

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0042-24_

SPONSOR: Cherilyn Yazzie

TITLE: An Action Relating to Resources and Development and Budget and Finance Committees; Approving a Project Change in Resolution CAP-35-18 for Greasewood Chapter by Deleting the Master Tract Plan, Project No. D-102, in Year 2; and Adding Greasewood Springs Building Renovation in Year 3

Date posted: February 14, 2024 at 6:20PM

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Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0042-24

DATE: January 22, 2024

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A PROJECT CHANGE IN RESOLUTION CAP-35-18 FOR GREASEWOOD CHAPTER BY DELETING THE MASTER TRACT PLAN, PROJECT NO. D-102, IN YEAR 2; AND ADDING GREASEWOOD SPRINGS BUILDING RENOVATION IN YEAR 3

PURPOSE: The purpose of this proposed resolution is to approve a project change for Greasewood Springs Chapter, as originally approved in Resolution CAP-35-18.

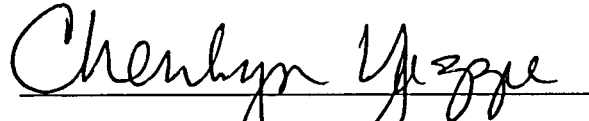
This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD Al Mike #14
Website Posting Time/Date _____
Posting End Date: 02/19/24
Eligible for Action: 02/20/24

Resources & Development Committee
Thence
Budget & Finance Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 25TH NAVAJO NATION COUNCIL - Second Year, 2024

3 INTRODUCED BY

4 
5 _____
6 Primary Sponsor

7 TRACKING NO. 0042-24

8
9 AN ACTION

10 RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND
11 FINANCE COMMITTEES; APPROVING A PROJECT CHANGE IN
12 RESOLUTION CAP-35-18 FOR GREASEWOOD CHAPTER BY DELETING THE
13 MASTER TRACT PLAN, PROJECT NO. D-102, IN YEAR 2; AND ADDING
14 GREASEWOOD SPRINGS BUILDING RENOVATION IN YEAR 3

15 BE IT ENACTED:

16
17 **SECTION ONE. AUTHORITY**

- 18 A. The Resources and Development Committee exercises authority over chapters of the
19 Navajo Nation. 2 N.N.C. § 501(C)(1).
- 20 B. The Budget and Finance Committee of the Navajo Nation Council exercises authority
21 over budgeting, appropriation, investment and management of all funds. 2 N.N.C. §
22 301 (B)(2).
- 23 C. Council Resolution CAP-35-18 provides, “[a] chapter project, powerline, or waterline
24 project may be changed, including the year funded, or added to Exhibits A through E
25 with the concurrence of the Delegate representing the chapter’s Council District and
26 the approvals of the Resources and Development Committee and Budget and Finance
27 Committee, as long as such project has been certified as construction-ready by CPMD
28 or NTUA and the total Síhasin Funding for the District does not exceed
29 \$4,166,666.67.” CAP-35-18, Section Four, Paragraph C.
- 30

1 **SECTION TWO. FINDINGS**

- 2 A. On April 17, 2018, the Navajo Nation Council adopted Council Resolution No. CAP-
3 35-18, “Adopting the Síhasin Fund Powerline and Chapter Projects Expenditure Plan
4 Pursuant to CD-68-14, as Amended by CJA-03-18, and 12 N.N.C. §§ 2501-2508, as
5 Amended; Waiving 12 N.N.C. §§ 810 (F), 820 (I) and (M) and 860 (C) Relating to
6 the Capital Budget and Capital Improvement Process.” Resolution No. CAP-35-18
7 is incorporated herein by reference.
- 8 B. A “Master Tract Plan” Project is listed in Resolution No. CAP-35-18 at Exhibit D,
9 Project No. 102. The relevant page of Exhibit D of CAP-35-18 is attached as
10 **Exhibit 1.**
- 11 C. Greasewood Chapter has submitted a “Síhasin Project Amendment Certification”
12 form, attached as **Exhibit 2**, requesting a change to the description for Project No.
13 102 from “Master Tract Plan” to “Greasewood Springs Building Renovation” for the
14 design, construction, and renovation of the chapter building; as well as moving the
15 Project from Year 2 to Year 3. No change in Síhasin funding for the Project is
16 requested, and the amount of allocated funding will remain at \$ 433,333.33.
- 17 D. The Síhasin Project Amendment Certification form has been signed by the Navajo
18 Nation Council Delegate representing the Greasewood Chapter, as required by CAP-
19 35-18, Section 4, Paragraph C.
- 20 E. The Capital Projects Management Department, through its signature in Section IV of
21 **Exhibit 2**, has indicated the Project is construction ready, and the total Síhasin
22 Funding for the Greasewood Chapter Project will not exceed \$ 4333,333.33.
- 23 F. Greasewood Chapter passed Resolution No. GSC06-23-1236, dated July 17, 2023,
24 attached as **Exhibit 3**, requesting the project change from what was initially
25 approved in Exhibit D to CAP-35-18. In the Greasewood Springs Chapter
26 Resolution, the Project is referred to as the “Greasewood Springs preschool
27 renovation project.”

