

**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0138-24

**DATE:** July 1, 2024

**TITLE OF RESOLUTION:** AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING \$4,897,200 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUFb") TO THE NAVAJO NATION DEPARTMENT OF WATER RESOURCES FOR THE HOGBACK PUMPING STATION REBUILD PROJECT

**PURPOSE:** This legislation, if approved, will allocate \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFb") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project.

**FINAL AUTHORITY:** Navajo Nation Council

**VOTE REQUIRED:** 2/3 Vote

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

5-DAY BILL HOLD PERIOD Al Mi.Kiti  
Website Posting Time/Date 07/01/24 5:14pm  
Posting End Date: 07/06/24  
Eligible for Action: 07/07/24

Resources & Development Committee  
Thence  
Budget & Finance Committee  
Thence  
Committee  
Thence  
Navajo Nation Council

1 PROPOSED NAVAJO NATION COUNCIL RESOLUTION Naabik'iyáti' Committee  
2 25<sup>th</sup> NAVAJO NATION COUNCIL - Second Year, 2024 Thence

3 Introduced by:

4  
5   
6 (Prime Sponsor) 

7  
8 Tracking No. 0138-24

9  
10 AN ACTION

11 RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET  
12 AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE  
13 NAVAJO NATION COUNCIL; APPROVING \$4,897,200 FROM THE  
14 UNRESERVED, UNDESIGNATED FUND BALANCE ("UUFb") TO  
15 THE NAVAJO NATION DEPARTMENT OF WATER RESOURCES  
16 FOR THE HOGBACK PUMPING STATION REBUILD PROJECT

17  
18 BE IT ENACTED:

19  
20 SECTION ONE. AUTHORITY

21 A. The Resources and Development Committee was established as a standing committee of  
22 the Navajo Nation Council with oversight over Navajo Nation water matters and the  
23 authority to make recommendations to the Council regarding proposed resolutions that  
24 assist the Committee in accomplishing its duties and purposes. 2 N.N.C. §500(C)(1),  
25 §501(B)(4)(f).

26 B. The Resources and Development Committee has oversight authority over the Navajo  
27 Nation Division of Natural Resources and its subordinate departments, including the  
28 Department of Water Resources. 2 N.N.C. §501(C)(1).

29 C. The Budget and Finance Committee was established as a standing committee of the Navajo  
30 Nation Council with the authority to review and recommend to the Council the budgeting,

1 appropriation, investment and management of all funds. 2 N.N.C. §300(A), §301(B)(2).

2 D. The Naabik'iyáti' Committee was established as a standing committee of the Navajo  
3 Nation Council with the authority to hear all proposed resolutions that require final action  
4 by the Navajo Nation Council. 2 N.N.C. §164 (A)(9), §700(A).

5 E. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §102(A).  
6 As such, the Council “. . . may adopt and approve supplemental appropriations to the  
7 Annual Comprehensive Budget during the fiscal year. Supplemental appropriations of  
8 General Funds within the current fiscal year are permitted, if and when additional sources  
9 of revenues above and beyond the initial or current revenue projections are projected and  
10 which are also in excess of the reserve amount set forth at §820(J).” 12 N.N.C. §820(L).

11 F. The restrictions on supplemental appropriations, including all amounts from the UUFB,  
12 include:

13 1. Payment of recurring government operating expenses shall be from recurring revenues,  
14 and payment of nonrecurring expenses shall be from nonrecurring revenues such as  
15 UUFB funds. 12 N.N.C. §820(E), §820(F).

16 2. Specifically, the UUFB shall not be used for recurring government expenditures or  
17 operations. 12 N.N.C. §820(J), §820(L).

18 3. Nonrecurring revenues such as UUFB funds may be used only after the Controller  
19 determines whether or not such revenues are subsidizing an imbalance between the  
20 Navajo Nation's recurring revenues and expenditures, and government expenditures  
21 shall only be authorized if a long-term (3-year to 5-year year) forecast shows that the  
22 operating deficit will not continue; otherwise, nonrecurring revenues will be added to  
23 the Unreserved, Undesignated Fund Balance. 12 N.N.C. §820(F).

24 4. The above provisions in Title 12 may be amended or waived by a two-thirds vote of the  
25 full Navajo Nation Council. 12 N.N.C. §820(F):

26 5. In compliance with 12 N.N.C. §820(F), all UUFB funding requests must be reviewed by  
27 the Controller. Such review is also required because the Controller determines which  
28 revenues and expenses are recurring and which are non-recurring. 12 N.N.C. §820(L).

29 6. In compliance with 12 N.N.C. §820(M) all UUFB funding requests must be submitted to  
30 the Office of Management and Budget (“OMB”) for a budget impact analysis.

1 7. Pursuant to 12 N.N.C. §820(N), UUFB appropriations revert to the General Fund at the  
2 end of the fiscal year unless the Navajo Nation Council decides otherwise by a 7/8 vote.

3  
4 **SECTION TWO. FINDINGS.**

5 A. The Department of Water Resources (“DWR”) under the Navajo Nation Division of  
6 Natural Resources is requesting \$4,897,200 from the UUFB to fund its proposed project to  
7 rebuild the Hogback Pumping Station (“Project”). A detailed description of this Project,  
8 including a line-item Cost Summary, is attached hereto as **EXHIBIT A.**

9 B. DWR explains that the Hogback Pumping Station is “severely deficient” and provides  
10 “unreliable pumping” for the Hogback Chapter community and especially farmers and  
11 agricultural permittees in the area. **EXHIBIT A.**

12 C. DWR has provided the required Navajo Nation budget forms, along with the Appendix J -  
13 Supplemental Funding Proposal Summary. **EXHIBIT B.**

14 D. The Navajo Nation Council has long recognized that water infrastructure deficiencies  
15 negatively impact the Navajo Nation’s economy and the health and well-being of the  
16 Navajo people.

17 E. The Office of the Controller has provided a memorandum as required by 12 N.N.C.  
18 §820(L), indicating that the proposed expenditures are *nonrecurring*. **EXHIBIT C.**

19 F. The Office of Management and Budget has provided its memorandum as required by 12  
20 N.N.C. §820(M). **EXHIBIT D.**

21 G. The Navajo Nation finds it in the best interest of the Navajo Nation to approve DWR’s  
22 UUFB supplemental funding request for its proposed Hogback Pumping Station rebuild  
23 project, as shown in EXHIBIT A and EXHIBIT B.

24  
25 **SECTION THREE. APPROVAL OF \$4,897,200 FROM THE UUFB TO THE**  
26 **DEPARTMENT OF WATER RESOURCES FOR THE**  
27 **HOGBACK PUMPING STATION REBUILD PROJECT**

28 A. The Navajo Nation hereby approves \$4,897,200 from the Unreserved, Undesignated Fund  
29 Balance to the Navajo Nation Department of Water Resources, as shown in the attached  
30 **EXHIBIT B.**

1 B. This supplemental appropriation shall be from those funds that exceed the minimum fund  
2 reserve balance in the UUFB required by 12 N.N.C. §820(J), as determined by the  
3 Controller.

4 C. Upon the effective date of this Action, the approved UUFB funds shall be promptly  
5 transferred into those budget line items listed in the attached **EXHIBIT B**.

6 D. Pursuant to 12 N.N.C. §820(N), any of the \$4,897,200 approved herein that remains  
7 unspent or unencumbered at the end of FY2024 shall revert to the General Fund, unless  
8 prior to such reversion date the Council determines otherwise by a 7/8 vote.

9  
10 **SECTION FOUR. EFFECTIVE DATE**

11 This Action shall become effective in accordance with 2 N.N.C. §221(B), 2 N.N.C.  
12 §1005(C)(10), and 2 N.N.C. §164(A)(17).

