

LEGISLATIVE SUMMARY SHEET

Tracking No. 0218-10

DATE: July 8, 2016

TITLE OF RESOLUTION: AN ACTION RELATING TO BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$395,425.00 TO THE NAVAJO NATION ELECTION ADMINISTRATION OFFICE

PURPOSE: This resolution if approved will approve supplemental funding from the Unreserved, Undesignated Fund Balance in the amount of \$395,425.00 for the Navajo Nation Elections Administration Office, to fund the referendum regarding chapter reorganization.

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 legislation in detail.

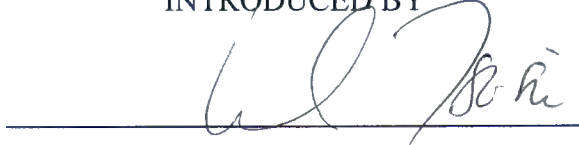
5-DAY BILL HOLD PERIOD: Lectonia Budak
Website Posting Time/Date: _____
Posting End Date: 7/14/16
Eligible for Action: 7/15/16

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PROPOSED NAVAJO NATION COUNCIL RESOLUTION
23rd NAVAJO NATION COUNCIL—Second Year, 2016

INTRODUCED BY



Primary Sponsor

TRACKING NO. 0218-16

AN ACTION

RELATING TO BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES
AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL
FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN
THE AMOUNT OF \$395,425.00 TO THE NAVAJO NATION ELECTION
ADMINISTRATION OFFICE

BE IT ENACTED:

SECTION 1. AUTHORITY

- A. The Navajo Nation established the Budget and Finance Committee (B&F) as a Navajo Nation Council standing committee and as such empowered B&F to review and recommend to the Navajo Nation Council the management of all funds. 2 N.N.C. §§ 164 (A)(9), 300 (A), 301 (B)(2) (2012) see also CO-45-12 and 12 N.N.C. § 820 (L) (2009).
- B. The Navajo Nation Council established the Naabik'iyáti' Committee as a Navajo Nation standing committee and as such proposed legislation that requires final action by the Navajo Nation Council shall be assigned to the Naabik'iyáti' Committee. 2 N.N.C. §§ 164 (A)(9), 700 (A) (2012) see also CO-45-12.
- C. B&F may recommend supplemental appropriations to the Navajo Nation Council. 12 N.N.C. § 820 (L) (2009).

1 **SECTION 2. FINDINGS**

2 A. Pursuant to 12 N.N.C. § 820 (L), “[t]he Navajo Nation Council may adopt and approve
3 supplemental appropriations to the Annual Comprehensive Budget during the fiscal
4 year. Supplemental appropriations of General Funds within the current fiscal year are
5 permitted, if and when additional sources of revenues above and beyond the initial or
6 current revenue projections are projected and which are also in excess of the reserve
7 amount set forth at § 820(J).”

8 B. The Title 12 Finance Act Supplemental Appropriation requirements include:

9 1. Pursuant to 12 N.N.C. § 820(L), all requests for annual operating funds and
10 supplemental funds shall be submitted to the Office of Management and Budget
11 (“OMB”) for budget impact analysis. A preview of the appropriation legislation is
12 available to the OMB for their budget impact analysis response. The OMB review
13 for this legislation has not yet been completed and must be provided prior to the
14 approval of this legislation.

15 2. Pursuant to 12 N.N.C. § 820(L), when the Controller identifies additional sources
16 of revenues above and beyond the initial or current revenue projections,
17 supplemental appropriations may be allocated by the Navajo Nation Council. *See*
18 *Exhibit B.*

19 C. The Navajo Nation currently has 110 local governing chapters. A number of chapters
20 have elected officials, such as a President, a Vice President and a Secretary Treasurer.
21 Some chapters operate under alternative forms of government, such as commission-type
22 governments.

23 D. On May 20, 2015, the Resources and Development Committee of the Navajo Nation
24 Council established the "Title 26 Codification Task Force Committee." Stated purposes
25 for creating this committee included reviewing accountability at the chapter level,
26 exploring ways to empower chapters, streamlining the Five Management Plan System
27 and transparency.

28 E. The Title 26 Codification Task Force Committee completed its review of tasks assigned.
29 The committee is recommending a referendum on regionalizing the 110 chapters into 24
30

1 regions. These regions will be governed by commissioners elected by chapters in each
2 region.

3 F. The Supplemental Funding will be deposited with the Navajo Nation Office of the
4 Speaker; the Program Budget Summary is attached as Exhibit "A."

