SUMMARY OF PROPOSED LEGISLATION

Tracking No. Odolo-22

Date: March 29, 2022

Re: AN ACT RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND TO THE NAVAJO NATION COUNCIL; APPROVING \$7,650,000 FROM THE SÍHASIN FUND FOR THE CONSTRUCTION OF THE CHIŁCHINBETO MULTI-PURPOSE BUILDING; APPROVING THE RELATED EXPENDITURE PLAN PURSUANT TO 12 N.N.C §2501 – §2508

Purpose of this Legislation:

to allocate \$7,650,000 from the Sihasin Fund for the Chiłchinbeto to construct the Chiłchinbeto Chapter multipurpose building.

	HOLD PERIOD: Resources & Development C	ommittee
	Sting Time/Date: 6:42 m 1 03-30-22	Thence
Posting End Eligible for A		
1	PROPOSED NAVAJO NATION COUNCIL RESOLUTION Naabik'íyáti' C	Thence mmittee
2	24th NAVAJO NATION COUNCIL - Fourth Year, 2022	Thence
3	Introduced by:	o Council
4	D411	
5	Collabor 5	
6	(Prime Sponsor)	
7		
8	Tracking No. 0066-22	
9		
10	AN ACT	
11	RELATING TO THE RESOURCES AND DEVELOPMENT,	
12	BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES,	
13	AND TO THE NAVAJO NATION COUNCIL; APPROVING \$7,650,000	
14	FROM THE SÍHASIN FUND FOR THE CONSTRUCTION OF THE	
15	CHIŁCHINBETO MULTI-PURPOSE BUILDING; APPROVING THE	
16	RELATED EXPENDITURE PLAN PURSUANT TO 12 N.N.C §2501 – §2508	
17		
18	BE IT ENACTED:	
19		
20	SECTION ONE. AUTHORITY	
21	A. The Resources and Development Committee is a standing committee of the Navajo Nation	
22	Council with oversight authority over all 110 Navajo Nation Chapters. 2 N.N.C. §500(C)	
23	and 26 N.N.C. §102.	
24	B. The Budget and Finance Committee is a standing committee of the Navajo Nation Council	
25	with the responsibility to "review and recommend to the Navajo Nation Council the	
26	budgeting, appropriation, investment and management of all funds." 2 N.N.C. §301(B)(2).	
27	C. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council that	
28	considers all proposed final actions by the Navajo Nation Council. 2 N.N.C. §164(A)(9).	
29	D. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §102(A).	
30	As such, the Council may approve appropriations from the Navajo Nation's Síhasin Fund.	

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SECTION TWO. FINDINGS

A. The Chilchinbeto Chapter is a Local-Governance Certified Chapter of the Navajo Nation, and as such it has the authority to enter into contracts for goods and services, and agreements for the receipt of Navajo Nation funds. 26 N.N.C. §102, §103(D)(3), and §103(D)(6)-(7).

E. 12 N.N.C. §2502, as amended by CJA-03-18, states the purpose of the Navajo Nation Síhasin Fund ("Síhasin Fund") as follows:

§2502 Purpose

- A. The purposes of this Fund are to provide financial support and/or financing for:
 - 1. The planning and development of economic development and regional infrastructure supporting economic development and community development, including such infrastructure as, but not limited to, housing, commercial and government buildings, waterline, solid waste management development, powerline projects, and transportation and communication systems, within the Navajo Nation; . . .
- B. For the Purpose in §2502(A)(1), Fund expenditures for infrastructure shall not be limited by 12 N.N.C. §1310(F) or TCDCJY-77-99.
- C. Leveraging the Fund by way of guaranteeing loans, match funding, direct funding in part, and other weighted uses of the Fund, including loan financing from the Fund, for the purposes in §2502(A)(1), shall be favored over direct funding in whole.
- F. The Sihasin Fund provides that "Fund Principal" shall consist of all deposits made to the Síhasin Fund and that "Fund Income" shall consist of all earnings (interest, dividends, etc.) generated and realized by the Fund Principal, and that Síhasin Fund Income shall be deposited in, and added to, the Fund Principal until such time as a Fund Expenditure Plan is duly approved. 12 N.N.C. §2504 and §2505(C).
- G. The Sihasin Fund provides that "Fund Principal and Income shall not be expended except pursuant to a Fund Expenditure Plan consistent with the purposes set forth in §2502 of this Chapter and adopted by a two-thirds (2/3) vote of all members of the Navajo Nation Council." 12 N.N.C. §2505(A).

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- B. The Chilchinbeto Chapter is requesting \$7,650,000 from the Sihasin Fund for the construction of a new multipurpose building in the Chiłchinbeto community. The Chapter explains its need and request for Síhasin funds in Chapter Resolutions No. CCH-11-24-2021I, No. CCH-05-18-2021I, and No. CCH-08-21-19D. EXHIBIT A.
- C. The Chilchinbeto Chapter Manager has provided a letter discussing the Chapter's funding request for the Project, explaining that the original amount projected for construction costs has increased from \$5,250,000 to an estimated \$7,650,000 because of rapidly increasing construction costs. **EXHIBIT B**.
- D. The Chapter Manager also explains that the Chapter has withdrawn a total of 81.52 acres for a new chapter house and other economic development ventures in the community, and he further notes that in November 2005, SHP Engineering and Architecture completed a market and feasibility study for the withdrawn land. EXHIBIT B. Maps of the withdrawn area and the proposed location of the new multipurpose building are attached hereto as **EXHIBIT C**.
- E. In January 2015, an environmental assessment for the multipurpose building project was completed by J.R. Analla EA Services. **EXHIBIT D** (full report available from Sponsor).
- F. The Chiłchinbeto multipurpose building Project was previously included in Navajo Nation Council Resolution No. CAP-35-18, wherein the Council approved \$300,000 for the Project. **EXHIBIT** E. The Chapter has expended these funds on planning and design for the Project.
- G. Allocation of the \$7,650,000 as requested by the Chilchinbeto Chapter meets the criteria for Síhasin expenditures because the proposed expenditure involves the construction of a multipurpose building for the Chiłchinbeto community and supports economic and community development in the area, as described in 12 N.N.C. §2502(A)(1).

SECTION THREE. APPROVING \$7,650,000 FROM THE SÍHASIN FUND FOR THE CONSTRUCTION OF THE CHIŁCHINBETO MULTI-PURPOSE BUILDING; APPROVING THE RELATED EXPENDITURE PLAN FOR THE PROJECT

A. In accordance with 12 N.N.C. §2505(A), the Navajo Nation hereby approves \$7,650,000 out of the Síhasin Fund for the Chiłchinbeto Chapter to pay for the construction of a new multipurpose building for the Chapter, as explained in the EXHIBITS A-D attached hereto.