13  
14 **SECTION FIVE. SAVING CLAUSE**

15 If any portion of this Action is determined invalid by the Navajo Nation Supreme Court, or by  
16 a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the  
17 remainder of this Action shall be the law of the Navajo Nation.



# HOGBACK PUMPING STATION

Pump Replacement & Construction Cost Proposal  
Hogback, New Mexico

NAVAJO NATION DEPARTMENT OF WATER RESOURCES  
Technical, Construction and Operations Branch  
Fort Defiance, Arizona

May 01, 2023

## Abstract

This cost proposal replaces a severely deficient and unreliable pumping plant on the Hogback Canal. Frequent repairs delay irrigation for farmers in the Hogback Chapter.

Francis Johnson, P.E., Principal Civil Engineer, DWR-TCOB

Najam H. Tariq, Branch Director, DWR-TCOB

## **Background**

The Hogback Pumping Station is downstream from the Hogback Diversion on the Hogback Canal. The pumping station provides irrigation water to the Lateral A (12-inch buried steel pipe) and B (16-inch buried steel pipe). Lateral A serves 292 acres and Lateral B serves 570 acres of farmland within the Hogback Chapter of the Navajo Nation. Lateral A is approximately 300-foot long and Lateral B is about 1,250 feet long and crosses US Highway 64.

The system is so unreliable that each year the farming community is left without irrigation water for extended periods of time while the pumps are being repaired. The cost to repair the pumps exceeds \$75,000 each time and takes more than 3 months to get them back in service. The pumping system is very uneconomical and requires a complete replacement.

The system was out of service twice already during the irrigation season through July 2022. In June 2022, an emergency meeting was held at the Shiprock Chapter to discuss the lack of reliable irrigation water for the Hogback Pumping Station and the laterals it serves. The pumping system was out of service at the time. Since then, it went out again for about 3 weeks in July 2022. The pumps are again currently out of service since the beginning of April 2023 for the start of the 2023 irrigation season. Service has not been restored as of the date of this proposal. The system is old and unreliable.

The project received funds from the State of New Mexico in the amount of \$794,000 in 2017 through an Intergovernmental Grant Agreement with the State of New Mexico Department of Indian Affairs. This was bid out in 2017 for construction. Two bids were received in the amounts of \$1.8M and \$2.2M. There were no funds available to complete the project so only a final design was completed in November 2018 to replace the pumping station. Pumps were purchased as backup. These pumps have had mechanical problems due to damage from debris.

## **Options**

The Hogback Pumping Station is very old and needs repairs frequently. Funding has always been the issue in properly addressing this problem.

The following are options:

1. Continue repairing the pumps as needed;
2. Purchase additional pumps to keep on standby to reduce the downtime;
3. Completely replace the pumping station and the lateral pipes that have reached their economic lives.

Option 1 is very costly and will continue to be each year with increased downtime. Costs cannot just be incurred for perpetuity.

Option 2 is also uneconomical as pumps fail due to sediment and debris causing damage. There is no settling pond on the existing system to address this.

Option 3 is the best option. As stated, a stamped final design is available which includes a new pump house with new pumps and piping, new buried HDPE pipes for Laterals A & B, and a settling pond. All necessary environmental clearances have been completed as part of the San

Juan Irrigation Rehabilitation Project which covers all irrigation infrastructure for the Fruitland Canal and Hogback Canal. This project is a shovel-ready project once funds are secured.

### **Scope of Work**

For a complete rebuild of the Hogback Pumping Station, necessary funds need to be secured. The pumping system and associated components need to be replaced because it has reached its economic life, is uneconomical and very unreliable.

The scope of work is based on Option 3 and is considered as the best solution to permanently address the continued costly repairs. This project will be advertised for construction according to the Navajo Nation Procurement Act. The Navajo Nation Department of Water Resources (NNDWR) will take the lead on contracting this project out. Once the funds and contract are secured, this is a shovel-ready project. It is imperative the contract procurement process be expedited due to the short construction period from November 2023 through March 2024. This project cannot be constructed during the irrigation season which runs from April through October of each year.

The construction project will complete the following:

- Construction Management Services (CMS) – The engineering firm that completed the final design (Keller-Bliesner Engineering, LLC) will need to be retained to provide CMS for the project. This is required because their Professional Engineering stamp is on the final design and this will ensure the project is constructed according to the final design. Other services included in the CMS is support to compile the construction bid documents for advertising, answer technical questions, construction oversight in coordination with the NNDWR, testing requirements for compaction and concrete work, progress reports, project completion report and as-built drawings including survey data.
- Construction – The project will be constructed according to the stamped final design drawings and specifications. This includes all materials, labor and equipment to fully replace the unreliable pumping station. Demolition includes the existing pumping station, Lateral A & B pipes, and any concrete structures. Installation includes a new pump house with new pumps and piping, excavation, backfill, new pipes for Lateral A & B, a settling pond and all associated electrical, mechanical and civil work.

### **Cost Estimate**

The project is expected to be completed with Navajo Nation funds. This cost estimate will be used to secure the necessary funds.

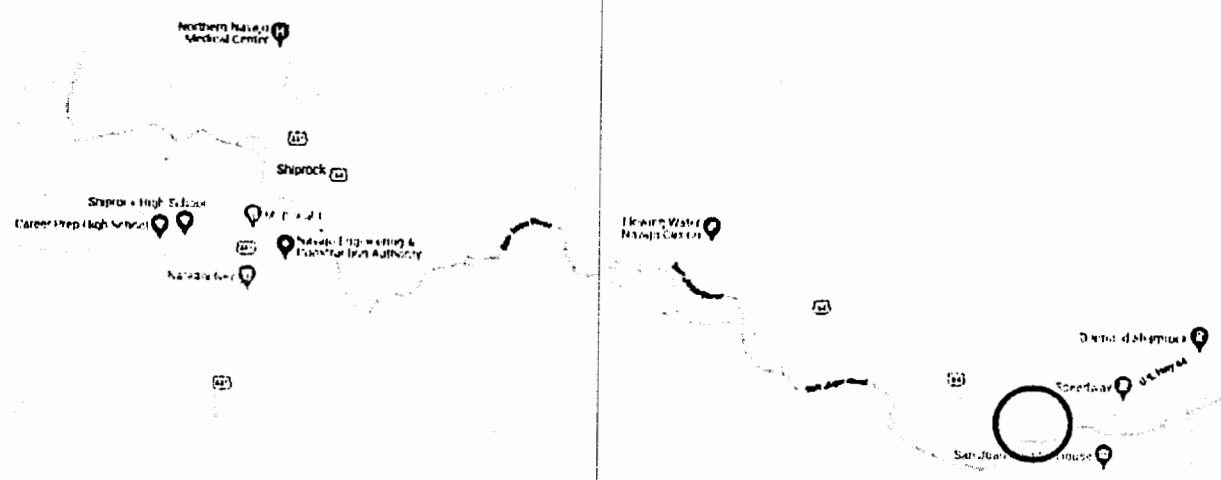
The cost is subject to change due to continuing significant increases to labor and materials costs from global influences. The actual cost will not be known until the final bids are received. Table 1 shows the cost summary.



