

LEGISLATIVE SUMMARY SHEET

Tracking No. 0285-10

DATE: August 17, 2016

TITLE OF RESOLUTION: AN ACTION RELATING TO LAW AND ORDER, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; APPROVING A BUDGET REALLOCATION IN THE TOTAL AMOUNT OF \$417,737 WITHIN THE FIRE AND RESCUE SERVICES PROGRAM, BUSINESS UNIT NUMBER 116012, TO CONTINUE OPERATIONS AND WAIVER OF BUDGET REALLOCATION LIMITATION

PURPOSE: This resolution if approved will reallocate the budget for the Fire and Rescue Services Program.

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: Latham Bulah
Website Posting Time/Date: _____
Posting End Date: 8/30/16
Eligible for Action: 8/31/16

Law & Order Committee

THENCE

Budget & Finance Committee

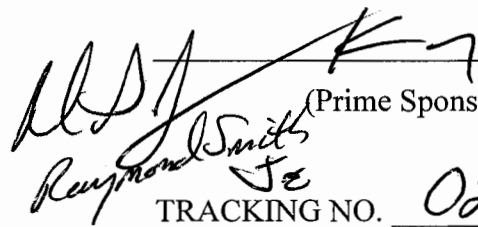

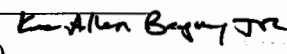
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Naa'bik'iyáti' Committee

THENCE

Navajo Nation Council

1 PROPOSED NAVAJO NATION COUNCIL RESOLUTION
2 23rd NAVAJO NATION COUNCIL – Second Year, 2016
3 INTRODUCED BY

4
5  (Prime Sponsor)
6  
7
8 TRACKING NO. 0285-16

9
10 AN ACTION

11 RELATING TO LAW AND ORDER, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI'
12 COMMITTEES AND THE NAVAJO NATION COUNCIL; APPROVING A BUDGET
13 REALLOCATION IN THE TOTAL AMOUNT OF \$417,737 WITHIN THE FIRE AND
14 RESCUE SERVICES PROGRAM, BUSINESS UNIT NUMBER 116012, TO CONTINUE
15 OPERATIONS AND WAIVER OF BUDGET REALLOCATION LIMITATION

16
17 BE IT ENACTED:

18
19 SECTION ONE. AUTHORITY

- 20 A. The Law and Order Committee is a standing committee of the Navajo Nation
21 Council. 2 N.N.C. §600(A) (2015).
22 B. The Law and Order Committee serves as the oversight committee for the Division of
23 Public Safety. 2 N.N.C. §601(C)(1) (2015).
24 C. The Budget and Finance Committee is a standing committee of the Navajo Nation
25 Council. 2 N.N.C. § 300 (A) (2015).
26 D. The Budget and Finance Committee exercises oversight over budgets and is
27 empowered to continually monitor contracts with the state, federal, and regional
28 entities to ensure compliance with applicable laws, regulations and contract terms. 2
29 N.N.C. §§ 300 (A), 300 (C), and 301 (B)(16) (2015).
30

- 1 E. The Navajo Nation Council established the Naabik'íyáti' Committee as a Navajo
2 Nation standing committee and as such proposed legislation that requires final action
3 by the Navajo Nation Council shall be assigned to the Naabik'íyáti' Committee. 2
4 N.N.C. §§ 164 (A)(9) and 700 (A) (2015); CO-45-12.
- 5 F. Pursuant to 2 N.N.C. §185(A) an oversight committee may reallocate funds
6 appropriated by the Navajo Nation Council to a division or program over which the
7 committee has oversight and shall approve a reallocation by two-thirds (2/3rds) vote.
8