5 G. The Navajo Nation hereby finds it is in the best interest of the Navajo People to
6 approve this supplemental funding request.

7
8 **SECTION 3. APPROVING SUPPLEMENTAL FUNDING FROM THE**
9 **UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF**
10 **\$395,425.00 TO THE NAVAJO NATION ELECTION ADMINISTRATION OFFICE**

11 A. The Navajo Nation, upon receiving certification by the Office of the Controller hereby
12 approves supplemental funding from the Unreserved, Undesignated Fund Balance in
13 the amount of \$395,425.00 for the Navajo Nation Elections Administration Office, to
14 fund the referendum regarding chapter reorganization. *See* Exhibit B.

15 B. This supplemental appropriation of \$395,425.00 shall be to the Navajo Nation Election
16 Administration Office, Business Unit #101021 and from that amount of funds that
17 exceeds the minimum fund balance of the Unreserved, Undesignated Fund Balance as
18 determined by the Office of the Controller, pursuant to 12 N.N.C. § 820(L).

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

EXHIBIT

A

PART I. Business Unit No.: 101021 Program Title: ELECTION ADMINISTRATION OFFICE Division/Branch: Legislative
 Prepared By: Jonah Roanhorse Phone No.: 871-7263 Email Address: jonahroanhorse@navajo-nsn.gov

PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY		
Supplemental Funds	10/1/15 - 09/30/16		395,425.00	100%	Fund Type Code	NNC Approved Original Budget	Proposed Budget Total (Column B + A)
					1	816,839	816,839
					1	49,483	14,160
					1	20,145	96,820
					1	62,470	171,045
					1	71,732	23,500
					1	34,856	980
					1	31,658	12,000
					1	36,395	3,200
							73,720
							110,115
							0
							0
							0
							0
TOTAL:						\$1,123,578.00	395,425.00
							1,519,003

PART IV. POSITIONS AND VEHICLES

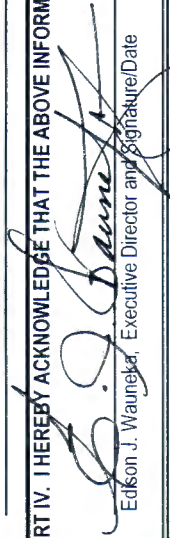

Total # of Positions Budgeted:	18	N.A.
Total # of Permanently Assigned Vehicles:	6	N.A.

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

Submitted By: *[Signature]* -06-27-16
 Approved By: *[Signature]* 7/9/16

APPROVED BY: Division Director/Branch Chief's Printed Name and Signature / Date

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:		Business Unit No.: 101021		Program Name/Title: ELECTION ADMINISTRATION OFFICE							
PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE:											
2 N.N.C. Sec. 875: To implement and carry out provisions of the election code and conduct elections.											
PART III. PROGRAM PERFORMANCE CRITERIA:											
1. Program Performance Area: Election											
Goal Statement: To provide education to Navajo voters on referendum election(s)											
2. Program Performance Area: Assist Local Officials											
Goal Statement: Provide information to Chapter Officials, Delegates and other Officials											
3. Program Performance Area: Assist NBOES											
Goal Statement: Administrative support, reports, emails and dissemination of information											
4. Program Performance Area:											
Goal Statement:											
5. Program Performance Area:											
Goal Statement:											
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.											
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;">  Edson J. Wauneka, Executive Director and Signature/Date 06-27-16 </div> <div style="width: 45%; text-align: right;">  Lorenzo Bates, Speaker 23rd Navajo Nation Council and Signature / Date 7/7/16 </div> </div>											

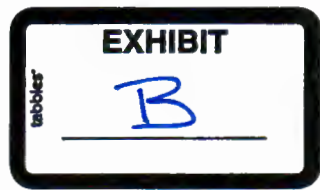
PART I. PROGRAM INFORMATION:		Business Unit No.:	
Program Name/Title: Election Administration Office		101021	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification	Total by DETAILED Object Code	Total by MAJOR Object Code
3000	TRAVEL EXPENSES Staff per diem for travel on referendum election. Personal Travel Expenses Per Diem 15 staff x \$59/da. X 16 days = \$14,160	14,160	14,160
3500	MEETING EXPENSES Stipend for 440 poll officials and 110 interpreters for 1 day work and 1 day training.		
3800	Other Non-Employee 3811 Stipend - M/L 440 PO's x \$120/da. = \$52,800 110 Interpreters x \$120/da. = \$13,200 550 PO's x \$60/da. Training = \$33,000 110 CPJ's x 150RT x 2 trips x \$0.054/mi. = \$17,820	96,820	96,820
4100	4000 SUPPLIES Office supplies, operational supplies, postage, printing, xeroxing for conduct of referendum election. Office Supplies & Equipment 4130 General Office Supply 110 x \$50/ea. = \$5,500	5,500	171,045
4400	Operating Supplies 4420 General Operating Supplies 4450 Postage, Courier, Shipping 5,500 ballots x \$1.49/ea. = \$8,195 Mail: 10,000 x \$0.49/ea. = \$4,900 4530 Printing/Binding/Photocopying Ballots: 120,000 x 60% x \$1.10/ea. = \$79,200 Forms: 8 x 110 x 100 ea. X \$0.50/ea. = \$44,000 Xeroxing: 100,000 x \$0.10/ea. = \$10,000	165,545	
TOTAL		282,025	282,025