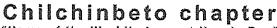
- C. The \$7,650,000 in Síhasin funds approved in this Act may be further leveraged by bond or loan financing pursuant to the Navajo Nation Bond Financing Act (12 N.N.C. §1300 et seq., as amended), using Síhasin Fund earnings for repayment and financing costs, upon approval of the Budget and Finance Committee and upon further approval by a two-thirds (2/3) vote of the full membership of the Navajo Nation Council.
- D. The Office of the Controller shall determine whether the source of the \$7,650,000 approved herein will be Síhasin Fund Principal or Síhasin Fund Income, or a combination of both.
- E. The \$7,650,000 in Síhasin funds shall be disbursed to the Navajo Nation Division of Community Development ("DCD") within fourteen (14) business days after the effective date of this Act. DCD shall then arrange for the Chiłchinbeto Chapter's use of the \$7,650,000 for the construction of the Chapter's multipurpose building, in accordance with DCD's usual procedures for releasing Síhasin Funds to Chapters that are governance-certified under the Local Governance Act (26 N.N.C. §102).
- F. Pursuant to 12 N.N.C. §820(N) the \$7,650,000 allocation for the Chilchinbeto Chapter approved herein shall not lapse at the end of the fiscal year, so long as the Chapter accounts for all Síhasin funds sitting in the Project account as of September 30, 2022, and budgets such funds in the next fiscal year for the same multipurpose building Project.
- G. Any and all savings or unused amounts of the Síhasin funds approved herein shall be immediately returned to the Síhasin Fund Principal once the Chiłchinbeto Chapter multipurpose building project is completed.
- H. The Síhasin Fund shall be reimbursed the \$7,650,000 amount approved herein, from funds available to the Navajo Nation from any and all state and federal sources, including Congressional appropriations under the American Rescue Plan Act of 2021 or other COVID-19-related relief, so long as the Chapter expenditures described herein are deemed eligible under such COVID-19-related or other funding sources.

SECTION FOUR. EFFECTIVE DATE

This Act and the approved Expenditure Plan shall be effective pursuant to 12 N.N.C. §2505.

SECTION FIVE. SAVING CLAUSE

If any portion of this Act is invalidated by the Supreme Court of the Navajo Nation, or by any Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, the remainder of this Act shall be the law of the Navajo Nation.



"Home of the World's Largest Navajo Rug"

P. O. Box 1681, Kayenta, AZ 86033. East Highway 160 Navajo Rte. 59 phone: (928) 697-5680/5681 Fax (928) 697-5691 chilchinbeto@navajochapters.org



Paul Madson- PRESIDENT · Thomas Bradley-VICE PRESIDENT · Virginia White-SEC/TREA Delbert Big- GRAZING OFFICIAL · Nathanlel Brown-COUNCIL DELEGATE

Eugene Badonie -MANAGER · Rose Gillis-ADMIN ASST · Elveda White-OFFICE ASSISTAN



RESOLUTION OF CHILCHINBETO CHAPTER OF THE NAVAJO NATION

REQUESTING THE DPMD, NNDCD, AND ARPA REVIEWING COMMITTEE TO RECONSIDER FUNDING THE MULTIPURPOSE/MUSEUM ALONG ROUTE 59 IN PLACE OF PREVIOUSLY REJECTED C-STORE PROPOSAL.

Resolution # <u>CCH-11-24-2021I</u>

WHEREAS:

- 1. Pursuant to Title 26 N.N.C., Chilchinbeto Chapter is a Certified Chapter of the Navajo Nation and is delegated the authority and responsibility to promote projects which benefits the local community; and
- Pursuant to 2 N.N.C., Section 4028 (a), the Chilchinbeto Chapter is vested with the authority to review all matters affecting the community and make appropriate recommendations to the Navajo Nation, Federal, State, and local agencies for appropriate actions; and
- 3. The Chilchinbeto Chapter does not have any sort of economic sustainability within the chapter boundaries where our recent application for C-Store did not meet the ARPA requirement, but a museum is also another shovel-ready project that was suggested to be one of our priority projects, and
- 4. Chilchinbeto Chapter has a large land withdrawn for development. A Multipurpose building project which will house a museum for the two (2) World's Largest Handwoven Navajo Rug was also a priority, but for some reason it was not pushed through ARPA priority projects for funding. This is a tourism capturing venture that must be funded, and
- 5. The multipurpose project has a complete design and engineering, complete architectural drawing, while water,3 phase powerline, and the sewage are in the vicinity. Sewage development contract is underway and NTUA is in the process of building a 3rd cell lagoon. We have been waiting for the funding since 1989.

NOW, THEREFORE BE IT RESOLVED THAT:

 The Chilchinbeto Chapter hereby approve and requesting to the CPMD, NNDCD, and the ARPA Reviewing Committee to reconsider funding the Multipurpose project in place of the C-Store that was denied, and The Chilchinbeto Chapter further request that the Reviewing Committee, CPMD, and the NNDCD to do any and all things to grant the Multipurpose project in the amount of \$7,500,000.00 to complete the project.

CERTIFICATION

We hereby certi	ty that the fore	going r	esolut	ion was considered at a duly called meeting at Chilchinbeto
Chapter, Navajo	Nation, at wh	ich a q	uorum	was present and that the same was passed by a vote of
09 in favor	r, <i>00</i> _oppos	ed, and	00	abstained, this 24th day of November, 2021.
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Motioned By: Lugene Badanie

Seconded By: Velbert big

Paul Madson President

Thomas Bradley Vice President

Virginia White, Secretary / Treasurer

Delbert Big, Grazing Committee

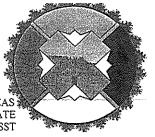
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CHILCHINBETO CHAPTER

"HOME OF THE WORLD'S LARGEST NAVAJO RUG"

P. O. BOX 1681, KAYENTA, AZ 86033. EAST HIGHWAY 160 NAVAJO RTE. 59 PHONE: (928) 697-5680/5681• FAX (928) 697-5691 chilchinbeto@nayajochapters.org

Vacant - PRESIDENT Thomas Bradley - VICE PRESIDENT Virginia White - SEC/TREAS
Delbert Big - GRAZING OFFICIAL
Nathaniel Brown. COUNCIL DELEGATE
Eugene Badonie-CHAPTER MANAGER
Rose Gillis-ADMIN ASST- Vacant-OFC ASST



Resolution No: CCH 05-18-2021I RESOLUTION OF THE CHILCHINBETO CHAPTER OF THE NAVAJO NATION

APPROVING AND REQUESTING THE NAVAJO NATION AND THE ECONOMIC DEVELOPMENT TO ALLOCATE \$7 PLUS MILLION DOLLARS TOWARD CHILCHINBETO CHAPTER FOR THE MULI-PURPOSE AND THE C-STORE PROJECTS.