9 **SECTION TWO. Findings**

- 10 A. The Navajo Nation Department of Fire and Rescue Services, Division of Public
11 Safety (Program), is requesting a reallocation of funds to replenish funds that were
12 utilized for services specified in the Memorandum of Agreement with San Juan
13 County, attached as **Exhibit A**.
- 14 B. The Program, is requesting a reallocation of funds in the amount of \$337,287.00 and
15 \$80,450.000, a total of \$417,737.00, from the Program's personnel and fringe
16 benefits object codes to several operating object codes to cover operating cost
17 deficits. See Office of Management and Budget budget revision documents attached
18 as **Exhibit B** and **Exhibit C**.
- 19 C. Pursuant to the Fiscal Year 2016 Budget Instructions Manual, Section XII, D., it
20 states, "*Pursuant to Navajo Nation Council Resolution, CF-07-11, all unexpended
21 general fund personnel savings in the personnel object code 2001 category are
22 designated as restricted carryover funds solely for use in the administering and
23 maintaining the Classification and Pay Plans by the Department of Personnel
24 Management. Notwithstanding D. above, general funded personnel funds transfers
25 within personnel object codes are allowable until the end of the third quarter of the
26 fiscal year. Personnel fund transfers, not including object code 2110-Regular and
27 2900-Fringe Benefits, continue to be allowable in the fourth quarter.*"
- 28 D. Navajo Nation Department of Fire and Rescue Services requires a reallocation of
29 funds to pay San Juan County for continued services, to complete work on the
30 training building used for the fire academy, to purchase equipment to support fire and

1 rescue services, for testing of all fire trucks, to purchase protective equipment for
2 firefighters, and to repair equipment used in extricating victims of car collisions.
3

4 **SECTION THREE. APPROVAL OF REALLOCATION AND WAIVER**

- 5 A. The Navajo Nation hereby approves budget reallocations in the total amount of
6 \$417,737.00, within Business Unit No. 116012 to cover budget deficits as set forth in
7 the budget reallocation documents hereto attached as **Exhibit B and C**.
- 8 B. The Navajo Nation hereby waives CF-07-11 and Fiscal Year 2016 Budget Instruction
9 Manual, Section XII, D., which limits budget reallocation or fund transfers to the end
10 of the third quarter of the Fiscal Year; due to the pressing need for fire and rescue
11 services on the Navajo Nation and for the safety and welfare of the Navajo People.
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A

005678

Date Issued: 03/17/2016

SECTION 164 REVIEW FORM

Title of Document: MOA between Fire&Rescue Services & SJ Co Contact Name: CHEE, LARRY

Program/Division: DIVISION OF PUBLIC SAFETY

Email: larrychee@navajo-nsn.gov Phone Number:

Division Director Approval for 164A:

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

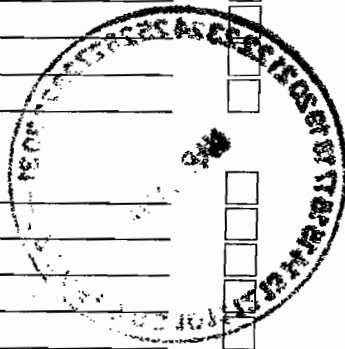
Statement of Policy or Positive Law: Sufficient Insufficient
1. OAG: Date:
IGA, Budget Resolutions, Budget Reallocations or amendments: (OMB and Controller sign ONLY if document expends or receives funds)
1. OMB: Date:
2. OOC: Date:
3. OAG: Date:

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

Grant/Funding Agreement or amendment:
1. Division: Date:
2. OMB: Date:
3. OOC: Date:
4. OAG: Date:
Subcontract/Contract expending or receiving funds or amendment:
1. Division: Date:
2. BRD: Date:
3. OMB: Date:
4. OOC: Date:
5. OAG: Date:

Letter of Assurance/M.O.A./M.O.U./Other agreement not expending funds or amendment:
1. Division: Date:
2. OAG: Date:

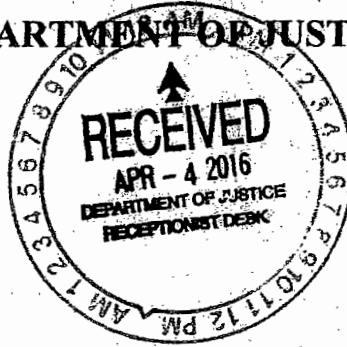
M.O.A. or Letter of Assurance expending or receiving funds or amendment:
1. Division: Date:
2. OMB: Date:
3. OOC: Date:
4. OAG: Date:
Includes handwritten signatures and dates: 03/17/16, 3-25-16, 3-31-16, 4.4.16, 4/1/16, 4/9/16.





