

## LOCAL GOVERNANCE ACT (LGA) CERTIFIED CHAPTERS

Raymond Tsosie - Division of Community Development

February 27, 2012

Since the inception of Title 26 in 1998, there has been low percentage of Local Governance Act (LGA) certified chapters and there were only ten LGA Certified Chapters. As a result, the 21<sup>st</sup> Navajo Nation Council has expressed concern regarding the timeline for chapters to become Local Governance Act (LGA) certified chapters. Further, there were only ten LGA Certified Chapters and currently, there are a total of twenty seven LGA Certified Chapters. Additionally, there are seven more chapters visited by the consultant and ready for LGA certification in December 2011. As a result, the Navajo Nation Division of Community Development (DCD), in conjunction with Office of the Auditor General (OAG), Local Governance Support Center (LGSC) and chapters, has prioritized its strategic planning and resources to have more chapters become LGA Certified Chapters. The said entities have met with the previous Transportation Community Development Committee (TCDC) for passage of LGA certification legislation per Navajo Nation Title 26 mandate.

In order to maintain consistency relative to LGA certification, the DCD coordinated with the OAG and obtained a certified public accountant to assist with the general reviews of potential chapters ready for LGA certification and the listings were provided by the respective agency, LGSC. Additionally, when a chapter obtains its LGA certification, the incentive is \$160,000.00 to be utilized for enhancement and implementation of Local Governance Act at the local chapter level.

### **The Chapters that have attained their LGA Five Management System (FMS) Certification.**

1	Shonto Chapter	September 22, 1999
2	Na'ha'ta' Dziil (NewLands) Chapter	August 16, 2002
3	Steamboat Chapter	May 30, 2003
4	Newcomb Chapter	June 18, 2004
5	To'Nanees'Dizi (Tuba City) Chapter	December 27, 2004
6	San Juan Chapter	March 07, 2007
7	Tse'Daa'Kaan (Hogback) Chapter	June 21, 2007
8	Sheep Springs Chapter	August 24, 2007
9	Littlewater Chapter	November 15, 2007
10	Baahaali (Breadsprings) Chapter	December 11, 2008
11	Cornfield Chapter	July 14, 2010
12	Kayenta Chapter	August 06, 2010
13	Naschitti Chapter	November 22, 2010
14	Tse'siani (Lupton) Chapter	November 24, 2010
15	Tolikan (Sweetwater) Chapter	November 29, 2010
16	Bodaway/Gap Chapter	December 02, 2010
17	Whiterock Chapter	December 21, 2010
18	Greasewood Springs Chapter	December 21, 2010
19	Dilkon Chapter	December 21, 2010
20	Chinle Chapter	December 21, 2010
21	KinDaLiChii (Kinlichee) Chapter	December 29, 2010
22	Toadlena/TwoGreyHills	January 10, 2011
23	Chilchinbeto Chapter	July 11, 2011
24	Leupp Chapter	July 11, 2011
25	Tsi'diito'ii (Birdsprings) Chapter	July 11, 2011
26	Teesto Chapter	July 11, 2011
27	TiisTsoh Sikaad ( Burnham) Chapter	July 11, 2011
28	Beclabito Chapter	January 10, 2012
29	LeChee Chapter	January 31, 2012
30	Mexican Water Chapter	February 07, 2012
31	Dennehotso Chapter	February 14, 2012
32	Pinon Chapter	February 21, 2012
33	Upper Fruitland Chapter	February 28, 2012
34	Ojo Encino Chapter	March 6, 2012

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Currently, there are seven Chapters that became eligible for LGA Certification according to Office of Auditor General and therefore, the consultant, Harshwal & Company did a Final Field Visits and reviewed the Seven Chapters' Five Management System. Therefore, the Chapters have met the objectives of FMS, as defined by 26 Navajo Nation Code (N.N.C.), the Local Governance Act Section 101. LGA Certification will in January 2012 by the Resource and Development Committee. In addition, there are Chapters recommended by agency LGSC Office for Field Visit by the consultant for LGA Certification.

**Chapters approved by Office of Auditor General & Harshwal & Co. for LGA Certification.**

1	Ojo Encino Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
2	Beclabito Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
3	Mexican Water Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
4	Dennehotso Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
5	LeChee Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
6	Pinon Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
7	Upper Fruitland Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.