WHEREAS:

- 1. Pursuant to Title 26 N.N.C., Chilchinbeto Chapter is a certified Chapter of the Navajo Nation and is delegated the authority and responsibility to promote projects which benefits the local community; and
- 2. Pursuant to 2 N.N.C., Section 4028 (a), the Chilchinbeto Chapter is vested with the authority to review all matters affecting the community and make appropriate recommendations to the Navajo Nation, Federal, State, and local agencies for appropriate actions; and
- 3. Chilchinbeto Chapter and its CLUPC has undertaken numerous times, effort, planning, designing, and completed overwhelming feasibility study in preparation to seek funding for the chapter projects. Chilchinbeto believe funds deriving from the American Rescue Program Act could appropriate to fund projects comparatively as Convenient Store and Multi-Purpose buildings which the Chilchinbeto have at construction ready status; and
- 4. Chilchinbeto Chapter and its CLUPC recommends the Navajo Nation allocate \$7 million plus toward the cost of construction so the facilities could immediately sustain and support the community to stay home, avoid unnecessary contact, and avoid unnecessary shopping away from the domain and risk compromising epidemic disease or pandemics; and
- 5. Chilchinbeto Chapter is the epic center of Covid-19 in March of 2020 and many community members suffered the consequences. Chilchinbeto is committed to minimize their dependency on other nearby community frequencies for dry goods and produce to perpetuate health and safety for its people.

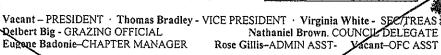
NOW, THEREFORE BE IT RESOLVED THAT:

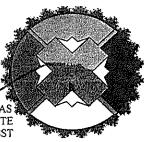
- 1. The Chilchinbeto Chapter hereby respectively request the Navajo Nation Economic Development and the Navajo Nation Government to allocate \$7 million plus toward the cost of construction for the (2) two Chilchinbeto Chapter projects. These projects are the Convenient Store and Multi-Purpose building both of which stands shove-ready status awaiting its funding; and
- 2. Chilchinbeto Chapter further reminds the Navajo Nation and the Economic Development that the Chapter could've easily averted so many pandemic fatalities only if they had local Convenient Store and used the Multi-Purpose building for its storage of food, medicine, sanitizing material, and other supplies in addition to converting the building into a temporary hospital.

CHILCHINBETO CHAPTER

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CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly called meeting at Chilchinbeto Chapter, Navajo Nation, at which a quorum was present ant that the same was passed by a vote of 23 in favor, 60 opposed, and 60 abstained, this 18th day of May 2021.

Motioned By: Delbert Bi

Seconded By:

Vacant, President

Secretary/Treasurer

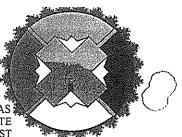


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favor, 60 opposed, and 00 abstained, this 18th day of May 2021.	

Motioned By: Delbert Big	Seconded By: Virginia White
Vacant, President	Thomas Bradley, Vice President
Virginia White Secretary/Treasurer	



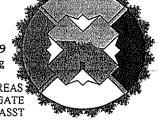
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Resolution No: CCH 05-18-2021I RESOLUTION OF THE CHILCHINBETO CHAPTER OF THE NAVAJO NATION

APPROVING AND REQUESTING THE NAVAJO NATION AND THE ECONOMIC DEVELOPMENT TO ALLOCATE \$7 PLUS MILLION DOLLARS TOWARD CHILCHINBETO CHAPTER FOR THE MULI-PURPOSE AND THE C-STORE PROJECTS.

WHEREAS:

- 1. Pursuant to Title 26 N.N.C., Chilchinbeto Chapter is a certified Chapter of the Navajo Nation and is delegated the authority and responsibility to promote projects which benefits the local community; and
- 2. Pursuant to 2 N.N.C., Section 4028 (a), the Chilchinbeto Chapter is vested with the authority to review all matters affecting the community and make appropriate recommendations to the Navajo Nation, Federal, State, and local agencies for appropriate actions; and
- 3. Chilchinbeto Chapter and its CLUPC has undertaken numerous times, effort, planning, designing, and completed overwhelming feasibility study in preparation to seek funding for the chapter projects. Chilchinbeto believe funds deriving from the American Rescue Program Act could appropriate to fund projects comparatively as Convenient Store and Multi-Purpose buildings which the Chilchinbeto have at construction ready status; and
- 4. Chilchinbeto Chapter and its CLUPC recommends the Navajo Nation allocate \$7 million plus toward the cost of construction so the facilities could immediately sustain and support the community to stay home, avoid unnecessary contact, and avoid unnecessary shopping away from the domain and risk compromising epidemic disease or pandemics; and
- 5. Chilchinbeto Chapter is the epic center of Covid-19 in March of 2020 and many community members suffered the consequences. Chilchinbeto is committed to minimize their dependency on other nearby community frequencies for dry goods and produce to perpetuate health and safety for its people.

NOW, THEREFORE BE IT RESOLVED THAT:

- 1. The Chilchinbeto Chapter hereby respectively request the Navajo Nation Economic Development and the Navajo Nation Government to allocate \$7 million plus toward the cost of construction for the (2) two Chilchinbeto Chapter projects. These projects are the Convenient Store and Multi-Purpose building both of which stands shove-ready status awaiting its funding; and
- 2. Chilchinbeto Chapter further reminds the Navajo Nation and the Economic Development that the Chapter could've easily averted so many pandemic fatalities only if they had local Convenient Store and used the Multi-Purpose building for its storage of food, medicine, sanitizing material, and other supplies in addition to converting the building into a temporary hospital.

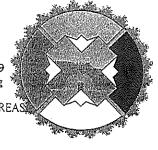
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Thomas Bradley PRESIDENT · Eugene Badonie VICE PRESIDENT · Rita Zonnie SEC/TREA Roland Tso GRAZING OFFICIAL · Nathaniel Brown, COUNCIL DELEGATE



RESOLUTION OF THE CHILCHINBETO CHAPTER OF THE NAVAJO NATION RESOLUTION NO.: CCH #08-21-19D

REAFFIRMING TO THE NAVAJO NATION DIVISION OF COMMUNITY DEVELOPMENT AND THE NAVAJO NATION COUNCIL THE CHILCHINBETO CHAPTER MULTI-PURPOSE BUILDING REMAIN ON THE C.I.P. PRIORITY LIST.

WHEREAS:

- 1. Pursuant to Title 26 N.C.C., Chilchinbeto Chapter is a LGA Certified Chapter of the Navajo Nation and is further recognized as a local tribal government entity to make recommendations to the Navajo Nation and tribal agencies concerning matters that are in the best interest of the community, and
- 2. Pursuant to 26 N.N.C. 1 et seq., the Chilchinbeto Chapter is vested with the authority to review all matters affecting the community and make appropriate recommendations to the Navajo Nation, Federal, State, and local agencies for appropriate actions; and
- 3. The Chilchinbeto Chapter is empowered by the Navajo Nation Council to review all matters affecting the local community to make favorable decisions in the best interest for the general health, safety and welfare of the Chapter membership and all Navajo and;
- The Chilchinbeto Chapter has several projects which the community wishes to continue to pursue and the chapter needs to have our Council Delegate work on our projects with due diligence on our behalf, and
 - 5. The Chilchinbeto community is encouraging to promote the economic development with the Museum/Gallery for the Big & Lil Sister Rugs; and
 - 6. The Chilchinbeto Multi-Purpose Building is a necessity to promote Navajo Tourism in the community.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Navajo Nation Division of Community Development and the Navajo Nations Council to do and all things necessary to assist the Chilchinbeto Chapter to keep the Multi-Purpose Building project on the CIP listing.

CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly called meeting at Chilchinbeto Chapter, Navajo Nation, at which a quorum was present ant that the same was passed by a vote <u>\$\mathcal{Q}\mathcal{U}\$</u> in favor, <u>\$\mathcal{Q}\mathcal{U}\$</u> opposed, and <u>\$\mathcal{D}\mathcal{D}\$</u> abstained, this 21st day of August 2019.

Motioned By: Vaul Wadson

Seconded By: Loonard Bailey

Thas Braziley, Chapter President

Eugene Badonie, Chapter Vice President

Rita Zonnie, Chapter Secretary/Treasurer

Eugene Badonie, Chapter Manager PO Box 1681 Kayenta, Arizona 86033 ebadonie@navajochapters.org

December 1st, 2021

Mr. Tom Platero Navajo Nation Division of General Services ARPA FRF Office Window Rock, AZ 86515

RE: Request to reconsider the project denial for another project.

Dear Mr. Platero;

Writing in request to your office, the CPMD, Navajo Nation Budget and Finance Committee, Navajo Nation Office of the President and Vice President, Office of the Navajo Nation Speaker of the Council, and especially the ARPA FRF Reviewing Committee.

I am requesting that since our C-Store project was denied for an ARPA FRF funding, we as the community and chapter of Chilchinbeto believe it was atrocious and unspeakable that our hope of bringing in an economic sustainable venture was preempted. When horses and wagon was the only transportation on the reservation, Trading Post were essential. In the midst of the rising cost of living, it is necessary to bring back the traditional Trading Post style of marketing and profiteering to return to the local community. The C-Store was a way to manage the cost of fuel, it was the key to real savings on food prices, and the only way to stretching the family. Especially for those that live on fixed income.

Since all this is no longer useful to discuss, we do believe we have a project, a shovel ready project with all assessments, easements, surveys, designs, engineering, right of ways, and land withdrawal are complete with a construction architectural design. This project is a Multipurpose/museum building that will house the community's two (2) renowned World Largest Handwoven Navajo Rugs in the museum which will be internally built.

So, the proposed size of this building is 11,496 sq. feet. of which the gathering room measures 4,232 sq. feet will be the convertible proposed museum. This is where the two (2) rugs will be displayed for tourist to come visit. This paramount important accomplishment in our community must be made available for the world to come and see. Currently, these two (2) rugs are folded

away in the Navajo Nation Museum hidden away and not returning any revenues to the Chilchinbeto Chapter or the community. It is actually just wasting away 24/7 and should the leaders of diverse color of authority continue to allow this sadness to persist? This is an irresponsible reality at this time.

Next, we have additional 1,781 sq. feet of proposed Gallery and another 580 sq. feet of Gift Shop that will complement the textile displayed in the museum.

Finally, there is 2,020 sq. feet of proposed restaurant area inside the building where the tourist can refresh and dine as they visit the museum. The distance between Canyon de Chelly Tribal Park and Monument Valley Tribal Park is approximately 2-3 hours with very little place to patronize. This place will provide that little resting place to contain the tourism to spend more time on the reservation. Our community sits on the main corridor to these wonders of the world. Yet, we continue to reach out for hand-outs and government assisted living.

It is imperative to reach out for self-sufficiency by building this complex and create jobs, infuse revenues from tourist that use our roads, and create for ourselves the kind of future we want. It is highly important that this project be the main choice of priority project to come out of this ARPA FRF funding. Surely, we have not all forgotten that Chilchinbeto was the epic center of covid 19 only a year and to this day covid remains to high in our community.

Please, reconsider the reasons you took away the C-Store. But at this time choose to bring in the other important project to our community. It is shovel ready project and take the time to look at it. It meets the requirement for the ARPA Funding guideline.

We appreciate your time to reconsider.

Eugene Badonie

Chapter Manager

Concurrence:

Thank You.

Mr. Paul Madson, Chapter President

Multipurpose/Museum Project: \$7,650.000.00

Requesting and proposing to reconsider the Multipurpose building as the replacement project funding request instead of the C-Store.

- 1. A shovel-ready project that was proposed since 1998 when 69.64 acres of land was withdrawn to build a new chapter house. Resolution #
- 2. Project was proposed since 1998 when 69.64 acres of land was withdrawn to build a new chapter house.
- 3. 69.64 was withdrawn on October 1, 2001 when an Environmental Assessment was done by J.R. Analla, EA Services
- 4. May 1997, additional land was secured for the economic development to a total of 81.52 acres.
- 5. November 2005, SHP Engineering and Architecture completed a Market and feasibility study for this land.
- 6. CCH Multipurpose Building Final Specification Manual by Stroh Architecture, Inc.
- 7. Last update (September 20, 2019) of cost estimate reported in the ICIP Application request for \$5,250,000.
 - A. 20% increase in material cost attached in packet
 - B. 25% increase in Construction cost attached in packet.
 - C. Total \$7,650.000.00

47,650,000 requested

CP Application - Chilchingeto

DASHBOARD ENTITY INFORMATION CAPITAL PROJECTS CHAPTER RESOLUTION REPORTS

P/D/C Multi Purpose Bldg

Title: Multi Purpose Building Capital ID:

Chapter: Chilchinbeto Tenant/Owner:

Capital Category: Bldg-Community Year Built/Acquired: 0/0

Last Updated: 9/20/2019 10:41 AM

PPA Checklist Files Photos Comments **Funding Sources** Project Plan Funding Proposal General Information

Project Estimator

This cost estimation tool only provides a quick estimate. Please work with the CPMD Department to get a more thorough estimate that takes all costs into consideration to avoid low cost projections.