NAVAJO NATION DEPARTMENT OF JUSTICE

DOCUMENT REVIEW REQUEST FORM



RESUBMITTAL

DOJ 04/04/16 1242 DATE / TIME 7 Day Deadline DOC #: 005678#2 SAS #: UNIT: H59u

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

CLIENT TO COMPLETE

DATE OF REQUEST: 4/4/2016 DIVISION: of Public Safety CONTACT NAME: Larry Chee DEPARTMENT: Fire & Rescue Services PHONE NUMBER: 6915/6916 E-MAIL: larrychee@navajo-nsn.gov TITLE OF DOCUMENT: RESUB: MOA Agreement between the NN and San Juan County

DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT: 4-4-16 1:00 REVIEWING ATTORNEY/ADVOCATE: Regina DATE TIME OUT OF UNIT: 4-4-16 2:25

DOJ ATTORNEY / ADVOCATE COMMENTS

Ready for surname.

REVIEWED BY: (Print) R. Holman Date / Time 4/4/16 1:06 SURNAME BY: (Print) PAUL SPALVITAN Date / Time 4/4/16 2:05 PM

DOJ Secretary Called: for Document Pick Up on 4-4-16 at 2:20 By: gm

PICKED UP BY: (Print) DATE / TIME:



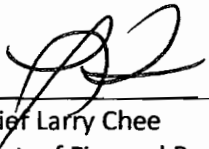
THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT

MEMORANDUM

TO: ALL REVIEWERS

FROM: _____


Chief Larry Chee
Dept. of Fire and Rescue
Navajo Division of Public Safety

DATE: April 4, 2016

SUBJECT: **164 REVIEW #005678 Proposed MOA with San Juan County**

The Department of Fire and Rescue Services will be funding this MOA with business unit 116012 from the object code 6921, Other Services under Other Contractual Services in the amount of \$67,500 for the months of April, May and June 2016. Contact me at extension 6915 if you have any questions.

CC: Arbin Mitchell, Chief of Staff

**MEMORANDUM OF AGREEMENT
BETWEEN
THE NAVAJO DEPARTMENT OF FIRE & RESCUE SERVICES
AND
SAN JUAN COUNTY, NEW MEXICO**

This Memorandum of Agreement ("MOA") is entered into by and between the Department of Fire & Rescue Services, Navajo Division of Public Safety ("NATION") and the San Juan County, New Mexico. The NATION and the COUNTY may also be referenced in this MOA as Party or Parties.

WHEREAS:

The COUNTY operates a fire station in each of three communities: Shiprock, Newcomb, and Ojo Amarillo, and all these are located on Navajo land; and

The NATION has stated that it will take over the operation of these three fire stations at a later date; and until the NATION begins operation of these fire stations;

The NATION and COUNTY agree to the following terms concerning the continued operation of these three fire stations by the COUNTY.

- A. The COUNTY currently operates three fire stations (Shiprock, Newcomb, and Ojo Amarillo) which are located on Navajo lands in San Juan County, New Mexico.
- B. The COUNTY indicated to the NATION that the overall cost to fully operate these three fire stations is \$810,000 (eight hundred ten thousand dollars) per year, which amount is \$67,500 per month.
- C. The NATION agrees to pay the COUNTY an initial amount of \$202,500 (two hundred two thousand five hundred dollars) for the months of April, May, and June 2016 (\$67,500 x 3). The first payment will be made by or before April 15, 2016 in the amount of \$67,500. By or before May 15, 2016, the NATION will pay \$135,000 (one hundred thirty five thousand dollars) for May and June. Each subsequent payment thereafter will be forwarded to the COUNTY by or before the first day of the following month.
- D. Monthly payments of \$67,500 beyond June 30, 2016 will continue up to the date that the NATION takes over the operation of the three fire stations. The NATION will endeavor to schedule the take-over date on the first day of the month of actual take over. If this is not possible, the last payment by the NATION will be pro-rated for the last month that the COUNTY operates the fire stations.
- E. As the NATION makes progress in its arrangements to take over the fire stations and may even begin contributing directly to fire station operations in personnel, equipment, or other like resource, if the amount of monthly payments would be adjusted, the adjusted amount would be determined by mutual consent of the Parties.