28
29 **SECTION THREE. APPROVAL**

1 The Navajo Nation hereby approves the change in Project description and funding year,
2 as requested by Greasewood Chapter in accordance with **Exhibit 2**.

3
4 **SECTION FOUR. EFFECTIVE DATE**

5 The actions enacted herein shall be effective pursuant to 2 N.N.C. § 221 (B) and, 2 N.N.C. §
6 164 (A)(17).

7
8 **SECTION FIVE. SAVINGS CLAUSE**

9 Should any provision(s) of this action be determined invalid by the Navajo Nation
10 Supreme Court, or the District Courts of the Navajo Nation without appeal to the Navajo
11 Nation Supreme Court, those provision(s) that are not determined invalid shall remain the
12 law of the Nation.

SIHASIN FUND POWERLINE AND CHAPTER CAPITAL PROJECTS
EXPENDITURE PLAN

EXHIBIT:
D

NO.	CHAPTER	PROJECT DESCRIPTION	PROJECT TYPE (Pre-Design, Design, Design/Construction)	PROJECT DURATION	YEAR 1 FUNDING	YEAR 2 FUNDING	YEAR 3 FUNDING	MATCHING FUNDS (LEVERAGE)	SIHASIN FUNDS REQUESTED
102	Greasewood Springs	Master Tract Plan	Planning, Pre-Design, Design/Construction	12-24 months	\$400,000.00	\$433,333.33	\$0.00	\$0.00	\$833,333.33
103	Diklon	Multi Purpose Complex	Planning	12 months	\$333,333.33	\$0.00	\$0.00	\$120,000.00	\$333,333.33
104	Diklon	Chapter Tract Infrastructure Upgrade	Plan/Design	12 months	\$0.00	\$275,000.00	\$0.00	\$0.00	\$275,000.00
105	Indian Wells	HVAC Unit	Major Equipment	4-6 months	\$25,000.00	\$0.00	\$0.00	\$66,000.00	\$25,000.00
106	Indian Wells	Senior Center Facility Repairs	Planning	12 months	\$265,000.00	\$79,393.67	\$0.00	\$0.00	\$544,393.67
107	Indian Wells	10 Commercial Site Development	Planning	18-24 months	\$200,000.00	\$0.00	\$0.00	\$678,000.00	\$200,000.00
108	Whitecone	Road Improvement	Design/Construction	18-24 months	\$194,000.00	\$0.00	\$0.00	\$0.00	\$194,000.00
109	Whitecone	JW2 - Master Tract Plan	Planning, Pre-Design, Design/Construction	12-24 months	\$66,000.00	\$0.00	\$0.00	\$0.00	\$66,000.00
110	Whitecone	Motor Grader	Major Equipment	6-8 months	\$339,000.00	\$0.00	\$0.00	\$0.00	\$339,000.00
111	Teesto	Community Center	Design/Construction	18-24 months	\$500,000.00	\$0.00	\$0.00	\$0.00	\$500,000.00
112	Standing Rock	Tselah Head Start	Construction	8-12 months	\$3,269,616.66	\$0.00	\$0.00	\$125,000.00	\$3,269,616.66
113	Whiterock	Chapter Renovation	Design/Construction	6-8 months	\$500,000.00	\$0.00	\$0.00	\$359,476.65	\$500,000.00
114	Huertano	Senior Center	Design/Construction	8-12 months	\$0.00	\$397,050.00	\$0.00	\$53,261.00	\$397,050.00
115	Chinle	NJ Solar Stree Light	Pre-Design, Design/Construction	24 months	\$50,000.00	\$1,735,534.45	\$0.00	\$0.00	\$1,785,534.45
116	Chinle	Del Muerto Headstart Improvement	Construction	12 months	\$0.00	\$0.00	\$301,496.21	\$0.00	\$301,496.21
117	Cameron	Cultural Center	Pre-Design	24 months	\$350,000.00	\$350,000.00	\$133,333.00	\$0.00	\$633,333.00
118	Cameron	Demonstration Farm	Planning	18-24 months	\$100,001.66	\$0.00	\$0.00	\$0.00	\$100,001.66
119	Coalmine	Chapter House Building Repair	Renovation	12-18 months	\$200,000.00	\$533,333.00	\$0.00	\$20,000.00	\$723,333.00
120	Birdsprings/Leupp	Commercial Farm Project	Planning	24 months	\$350,000.00	\$300,000.00	\$50,000.00	\$0.00	\$500,000.00
121	Tobani Lake	New Senior Center Replacement	Design/Construction	18-24 months	\$0.00	\$733,333.00	\$0.00	\$0.00	\$733,333.00
122	Comfields	Community/Veterans Cemetery	Design/Construction	12 months	\$66,333.33	\$0.00	\$0.00	\$0.00	\$66,333.33
123	Comfields	Deer Point Development	Pre-Design	24-36 months	\$0.00	\$0.00	\$300,000.00	\$0.00	\$300,000.00