*LENGTH OF BUILDING (IN FEET)

100

*WIDTH OF BUILDING (IN FEET)

*COST 8

\$250

See Estimation





Funding Proposal:

TYPE	NOTES	ADD FILE	DOCUMENTS	AMOUNT
Land		Relate Files	No Documents	\$125,000
Planning / Predesign		Relate Files	No Documents	\$375,000
Architecture./ Engineering		Relate Files	No Documents .	\$250,000
Construction		Relate Files	No Documents	\$4,500,000
Other		Relate Files	No Documents	0
		and the second s	Total: \$5,250,000.00	0,000,00

PROJECT COST / CONVENTIONAL BUILDING

	Architectural / Engineering F	ee			
A.	TOTAL FEE (ACTUAL/ESTIMATED)				278,784.00
В.	(% OF A)	ONTINGENC'	Y	10%	27,878.40
C.	CONSULTANT'S FEES			40%	100,362.24
D. E.	OTHER DIRECT EXPENSES OF A			3.14%	8,753.82
F.	SUBTOTAL			· · ·	141,789.54
G.	INDIRECT EXPENSE ALLOWANCE	(A-(B+C+D)-G)		9,925.27
G,	ARCH. LABOR BUDGET (A-(B+C+D)	/ %)		7.00%	131,864.27
	ARCHITECTURAL LABOR BUDGET	BREAKDOWN	, 1	AVG. \$/HR.	26.00
	PHASE OF WORK				
а	Programming/Pre-Design		% BUDGET	HR. BUDGET	\$ BUDGET
b	Schematic Design	****	15.00%	760.76	19,779.64
c	Design Development	15.00%			19,779.64
d	Construction Documents	20.00%	7.00	T 1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	26,372.85
e	Bidding and Negotiating	40:00%	1010010	2028.68	52,745.71
f	Construction Administration	5.00%		253.59	6,593.21
	Construction Administration	20.00%	20.00%	1014.34	26,372.85
	TOTAL	100.00%	115.00%	5071.70	151,643.92
	Additional Cost Not included in Arch	itectural Bas	ic Services		
	a.) En	vironmental As	ssessment		0:00
	b.) Arc	chaeological R	eport		0.00
	c.) Su	rveving - topos	raphy - utilities		
	d.) Ge	o-technical - s	olis		0.00 not ye 6,000.00
	e.) Flo	od Plain Study	,	_	
	f.) Pro	gramming/Pre	-Design		0.00 not ye 0.00
	g.) Lar	dscaping Des	ian		0.00
	h.) Inte	rior Design	.5		0.00
	i.) Val	ue Engineering	· ·		* * * *
	j.) One	model and or	ne rendering		0.00 not ye
	k.) Rep	roduction (20	sets)		0.00 not ye 2,000.00 not ye
	l.) Mat	erial Testing			2,000.00 not ye
		nts Inspector			0.00 not ye 10,000.00 not ye
	•	£			
	Add	itional cost tota	al		<u>0.00</u> not yel 18,000.00
	rofessional Fees				278,784.00
А	dditional Cost Not Included in Architect	ural Basic Ser	vices		18.000.00
G	rand Total				
					296,784.00