- F. All notices and communications required or permitted under this MOA shall be in writing and shall either be delivered in person or sent by certified mail, return receipt requested, to the intended recipient at the addresses set forth below:

NATION: Chief Larry Chee
Fire & Rescue Department
P.O. Box 3360
Window Rock AZ 86515

COUNTY: County Executive Office
100 S. Oliver
Aztec NM 87410

- G. This MOA may be amended upon the recommendation of the Parties. Any and all amendments must be in writing and duly approved by the appropriate authorities.
- H. The COUNTY agrees to continue operating the three fire stations under all the terms and conditions that it has hitherto been operating these fire stations under COUNTY authority, including but not limited to, factors related to employment, equipment, and liability coverage.
- I. The NATION agrees that its only responsibility under this MOA is to pay a monthly installment of \$67,500 to the COUNTY up to the date the NATION takes over operation of the three fire stations.
- J. This MOA shall continue with the NATION paying monthly installments to the COUNTY for operating the three fire stations until the NATION can assume control of the fire stations. Upon this event, this MOA shall terminate. If, however, this MOA has to be extended beyond September 30, 2016, the monthly payments will be reviewed and adjusted as agreed to by the Parties. In the event the NATION is unable to continue monthly payments pursuant to this MOA, the NATION will notify the COUNTY in writing at least 45 days prior, and the COUNTY will be solely responsible for operations of the fire stations.
- K. In the event of a dispute arising out of or related to this MOA, the Parties agree to meet as promptly as possible to informally resolve the dispute in good faith.
- L. This MOA does not create any substantive or procedural right or benefit, civil or criminal, in favor of any person or entity not a Party hereto; nor does it create a duty to respond not otherwise imposed by applicable law. No part of this MOA may be used as evidence in any court proceeding by any Party hereto or any successor, assignee, or subrogee of any Party hereto unless the entire MOA is also received into evidence. Failure to follow the provisions of the MOA shall not, of itself, constitute a defense, ground for suppression of evidence, or basis for dismissal of any criminal action.

- M. Nothing in this MOA, or in any future amendments, shall be interpreted, either expressly or impliedly, as constituting a waiver of the sovereign immunity of the Navajo Nation or of the State of New Mexico.
- N. If any provision of this MOA is held invalid or unenforceable by any court of competent jurisdiction, the remainder shall remain in effect unless terminated as provided herein.
- O. This MOA, including any exhibits or other attachments, constitutes the entire terms, conditions and understandings of the Parties hereto. There are no representations or provisions other than those contained herein.
- P. This MOA shall become effective on the date the last signature of the appropriate authorities is affixed below. This MOA may be executed in up to four counterparts; each to be treated as the original.

NATION:



 Chief Larry Chee, Fire & Rescue Services

4/18/16

 Date



 Jesse Delmar, Executive Director
 Navajo Division of Public Safety

04-18-16

 Date



 Russell Begaye, Navajo Nation President

4/18/2016

 Date

COUNTY:



 Chairman, Board of County Commissioners

4/5/16

 Date

ATTEST:



 Debbie Holmes, County Clerk

4/6/16

 Date



 Craig Daugherty, SJCFD Fire Chief

~~3/29/16~~ 4/5/16

 Date

Approve as to Form:



 Douglas A. Echols, County Attorney

3/29/16

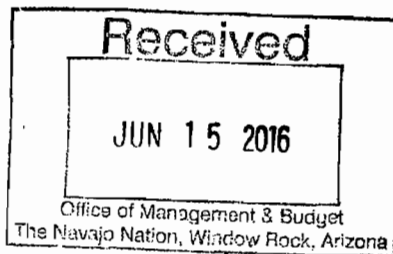
 Date

POSITIONS	SHIPROCK					NEW COMB					
	SR F/F	F/F	F/F	F/F	F/F	SR F/F	F/F	F/F	F/F	SR F/F	F/F
10/2/2015	240.00	203.00	203.00	203.00	203.00	240.00	203.00	203.00	203.00	240.00	203.00
10/16/2015	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
10/30/2015	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
11/13/2015	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
11/27/2015	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
12/11/2015	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
12/25/2015	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
1/8/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
1/22/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
2/5/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
2/19/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
3/4/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
3/18/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
4/1/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
4/15/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
4/29/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
5/13/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
5/27/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
6/10/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
6/24/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
7/8/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
7/22/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
8/5/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
8/19/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
9/2/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
9/16/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40
9/30/2016	1199.20	1010.40	1010.40	1010.40	1010.40	1199.20	1010.40	1010.40	1010.40	1199.20	1010.40