CAPITAL PROJECTS MANAGEMENT DEPARTMENT
SIHASIN PROJECT AMENDMENT CERTIFICATION
CAP-35-18

PROJECT DETAILS

PROJECT NAME: Greasewood Springs Master Tract Plan

PROJECT TYPE: Planning, re-design, design and construction

DATE SUBMITTED: 07/12/2023

REFERENCE NUMBER: CPMD # 57

ORIGINAL DATE APPROVED: 11/18/20/Extension 5/2025

II. NATURE OF CHANGE AND COST DETAILS

EXHIBIT & PROJECT NO.	PROJECT DESCRIPTION	FUNDING			TOTAL FUNDING	FUNDING AMOUNT ADDED OR DELETED
		YEAR 1	YEAR 2	YEAR 3		
D-102	Greasewood Springs -Master Tract Plan		\$433,333.33		\$433,333.33	DELETE
D-102	Greasewood Springs Building Renovation			\$433,333.33	\$433,333.33	ADD
D-102	Change Project Type to Design & Construct &		Renovate			ADD
D-102	Change Proj Descr to renovation of Chapter Bldg		Move Y2 to	Y3		ADD
TOTAL: <input type="checkbox"/> INCREASED / <input type="checkbox"/> DECREASED FUNDING:					\$433,333.33	

Acknowledgement of Project Amendment: PRINTED NAME SIGNATURE DATE

Navajo Nation Council Delegate Cherilyn Yazzie 07/12/2023

III. REASON FOR AMENDMENT

1. The total amount of funding for the added projects equals the total amount of funding for the deleted projects;
2. Each added project has a completed Project Check-Off List signed off by CPMD and attached to this Form; and
3. After the projects have been added and deleted, the total CAP-35-18 funding for the Council District does not exceed \$4,166,666.67.
4. Add language to legislation "EXHIBIT D" Funding Use/Year.

IV. AFTER REVIEW, CPMD CONSIDERS AND CERTIFIES THE PROJECT TO BE DEEMED CONSTRUCTION-READY.

PRINTED NAME

CPMPD Project Manager Marlene Hoskie 07/12/2023

CPMPD Department Manager Dewayne Waseta 07/12/2023

SIGNATURE



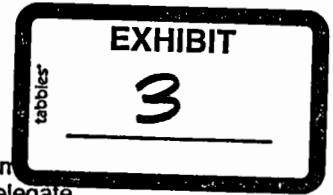
Greasewood Springs Chapter

Diwozhii Bii' To doo' Bi'Naha'ta'

PO Box 1260 Ganado, Arizona 86505

Calvin F. Lee, President
Julia Benally, Vice-President
Linda S. Yazzie, Secretary/Treasurer

Bill Spencer., Grazing Comm
Cherilyn Yazzie, Council Delegate



GSC06-23-1236

RESOLUTION OF THE GREASEWOOD SPRINGS CHAPTER

Resolution Respectfully Requesting the Resources and Development Committee and the Budget and Finance Committee of the 25th Navajo Nation Council to accept the Legislative project change for The Greasewood Springs Chapter - #102, Master Tract Plan, \$433,333.33, under CAP-35-18, transferred to the Greasewood Springs Chapter preschool renovation project, \$433,333.33.