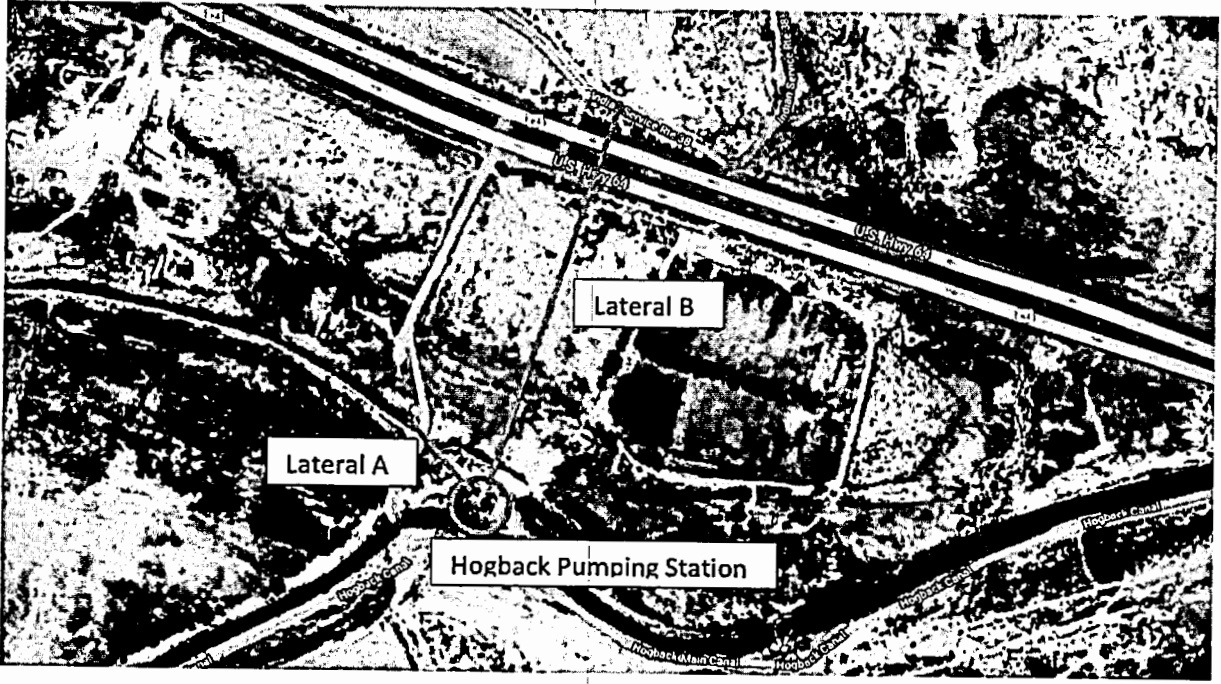
**Table 1. Cost Summary**

No.	Description	Qty	Unit Cost	Extended Cost
1	Construction Management Services	L.S.	\$400,000.00	\$400,000.00
2	Mobilization / Demobilization	L.S.	\$200,000.00	\$200,000.00
3	Admin (EQ, Safety Program, SWPPP, Traffic Control, etc.)	L.S.	\$100,000.00	\$100,000.00
4	Demolition & Site Preparation	L.S.	\$200,000.00	\$200,000.00
5	Construction (Turnout, inlet, settling pond, outlet, excavation, backfill, road crossing, fencing). Includes furnishing all labor and materials.	L.S.	\$1,500,000.00	\$1,500,000.00
6	Pump House (pumps, motors, electrical, lighting, building, crane, SCADA). Includes furnishing all labor and materials.	L.S.	\$1,200,000.00	\$1,200,000.00
7	Materials (pipes, elbows, valves, sump pumps, etc.). Includes other miscellaneous materials.	L.S.	\$250,000.00	\$250,000.00
8			Subtotal 1	\$3,850,000.00
9			Contingency (20%)	\$770,000.00
10			Subtotal 2	\$4,620,000.00
11			NN Tax (6%)	\$277,200.00
12			Total	\$4,897,200.00

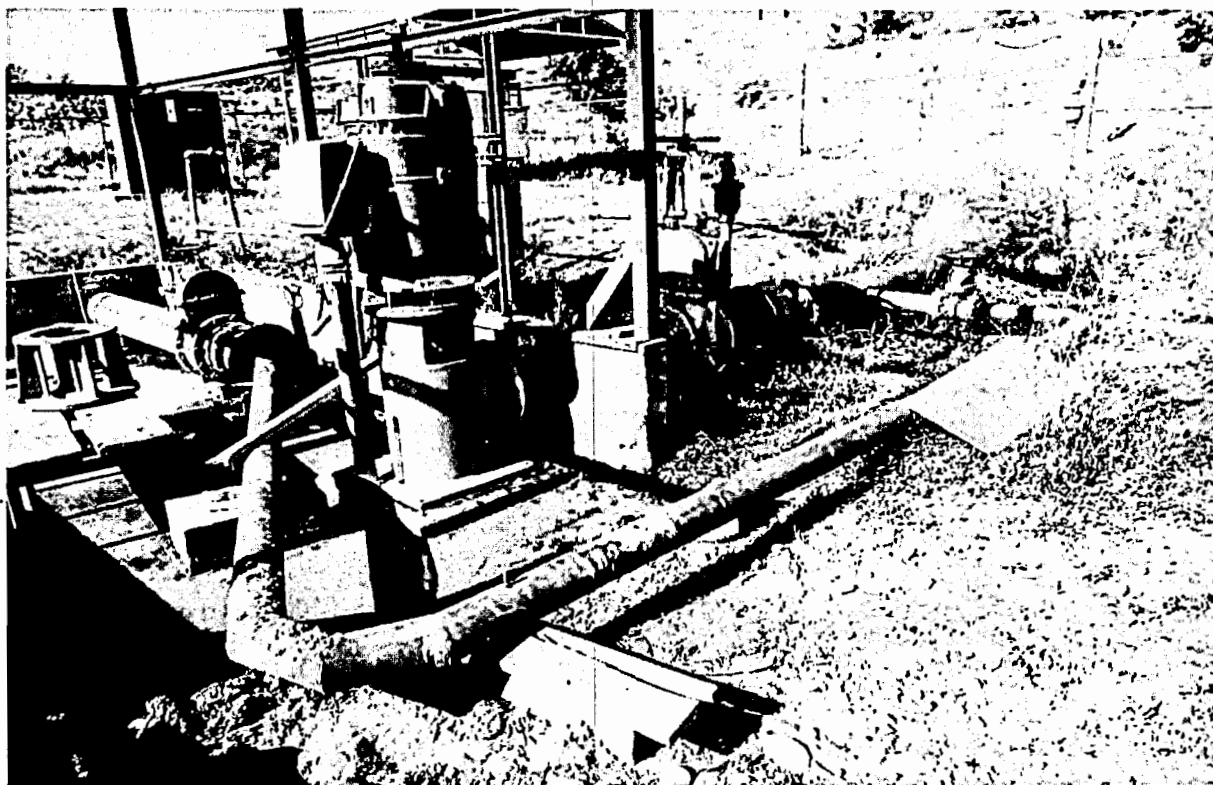
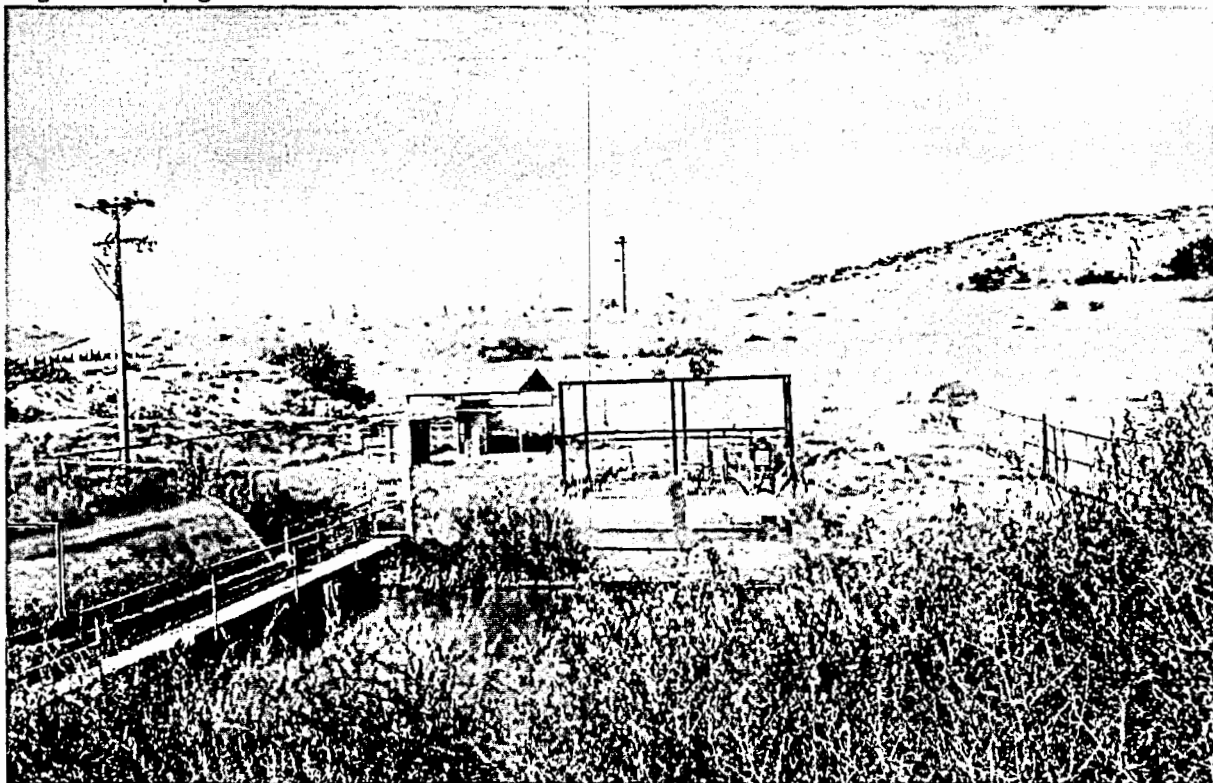
Location Map

