

RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
23RD Navajo Nation Council --- Third Year, 2017

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; APPROVING A BUDGET REALLOCATION IN THE TOTAL AMOUNT OF \$1,376,605.99 OF FUNDS FOR PREVIOUSLY APPROVED FUEL EXCISE TAX (FET) PROJECTS

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. The Resources and Development Committee (RDC) is a standing committee of the Navajo Nation Council. 2 N.N.C. Section \$500 (A). RDC has oversight authority over matters involving roads and transportation for the purpose of planning and coordinating all roads and transportation activities of the Navajo Nation. 2 N.N.C. \$500(C) (6).

B. A standing committee may reallocate funds appropriated by the Navajo Nation Council to a division or program over which the committee has oversight. 2 N.N.C. \$185(A).

C. A budget reallocation is the reallocation of funds between business units which requires oversight approval. Navajo Nation Budget Instruction Manual Fiscal Year 2017, Section XIII, C, 1, b.

D. A reallocation of funds must be approved "by two-thirds (2/3) vote of the full membership of the committee, board or commission." 2 N.N.C. \$185(A).

E. The Navajo Nation Budget Instructions Manual, XIII. D. 3, limits each programs to "one budget revision per month, except for special circumstances which shall be fully explained by separate memorandum." See, **Exhibit B** for the memorandum.

F. The Navajo Nation Resources and Development Committee finds special circumstances exist to approve the reallocations from 32 Business Units to 6 Business Units.

G. The Navajo Nation Road Fund Regulations ("Regulations"), as approved by resolution RDCJN-36-14, regulate the Navajo Nation Road Fund which is funded by the fuel excise taxes. These Regulations stated at Section VII - Use of Unexpended Funds. "*Any unexpended funds within a fiscal year shall be reverted back to the Fund Balance and eligible for reallocation for the following fiscal year specific to Section V*" eligible road maintenance and road improvement activities].

H. The requested reallocations from the various business units listed in Exhibits A were allocated in Fiscal Years 2003, 2004, 2005, 2006, 2007, 2012, and 2015. Although the amounts lapse, per the Regulations, the funds in these accounts have not reverted.

I. The Navajo Nation Resources and Development Committee hereby finds it in the best interest of the Navajo Nation that the funds not be reverted back to the Fund Balance and that the funds be reallocated to fund the road projects listed in **Exhibit A**.

SECTION TWO. FINDINGS

A. The Navajo Nation Division of Transportation (NDOT) requests a budget reallocation in the amount of 1,376,605.99 for in accordance with the amounts and business unit numbers listed on the Navajo Nation Division of Transportation FET Budget Reallocation, attached as **Exhibit A**.

B. This reallocation of funds will allow the NDOT to address projects with shortfalls, resolve program allocations, clear negative deficits, and close out completed projects.

C. Additional details for the requests and the projects to receive funds are included in **Exhibit B**.

D. The Executive Branch has completed its 164 review process. The Office of Management and Budget, Office of the Controller, and the Department of Justice have all indicated the

documentation is sufficient. These approvals are provided in **Exhibit "B"**.


SECTION THREE. APPROVAL

A. The Navajo Nation hereby waives the Navajo Road Fund Regulations, Section VII.

B. The Navajo Nation hereby approves budget reallocation in the total amount of \$1,376,605.99 as indicated on **Exhibit A**.

CERTIFICATION

I, hereby certify that the following resolution was duly considered by the Resources and Development Committee of the 23rd Navajo Nation Council at a duly called meeting at Twin Arrows Navajo Casino Resort, Twin Arrows (Navajo Nation) Arizona, at which quorum was present and that same was passed by a vote of 5 in favor, 0 opposed, 0 abstained on this 16th of May, 2017.