vacant/hired \$ 11,992.00 \$ 12,124.80 \$ 13,135.20 \$ 15,156.00 \$ 10,104.00 \$ 11,992.00 \$ 15,156.00 \$ 10,104.00 \$ 13,135.20 \$ 10,104.00 \$ 11,992.00 \$ 10,104.00



**THE NAVAJO NATION
OFFICE OF MANAGEMENT AND BUDGET
BUDGET REVISION REQUEST**



Edith Shorty, Administrative Assistant *E Shorty*
 REQUESTED BY (PRINTED NAME & TITLE)

edithshorty@navajo-nsn.org
 E-MAIL ADDRESS

5/17/2016
 DATE

116012
 BUSINESS UNIT NO.

Fire & Rescue Services/DPS
 PROGRAM / DEPARTMENT TITLE

X-6915
 PHONE NO.

FUNDS AVAILABLE (OMB USE ONLY)	LOD	FROM OBJECT CODE & DESCRIPTION	AMOUNT	LOD	TO OBJECT CODE & DESCRIPTION	AMOUNT	
	6	2110-Personnel	\$ 202,500.00	6	6910-Other Contractual Services	\$ 202,500.00	
	6	2110-Personnel	\$ 7,096.00	6	2200-Salary Adjustment	\$ 7,096.00	
	6	2110-Personnel	\$ 20,000.00	6	6520-Consulting	\$ 20,000.00	
	6	2110-Personnel	\$ 1,000.00	6	4200-Non Capital Assets	\$ 1,000.00	
	6	2110-Personnel	\$ 2,000.00	6	4130-Office Supplies	\$ 2,000.00	
	6	2110-Personnel	\$ 2,241.00	6	4410-Operating Supplies	\$ 2,241.00	
	6	2110-Personnel	\$ 2,000.00	6	5570-Internet	\$ 2,000.00	
	6	2900-Fringe Benefits	\$ 20,000.00	6	6410-Vehicle R&M External	\$ 20,000.00	
TOTAL			\$ 256,837.00	TOTAL			\$ 256,837.00

Page 1 & 2: \$ 337,287.00

Page 1 & 2: \$ 337,287.00

JUSTIFICATION FOR BUDGET REVISION (Must be detailed and complete):

6910-Transfer funds to pay the San Juan county to keep the operation going until all transfer is done between the Navajo Nation and San Juan County. Funds is for 3 months (July, August, September, 2016.) 2200-Transfer funds for personnel that was approved for salary adjustment from Personnel Department and be compensated according to Personnel Policy. 6520-Transfer funds to have the consultant to finish the work on the training building. The building is use during the fire academy for recruit firefighters. 4200-Transfer funds to purchase computers/printers for the NM fire stations to have the firefighters input their reports in the system. 4130-Transfer funds to purchase office supplies for the three NM fire stations to have them provide fire reports for the victims. 5570-Transfer funds to upgrade the internet for all fire stations and it is used to transmit their reports when division office request it. Internet is one of the vital services used to get a report from districts. 6410-Transfer fund to do annual pump test on all fire trucks to keep them ready for all calls when page out by the dispatcher.

IMPACT ON PROGRAM PERFORMANCE CRITERIA (Must be detailed and complete):

The fire department is to safeguard the public welfare and to protect the life, health and property of individuals within the territorial jurisdiction of the Navajo Nation . Funds is needed to keep the operation going to fulfilled the goals/objective in the budget as approved by the council. The firefighters respond to all emergency calls 24/7 as mandated in the plan of operation . It will not hendered the department goals/objective performance that is approved by the Council.