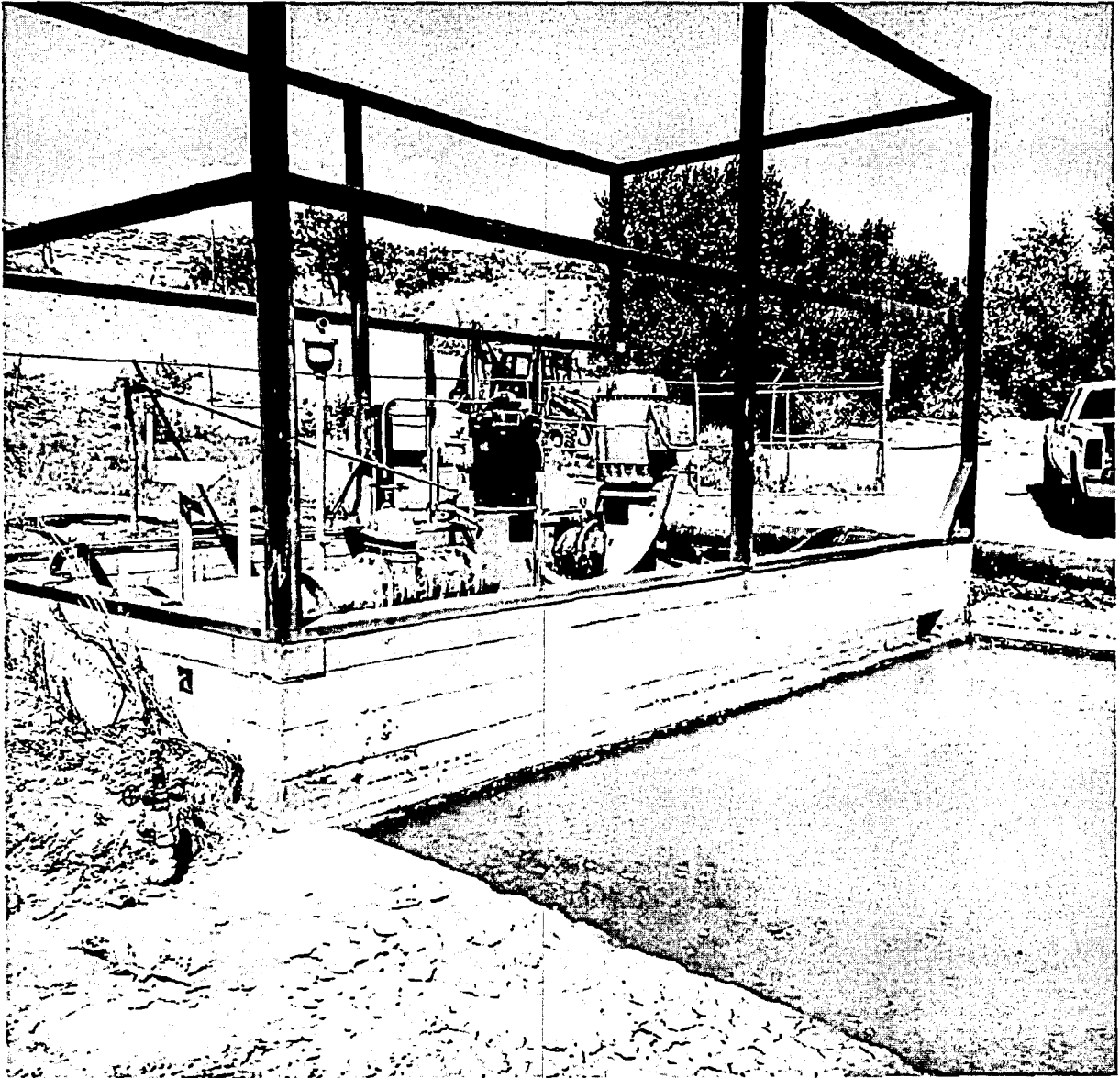


Vicinity Map



Hogback Pumping Station





THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Hogback Pump Replacement and Construction</u>		Division/Branch: <u>Natural Resources/Executive</u>	
Prepared By: <u>Najam H. Tariq</u>		Phone No.: <u>928-729-4003</u>		Email Address: <u>najamtariq@navajo-nsn.gov</u>	
PART II. FUNDING SOURCE(S) UJFB		Fiscal Year / Term 5/1/24-12/31/25	Amount 4,897,200.00	% of Total	
PART III. BUDGET SUMMARY		Fund Type Code	Original Budget	Proposed Budget	Difference (Column B - A)
2001	Personnel Expenses		0	0	0
3000	Travel Expenses		0	0	0
3500	Meeting Expenses		0	0	0
4000	Supplies		0	0	0
5000	Lease and Rental		0	0	0
5500	Communications and Utilities		0	0	0
6000	Repairs and Maintenance		0	0	0
6500	Contractual Services		0	0	0
7000	Special Transactions		0	0	0
8000	Public Assistance		0	0	0
9000	Capital Outlay	1	4,897,200	4,897,200	4,897,200
9500	Matching Funds		0	0	0
9500	Indirect Cost		0	0	0
TOTAL			4,897,200.00	4,897,200.00	4,897,200
PART IV. POSITIONS AND VEHICLES		(D)		(E)	
Total # of Positions Budgeted:		0		0	
Total # of Permanently Assigned Vehicles:		0		0	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY: <u>Najam H. Tariq</u> , Principal Geologist/Branch Director		Date: <u>5/13/24</u>		Signature: <u>[Signature]</u>	
SUBMITTED BY: <u>W. Mike Halona</u> , Division Director/Natural Resources		Date: <u>13 May 24</u>		Signature: <u>[Signature]</u>	





THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:		Business Unit No.: <u>NEW</u>	
Program Name/Title: <u>Hogback Pump Replacement and Construction</u>			
PART II. DETAILED BUDGET:		(C)	(D)
(A)	(B)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
9020	<b>9000 CAPITAL OUTLAY</b> Contracting of Hogback pump replacement, construction and construction management  Infrastructure 9038 - Waterlines  <u>\$ 4,897,200.00</u>	4,897,200	4,897,200
<b>TOTAL</b>		4,897,200	4,897,200

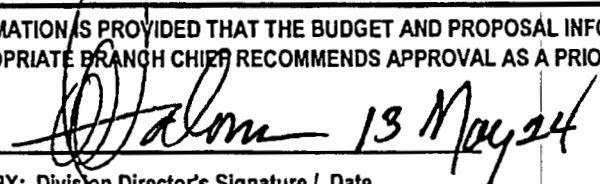
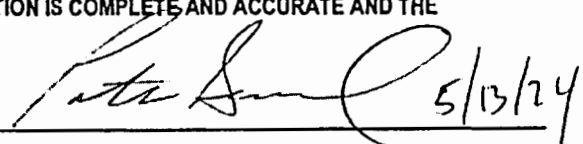
**THE NAVAJO NATION  
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

<b>PART I. Business Unit No.:</b> <u>NEW</u>	<b>Program Title:</b> <u>Hogback Pump Replacement and Construction</u>
<b>Division/Branch:</b> <u>Natural Resources</u>	<b>Amount Requested:</b> <u>4,897,200.00</u> <b>Prepared By:</b> <u>Najam Tariq</u>
<b>Phone No.:</b> <u>928-729-4003</u>	<b>Email Address:</b> <u>najamtariq@navajo-nsn.gov</u>

**PART II. REASON FOR REQUEST AND STATEMENT OF NEED:**  
 The Hogback pumping station is downstream from the Hogback Diversion on the Hogback Canal. The pumping station provides irrigation water to the Later A (12-inch burried steel pipe) and B (16-inch burried steel pipe). Lateral A serves 292 acres and Lateral B serves 570 acres of farmland within the Hogback Chapter of the Navajo Naton. Lateral A is approximately 300-feet long and Later B is about 1,250-feet long and crosses US Highway 64. The system is totally outdated and is not serving its purpose. It must be completed reconstructed to avoid any future losses of crops and water which could have been used for socio-economic development. The system is essential to sustain the San Juan River water rights settlement.

**PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:**  
 No other options.

**PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.**

 <u>13 May 24</u>	 <u>5/13/24</u>
<b>REVIEWED BY: Division Director's Signature / Date</b>	<b>RECOMMEND SUPPLEMENTAL: Branch Chief's Signature / Date</b>





**DR. BUU NYGREN** *PRESIDENT*  
**RICHELLE MONTOYA** *VICE PRESIDENT*

**The Navajo Nation | Yideeskáądi Nitsáhákees**

**Memorandum:**

**To:** 2 NNC § 164 Reviewers  
Delegates & 2 NNC '164 Reviewers  
Navajo Nation Government  
*Robert Willie*

**From:** Robert Willie, Assistant Controller  
Office of the Controller

**Date:** May 19, 2024

**Subject:** UUFB request \$4,897,200 Hogback Pump Replacement and Construction

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

1. The unaudited balance of the UUFB as of February 6, 2023, is \$171,525,064.
2. Revised request is for the total amount for UUFB in the amount of \$4,897,200 Hogback Pump Replacement and Construction. The cost proposal attached to the request was completed May 1, 2023 but does include a 20% Contingency.
3. This project would be considered **NON-RECURRING** funding for construction of the Hogback Pump.

If you should have any questions, please contact me at tribal extension X6496.



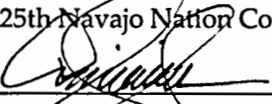


**The Navajo Nation**  
Yideeskáądi Nitsáhákees

**DR. BUU NYGREN** *PRESIDENT*  
**RICHELLE MONTOYA** *VICE PRESIDENT*



**MEMORANDUM**

**TO :** 25th Navajo Nation Council  
**FROM :**   
Dominic Beval, Executive Director  
Office of Management and Budget  
**DATE :** June 28, 2024

**SUBJECT :** Supplemental Funding Request for Hogback Pumping Station Rebuild Project for \$4,897,200

Pursuant to authority established at 2 NNC §1201-1205, 12 NNC §820 (M) for budget impact analysis, and Section 13 of the FY 2024 Budget Instructions Manual, the Office of Management and Budget (OMB) reviewed the proposed budget documents and provides the following:

1. The funding request is to the Department of Water Resources for the Hogback Pump Replacement and Construction project. This would be considered a capital improvement project.
2. Per the FY 2024 Budget Instructions Manual, Section 13.B., supplemental requests related to a capital improvement project (CIP) shall be submitted to the Capital Project Management Program within the Division of Community Development. There is no indication this request was reviewed by CPMD.
3. The dates on Budget Form 1, Part II, and the Project Process Schedule, Part II, indicates the appropriation will be available beyond September 30, 2024. This is contrary to Resolution CD-72-22, which amended 12 NNC Section 820 (N), regarding the lapsing of Navajo Nation Funds at year end. Department of Justice should advise how to handle appropriations from the UUFB for multi-year projects. This will provide guidance to the programs in completing budget forms.
4. The proposal attached to the draft legislation as Exhibit A is dated May 01, 2023. Thirteen (13) months lapsed since the proposal was developed. Although a 20% contingency is included in the costs, an updated cost summary should be completed showing more current/realistic costs.
5. Appendix J, Supplemental Funding Proposal Summary, Part III, Alternative Source Funding Source. OMB is aware of the Agriculture Infrastructure Fund (AIF). The purpose of the AIF is to fund and implement agriculture infrastructure projects on the Navajo Nation. The program should pursue this fund also. Second, there is also the Sihasin Fund that could be sought.
6. The Department of Water Resources should indicate whether this project will have an impact on their program budget.

Contact D.Sam, Senior Budget Analyst at (928) 871-6029/6470 if there are any questions and/or concerns regarding this memorandum.

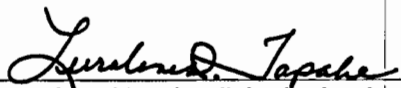
Office of Legislative Counsel  
Telephone: (928) 871-7166  
Fax No.: (928) 871-7576



Honorable Crystalyne Curley  
Speaker  
25<sup>th</sup> Navajo Nation Council

**MEMORANDUM**

TO: Hon. Rickie Nez, Council Delegate  
25<sup>th</sup> Navajo Nation Council

FROM:   
Luralene Tapahe, Principal Advocate  
Office of Legislative Counsel

DATE: July 1, 2024

SUBJECT: **AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING \$4,897,200 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUFBS") TO THE NAVAJO NATION DEPARTMENT OF WATER RESOURCES FOR THE HOGBACK PUMPING STATION REBUILD PROJECT**

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.

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).