**THE NAVAJO NATION
DETAILED LINE ITEM BUDGET AND JUSTIFICATION**

FY 2016

Page 4 of 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Election Administration Office</u>		Business Unit No.: <u>101021</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification	Total by DETAILED Object Code	Total by MAJOR Object Code
5000	5000 LEASE & RENTAL Equipment rent and building space rental for public hearings on referendum. Rental	23,000	23,500
	5320 Building Space/Meeting Space 5 x \$2,500/ea. = \$12,500		
	5350 Other Space Rental 7 days x \$1,500/da. = \$10,500		
	5370 Equipment Rental PA system: \$500	500	
5610	5500 COMMUNICATIONS & UTILITIES Establish internet link up at site. Wireless	980	980
	5650 Microwave Access 10 x \$88/ea. = \$980		
6130	6000 REPAIR & MAINTENANCE Routine maintenance of vote tabulators for referendum. Services	12,000	12,000
	6140 Furn&Equip R&M Services 120 Equipment: \$12,000		
6910	6500 CONTRACTUAL SERVICES Security service at one site for day. Other Contractual Services	3,200	3,200
	6916 Security Services 8 x \$20/hr. x 20 hours = \$3,200		
7110	7000 SPECIAL TRANSACTIONS Meals, advertising (radio & print) for referendum. Programs	520	73,720
	7180 Catering 20 staff x \$13/ea. X 2 meals = \$520		
7410	Media 7440 Print Advertising 3 outlets x \$2,100/ea. X 4 = \$25,200	73,200	
	7450 Radio Advertising 6 outlets x 10/day x 32 days x \$25/ea. = \$48,000		
TOTAL		113,400	113,400



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE-PRESIDENT

MEMORANDUM:

TO : Delegates & 2 NNC '164 Reviewers
Navajo Nation Government

FROM : *Robert Willie*
Robert Willie, Accounting Manager
Office of the Controller

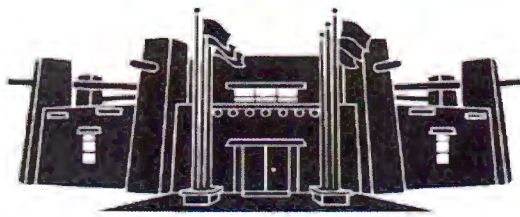
DATE : July 8, 2016

SUBJECT : UUFB- Navajo Elections Office

The Office of the Controller has reviewed the above referenced document.


1. The balance of the UUFB is \$7,569,087 as of July 8, 2016.
2. The requested supplemental request is for Navajo Election Office.

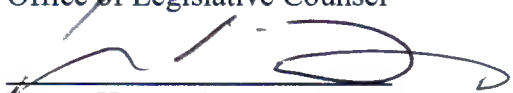
If you should have any questions you can contact me at tribal extension X6125.



MEMORANDUM

TO: Honorable Leonard Tsosie
Navajo Nation Council

FROM: 
Rhonda L. Tuni
Office of Legislative Counsel

THRU: 
Levon Henry, Attorney
Office of Legislative Counsel

DATE: July 8, 2016

SUBJECT: AN ACTION RELATING TO BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF \$395,425.00 TO THE NAVAJO NATION ELECTION ADMINISTRATION OFFICE

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge. Please ensure that his particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers 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).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0218-16

SPONSOR: Leonard Tsosie

**TITLE: An Action To Budget And Finance, And NAABIK'IYATI' Committees
And The Navajo Nation Council; Approving Supplemental Funding From
The Unreserved, Undesignated Fund Balance In The Amount Of \$395,45.00
To The Navajo Election Administration Office**

Date posted: July 9, 2016 at 11:45 AM

Digital comments may be e-mailed to comments@navajo-nsn.gov

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.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*