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**The following Chapters are recommended for next Consultant Field Visits by the Agency LGSC Office.**

1	Naageezi Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
2	Wide Ruins Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
3	Nenahnezhad Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
4	Red Mesa Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
5	Oljato Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
6	Blue Gap Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
7	Tsaile/Wheatfield Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
8	Casamero Lake Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
9	Lukachukai Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
10	Coyote Canyon Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
11	Inscription House Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.
12	Navajo Mountain Chapter	Chapter's achievement of its FMS objectives in the areas of financial reporting, safeguarding of assets and compliance with laws and regulations.

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**LGA Certified Chapters that attained Community Land Use Plan (CLUP)**

	LGA Certified Chapters	Community Based Land Use Plan	5 Years Manual Updated	
1	Baahaalii (Breadsprings) Chapter	04/04/06		
2	Littlewater Chapter	10/04/05		
3	Whiterock Chapter	CLUP Certified		
4	Cornfields Chapter	06/14/05		
5	Kin Dah Li Chii Chapter	01/10/11		
6	Tse'siani (Lupton) Chapter	CLUP Certified		
7	Nahata Dziil (Newlands) Chapter	12/07/04		
8	Naschitti Chapter	CLUP Certified		
9	Steamboat Chapter	05/30/03		
10	Teesto Chapter	CLUP Certified		
11	TiisTsohSikaad (Burnham) Chapter	06/09/06		
12	TseDaaKaan (Hogback) Chapter	03/13/09		
13	Newcomb Chapter	06/18/04		
14	San Juan Chapter	08/05/05		
15	Sheep Springs Chapter	08/26/05		
16	Tolikan (Sweetwater) Chapter	10/12/04		
17	Toadlena/TwoGreyHills Chapter	05/30/06		
18	Chinle Chapter	06/29/07		
19	Tsi'diito'ii (Birdsprings) Chapter	12/20/05		
20	Bodaway/Gap Chapter	12/02/10		
21	Chilchinbeto Chapter	05/20/10		
22	Kayenta Chapter	05/20/10		
23	Leupp Chapter	05/03/05		
24	Shonto Chapter	02/08/05		
25	To'NaNees Dizi Chapter	CLUP Certified		
26	Beclabito Chapter	TCDCAP-06-05	CLUP Manual updated by RDC	

**Numbers of LGA Certified Chapters and CLUP Certified Chapters**

	AGENCY	NO. CHAPTERS	NO. LGA CERTIFIED CHAPTERS	NO. OF CLUP CERTIFIED
1	Eastern Navajo Agency	28	4	25
2	Ft. Defiance Agency	29	9	21
3	Northern Agency	19	10	19
4	Chinle Agency	16	2	16
5	Western Agency	18	9	15
	TOTAL	110	34	96

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### ACCOMPLISHMENTS

Upon LGA certification, some of the 27 LGA Certified Chapters have initiated major accomplishments such as taxation, business site leasing, alternative forms of government, memorandum of understanding/agreement and others. The following accomplishments are the result of exercising Title 26 Section 103, "Chapter Authority." They are as follows:

#### **LGA Certified Chapters that attained Alternative Forms of Governance (AFOG)**

1	Shonto Chapter	Council of Na'taa
2	Nahata Dził Chapter	Nahata Dził Commission Governance
3	To'Nanees'dizi Chapter	To'Na'Nees'Dizi Council of Naat'aa'nii and Executive Manager
4	Steamboat Chapter	Steamboat Commission Governance
5	Sheep Springs Chapter	Sheep Springs Council of Naat'aa'nii

