



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

The Navajo Nation | Yideeskáądi Nitsáhákees

November 8, 2023

**TRANSMITTAL**

TO : Arbin Mitchell, Executive Director  
 Division of Community Development (DCD)

FROM : *cmj*  
 Cordell Shortey, Contracting Officer  
 Contracts & Grants Section (CGS) / OMB

SUBJECT : BU on Projects / Activities for Littlewater Chapter, Pueblo Pintado Chapter, Torreon Chapter, Whitehorse Lake Chapter, Baca/Prewitt Chapter, Casamero Lake Chapter, Ojo Encino Chapter, and Counselor Chapter - ARPA Funds Allocated to Delegate George Tolth

**I. Information on Contract (per Original Award):**

Littlewater Chapter, Pueblo Pintado Chapter, Torreon Chapter, Whitehorse Lake Chapter, Baca/Prewitt Chapter, Casamero Lake Chapter, Ojo Encino Chapter, and Counselor Chapter		U.S. Treasury American Recovery Plan Act (ARPA)	21.027
Title of Contract		Funding Agency	CFDA No. - Federal
CJY-67-23	\$ 8,802,340.00	2022	03/11/2021 to 12/31/2026
Grant No.	Amount	Fiscal Year	Term - Begin and End Date

**II. Data Entered in FMIS Regarding:**

New Contract or Grant Company No. 8059 Business Unit (K#) K2115316 to K2115329

Contract Mod No. \_\_\_\_\_

Amt of Budget Increase \$4,730,125.11 \$0.00 to \$4,730,125.11

AMOUNT FROM TO

Budget Period - Extend End Date: From \_\_\_\_\_ To \_\_\_\_\_

Other, specify: \_\_\_\_\_

**Authorizing Document - Attached:**

Contract / Agreement - Date executed \_\_\_\_\_

NNC / Committee Resolution - No. & Date \_\_\_\_\_

Other, specify: NN Council Resolution CJY-67-23

**III. Comments by CGS:**

This transmittal documents 1st budget entered in FMIS on \$8.8 mil ARPA funds allocated to CD George Tolth Region. Y-T-D budget in FMIS for CD George Tolth totals \$4,730,125.11. Information on Section I. of Transmittal above reflects \$8,802,340 ARPA funding allocated for distribution to Chapters the respective Council Delegate service aka Region.

*97.9.11/12/23*  
 Attachment  
 Copy: Contract files  
 Contract Accounting / OOC / DPM  
 Tom Platero, Executive Director - NN FRF Office



**The Navajo Nation** **DR. BUU NYGREN** **PRESIDENT**  
**Yideeskáądi Nitsáhákees** **RICHELLE MONTROYA** **VICE PRESIDENT**

August 4, 2023

Honorable Crystalyne Curley, Speaker  
Navajo Nation Council  
Post Office Box 3390  
Window Rock, AZ 86515

RE: *CJY-67-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable George H. Tolth's Delegate Region (Chapters: Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor)*

Dear Speaker Curley,

I am pleased to sign into law this resolution CJY-67-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Tolth's Delegate Region in the amount of \$4,730,125.11.

My Administration supports the plans of these Chapters who have worked very hard to put together their Regional Plans and is working very closely with the Fiscal Recovery Fund Office to ensure that these funds are put to use. As such, when Chapters are running into roadblocks in expending their Fiscal Recovery Funds and the roadblock is coming from the Executive Branch, I encourage them to reach out to the Office of the President and Vice President and inform my office of the roadblock and we will work to overcome those roadblocks.

I do want to take the moment to express my concern that any amendments to the Regional Plans must be approved by the Council. In addition, the prior Navajo Nation Council has set the expectation that Fiscal Recovery Funds be encumbered by June 30, 2024. This deadline is not far off. As a construction expert, I know that there are unpredictable factors that can prevent even the best of plans from moving forward on the proposed timeline. We should be designing systems that are flexible, accountable, and transparent. We do not currently have that system and I look forward to working with you and the entire Council to improve the Navajo Nation systems, so we are supporting our communities to take advantage of this historic funding.

Now let's get to work!