Alton Joe Shepherd, Chairperson
Resources and Development Committee
Of the 23rd Navajo Nation Council

Motion: Honorable Jonathan Perry
Second: Honorable Davis Filfred

NAVAJO DIVISION OF TRANSPORTATION
FET BUDGET REALLOCATION

EXHIBIT

A

2017

	FY	BU#	PROJECT NAME	FROM ACCT NO#		BU#	PROJECT NAME	INTO ACCT NO#	
				LOD 6	AMT			LOD 6	AMT
1	FY 2003	C01184	N367/756 Upper Fruitland	9020	✓ 0.15	C01194	Rough Rock School	6960	0.15
	FY 2003	C01184	N367/756 Upper Fruitland	9020	✓ 0.85	C01282	NN Road Maint	9140	0.85
2	FY 2003	C01191	Chinle Workforce	9020	✓ 19.15	C01282	NN Road Maint	9140	19.15
	FY 2003	C01191	Chinle Workforce	9020	✓ 201.10	C01178	N5113 Beclabito	9020	201.10
3	FY 2003	C01192	Hard Rock Chapter Prkg Lot	9020	✓ 234.57	C01178	N5113 Beclabito	9020	234.57
	FY 2003	C01192	Hard Rock Chapter Prkg Lot	9020	✓ 0.06	C01208	Window Rock AP	9510	0.06
	FY 2003	C01192	Hard Rock Chapter Prkg Lot	9020	✓ 51,512.15	C01546	Pinon N41 / N4	9020	51,512.15
4	FY 2003	C01193	Pinon Chapter Parking Lot	9020	✓ 4,193.52	C01546	Pinon N41 / N4	9020	4,193.52
5	FY 2003	C01196	Window Rock Blvd Phase	9020	✓ 77,386.84	C01546	Pinon N41 / N4	9020	77,386.84
6	FY 2003	C01197	Tohatchi Chapter Prkg Lot	9020	✓ 21,224.40	C01546	Pinon N41 / N4	9020	21,224.40
7	FY 2003	C01209	Ganado Airport	9020	✓ 0.06	C01546	Pinon N41 / N4	9020	0.06
8	FY 2005	C01222	Dine College Access Rd.	9020	✓ 14,561.48	C01546	Pinon N41 / N4	9020	14,561.48
9	FY 2005	C01247	N9205 Cornfields LWC	6520	✓ 1,573.58	C01546	Pinon N41 / N4	9020	1,573.58
10	FY 2005	C01248	Many Farms Chapter Prkg	9020	✓ 58,373.37	C01546	Pinon N41 / N4	9020	58,373.37
11	FY 2004	C01256	Twin lakes Sen Ctr Prkg Lot	6520	✓ 851.25	C01546	Pinon N41 / N4	9020	851.25
	FY 2004	C01256	Twin lakes Sen Ctr Prkg Lot	9020	✓ 2,455.32	C01546	Pinon N41 / N4	9020	2,455.32
12	FY 2004	C01260	Oljato Sen Ctr Prkg Lot	9020	✓ 170,238.83	C01546	Pinon N41 / N4	9020	170,238.83
13	FY 2004	C01263	Beclabito Chapter Prkt Lot	9020	✓ 20,806.01	C01546	Pinon N41 / N4	9020	20,806.01
14	FY 2004	C01273	St. Michaels 2 Story Loop RD	9020	✓ 0.08	C01546	Pinon N41 / N4	9020	0.08
15	FY 2004	C01274	N8068 Blue Gap Drainage	9020	✓ 35,658.00	C01546	Pinon N41 / N4	9020	35,658.00
16	FY 2004	C01276	N673 Whippoorwill Low Wtr	6520	✓ 60,791.48	C01546	Pinon N41 / N4	9020	60,791.48
17	FY 2005b	C01280	Chinle Valley Sch Prkg Lot	9020	✓ 26,103.11	C01546	Pinon N41 / N4	9020	26,103.11
18	Multi	C01284	NN Road Maintenance	4610	✓ 1,255.84	C01546	Pinon N41 / N4	9020	1,255.84
	Multi	C01284	NN Road Maintenance	4700	✓ 32.00	C01546	Pinon N41 / N4	9020	32.00
19	FY 2006	C01293	Nenahnezad Sch Rt	9020	✓ 1,945.36	C01546	Pinon N41 / N4	9020	1,945.36
20	FY 2006	C01295	Shiprock Streets	6960	✓ 12,905.28	C01546	Pinon N41 / N4	9020	12,905.28
	FY 2006	C01295	Shiprock Streets	9020	✓ 313,478.73	C01546	Pinon N41 / N4	9020	313,478.73
	FY 2006	C01295	Shiprock Streets	9020	✓ 77,070.79	C01553	Many Farms N8085/N59	9020	77,070.79
21	FY 2006	C01297	Coyote Canyon N37	9020	✓ 105,654.74	C01553	Many Farms N8085/N59	9020	105,654.74
22	FY 2006	C01298	N9073 Blue Canyon	9020	✓ 0.54	C01553	Many Farms N8085/N59	9020	0.54
26	FY 2006	C01299	NN Street/Airport Light	5710	✓ 1,923.47	C01553	Many Farms N8085/N59	9020	1,923.47
24	FY 2007	C01322	San Juan Chapter Farm Rd	6960	✓ 79.00	C01553	Many Farms N8085/N59	9020	79.00
	FY 2007	C01322	San Juan Chapter Farm Rd	9020	✓ 54,724.15	C01553	Many Farms N8085/N59	9020	54,724.15
	FY 2007	C01322	San Juan Chapter Farm Rd	9020	✓ 199,480.71	C01246	Lukachukai to Round Rk N12	9020	199,480.71
25	FY 2007	C01332	Monument Valley Visitor	9020	✓ 171.19	C01246	Lukachukai to Round Rk N12	9020	171.19
26	FY 2007	C01336	Newcomb Sen Prkt Lot	9020	✓ 102.93	C01246	Lukachukai to Round Rk N12	9020	102.93
27	FY 2012	C01453	Navajo Transit Match	9510	✓ 39,402.80	C01246	Lukachukai to Round Rk N12	9020	39,402.80
28	FY 2015	C01522	Gadiiahi NM N571	9020	✓ 162.81	C01246	Lukachukai to Round Rk N12	9020	162.81
29	FY 2015	C01529	Chilchinbeto N59	9020	✓ 12,000.00	C01246	Lukachukai to Round Rk N12	9020	12,000.00
30	FY 2015	C01532	Navajo Mtn. N6310	9020	✓ 10,000.00	C01246	Lukachukai to Round Rk N12	9020	10,000.00
31	FY 2015	C01536	Nahodishgish N52	9020	✓ 0.79	C01246	Lukachukai to Round Rk N12	9020	0.79
32	FY 2015	C01539	Breadsprings/Pinetree Wash	9020	✓ 29.50	C01246	Lukachukai to Round Rk N12	9020	29.50
TOTAL					1,376,605.99				1,376,605.99