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 NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0138-24\_

SPONSOR: Rickie Nez

**TITLE: An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project**

*Date posted:* July 01, 2024 at 5:14PM

Digital comments may be e-mailed to [comments@navajo-nsn.gov](mailto: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.*

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

**LEGISLATION NO.:** 0138-24

**SPONSOR:** Honorable Rickie Nez

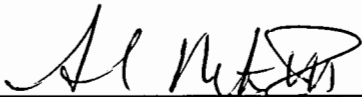
**TITLE: An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project**

**Posted:** July 01, 2024 at 5:14 PM

**5 DAY Comment Period Ended:** July 06, 2024

**Digital Comments received:**

<b>Comments Supporting</b>	<i>None</i>
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	<i>None</i>



**Legislative Secretary II  
Office of Legislative Services**

**July 08, 2024; 7:58 AM**

**Date/Time**

**RESOURCES AND DEVELOPMENT COMMITTEE  
25th NAVAJO NATION COUNCIL**

**SECOND YEAR 2024**

**COMMITTEE REPORT  
(CONSENT AGENDA)**

Madam Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

**LEGISLATION #0138-24: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING \$4,897,200 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUF") TO THE NAVAJO NATION DEPARTMENT OF WATER RESOURCES FOR THE HOGBACK PUMPING STATION REBUILD PROJECT. Sponsor: Honorable Rickie Nez**

Has had it under consideration and reports a **DO PASS** with no amendments.

And thereafter the legislation was referred to the Budget and Finance Committee.

Respectfully submitted,



Casey Allen Johnson, *Vice-Chairperson*  
Resources and Development Committee of  
the 25th Navajo Nation Council

Date: July 08, 2024 – Regular Meeting (Mentmore, New Mexico)

Location: Navajo Division of Transportation – #16 Old Coalmine Road – Mentmore, New Mexico 87319

**Consent Agenda Motion:**

**M:** Otto Tso

**S:** Shawna Ann Claw

**V:** 5-0-0

**In Favor:** Shawna Ann Claw; Casey Allen Johnson; Rickie Nez; Danny Simpson; Otto Tso

**Opposition:** None

**Excused:** Brenda Jesus

**Not Voting:** *Vice-Chairperson Voting*

(NOTE: VOTE TALLY attached hereto)

**RESOURCES AND DEVELOPMENT COMMITTEE  
25th NAVAJO NATION COUNCIL**

**SECOND YEAR 2024**

**ROLL CALL  
VOTE TALLY SHEET  
(CONSENT AGENDA)**

**LEGISLATION #0138-24: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING \$4,897,200 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUFBS") TO THE NAVAJO NATION DEPARTMENT OF WATER RESOURCES FOR THE HOGBACK PUMPING STATION REBUILD PROJECT. Sponsor: Honorable Rickie Nez**

Date: July 08, 2024 – Regular Meeting (Mentmore, New Mexico)

Location: Navajo Division of Transportation – #16 Old Coalmine Road – Mentmore, New Mexico 87319

**Consent Agenda Motion:**

**M:** Otto Tso

**S:** Shawna Ann Claw

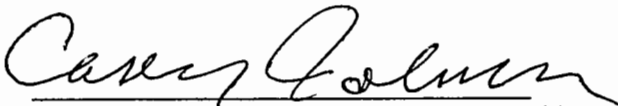
**V:** 5-0-0

**In Favor:** Shawna Ann Claw; Casey Allen Johnson; Rickie Nez; Danny Simpson; Otto Tso

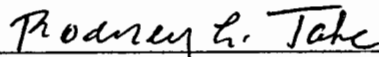
**Opposition:** None

**Excused:** Brenda Jesus

**Not Voting:** *Vice-Chairperson Voting*



Honorable Casey Allen Johnson, *Vice-Chairperson*  
Resources and Development Committee



Rodney L. Tate, *Legislative Advisor*  
Office of Legislative Services

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

**LEGISLATION NO.:** 0138-24

**SPONSOR:** Honorable Rickie Nez

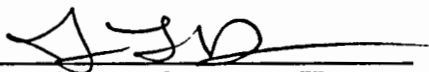
**TITLE: An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project**

**Posted:** July 01, 2024 at 5:14 PM

**5 DAY Comment Period Ended:** July 06, 2024

**Digital Comments received:**

<b>Comments Supporting</b>	1) Tse Dáá K'áán Chapter
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	<i>None</i>



Legislative Secretary II  
Office of Legislative Services

July 19, 2024; 9:30 AM

Date/Time





# TSE DÁÁ K'ÁÁN CHAPTER GOVERNMENT

POST OFFICE BOX 1288, SHIPROCK, NEW MEXICO 87420

T: (505) 368-1599 • F: (505) 368-1598 • E: tseadaakaan@navajochapters.org



TDK-2407-01

**Relating to the Resources and Development, Budget and Finance, Naabik'iyáti' Committee and Navajo Nation Council; Supporting Legislation 0138-24 to Approve the Appropriation of \$4,897,200.00 From the Unreserved, Undesignated Fund Balance (“UUFB”) to the Navajo Nation Department of Water Resources for the Hogback Pump Station Rebuild Project.**

**WHEREAS:**

1. Pursuant to the Navajo Nation Local Governance Act, (LGA), 26 N.N.C. §3 and Navajo Nation Council Resolution CAP-32-78, the Tse Dáá K'áán Community Chapter, (Chapter) is a duly certified chapter of the Navajo Nation Government as listed at 11 N.N.C. Part 1 Section 10, and Local Governance Act (LGA) Certified as of June 21, 2007 per TCDCJN-16-07.
2. Pursuant to the LGA, 26 N.N.C. §103, (A) and §103(B), the chapter is recognized as a local government entity and delegated certain authorities and responsibilities with respect to making decisions over local matters consistent with Navajo Nation law and had the authority enact upon 26 N.N.C. §103 et seq.
3. Pursuant to 26 N.N.C. §4028(a), the chapter has the authority to review all matters affecting the community and make appropriate recommendations to the Navajo Nation, Private, County, and State Government agencies.
4. The Tse Dáá K'áán Community Chapter has strongly advocated for funding from the Navajo Nation and State of New Mexico to support and fund the Hogback Pump Station. The Hogback Pumping Station was determined by the Navajo Nation Department of Water Resources as “severely deficient” and provides unreliable water pumping infrastructure for the Hogback Chapter community which causes a negative impact on farmers and agricultural permittees in the area. The current system is so unreliable that each year the farming community is left without irrigation water for extended periods of time while the pumps are being repaired.
5. Farming and other agricultural activities are vital to the community and livelihood of all farmers and communities. The water pump rebuild project will also assist with the maximization of the Navajo Nation's water rights by improving water infrastructure capacity and use of farms. The persistent lack of water has caused a cessation of farming activities, farms to be unused and water from the San Juan River to not be used. The substantial lack of water infrastructure negatively impacts the Navajo Nation's economy and the health and well-being of the Navajo people.
6. The Tse Dáá K'áán Chapter supports Legislation 0138-24 as vital and essential to support the community and farmers from the Tse Dáá K'áán Chapter and other impacted communities who use the irrigation system and pumping station.

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**TSE DÁÁ K'ÁÁN CHAPTER GOVERNMENT**

*Robert Lapahie, Jr., President · Matthew D. Tso, Vice President · Laura J. Benally, Secretary/Treasurer  
Rickie Nez, Council Delegate · Lavone Garnenez, Farm Board · Larry Johnson, Grazing Representative  
Anita Hayes, Chapter Manager*

**NOW, THEREFORE, BE IT RESOLVED THAT:**

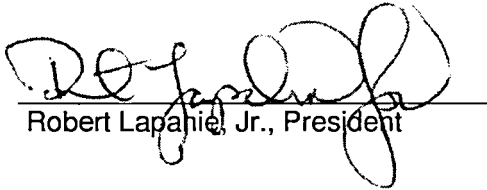
1. The Tse Dáá K'áán (Hogback) Chapter supports Legislation 0138-24 to approve the appropriation of \$4,897,200.00 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pump Station Rebuild Project.
2. The Tse Dáá K'áán (Hogback) Chapter further recommends that the Resource and Development Committee, Budget and Finance Committee, Naabik'iyati' Committee, Navajo Nation Council, the Office of the President and other pertinent Navajo Nation governmental entities to do what is necessary to carry out the purpose of this resolution.