Chilchinbeto Mulit-purpose Center Chinchinbeto, Ariziona

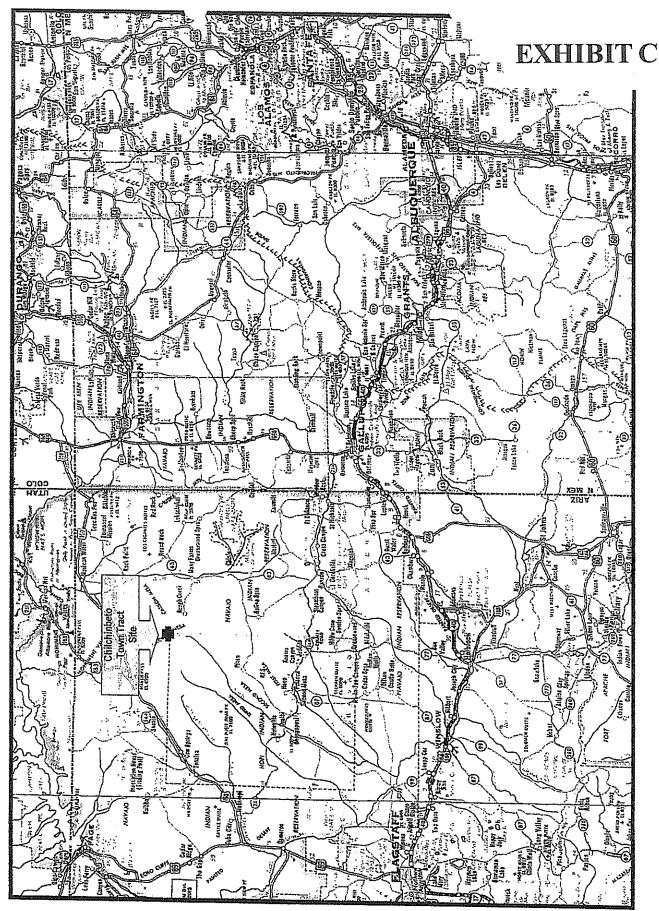




Figure Sheet 1 Chilchinbeto Town Tract Chilchinbeto Chapter



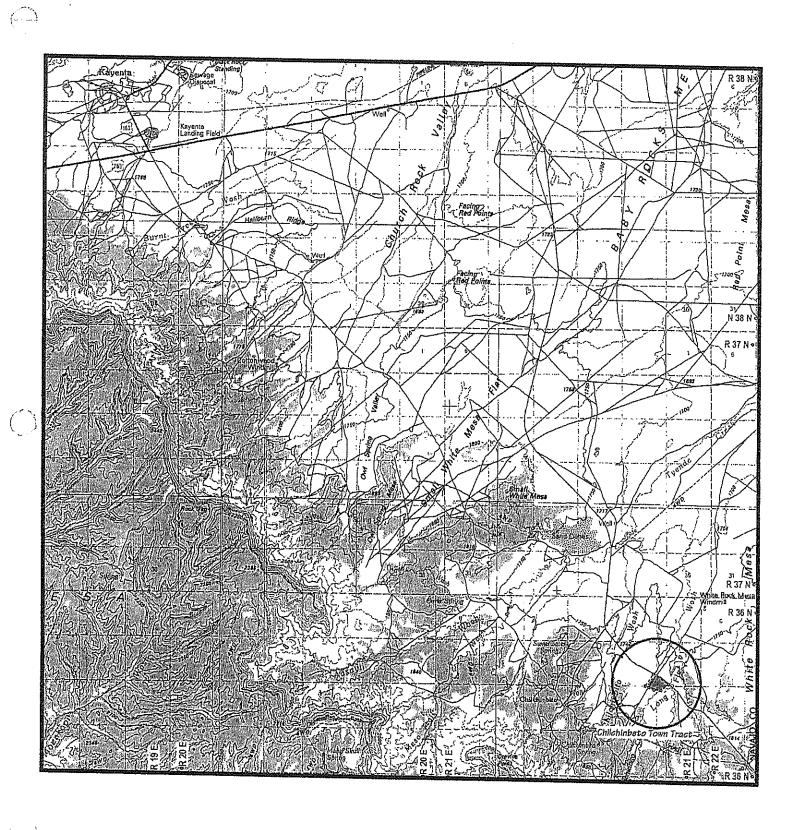




Figure Sheet 2
Chilchinbeto Town Tract
Chilchinbeto Chapter



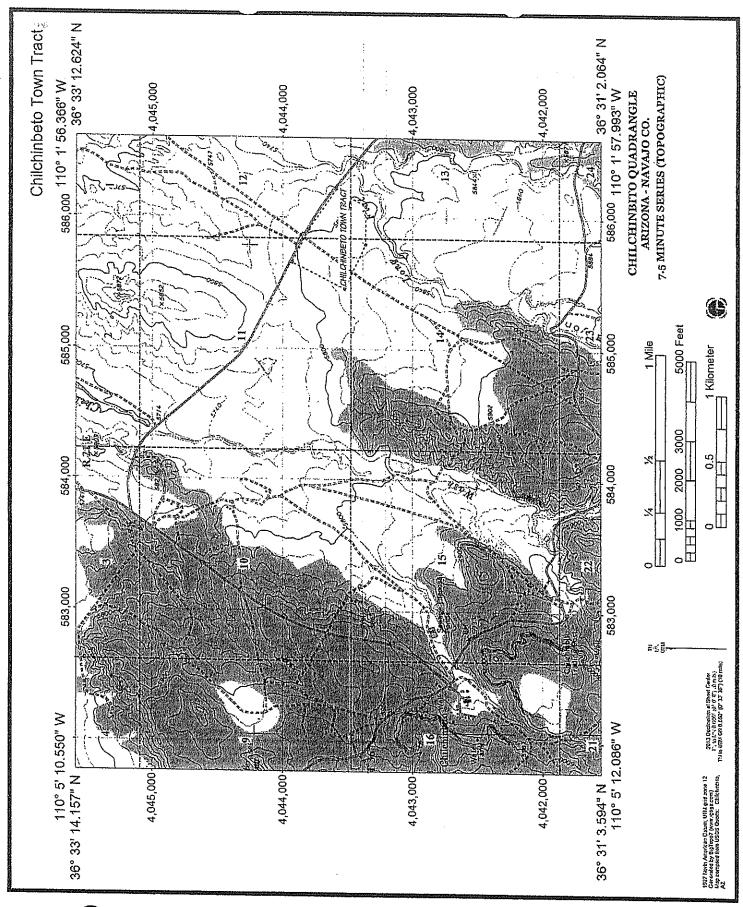




Figure Sheet 3
Chilchinbeto Town Tract
Chilchinbeto Chapter



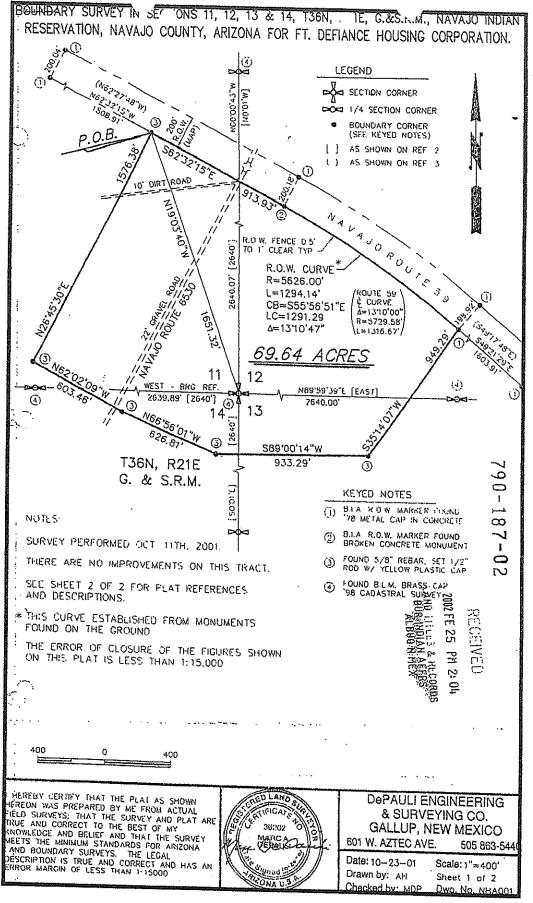
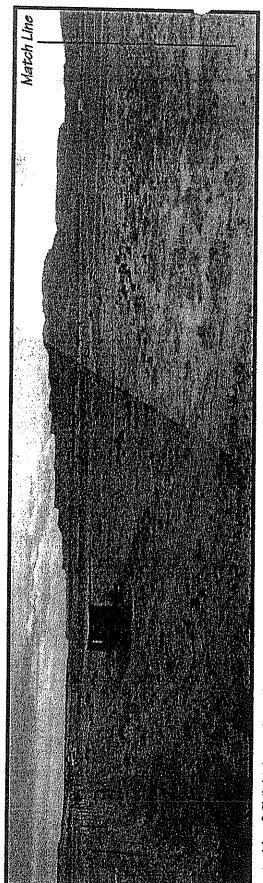


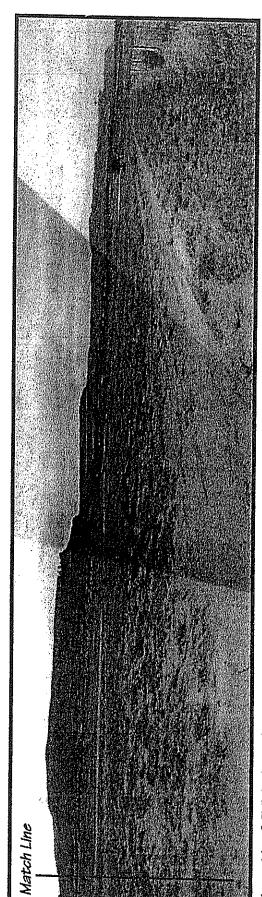


Figure Sheet 4
Chilchinbeto Town Tract
Chilchinbeto Chapter





East side of Chilchinbeto Town Tract



West side of Chilchinbeto Town Tract



Figure Sheet 5
Chilchinbeto Town Tract
Chilchinbeto Chapter





EXHIBIT D

P. O. Box 1034 Gallup, New Mexico 87305

Phone (505) 905-3943 Fax (505) 905-3943

January 30, 2015

Harrilene Yazzie NEPA Coordinator Bureau of Indian Affairs Navajo Region P. O. Box 1060 Gallup, New Mexico 87305

Re: Environmental Assessment for Chilchinbeto Town Tract, Navajo Chapter, Navajo County, Arizona

EAS-1312

Dear Ms. Yazzie:

Enclosed for your review is an Environmental Assessment (EA) (prepared for the Chilchinbeto Town Tract at Chilchinbeto, Arizona.

If this document meets with your approval, please return a Finding of No Significant Impact (FONSI) so I may finalize the document for use by the Chilchinbeto Chapter otherwise provide me with your comments so the document may be revised to meet with your approval.

An expeditious review of this EA will be greatly appreciated.