875,346.69

239,452.69

261,350.73

J
27.77



NAVAJO DIVISION OF TRANSPORTATION

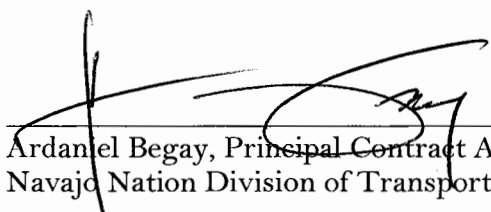
EXHIBIT
tabbles
B

POST OFFICE BOX 4620
WINDOW ROCK, ARIZONA 86515

TEL: 505-371-8300
FAX: 505-371-8399

MEMORANDUM

To : 2 N.N.C. §164 Administrative Reviewers

From : 
Ardanel Begay, Principal Contract Analyst
Navajo Nation Division of Transportation

Date : February 7, 2017

Subject : **§164 Review #7531 – Proposed Resolution of the RDC to Reallocate \$1,376,605.99 to & from 39 previously approved NN Road Fund projects**

The Navajo Nation Division of Transportation (DOT) respectfully requests your favorable review and approval of the attached proposed Resources & Development Committee (RDC) Resolution to reallocate \$1,376,605.99 to & from thirty-nine (39) previously approved NN Road Fund projects.