Larry Chee, Fire Chief-Fire & Rescue Services
 DEPARTMENT/PROGRAM DIRECTOR (PRINTED)

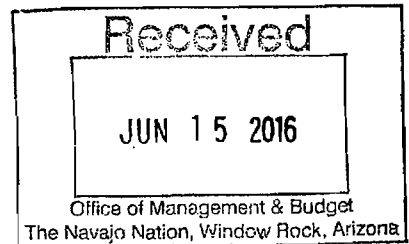
Larry Chee
 APPROVAL SIGNATURE

Jesse Delmar, Executive Director-DPS
 BRANCH/DIVISION DIRECTOR (PRINTED)

Jesse Delmar
 CONCURRENCE SIGNATURE



**THE NAVAJO NATION
OFFICE OF MANAGEMENT AND BUDGET
BUDGET REVISION REQUEST**



Edith Shorty, Administrative Assistant

edithshorty@navajo-nsn.org

5/17/2016

REQUESTED BY (PRINTED NAME & TITLE)

E-MAIL ADDRESS

DATE

116012

Fire & Rescue Services/DPS

X-6915

BUSINESS UNIT NO.

PROGRAM / DEPARTMENT TITLE

PHONE NO.

FUNDS AVAILABLE (OMB USE ONLY)	LOD	FROM OBJECT CODE & DESCRIPTION	AMOUNT	LOD	TO OBJECT CODE & DESCRIPTION	AMOUNT	
	6	2900-Fringe Benefits	\$ 35,000.00	6	4410-Operating Supplies	\$ 35,000.00	
	6	2900-Fringe Benefits	\$ 20,000.00	6	6020-Supplies	\$ 20,000.00	
	6	2900-Fringe Benefits	\$ 1,000.00	6	4700-Fuel	\$ 1,000.00	
	6	2900-Fringe Benefits	\$ 20,000.00	6	6130-Services	\$ 20,000.00	
	6	2900-Fringe Benefits	\$ 4,450.00	6	4200-Non Capital Assets	\$ 4,450.00	
	6			6			
	6			6			
	6			6			
TOTAL			\$ 80,450.00	TOTAL			\$ 80,450.00

JUSTIFICATION FOR BUDGET REVISION (Must be detailed and complete):

4410-Transfer funds to purchase PPE (personal protective gear) for firefighters to protect themselves from all hazardous materials and fires when going into structural fires. 6020-Transfer funds to purchase building materials to complete the training tower and purchase bay doors at Leupp fire stations before vandalism occurred. 4700-Transfer funds to purchase fuel for emergency equipment and it uses special fuel that the vendor has in stock. 6130-Transfer funds to repair equipment that has been out of service and these equipment are vital when extricating a victim out of a bad collision. It's a matter of life threatening situations.

IMPACT ON PROGRAM PERFORMANCE CRITERIA (Must be detailed and complete):

The fire department is to safeguard the public welfare and to protect the life, health and property of individuals within the territorial jurisdiction of the Navajo Nation. Funds is needed to keep the operation going to fulfilled the goals/objective in the budget as approved by the council. The firefighters respond to all emergency calls 24/7 as mandated in the plan of operation. It will not hendered the department goals/objective performance that is approved by the Council.

Larry Chee, Fire Chief-Fire & Rescue Services
DEPARTMENT/PROGRAM DIRECTOR (PRINTED)

APPROVAL SIGNATURE

Jesse Delmar, Executive Director-DPS
BRANCH/DIVISION DIRECTOR (PRINTED)

CONCURRENCE SIGNATURE



NAVAJO NATION DEPARTMENT OF JUSTICE



DOCUMENT REVIEW REQUEST FORM

RESUBMITTAL

DOJ 7/5/16 155p DATE/TIME 7 Day Deadline DOC #: 006135 SAS #: H59w UNIT:

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

CLIENT TO COMPLETE: DATE OF REQUEST: 7/5/16, CONTACT NAME: Larry Chee, ENTITY/DIVISION: Public Safety, DEPARTMENT: Fire & Rescue, TITLE OF DOCUMENT: Budget transfer from Personnel line acct \$85. DOJ SECRETARY TO COMPLETE: DATE/TIME IN UNIT: 7/5/16 2:00, REVIEWING ATTORNEY/ADVOCATE: Regina. DOJ ATTORNEY/ADVOCATE COMMENTS: Ready for surname. REVIEWED BY: R. Holyan 7/7/16 10:42, SURNAMED BY: Candis Martine 7/7/16 10:43. DOJ Secretary Called: Len for Document Pick Up on 7-7-16 at 10:55 By: gm. PICKED UP BY: DATE / TIME:

Document No. 006135

Date Issued: 06/14/2016

SECTION 164 REVIEW FORM

Title of Document: Budget transfer from Personnel line acct Contact Name: CHEE, LARRY

Program/Division: DIVISION OF PUBLIC SAFETY

Email: larrychee@navajo-nsn.gov Phone Number: 6915

Division Director Approval for 164A: *[Signature]* 6/15/16

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

<input type="checkbox"/>	Statement of Policy or Positive Law:			Sufficient	Insufficient
	1. OAG: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	IGA, Budget Resolutions, Budget Reallocations or amendments: (OMB and Controller sign ONLY if document expends or receives funds)				
	1. OMB: <u><i>[Signature]</i></u>	Date: <u>6-28-16</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	2. OOC: <u><i>[Signature]</i></u>	Date: <u>7-5-16</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	3. OAG: <u><i>[Signature]</i></u>	Date: <u>7/2/16</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

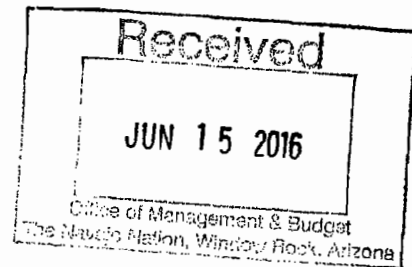
Section 164(B) Final approval rests with the President of the Navajo Nation

<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"/>	




THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT



MEMO

To: ALL REVIEWERS

From: 
Larry Chee, Fire Chief
Navajo Nation Department of Fire & Rescue Services

Date: June 15, 2016

Re: 164 REVIEW for Budget Transfer *Reallocation*

The Budget Transfer from Personnel Line Item is to reallocate funds to appropriate line items within the program to replenish to continue operations as we need the funds since majority of the funds from operating lines was utilized to pay San Juan County for services through our agreement with them.

We appreciate your support and understanding and if you should have any questions, please contact us at 6915.



THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT

DIVISION OF PUBLIC SAFETY
Office of the Division Director

MEMORANDUM

TO : TO WHOM IT MAY CONCERN

FROM : Jesse Delmar
Jesse Delmar, Division Director
Division of Public Safety

DATE : April 11, 2016

SUBJECT: Standing Delegation of Authority

This is notification that the following personnel have signature authority for Navajo Division of Public Safety, in my absence. They shall have the authority to administer, oversee, and monitor routine tasks in carrying all the duties and responsibilities associated with this office. This delegation is not transferable and shall not be sub-delegated.

ACKNOWLEDGED:

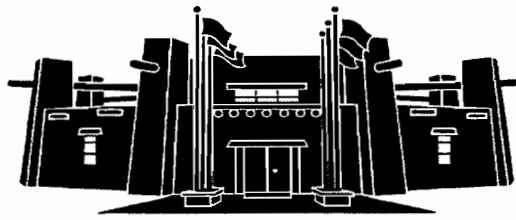
1) Bobby Etsitty Date: 04-12-16
Bobby Etsitty, (D) Chief of Police
Navajo Police Department

2) Douglas Joe Date: 04-19-16
Douglas Joe, (D) CI Director
Department of Criminal Investigations

3) Delores Greyeyes Date: 5-23-16
Delores Greyeyes, Department Manager III
Department of Corrections

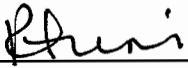
Your utmost consideration and adherence is greatly appreciated. Should you have any questions or concerns, please contact this office at (928) 871-6581.