Thank you for your cooperation in this effort.

cc. Revaline Yazzie Tate

Chilchinbeto Chapter Manager

An ENVIRONMENTAL ASSESSMENT

for Chilchinbeto Chapter Town Tract

Chilchinbeto Chapter P. O. Box 1681 Kayenta, Arizona 86033

Prepared by
Environmental Assessment Services
P; O: Box 1034

Gallup, New Mexico 87305 Department of the Interior Bureau of Indian Affairs Navajo Region Western Navajo Agency

January 2015

in accordance with

National Environmental Policy Act of 1969,
As Amended

DOI DM Part 516

and

59 IAM 5

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· ippviidit O	Arizona Department of Environmental Quality, Air Quality Division Non-attainment A	reas in
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Executive Summary

This environmental assessment has been prepared in accordance with Sections 101 and 102 of the National Environmental Policy Act of 1969, As amended, Regulations for Implementing the Procedural Provisions of the National Environmental Policy Act, 40 CFR Parts 1500-1508 and Bureau of Indian Affairs NEPA Handbook, 516 DM. 59 IAM 3. The environmental assessment is an instrument required by federal law and regulations to determine if potential impacts of a federal action are of such significance as to require the preparation of an environmental impact statement.

The federal action for this undertaking is the approval, by the BIA, of the withdrawal of a site encompassing 69.64± acres or a community development site by the Chilchinbeto Chapter (CC). The proposed site is being proposed by the CC to provide social and community services for the residents of the CC. The CC is having this document prepared as an integral element of their Chapter Land Use Planning procedures to expedite development of chapter and social facilities in an orderly manner. This EA addresses potential environmental impacts which may result from the BIA approval of the proposed land withdrawal for Chapter use. The CCTT is located in Chilchinbeto, Chilchinbeto Chapter, Navajo County, State of Arizona.

Consultation has been conducted with the Navajo Nation Natural Heritage Program, Fish and Wildlife Department to identify federally listed threatened or endangered species, critical habitat or other species of concern that may exist in the project area.

Archaeological survey and report A Cultural Resources Inventory of the Proposed Town Tract and Sewage Lagoon for the Chilchinbeto Chapter, Navajo County, Arizona DCD 97-071 was completed for the CCTT site. Consultation with the Navajo Nation Historic Preservation Department was initiated and Cultural Resource Compliance Form NNHPD No. HPD-98-716 was issued on October 26, 1998.

This EA analyzes and evaluates the impacts of the proposed project and decision on a minority and low-income population and surrounding communities as mandated by Executive Order 12898 (EO) of February 11, 1994, Federal Actions to address Environmental Justice in Minority Populations and Low-Income Populations. The EO requires federal agencies to incorporate environmental justice into their missions by identifying and addressing disproportionately high and adverse human health or environmental effects of their programs and policies on minorities and low-income populations and communities. The EO applies equally to all Federal agencies responsible for Native American programs.

The assessments and determinations of final impacts contained in this EA were developed in accordance with the CEQ Guidelines 40 CFR 1500. 40 CFR 1500 provides that the EA shall include reasonable alternatives to the proposed action, identify a preferred alternative, give consideration to general and broad measures to minimize or eliminate adverse impacts and allow a final federal decision as to the need for an environmental impact statement (EIS) for the approval of the CCTT site withdrawal renewal.

Approval of the 69.64± acre CCTT site withdrawal addressed in this document will not result in an irreversible commitment of other resources or prejudice the selection of other alternatives for future project related activities.

Based on this EA, it is determined that approval of the proposed action will not have a significant impact on the quality of the human environment so as to require the preparation of an EIS.

4/24/18

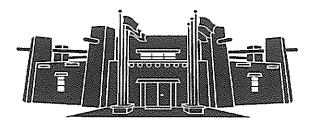
SIHASIN FUND POWERLINE AND CHAPTER CAPITAL PROJECTS

EXHIBIT:

EXPENDITURE PLAN

PROJECT TYPE BROJECT
PROJECT DESCRIPTION (Pre-Design, Design, Design, Design, Construction)
Chapter Senior Center Construction
Chapter Welding Machinery Major Equipment
Chapter Roping Box Major Equipment
Fire Suppression System Construction
Solar Street Lights Construction
Street Rehabilitation Design/Construction
Utility System Upgrade Design/Construction
Street improvement Design/Constn
Chapter Complex Plan/Design/Construction
Bathroom Additions Construction
Renovate Chapter House Construction
N7 Road Rehab Design
Transfer Station Design/Construction
Veterans Park Construction
Warehouse Construction
De
Multi-Purpose Building Plan/Design/Construction
Mutli-Purpose Building Plan/Design/Construction
Chapter Renovation Design/Construction
U
-
Wellness Center Design/Construction
Former BIA Compound Testing/Planning
Utility Hook-Up/Restroom Construction Renovations
River Trail & Community Construction Park
15 Secure Land Designation Planning
Rural Addressing Construction
Roads-Indian Village Asjor Equipmen
South Side Incident Construction

Office of Legislative Counsel Phone: (928) 871-7166 Fax: (928) 871-7576



Hon. Seth Damon, Speaker 24th Navajo Nation Council 2019 - 2023

MEMORANDUM

To: Hon. Nathaniel Brown, Member

Budget and Finance Committee 24th Navajo Nation Council

From:

Luralene D. Tapahe, Principal Advocate

Office of Legislative Counsel

Date:

March 29, 2022

Subject:

AN ACT RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND TO THE NAVAJO NATION COUNCIL; APPROVING \$7,650,000 FROM THE SÍHASIN FUND FOR THE CONSTRUCTION OF THE CHIŁCHINBETO MULTI-PURPOSE BUILDING; APPROVING THE RELATED EXPENDITURE PLAN PURSUANT

TO 12 N.N.C §2501 – §2508

Per your request, the Office of Legislative Counsel has prepared the above-referenced proposed legislation and related summary sheet. Based on existing Navajo Nation law and other applicable laws, and upon review of all supporting documents regarding your request that were submitted to OLC, this legislation as drafted is legally sufficient. However, as with any action of government, this legislation may be subject to judicial review in the event of a legal challenge.

Please review this legislation to make sure it is drafted to your satisfaction, and that all necessary and appropriate supporting documents have been provided and all attached Exhibits are correct.

OLC has reviewed the appropriate standing committees' authorities to consider this legislation, based on the standing committees' powers and responsibilities set forth in Title 2 of the Navajo Nation Code. Based on its review, OLC has listed those committees in the title of this legislation. However, the Speaker may assign this legislation to any committee(s) other than those shown in the title, pursuant to his authority under 2 N.N.C. §164(A)(5).

If you find anything unacceptable, please let me know immediately and advise me of your desired changes. I can be reached at phone no. (928)871-7166 or by email at: LuraleneTapahe@navajo-nsn.gov

Thank you for your cooperation.

THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0066-22___ SPONSOR: <u>Nathaniel Brown</u>

TITLE: An Act Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$7,650,000 from the Síhasin Fund for the Construction of the Chilchinbeto Multipurpose Building; Approving the Related Expenditure Plan Pursuant to 12 N.N.C. § 2501 - § 2508

Date posted: March 30, 2022 at 6:42PM

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

Written comments may be mailed to:

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

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

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

THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0066-22

SPONSOR: Honorable Nathaniel Brown

TITLE: An Act Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$7,650,000 from the Síhasin Fund for the Construction of the Chilchinbeto Multi-purpose Building; Approving the Related Expenditure Plan Pursuant to 12 N.N.C. § 2501 - § 2508

Posted: March 30, 2022 at 6:42 PM

5 DAY Comment Period Ended: April 04, 2022

Digital Comments received:

Comments Supporting	None
Comments Opposing	None .
Comments/Recommendations	None

Legislative Tracking Secretary
Office of Legislative Services

April 05, 2022; 8:41 AM

Date/Time

RESOURCES AND DEVELOPMENT COMMITTEE 24th NAVAJO NATION COUNCIL

FOURTH YEAR 2022

COMMITTEE REPORT

Mr. Speaker,

The RESOURCES AND DEVELOPMENT COMMITTEE to whom has been assigned:

LEGISLATION #0066-22: AN ACT RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND TO THE NAVAJO NATION COUNCIL; APPROVING \$7,650,000 FROM THE SÍHASIN FUND FOR THE CONSTRUCTION OF THE CHILCHINBETO MULTI-PURPOSE BUILDING; APPROVING THE RELATED EXPENDITURE PLAN PURSUANT TO 12 N.N.C. § 2501 - § 2508. *Sponsor: Honorable Nathaniel Brown*

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,

Rickie Nez, Chairperson

Resources and Development Committee of

the 24th Navajo Nation Council

Date: April 13, 2022 – Regular Meeting (Teleconference)

Location: Resources and Development Committee also called in via teleconference

from their location within the boundary of the Navajo Nation.

Main Motion:

M: Mark A. Freeland S: Wilson C. Stewart, Jr. V: 5-0-1 (CNV)

In Favor: Thomas Walker, Jr.; Kee Allen Begay, Jr.; Herman M. Daniels; Mark A. Freeland;

Wilson C. Stewart, Jr. Opposition: None Excuse: None

Not Voting: Rickie Nez, Chairperson

(NOTE: VOTE TALLY attached hereto)

RESOURCES AND DEVELOPMENT COMMITTEE 24th NAVAJO NATION COUNCIL

FOURTH YEAR 2022

ROLL CALL VOTE TALLY SHEET

LEGISLATION #0066-22: AN ACT RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND TO THE NAVAJO NATION COUNCIL; APPROVING \$7,650,000 FROM THE SÍHASIN FUND FOR THE CONSTRUCTION OF THE CHIŁCHINBETO MULTI-PURPOSE BUILDING; APPROVING THE RELATED EXPENDITURE PLAN PURSUANT TO 12 N.N.C. § 2501 - § 2508.

Sponsor: Honorable Nathaniel Brown

Date: April 13, 2022 – Regular Meeting (Teleconference)

Location: Resources and Development Committee also called in via teleconference

from their location within the boundary of the Navajo Nation.

Main Motion:

M: Mark A. Freeland S: Wilson C. Stewart, Jr. V: 5-0-1 (CNV)
In Favor: Thomas Walker, Jr.; Kee Allen Begay, Jr.; Herman M. Daniels; Mark A. Freeland;

Wilson C. Stewart, Jr. Opposition: None Excuse: None

Not Voting: Rickie Nez, Chairperson

Honorable Rickie, Chairperson

Resources and Development Committee

Rodney L. Take, Legislative Advisor

Office of Legislative Services

24th NAVAJO NATION COUNCIL

Fourth Year 2022

Mr. Speaker:

The BUDGET & FINANCE COMMITTEE to whom has been assigned

NAVAJO LEGISLATIVE BILL # 0066-22:

An Act Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$7,650,000 from the Síhasin Fund for the Construction of the Chiłchinbeto Multi-purpose Building; Approving the Related Expenditure Plan Pursuant to 12 N.N.C. § 2501 - § 2508 Sponsored by Nathaniel Brown, Council Delegate

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

And, therefore referred to the NAABIKIYATI Committee

Respectfully submitted,

Jamie Henio, Chairman

3 May 2022

Adopted

The vote was 5 in favor 0 opposed yeas: Raymond Smith, Jr., Jimmy Yellowhair, Amber K. Crotty, Nathaniel

Not Adopted:

Brown, Elmer P. Begay

Main Motion: Jimmy Yellowhair

Second: Elmer P. Begay

BUDGET AND FINANCE COMMITTEE 3 May 2022

Regular Meeting

VOTE TALLY SHEET:

Legislation No. 0066-22: An Act Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$7,650,000 from the Síhasin Fund for the Construction of the Chiłchinbeto Multi-purpose Building; Approving the Related Expenditure Plan Pursuant to 12 N.N.C. § 2501 - § 2508 *Sponsored by Nathaniel Brown, Council Delegate*

Motion: Jimmy Yellowhair Second: Elmer P. Begay

Vote: 5-0, Chairman not voting

Final Vote Tally:

Jamie Henio	
Raymond Smith Jr.	yea
Elmer P. Begay	yea
Nathanicl Brown	yea
Amber K. Crotty	yea
Jimmy Yellowhair	yea

Jamie Henio, Chairman

Budget & Finance Committee

Peggy Nakai, Legislative Advisor

Budget & Finance Committee

24th NAVAJO NATION COUNCIL NAABIK'ÍYÁTI' COMMITTEE REPORT Fourth Year 2022

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

NAVAJO LEGISLATIVE BILL #0066-22

An Act Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$7,650,000 from the Síhasin Fund for the Construction of the Chiłchinbeto Multi-purpose Building; Approving the Related Expenditure Plan Pursuant to 12 N.N.C. § 2501 - § 2508

Sponsored by: Honorable Nathaniel Brown

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

Respectfully Submitted,

Honorable Seth Damon, Chairman NAABIK'ÍYÁTI' COMMITTEE

14 July 2022

MAIN MOTION

Motioned by: Honorable Mark A. Freeland Seconded by: Honorable Daniel E. Tso

Vote: 21 in Favor, 01 Opposed (Chairman Damon Not Voting)

1297 7/14/2022 04:37:49 PM

Naa'bik'iyati' Committee Regular Meeting

Amd# to Amd# New Business: Item D. **PASSED**

MOT Freeland, M -Legislation 0066-22: Approving SEC Tso, D \$7,650,000 from the Sihasin Fund

for the Construction of the . .

Yeas: 21 Nays:1 Excused: 1 Not Voting: 0

Yea: 21

Begay, E Freeland, M Smith Tso, O Begay, K Halona, P Stewart, W Walker, T Begay, P James, V Tso, C Wauneka, E Brown Nez, R Tso, D Yazzie Charles-Newton Slater, C Tso, E Yellowhair

Daniels

Nay: 1

Henio, J

Excused: 1

Crotty

Not Voting: 0

Presiding Speaker: Damon