This reallocation will allow Navajo DOT to address various issues with previously approved projects. Thirty-two (32) Road Fund projects have been completed. This reallocation will zero the account so that these business units can be closed. Four (4) Road Fund projects have been completed and require a small allocation to clear negative deficits. These 4 business units will also be closed. Last, three (3) Road Fund projects experienced funding shortfalls. These 3 projects each require an additional allocation for completion. The total funding levels will remain the same.

A one page summary of the 2017 Reallocation, along with updated FMIS job prints are attached as ~~Exhibit A~~. Additionally, a Road Fund project status sheet, along with Project Budget Summary sheets are included as attachments to the 164 Review packet.

Your attention is respectfully requested to complete this 164 Review package so that Navajo DOT can present it to the RDC in a timely manner. If you have any questions or need any additional information, you may contact Ms. Priscilla Lee at (505) 371-8342.

xc: 164 Review 7531 File
Navajo DOT Managers
Priscilla Lee, Navajo DOT

www.navajodot.org

Document No. 007531


Date Issued: 02/07/2017

SECTION 164 REVIEW FORM

Title of Document: 2017 FET Reallocation \$1,376,605.99 Contact Name: BEGAY, ARDANIEL JOE

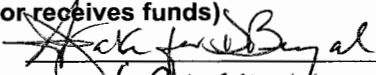
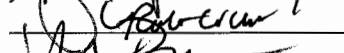

Program/Division: DIVISION OF TRANSPORTATION

Email: abegay@navajodot.org Phone Number: 505-371-8351

Division Director Approval for 164A:  2/7/2017

Check document category: only submit to category reviewers. Each reviewer has a maximum 7 working days, except Business Regulatory Department which has 2 days, to review and determine whether the document(s) are sufficient or insufficient. If deemed insufficient, a memorandum explaining the insufficiency of the document(s) is required.

Section 164(A) Final approval rests with Legislative Standing Committee(s) or Council

		Sufficient	Insufficient
<input type="checkbox"/>	Statement of Policy or Positive Law:		
1. OAG:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	IGA, Budget Resolutions, Budget Reallocations or amendments: (OMB and Controller sign ONLY if document expends or receives funds)		
1. OMB:	<u></u> Date: <u>3-8-17</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. OOC:	<u></u> Date: <u>3-21-17</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. OAG:	<u></u> Date: <u>3-28-17</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

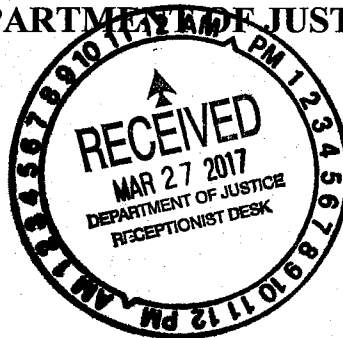
Section 164(B) Final approval rests with the President of the Navajo Nation

<input type="checkbox"/>	Grant/Funding Agreement or amendment:		
1. Division:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
2. OMB:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
3. OOC:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
4. OAG:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Subcontract/Contract expending or receiving funds or amendment:		
1. Division:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
2. BRD:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
3. OMB:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
4. OOC:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
5. OAG:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Letter of Assurance/M.O.A./M.O.U./Other agreement not expending funds or amendment:		
1. Division:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
2. OAG:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	M.O.A. or Letter of Assurance expending or receiving funds or amendment:		
1. Division:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
2. OMB:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
3. OOC:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
4. OAG:	_____ Date: _____	<input type="checkbox"/>	<input type="checkbox"/>



NAVAJO NATION DEPARTMENT OF JUSTICE

DOCUMENT REVIEW REQUEST FORM



DOJ 3/27/17 1138am DATE/TIME 7 Day Deadline DOC #: 009531 SAS #: UNIT: NRU

RESUBMITTAL

FOR NDOJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED.

