding amount of \$265,000.00 for the Indian
24 Wells Chapter, as approved in CAP-35-18, will remain unchanged.

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26 **SECTION THREE. APPROVAL**

27 The Navajo Nation Council hereby approves a change to Resolution No. CAP-35-18, Exhibit D,
28 Project No. 106, Indian Wells Chapter “Senior Center Facility Repairs” Project, moving
29 \$265,000.00 from Funding Year 1 to Funding Year 3, as shown in the attached **EXHIBIT 3.**

1 **SECTION FOUR. EFFECTIVE DATE**

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

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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.

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