**CERTIFICATION**

We, hereby certify that the foregoing resolution was duly considered by the Tse Dáá K'áán Community Chapter at a duly called chapter meeting at Tse Dáá K'áán (Navajo Nation) New Mexico, at which a quorum of chapter membership were present and the same was passed by a vote of 19 in Favor, 0 Opposed and 1 Abstained on the 14th day of July 2024.

Motion: Lavone Garnenez

Second: Mary Benally

  
Robert Lapahie, Jr., President

  
Matthew D. Tso, Vice President

  
Laura J. Benally, Secretary/Treasurer

**25<sup>th</sup> NAVAJO NATION COUNCIL**

Second Year 2024

Ms. Speaker:

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

**NAVAJO LEGISLATIVE BILL # 0138-24:**

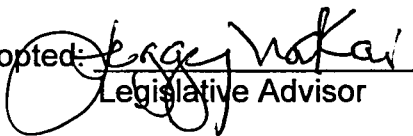
An Action Relating to the Resources and Development, Budget and Finance, and Naabikiyati Committees, and the Navajo Nation Council; Approving \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project

Sponsor: Rickie Nez and Amber K. Crotty, Council Delegates

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

Respectfully submitted,

  
Shaandiin Parrish, Chairperson

Adopted:   
Legislative Advisor

Not Adopted: \_\_\_\_\_  
Legislative Advisor

**August 6, 2024**

The vote was **4** in favor **1** opposed yeas: *Lomardo Aseret, Norman M. Begay, Amber K. Crotty, Lester Yazzie* nays: *Carl R. Slater*  
Main Motion: *Lomardo Aseret*  
Second: *Lester Yazzie*

**BUDGET AND FINANCE COMMITTEE**

**August 6, 2024**

Regular Meeting

**VOTE TALLY SHEET:**

**Legislation No. 0138-24:** An Action Relating to the Resources and Development, Budget and Finance, and Naabikiyati Committees, and the Navajo Nation Council; Approving \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project

Sponsor: Rickie Nez and Amber K. Crotty, Council Delegates

Motion: Lomardo Aseret

Second: Lester Yazzie

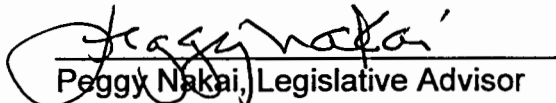
Vote: 4-1, Chairperson not voting

**Final Vote Tally:**

Lomardo Aseret	y	
Norman M. Begay	y	
Amber K. Crotty	y	
Lester Yazzie	y	
Shaandiin Parrish		
Carl R. Slater		n



Shaandiin Parrish, Chairperson  
Budget & Finance Committee



Peggy Nakai, Legislative Advisor  
Budget & Finance Committee

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

**LEGISLATION NO.: 0138-24**

**SPONSOR: Honorable Rickie Nez**

**TITLE: An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project**

**Posted: July 01, 2024 at 5:14 PM**

**5 DAY Comment Period Ended: July 06, 2024**

**Digital Comments received:**

<b>Comments Supporting</b>	<ol style="list-style-type: none"> <li>1. Elliottson Jim</li> <li>2. Harrison Jim, Jr.</li> <li>3. Sheila Jim</li> <li>4. Levone Garnenez</li> <li>5. Darryl Blue Eyes</li> <li>6. Laura J. Benally</li> <li>7. Michael Warren</li> <li>8. Ruby Johnson</li> <li>9. Raymond Charley</li> <li>10. Mary Tso</li> <li>11. Harry Lapahie</li> <li>12. Sylvia Jim</li> <li>13. Darlene Benally Bronston</li> <li>14. Daisy Charley</li> </ol>
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	<i>None</i>



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**Legislative Secretary II**  
**Office of Legislative Services**

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**August 15, 2024; 8:10 AM**

**Date/Time**

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

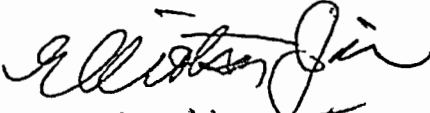
I am writing to you to urge your support and vote for Legislation 0138 regarding support for Legislation 0138-24, regarding approving of \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project.

This project is greatly needed for our community to build a new pump station that will greatly benefit the community, farmers and persons who use the water and San Juan River. The current pump system is rated as "severely deficient" and provides unreliable water pumping infrastructure for the Hogback Chapter community, which has a negative impact on farmers and agricultural permittees in the area. The current system is so unreliable that each year the farming community is left without irrigation water for extended periods of time while the pumps are being repaired. The persistent lack of water has caused a cessation of farming activities, farms to be unused, and water from the San Juan River to not be used. The substantial lack of water infrastructure negatively impacts the Navajo Nation's economy and the health and well-being of the Navajo people.

Farming and other agricultural activities are vital to the community and livelihood of all farmers and communities. The water pump rebuild project will help maximize the use of the Navajo Nation's water rights by improving water infrastructure capacity and use of farms. This project will also ensure that we have water for people to use for many years to come. This pump station is vital and essential to support the community and farmers from the Tse Dáá K'áán Chapter and other impacted communities who use the irrigation system and pumping station.

Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,



Elliottson Jim

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

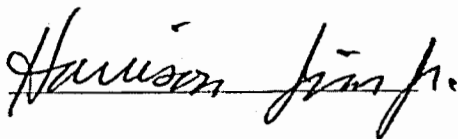
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Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Harrison Jimenez". The signature is written in a cursive style with a horizontal line underneath the name.



July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

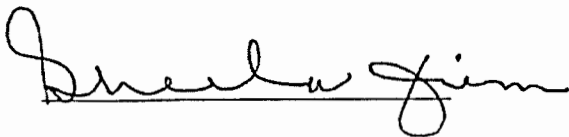
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Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Shela Jim". The signature is written in a cursive style with a horizontal line underneath the name.

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

I am writing to you to urge your support and vote for Legislation 0138 regarding support for Legislation 0138-24, regarding approving of \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project.

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Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,



P.O. Box  
Shiprock, N.M. - 87420

*In support for legislation 0138-04 regarding approving of \$4,897,200. from the Unreserved, Undesignated Fund Balance (UUFB) for the Hogback Pumping Station Rebuild Project. The amount is less over done.*

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

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Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,

A handwritten signature in black ink that reads "Larry Blue Eyes". The signature is written in a cursive, flowing style with a horizontal line underneath the name.

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

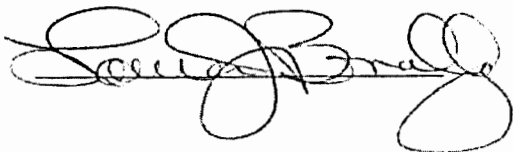
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Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to be "Sally B. [unclear]", written in a cursive style.

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

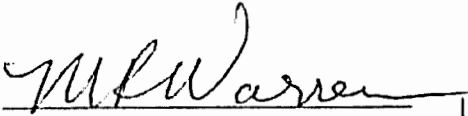
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Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,

  
MICHAEL WARREN

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

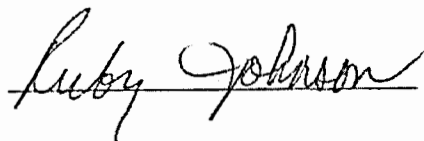
I am writing to you to urge your support and vote for Legislation 0138 regarding support for Legislation 0138-24, regarding approving of \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project.