CLIENT TO COMPLETE

DATE OF REQUEST: 2/7/2017 DIVISION: Transportation CONTACT NAME: Ardanuel Begay DEPARTMENT: Transportation Executive PHONE NUMBER: 505-371-8351 E-MAIL: abegay@navajodot.org TITLE OF DOCUMENT: 164(A) Review #7531 - Proposed Resolution of the Resources & Development Committee of the Navajo Nation Council...

DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT: 3/27/17 1pm REVIEWING ATTORNEY/ADVOCATE: Veronica Blackhat DATE TIME OUT OF UNIT: 3:28-17 @ 3:12 p B

DOJ ATTORNEY / ADVOCATE COMMENTS

legally sufficient

REVIEWED BY: (Print) Date / Time SURNAMED BY: (Print) Date / Time V Blackhat 3/28/17 9:30am

DOJ Secretary Called: Ardanuel Begay for Document Pick Up on 3-28-17 at 2:47 By: B

PICKED UP BY: (Print) DATE / TIME:

NDOJ/DRRF-July 2013



COMPLETED



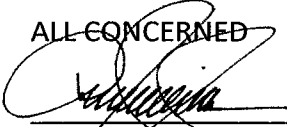
THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT

March 06, 2017

MEMORANDUM

TO : ALL CONCERNED

FROM : 
 Dominic Begay, Executive Director
 Office of Management and Budget

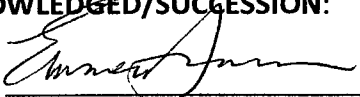
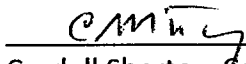
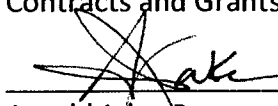
SUBJECT : Standing Delegation of Authority, FY 2017

Be advised that the personnel indicated below in the listed order of succession are delegated the authority to act in the capacity of the Executive Director for the Office of Management and Budget (OMB) during my absence from the office.

This delegation shall include all responsibilities of the Executive Director including general supervision. Any matters considered significantly questionable will be held for my review.

Your cooperation is appreciated.

ACKNOWLEDGED/SUCCESSION:

1. 
 Emmett Francis, Budget Officer
 Budget Section, OMB
2. 
 Cordell Shortey, Contracting Officer
 Contracts and Grants Section, OMB
3. 
 Arnold Jake, Program Evaluation Manager
 Management and Policy Section, OMB

File/Distribution

RECEIVED
2017 MAR 13 PM 1 20
OFFICE SERVICES
OFFICE OF THE CONTROLLER



NAVAJO DIVISION OF TRANSPORTATION
 STATUS OF FET PROJECTS
 2017 REALLOCATION REQUEST

February 7, 2017

NO	PROJECT NAME	BU#	AMOUNT	ALLOCATION	BALANCE	PROJECT STATUS / COMMENT	PROPOSED END DATE
1	Rough Rock School	C01194-6960			-.15	Rough Rock School project has been completed, account is now in deficit of .15	
2	NN Road Maintenance	C01282-9140			-20.00	This FET Project for Heavy Equipment is completed, account is now in deficit of \$20	
3	N5113 Beclabito	C01178-9020			-435.67	Beclabito project is complete, account is in deficit of \$435.67	
4	Window Rock Airport	C01208-9510			-.06	Window Rock Airport is now complete, the account is over by .06	
5	Pinon N41 / N4	C01546-9020	1,509,246.05	1,509,246.05		Need an additional \$875,346.69 to complete	May/June, 2017
6	Many Farms N59	C01553-9020	171,978.05	171,978.05	94,312.95	Need an additional \$239,452.69 to complete	May/June 2017
7	Lukachukai / Round Rock N12	C01246-9020	104,611.10	104,611.10	104,611.10	Need an additional \$261,350.73 to complete	May/June 2017

**THE NAVAJO NATION
CAPITAL PROJECT BUDGET AND JUSTIFICATION**

CP BUDGET FORM 3

Page ___ of ___

PART I. Business Unit No.: <u>C01246</u>				
Project Title: <u>LUKACHUKAI BUS ROUTE</u>				
PART II.				
(A)	(B)	(C)	(D)	(E)
Fund Source Code	Agency Code	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
5	0007	9020	INFRASTRUCTURE 9024 - ROADS Lukachukai Bus Route \$261,350.73	261,350.73
PAGE TOTAL:				261,350.73