#### **LGA Certified Chapters that are on MIP Accounting Software**

	CHAPTERS	ACCT SOFTWARE	AGENCY	BANK INSTITUTION	
1	Baahaalii Chapter	MIP	Eastern Agency		
2	Littlewater Chapter	MIP	Eastern Agency		
3	Whiterock Chapter	MIP	Eastern Agency		
4	Cornfields Chapter	MIP	Ft. Defiance Agency	Wells Fargo	
5	Dilkon Chapter	MIP	Ft. Defiance Agency	Wells Fargo	
6	Greasewood Springs	MIP	Ft. Defiance Agency	Wells Fargo	
7	Kin Da Li Chii Chapter	MIP	Ft. Defiance Agency	Wells Fargo	
8	Lupton Chapter	MIP	Ft. Defiance Agency	Wells Fargo	
9	Nahata Dził Chapter	MIP	Ft. Defiance Agency	US Bank	
10	Naschitti Chapter	MIP	Ft. Defiance Agency	Wells Fargo	
11	Steamboats Chapter	MIP	Ft. Defiance Agency	Wells Fargo	
12	Teesto Chapter	MIP	Ft. Defiance Agency	Wells Fargo	
13	Sheep Springs Chapter	MIP	Northern Agency		
14	San Juan Chapter	MIP	Northern Agency		
15	Toadlena/TwoGreyHills Chapter	MIP	Northern Agency		
16	TiisTsohSikaad(Burnham) Chapter	MIP	Northern Agency		
17	Chinle Chapter	MIP	Chinle Agency		
18	To'Na'neesdizi Chapter	MIP	Western Agency	Wells Fargo	
19	Shonto Chapter	MIP	Western Agency	Wells Fargo	
20	Ti'diito'ii(Birdsprings) Chapter	MIP	Western Agency	Chase Bank	
21	Kayenta Chapter	MIP	Western Agency	Wells Fargo	
22	Bodaway/Gap Chapter	MIP	Western Agency	Wells Fargo	
23	Chilchinbeto Chapter	MIP	Western Agency	Wells Fargo	
24	Leupp Chapter	MIP	Western Agency	Wells Fargo	

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### Chapters that attained LGA Certification since January 2011

1	Toadlena/TwoGreyHills Chapter	LGA Certified: January 10, 2011
2	Teesto Chapter	LGA Certified: July 11, 2011
3	Tiis Tsoh Sikaad(Burnham) Chapter	LGA Certified: July 11, 2011
4	Leupp Chapter	LGA Certified: July 11, 2011
5	Tsi'Dii To'ii (Birdsprings) Chapter	LGA Certified: July 11, 2011
6	Chilchinbeto Chapter	LGA Certified: July 11, 2011

### Chapters that attained CLUP Certification since January 2011

1	Crystal Chapter	TCDCJ-30-11	1/10/11
2	KinDaLiChii Chapter	TCDCJ-37-11	1/10/11
3	Counselor Chapter	TCDCJ-20-11	1/10/11
4	Tsaile/Wheatfield Chapter	TCDCJ-31-11	1/10/11
5	Kaibeto Chapter	CLUP Certified	7/26/11
6	LeChee Chapter	CLUP Certified	7/26/11
7	Thoreau Chapter	RDC-0437-11	12/00/11

### Summit

The Division of Community Development held a 3 days Summit for all the Chapters (LGA Certified and non-LGA Certified) in Flagstaff Arizona on August 30, 2011 to September 1, 2011. The primary purpose of the Summit was for Chapters to understand the post-certification period regarding Chapter Authority Title 26 Section 103. From the onset of the summit, a brief history on LGA with the emphasis on decentralization and revitalize the local empowerment at respective local communities was presented from former Navajo President and the current three branch chiefs. The Summit agenda included discussion on post certification, alternative forms of government contracting, intergovernmental agreements, comprehensive land use planning, taxation & revenues and project management. In addition, accomplishment of LGA Certified Chapters was also shared with many of elected officials along with their chapter administration staff. For example, after the inception of LGA Title 26, Shonto Chapter became the first chapter to attain the LGA Certification and have made accomplishment such as business site leasing, creation of business development, and alternative forms of government. The Summit was a success because Chapters were more informed and educated regarding the intent of Local Governance Act and local community leaders can provide sound leadership and their community can flourish economically, socially and politically.