WHEREAS:

1. The Greasewood Springs Chapter exists as a local unit of government recognized as a political sub-division of the Navajo Nation, pursuant of the Navajo Nation Code No. 26, Section (a) and is authorized to review all matter effecting the community in order to address the needs of the local residents with the authority to act in the best interest of the general welfare of its community membership; and
2. Pursuant to Resolution No. CAP-34-98, the Navajo Nation council approved the Historic Local Governance Act, which authorized the local Navajo Communities to plan develop and implement a restructuring process to improve community decision making allowing communities to excel and flourish enabling Navajo leaders to lead toward a prosperous future and improve the strength of the Navajo Nation Sovereignty; and
3. The Greasewood Springs Chapter is respectfully requesting the Resources and Development Committee and the Budget and Finance Committee of the 25th Navajo Nation Council to accept the legislative project change for the Greasewood Springs Chapter - #102, Master Tract Plan, \$433,333.33, under CAP-35-18, transferred to the Greasewood Springs preschool renovation project, \$433,333.33; and
4. The Greasewood Springs Chapter community has vocalized their request for a local senior citizens facility on the Greasewood Springs Chapter tract.
5. The Greasewood Springs Chapter has a structure that the Navajo Preschool use to occupy and have vacated in recent years. The structure now sits unused and unoccupied. Therefore, the Greasewood Springs Chapter is in full agreement to renovate the facility for commercial occupancy.

NOW THEREFORE IT BE RESOLVED THAT:

1. The Greasewood Springs Chapter hereby approves and supports the request to the Resources and Development Committee and the Budget and Finance Committee of the 25th Navajo Nation Council; Capital Projects Management Department; Office of the Controller; to accept the legislative project change for the Greasewood Springs Chapter - #102, Master Tract Plan, \$433,333.33, under CAP-35-18, transferred to the Greasewood Springs preschool renovation project, \$433,333.33.

CERTIFICATION

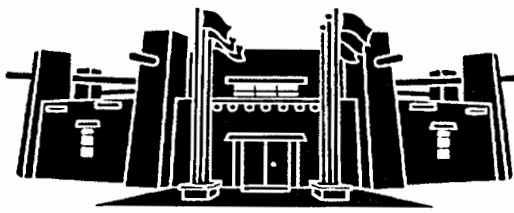
We, hereby certify that the foregoing was duly considered by the Greasewood Springs Chapter at a duly called Special Chapter meeting in Greasewood Springs (Navajo Nation) Arizona, at which a quorum of community membership was present and the same had passed with a vote of; 26 in favor, 0 in opposed and 0 in abstained on this 17th day of July, in the year 2023.

Motioned By: Elaine Lee

Seconded By: Leroy Thomas

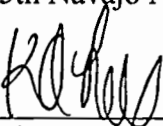


Calvin F. Lee, President



MEMORANDUM

TO: Honorable Cherilyn Yazzie
25th Navajo Nation Council Delegate

FROM: 
Kristen Lowell, Principal Attorney
Office of Legislative Counsel

DATE: January 22, 2024

RE: **AN ACTION RELATING TO RESOURCES AND DEVELOPMENT AND BUDGET AND FINANCE COMMITTEES; APPROVING A PROJECT CHANGE IN RESOLUTION CAP-35-18 FOR GREASEWOOD CHAPTER BY DELETING THE MASTER TRACT PLAN, PROJECT NO. D-102, IN YEAR 2; AND ADDING GREASEWOOD SPRINGS BUILDING RENOVATION IN YEAR 3**

Per your request, the Office of Legislative Counsel has prepared the above-reference proposed legislation and associated legislative summary sheet. Based on existing law, the legislation as drafted is legally sufficient. However, as with all legislation, the proposed resolution is subject to review by the courts in the event of a challenge.

The Office of Legislative Counsel recommends the appropriate standing committee(s) reviews based on the authority of the standing committees outlined in 2 N.N.C. §§ 301, 401, 501, 601, and 701. Nevertheless, “the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration. 2 N.N.C. § 164(A)(5).

Please review the proposed legislation to ensure it is drafted to your satisfaction. If you approve, please sign as “Primary Sponsor” and submit it to the Office of Legislative Services where the proposed legislation will be given a tracking number and referred to the Office of the Speaker. If the proposed legislation is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of any revisions requested.