**THE NAVAJO NATION
PROJECT BUDGET SUMMARY**

Appendix J

PART I. Business Unit No.: C01546 Project Title: PINON N41 / N4
 Division/Branch: Navajo DOT Chapter: PINON Agency: CHINLE
 Prepared By: Edith Morgan, Sr. Accountant Phone No.: 505-371-8300

PART II. Check one: Original Revision Reallocation Modification

Project Funds	Appropriation End Date	Amount	% of Total
FUEL EXCISE TAX	FY 2017	875,346.69	100.00%
TOTAL:		875,346.69	

PART III. Budget at LOD 4	Amount
9000 - CAPITAL OUTLAY	875,346.69
TOTAL	875,346.69

PART IV. Project Information

Project Type: Road Improvement (FET)

Planned Start Date: 10/01/16

Planned End Date: 09/30/18

Project Manager: Ms. Priscilla Lee, PPS

FOR OMB USE ONLY

Resolution No.: _____

FMIS Set Up Date: _____

Company No.: _____

OMB Analyst: _____

PART V. ACKNOWLEDGEMENT:
 I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET IS COMPLETE AND ACCURATE.

Arlando Teller, Deputy Director 2.7.17
 SUBMITTED BY: Sponsor's Signature / Date

Garret Silversmith, Division Director 2/7/2017
 VERIFIED BY: Lead Agent's Signature / Date

**THE NAVAJO NATION
CAPITAL PROJECT BUDGET AND JUSTIFICATION**

PART I. Business Unit No.: C01546

Project Title: PINON N 41 / N4

PART II.

(A)	(B)	(C)	(D)	(E)
Fund Source Code	Agency Code	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
5	0007	9020	INFRASTRUCTURE 9024 - ROADS Pinon N 41 & N 4 \$875,346.69	875,346.69
PAGE TOTAL:				875,346.69

**THE NAVAJO NATION
PROJECT BUDGET SUMMARY**

PART I. Business Unit No.: C01553 Project Title: MANYFARMS N 59
 Division/Branch: Navajo DOT Chapter: MANYFARMS Agency: CHINLE
 Prepared By: Edith Morgan, Sr. Accountant Phone No.: 505-371-8300

PART II. Check one: Original Revision Reallocation Modification

Project Funds	Appropriation End Date	Amount	% of Total
FUEL EXCISE TAX	FY 2017	239,452.69	100.00%
TOTAL:		239,452.69	

Budget at LOD 4	Amount
9000 - CAPITAL OUTLAY	239,452.69
TOTAL	239,452.69

PART IV. Project Information

Project Type: Road Improvement (FET)
 Planned Start Date: 10/01/16
 Planned End Date: 09/30/18
 Project Manager: Ms. Priscilla Lee, PPS

FOR OMB USE ONLY

Resolution No.: _____
 FMIS Set Up Date: _____
 Company No.: _____
 OMB Analyst: _____

PART V. ACKNOWLEDGEMENT:
 I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET IS COMPLETE AND ACCURATE.

Arlando Teller, Deputy Director 2.7.17
 SUBMITTED BY: Sponsor's Signature / Date

Garret Silversmith, Division Director 2/7/2017
 VERIFIED BY: Lead Agent's Signature / Date

**THE NAVAJO NATION
CAPITAL PROJECT BUDGET AND JUSTIFICATION**

PART I. Business Unit No.: C01553

Project Title: MANYFARMS N 59

PART II.				
(A)	(B)	(C)	(D)	(E)
Fund Source Code	Agency Code	Object Code (LOD 6)	Object Code Description (LOD 7) & Justification	Budget TOTAL
5	0007	9020	INFRASTRUCTURE 9024 - ROADS Manyfarms N59 \$239,452.69	239,452.69
PAGE TOTAL:				239,452.69