### Memorandum of Understanding: DCD/WAP and LGA Certified Chapters

According to the Local Governance Act Title 26 Section 103, LGA Certified chapters can enter into written agreements to undertake a common goal or interest that will benefit the Chapter(s). The Memorandum of Understanding (MOU) was created and entered into by the Division of Community Development (DCD) through the Weatherization Assistance Program (WAP) and Local Governance Act Certified Chapters(LGA Certified Chapters). The purpose of the MOU is intended to allow the LGA Certified Chapters to exercise their LGA authorities in conjunction with the WAP to assist each Chapter's eligible membership in the

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weatherization of their homes in an efficient manner. Currently, there are 27 LGA Certified Chapter and 26 Chapters have signed the MOU to participate in the weatherization program. The WAP will guide and coordinate all activities such as procurement, including the purchase of building materials. Moreover, WAP will

monitor and ensure all construction-related activities are performed in accordance with all applicable laws and regulations. There are other responsibilities such as provide technical assistance to all skilled and non-skilled professionals, communicated with DCD regarding the MOU progress and most importantly, satisfy the fulfillment of the MOU and final completion.

The LGA Certified Chapters coordinated and hired their own carpenters at each Chapter's projects location using its Five Management System. They will also coordinated and collaborated with the WAP to ensure that all construction-related activities and expenditures are in compliance with applicable laws, regulations, policies, guidelines and other requirements. Finally, the MOU gave the LGA Certified Chapters an opportunity to learn and implement written agreements such MOU, contract, compacts and others with different entities.

### Proposed LGA Amendment Public Hearing – Navajo Nation Wide

The Division of Community Development is amending the Local Governance Act Title 26 and held a weeklong public hearing from October 11, 2011 to October 15, 2011 at all the five agencies: Eastern Navajo Agency- Crownpoint Chapter House, Ft. Defiance Agency – Navajo Nation Museum, Northern Agency – Shiprock Chapter House, Chinle Agency – Many Farms Chapter House, and Western Agency- Tuba City Chapter House. The purpose of the public hearing was to inform the Chapter communities the intent of the amendment, to disseminate information to the general public, and provide opportunity for reviews and comments on the LGA amendment. Currently, the proposed amendment is in its final stage of SAS process and will be submitted to the Resource and Development Committee for their reviews and amendments. Afterwards, the committee will forward the amendment to the full Navajo Nation Council for debates and passage.

### Outsource of Consultant FMS Field Visits

Because of limited funding and staff, the Office of Auditor General, in coordination with the Division of Community Development, agreed to outsource the general review of non-certified chapters adoption and implementation of the standard Five Management System (FMS) policies and procedures and recommend LGA Certification to the Resource and Development Committee. Thus far, two Certified Public Accountant were used to determine whether the respective chapters has met the objective of a FMS, as defined by 26 Navajo Nation Code, the Local Governance Act Section 101. They are Harshwal & Co. LLP Certified Public Accountants and Dreams Come True, Inc. Eliot M. Stenzel, CPA, CIA. The primary purpose of the special review is to determine if financial transactions are authorized, valid and properly recorded to permit the preparation of basic financial statements and other financial reports. Further, are assets safeguarded against loss from unauthorized disposition or use. Finally, are Chapter activities in the area addressed by the five management system comply with the applicable laws and regulations.

### **Shonto Chapter**

9/22/99            FMS – LGA certified  
2/8/05            CLUP Certified

- Alternative Forms of Government: *Council of Na'taa*, November 7, 2006
  - First Council of Na'taa and Atsilasdai executive meeting, January 2007
- Business Site Leasing Management Plan: June 2008  
2006: NNC Economic Development Committee unanimously approved their business site leasing administrative management plan. As result, the chapter created the Shonto Business Management Commission and its business management office to manage and implement its business site leasing process. Two projects were created, Shonto Community Public Service and Travel Plaza, and Shonto Community Public Service and Housing Complex (public facilities). A government services complex is also being established which is partially funded by two allocations totaling nearly \$1.8 million from the NNC.

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- Memorandum of Understanding: Navajo Nation Weatherization Program, July 15, 2011.

**Nahata Dziil ( Newlands) Chapter**

8/16/2002 FMS – LGA certified

12/7/04 CLUP certified

- Alternative Forms of Government: *Nabata Dziil Commission Governance*
- Memorandum of Understanding: Navajo Nation Weatherization Program, July 15, 2011.

**Steamboat Chapter**

5/30/04 FMS – LGA certified

5/30/04 CLUP certified

- Alternative Forms of Government: *Steamboat Commission Governance*
- Memorandum of Understanding: Navajo Nation Weatherization Program, July 15, 2011.