This project is greatly needed for our community to build a new pump station that will greatly benefit the community, farmers and persons who use the water and San Juan River. The current pump system is rated as "severely deficient" and provides unreliable water pumping infrastructure for the Hogback Chapter community, which has a negative impact on farmers and agricultural permittees in the area. The current system is so unreliable that each year the farming community is left without irrigation water for extended periods of time while the pumps are being repaired. The persistent lack of water has caused a cessation of farming activities, farms to be unused, and water from the San Juan River to not be used. The substantial lack of water infrastructure negatively impacts the Navajo Nation's economy and the health and well-being of the Navajo people.

Farming and other agricultural activities are vital to the community and livelihood of all farmers and communities. The water pump rebuild project will help maximize the use of the Navajo Nation's water rights by improving water infrastructure capacity and use of farms. This project will also ensure that we have water for people to use for many years to come. This pump station is vital and essential to support the community and farmers from the Tse Dáá K'áán Chapter and other impacted communities who use the irrigation system and pumping station.

Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Ruby Johnson". The signature is written in black ink and is positioned above a horizontal line.

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

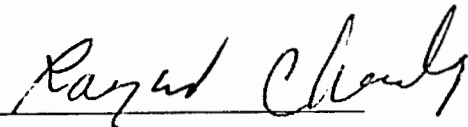
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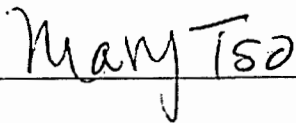
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July 18, 2024

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Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

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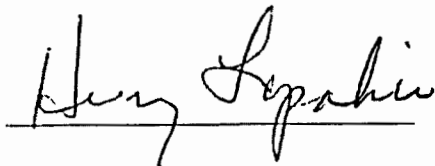
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Sincerely,



Henry Sepahie

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

**RE: Support for Legislation 0138-24**

Dear Honorable Navajo Nation Council Members:

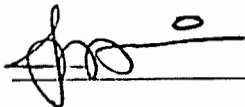
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July 18, 2024

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Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

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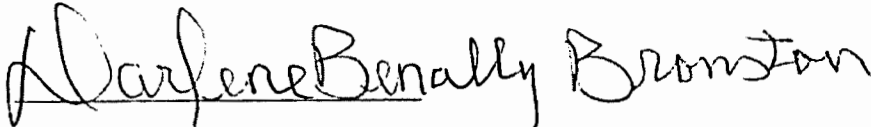
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Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,

A handwritten signature in black ink that reads "Darlene Benally Bronston". The signature is written in a cursive, flowing style.

July 18, 2024

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

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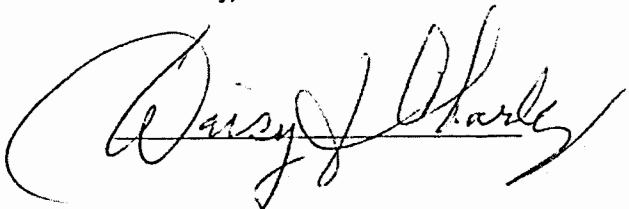
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Our community has waited many years for a project like this to happen and we strongly urge your support to build this project. Please support and vote for Legislation 0138-24. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Daisy J. Charles". The signature is written in a cursive style with a large, sweeping initial "D".

**25<sup>th</sup> NAVAJO NATION COUNCIL  
NAABIK'ÍYÁTI' COMMITTEE REPORT  
Second Year 2024**

The **NAABIK'ÍYÁTI' COMMITTEE** to whom has been assigned:

**NAVAJO LEGISLATIVE BILL # 0138-24**

An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project

*Sponsored by: Honorable Rickie Nez*

*Co-Sponsored by: Honorable Amber Kanazbah Crotty*

Has had it under consideration and reports the same that the legislation **WAS PASSED AND REFERRED TO THE NAVAJO NATION COUNCIL.**

Respectfully Submitted,



*Honorable Crystalyne Curley, Chairwoman  
NAABIK'ÍYÁTI' COMMITTEE*

**15 August 2024**

**MAIN MOTION**

*Motioned by: Honorable Helena Nez Begay*

*Seconded by: Honorable Otto Tso*

*Vote: 11 in Favor, 02 Opposed (Chairwoman Curley Not Voting)*

**NAVAJO NATION**

440

8/15/2024

Naa'bik'iyati' Committee Special Meeting

02:33:06 PM

Amd# to Amd#

New Business: Item A.

PASSED

MOT Begay, H

CONSENT AGENDA

SEC Tso, O

# 0152-24; #0193-24; #0138-24

#0149-24; #0004-24

**Yeas : 11**

**Nays : 2**

**Excused : 8**

**Not Voting : 2**

**Yea : 11**

Arviso, S  
Begay, H  
James, V

Jesus, B  
Johnson, C  
Nez, A

Nez, R  
Simonson, G  
Simpson, D

Tso, O  
Yanito, C

**Nay : 2**

Yazzie, C

Claw, S

**Excused : 8**

Aseret, L  
Begay, N

Charles-Newton, E  
Crotty, A

Parrish, S  
Slater, C

Tolth, G  
Yazzie, L

**Not Voting : 2**

Daniels, H

Notah, N

**Presiding Speaker: Curley, C**

# 25<sup>th</sup> NAVAJO NATION COUNCIL ACTION REPORT Second Year 2024

The **NAVAJO NATION COUNCIL** to whom has been assigned:

## **NAVAJO LEGISLATIVE BILL #0138-24**

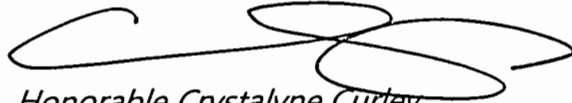
An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$4,897,200 from the Unreserved, Undesignated Fund Balance ("UUFb") to the Navajo Nation Department of Water Resources for the Hogback Pumping Station Rebuild Project

*Sponsored by: Honorable Rickie Nez*

*Co-Sponsored by: Honorable Amber Kanazbah Crotty*

Has had it under consideration and reports the same that the legislation **WAS TABLED**.

Respectfully Submitted,



*Honorable Crystalyne Curley,*  
25<sup>th</sup> NAVAJO NATION COUNCIL

**16 September 2024**

### **TABLING MOTION**

Motion to Table Legislation 0138-24 to allow for the finalization of a draft amendment and bring back within a period not to exceed 60 days.

*Motioned by: Honorable Otto Tso*

*Seconded by: Honorable George H. Tolth*

*Vote: 17 In Favor, 00 Opposed (Speaker Curley Not Voting)*

### **MAIN MOTION**

*Motioned by: Honorable Casey Allen Johnson*

*Seconded by: Honorable Carl R. Slater*

*Vote: VOTE PENDING*

**NAVAJO NATION**

446

Navajo Nation Council Special Session

9/16/2024  
10:25:08 AM

Amd#1 to Amd# Table Legislation #0138-24  
MOT Tso, O and bring back no more  
SEC Tolth, G than 60 days

**PASSED**

**Yeas : 17**

**Nays : 0**

**Excused : 1**

**Not Voting : 5**

**Yea : 17**

Arviso, S  
Aseret, L  
Begay, H  
Begay, N  
Charles-Newton, E

Claw, S  
Crotty, A  
Johnson, C  
Nez, A

Nez, R  
Parrish, S  
Simpson, D  
Slater, C

Tolth, G  
Tso, O  
Yazzie, C  
Yazzie, L

**Nay : 0**

**Excused : 1**

Daniels, H

**Not Voting : 5**

James, V  
Jesus, B

Notah, N

Simonson, G

Yanito, C

**Presiding Speaker: Curley, C**