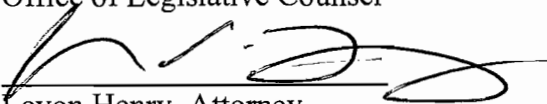
DISTRIBUTION
xc: file



MEMORANDUM

TO: Honorable Kee Allen Begay
Navajo Nation Council

FROM: 
Rhonda L. Tuni
Office of Legislative Counsel

THRU: 
Levon Henry, Attorney
Office of Legislative Counsel

DATE: August 17, 2016

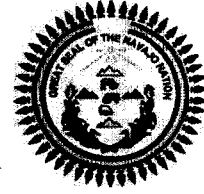
SUBJECT: AN ACTION RELATING TO LAW AND ORDER, BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; APPROVING A BUDGET REALLOCATION IN THE TOTAL AMOUNT OF \$417,737 WITHIN THE FIRE AND RESCUE SERVICES PROGRAM, BUSINESS UNIT NUMBER 116012, TO CONTINUE OPERATIONS AND WAIVER OF BUDGET REALLOCATION LIMITATION

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: 0285-16 SPONSOR: Kee Allen Begay, Jr.

TITLE: An Action Relating to Law and Order, Budget and Finance, and Naabik'iyati' Committees and the Navajo Nation Council; Approving a Budget Reallocation in the total amount of \$417,737 within the Fire and Rescue Services Program, Business Unit Number 116012, to continue operations and waiver of budget allocation limitation

Date posted: August 25, 2016 at 4:49pm

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) 871-7590

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 Nav, ajo 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.*

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0285-16

SPONSOR: Honorable Kee Allen Begay Jr.

TITLE: An Action Relating To Law and Order, Budget and Finance, and Naabik'iyati' Committees and the Navajo Nation Council; Approving a Budget Reallocation in the total amount of \$417,737 within the Fire and Rescue Services Program, Business Unit Number 116012, to continue operations and waiver of budget allocation limitation.

Posted: August 25, 2016 at 4:49pm

5 DAY Comment Period Ended: August 30, 2016

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inclusive Comments	<i>None</i>


Policy Analyst
Office of Legislative Services

8/31/16 8:56am
Date/Time

**LAW AND ORDER COMMITTEE
23RD NAVAJO NATION COUNCIL**

SECOND YEAR 2016

COMMITTEE REPORT

Mr. Speaker,

The **LAW AND ORDER COMMITTEE** to whom has been assigned:

Legislation No. 0285-16: An Action Relating to Law and Order Committee, Budget and Finance Committees and the Navajo Nation Council; Approving a Budget Reallocation in the Total Amount of \$417,737 within the Fire and Rescue Services Program, Business Unit Number 116012, to Continue Operations and Waiver of Budget Reallocation Limitation – Sponsor: Hon. Kee A. Begay, Jr.

Has had it under consideration and reports the same with the recommendation that it **DO PASS** with no amendment

And thereafter referred to Budget and Finance Committee

Respectfully submitted,



Edmund Yazzie, Chairperson
Law and Order Committee
23rd Navajo Nation Council

Date: September 12, 2016

Main Motion: Honorable Otto Tso
Second : Honorable Raymond Smith, Jr.
Vote : 4-0 (Chairperson not voting)

23rd NAVAJO NATION COUNCIL

Second Year 2016

Mr. Speaker:

The **BUDGET & FINANCE COMMITTEE** to whom has been assigned

NAVAJO LEGISLATIVE BILL # 0285-16:

An Action Relating to Law and Order, Budget and Finance, and Naabikiyati Committees and the Navajo Nation Council; Approving a Budget Reallocation in the Total Amount of \$417,737 within the Fire and Rescue Services Program, Business Unit Number 116012, to Continue Operations and Waiver of Budget Reallocation Limitation *Sponsored by Kee Allen Begay, Jr., and Raymond Smith Jr., Council Delegates*

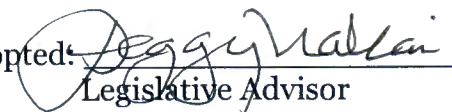
has had it under consideration and reports the same with the recommendation that It **Do Pass** without amendment.

1. On Page 1, line 15, insert the words after "Limitation" "in CF-07-11"

And therefore, referred to the **NAABIKIYATI** Committee

Respectfully submitted,


Seth Damon, Chairman

Adopted: 
Legislative Advisor

Not Adopted: _____
Legislative Advisor

14 September 2016

The vote was **3** in favor **1** opposed
Absent: Leonard Tsosie