**Newcomb Chapter**

6/18/04 FMS – LGA Certified

12/7/04 CLUP Certified

- Joint Power Agreement: State of New Mexico for direct funding to purchase chapter vehicles/farm equipments. March 29, 2006
- Memorandum of Understanding: Navajo Nation Weatherization Program, July 15, 2011.

**To'nanees'dizi (Tuba City) Chapter**

12/27/04 FMS – LGA certified

CLUP certified

- Alternative Forms of Government: *To'Na'Nees'Dizi Council of Naat'aa'nii and Executive Manager*
- Taxation: To'Nanees'Dizi Local Government Tax Code – 2006  
NNC CO-30-09 – Vote: 43-26-0 on 10/20/09.

LGA certified chapter authorized to exercise the authority of a governance certified chapter to adopt ordinances pursuant to 26 NNC 2001. Furthermore, To'Nanees'Dizi adopted local tax code ordinances which was developed by the Navajo Tax Commission (TAX – 08 – 207) and approved by the NNC, pursuant to 26 NNC 103. In addition, the To'Nanees'Dizi Local Government Tax Code is consistent with the general laws of the Navajo Nation.

The To'Nanees'Dizi local government has determined enactment of the local taxes, particularly the sales tax and hotel occupancy tax, plus an administrative code would greatly benefit the community.

○ Tax Breakdown

After allocation to permanent or special revenue funds as required by NN law, the new revenue from this chapter shall be disbursed as follows:

*Retail Sales Tax:*

- 6% Tax applies to all retail sales within the Tuba City community.
- 1/6 Shall be deposited to To'Nanees'Dizi local government permanent trust fund.
- 1/6 Shall be deposited into To'Nanees'Dizi local government suspense fund, to be used for tax refunds.
- 1/6 Shall be deposited into To'Nanees'Dizi local government administration and operational costs.



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- 1/6                    Shall be deposited into To’Nanees’Dizi local government projects.
- 1/12                  Shall be used for the Tuba City Navajo public safety projects.
- 1/12                  Shall be used for the To’Nanees’Dizi local government waste management fund.
- 1/12                  Shall be used for matching funds for the Western Navajo Agency non-governance certified chapter projects.

*Hotel Occupancy Tax:*

- 8%                    Tax on the amount paid for the rental of a room in a hotel, motel, or bed and breakfast.

After allocation to permanent or special revenue funds as required by NN Law, the new revenue from this Chapter shall be disbursed as follows:

- ¼                      Amount collected shall be deposited into the To’Nanees’Dizi local government tourism fund.
- ¼                      Amount collected shall be deposited into the To’Nanees’Dizi local government suspense fund, to be used for tax refunds.
- ¼                      Amount collected shall be deposited into the To’Nanees’Dizi local government scholarship program.

**San Juan Chapter**

3/7/07                FMS – LGA certified

8/5/05                CLUP certified

- Memorandum of Understanding : Navajo Nation Weatherization Assistance Program, July 15, 2011

**Tse’DaaKaan (Hogback) Chapter**

6/21/07              FMS – LGA Certified

3/13/09              CLUP Certified

- Memorandum of Agreement: Navajo Nation Gaming – 2006 Memorandum of Agreement between the Hogback Chapter and the Navajo Nation (CO-54-06). The purpose is to clearly set forth the background, obligations and responsibilities of the parties concerning the sharing of net gaming profits from gaming operations on lands owned and controlled directly or indirectly by the Navajo Nation in the gaming chapter community boundaries. Gaming chapter will benefit from the development of a casino and other related operations on lands that lie within its boundaries.
- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program, July 15, 2011

**Sheep Springs Chapter**

8/24/07              FMS – LGA Certified

4/11/06              CLUP Certified

- Alternative Forms of Government: *Sheep Springs Council of Naat’aa’nii*
- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011

**Littlewater Chapter**

11/15/07             FMS – LGA Certified

10/4/05              CLUP Certified

- Memorandum of Understanding : Navajo Nation Weatherization Assistance Program. July 15, 2011

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### **Baahaalii (Bread Springs) Chapter**

12/11/08 FMS – LGA Certified

4/4/06 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011
- NN CIO/NM Fund: Completed Chapter parking lot.

### **Cornfields Chapter**

7/14/10 FMS – LGA Certified

6/14/05 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011

### **Kayenta Chapter**

8/6/10 FMS – LGA certified

5/20/10 CLUP Certified

- Memorandum of Understanding : Navajo Nation Weatherization Assistance Program, July 15, 2011.

### **Naschitti Chapter**

11/22/10 FMS – LGA Certified

CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program, July 15, 2011.

### **Tse'si'ani'(Lupton) Chapter**

11/24/10 FMS – LGA Certified

CLUP Certified

### **Tolikan (Sweetwater) Chapter**

11/29/10 FMS – LGA Certified

10/12/04 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program, July 15, 2011.

### **Bodaway/Gap Chapter**

12/2/10 FMS – LGA Certified

12/2/10 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Whiterock Chapter**

12/21/10 FMS – LGA Certified

11/3/09 CLUP Certified

- Alternative Forms of Government: Whiterock Council and Manager (In progress)
- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Greasewood Springs Chapter**

12/21/10 FMS – LGA Certified

(In Progress) CLUP Certified

- Memorandum of Understanding : Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Dilkon Chapter**

12/21/10 FMS – LGA Certified

(In Progress) CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Chinle Chapter**

12/21/10 FMS – LGA Certified

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6/29/07 CLUP Certified

- Memorandum of Understanding : Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Kin da li chii Chapter**

12/29/10 FMS – LGA Certified

1/10/11 CLUP Certified

- Memorandum of Understanding : Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Toadlena/TwoGreyHills Chapter**

1/10/11 FMS – LGA Certified

5/30/06 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Chilchinbeto Chapter**

7/11/11 FMS – LGA Certified

5/20/11 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Leupp Chapter**

7/11/11 FMS – LGA Certified

5/3/05 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Tsi'diiTo'ii (Birdsprings) Chapter**

7/11/11 FMS – LGA Certified

5/3/05 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Teesto Chapter**

7/11/11 FMS – LGA Certified

CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Tiistsoh Sikaad (Burnham) Chapter**

7/11/11 FMS – LGA Certified

6/9/06 CLUP Certified

- Memorandum of Understanding: Navajo Nation Weatherization Assistance Program. July 15, 2011.

### **Beclabito Chapter**

1/10/12 FMS – LGA Certified

4/5/05 CLUP Certified

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### LGA TITLE 26: Section 103 – Chapter Authority to be used for LGA POST-CERTIFICATION

Local Governance Act Title 26 Section 103 (Chapter Authority) allows LGA Certified Chapters to implement certain authorities during LGA post certification period to become self-sufficient and self-sustaining in their community. The following are key authorities that LGA Certified Chapters can implement after becoming the LGA Certified Chapters:

1. Transition Period: Navajo Nation Employee to Chapter Employee
  - Two Options: Use LGA certified chapter FMS (personnel)
    - Position Title to remain the same, i.e. CSC and OS
    - or
    - Change in position title including salary level, i.e. Chapter Manager and Admin. Assistant. The Chapter has to use the FMS hiring procedure: Advertisement of employment, Recruitment, Interview, and Selection of Chapter Manager/Administrative Assistant.
2. NN Employees Benefits
  - Employees benefits
  - Employees assistance
  - Workers' compensation
  - Risk management
  - Safety and loss
3. Retirement/401k
  - Retirement benefits
  - 401k plan
  - Other plans
4. LGA Title 26 Section 103 LGA certified chapter authority
  - Alternative forms of government – based upon model provided by TCDC of NNC.
  - Taxation
  - Business Site Leasing
    - Business site lease and survey permits
  - Economic initiative
  - Compact/JPA/intergovernmental agreement
  - CIO – grant agreement (NM)
  - Local ordinance
  - Community bonds
  - Contracts/intergovernmental agreements with federal, state, tribal entities.
    - MOA & MOU
    - Contract and subcontract for Navajo Nation general funds with appropriated NN divisions, programs or agencies for service delivery programs.
    - Written agreements for provision of goods and services.
  - Create non-profit organization.
  - Audit every two years.
  - Retain legal counsel.
  - Compensation plan for chapter elected officials.

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