Sincerely,



Dr. Buu Nygren, *President*  
**THE NAVAJO NATION**

RESOLUTION OF THE  
NAVAJO NATION COUNCIL  
25<sup>th</sup> NAVAJO NATION COUNCIL - FIRST YEAR, 2023

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;  
APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION  
PROJECT PLAN FOR HONORABLE GEORGE H. TOLTH'S DELEGATE REGION  
(CHAPTERS: LITTLEWATER, PUEBLO PINTADO, TORREON, WHITEHORSE LAKE,  
BACA/PREWITT, CASAMERO LAKE, OJO ENCINO, COUNSELOR)

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- B. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

SECTION TWO. FINDINGS

- A. The Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.
- B. CJN-29-22, Section Three, states, in part and among other things, that

1. The Navajo Nation hereby approves total funding for the NNFRF Chapter and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred eleven million two hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148) to be divided equally between the twenty-four (24) Delegate Regions in the amount of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340) per Delegate Region . . . and allocated through Delegate Region Project Plans approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation . . . . See CJN-29-22, Section Three (B).
  2. The Delegate Region Project Plan funding will be allocated to the Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, to implement the projects rather than directly to the Chapters. See CJN-29-22, Section Three (D).
  3. The Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, shall manage and administer funds and Delegate Region Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans. See CJN-29-22, Section Three (E).
  4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects within their Delegate Region to be funded by the NNFRF Chapter and Regional Projects Expenditure Plan through a Delegate Region Projects Plan. The total cost of projects selected by each Delegate shall not exceed their Delegate Region distribution of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340). See CJN-29-22, Section Three (F).
  5. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ initial eligibility determination. See CJN-29-22, Section Three (L) (5) and (L) (6).
- C. All projects listed in the Hon. George H. Tolth's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon.

George H. Tolth's Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).

- D. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. George H. Tolth's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. George H. Tolth's Delegate Region (Chapters: Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor) as set forth in Exhibit A.

### SECTION THREE. APPROVAL OF HON. GEORGE H. TOLTH'S DELEGATE REGION PROJECT PLAN

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. George H. Tolth's Delegate Region (Chapters: Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor) set forth in Exhibit A.
- B. The Delegate Region Project Plan approved herein shall comply with all applicable provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
- C. Any inconsistencies between this legislation, the Delegate Region Project Plan, and the individual project appendix, shall be resolved in favor of the project appendix reviewed by Department of Justice during their eligibility determination(s).

### SECTION FOUR. AMENDMENTS

Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

### SECTION FIVE. EFFECTIVE DATE

This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221(B), 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

### SECTION SIX. SAVING CLAUSE

If any provision of this legislation is determined invalid by the Navajo Nation Supreme Court, or by a Navajo Nation District Court

without appeal to the Navajo Nation Supreme Court, those provisions of this legislation not determined invalid shall remain the law of the Navajo Nation.

**CERTIFICATION**

I, hereby, certify that the foregoing resolution was duly considered by the 25<sup>th</sup> Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 20 in Favor, and 00 Opposed, on this 20<sup>th</sup> day of July 2023.



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

7/27/23

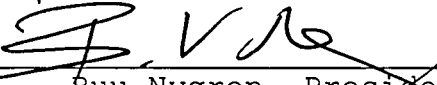
DATE

Motion: Honorable Vince R. James  
Second: Honorable Norman M. Begay

Speaker Crystalyne Curley not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I, hereby, sign into law the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(10), on this 4 day of August, 2023.

  
\_\_\_\_\_  
Buu Nygren, President  
Navajo Nation

2. I, hereby, veto the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(11), on this \_\_\_\_\_ day of \_\_\_\_\_, 2023 for the reason(s) expressed in the attached letter to the Speaker.

\_\_\_\_\_  
Buu Nygren, President  
Navajo Nation

3. I, hereby, exercise line-item veto pursuant to the budget line-item veto authority delegated to the President by vote of the Navajo People in 2009, on this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Buu Nygren, President  
Navajo Nation

**NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN**

**Exhibit A**

**COUNCIL DELEGATE:** Hon. George H. Tolth

**CHAPTERS:** Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
Division of Community Development	None Identified	Torreon/Star Lake Chapter Septic Repair/Replacement & Clean-Out Project	NN Environmental Protection Agency	5.5	HK0474	\$ 630,000.00
Division of Community Development	None Identified	Torreon/Star Lake Chapter Electric House-Wiring/Re-Wiring Project	Division of Community Development	2.18	HK0475	\$ 470,000.00
Division of Community Development	None Identified	Littlewater Chapter Community Housing Assistance Project	Division of Community Development	2.18	HK0499	\$ 590,800.11
Division of Community Development	*Baca/Prewitt Chapter	Baca/Prewitt Chapter Water-Heater Upgrade Project	Division of Community Development	1.4	HK0519	\$ 10,000.00
Division of Community Development	*Baca/Prewitt Chapter	Baca/Prewitt Chapter Purchase of New 2025 International HV613 Dump Truck	Division of Community Development	6.1	HK0520	\$ 200,000.00
Division of Community Development	*Ojo Encino Chapter	Ojo Encino Chapter Community Waste-Water Construction Project	NN Environmental Protection Agency	5.5	HK0521	\$ 250,000.00
Division of Community Development	*Ojo Encino Chapter	Ojo Encino Chapter Renovation Project	Division of Community Development	2.22	HK0529	\$ 326,253.00
Division of Community Development	*Ojo Encino Chapter	Ojo Encino Chapter Septic Clean-Out and Repair Project	NN Environmental Protection Agency	5.5	HK0530	\$ 102,000.00
Division of Community Development	*Ojo Encino Chapter	Ojo Encino Chapter Bathroom Additions Project	Division of Community Development	1.14	HK0531	\$ 421,747.00
Division of Community Development	None Identified	Pueblo Pintado Chapter Waterline to Fire Station Project	NN Department of Water Resources	6.1	HK0536	\$ 1,129,325.00

**TOTAL:** \$ 4,130,125.11

\*Per CJN-29-22, Section Three (E), the "Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans."



**NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN**

**Exhibit A**

**COUNCIL DELEGATE:** Hon. George H. Tolth

**CHAPTERS:** Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01				\$ 4,130,125.11
Division of Community Development	None Identified	Pueblo Pintado Chapter Purchase of Pickup Truck (550) Project	Division of Community Development	6.1	HK0545	\$ 100,000.00
Division of Community Development	*Baca/Prewitt Chapter	Baca/Prewitt Chapter Septic Tank & Leach Line w/Maintenance Cost Project	NN Environmental Protection Agency	5.5	HK0601	\$ 250,000.00
Division of Community Development	None Identified	Pueblo Pintado Chapter Purchase of Gooseneck Trailer Project	Division of Community Development	6.1	HK0595	\$ 100,000.00
Division of Community Development	*Baca/Prewitt Chapter	Baca-Prewitt Chapter Home Renovations/Plywood-Siding Project	Division of Community Development	2.18	HK0609	\$ 150,000.00
		UN-ALLOCATED AMOUNT				\$ 4,072,214.89

\*Per CJN-29-22, Section Three (E), the "Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans."

**TOTAL:** \$ 8,802,340.00



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

DEPARTMENT OF JUSTICE
INITIAL ELIGIBILITY DETERMINATION
FOR NAVAJO NATION FISCAL RECOVERY FUNDS

RFS/HK Review #: HK 0530

Date & Time Received: 6/04/23 at 14:42

Date & Time of Response: Reissued 7/13/23 at 1150 am

Entity Requesting FRF: Ojo Encino Chapter

Title of Project: Ojo Encino Septic Clean Out and Repair Failed Septic Systems

Administrative Oversight: NN EPA

Amount of Funding Requested: \$102,000.00

Eligibility Determination:

- FRF eligible
FRF ineligible
Additional information requested

FRF Eligibility Category:

- (1) Public Health and Economic Impact
(2) Premium Pay
(3) Government Services/Lost Revenue
(4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category:
5.5 Clean Water: Other Sewer Infrastructure

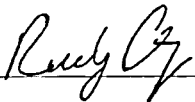
**Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures):**

- |  |  |
|--|--|
| <input type="checkbox"/> Missing Form  | <input type="checkbox"/> Expenditure Plan incomplete                     |
| <input type="checkbox"/> Supporting documentation missing  | <input type="checkbox"/> Funds will not be obligated by 12/31/2024       |
| <input type="checkbox"/> Project will not be completed by 12/31/2026                                     | <input type="checkbox"/> Incorrect Signatory                             |
| <input type="checkbox"/> Ineligible purpose  | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports                                 |  |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination |  |

Other Comments: \_\_\_\_\_

We have modified the requested expenditure code from 5.4 (Clean Water: Combined Sewer Overflows) to 5.5 (Clean Water: Other Sewer Infrastructure) to be consistent with other approved Projects.

Name of DOJ Reviewer: Rudy Anaya, Tax and Finance Unit

Signature of DOJ Reviewer: 

**Disclaimers:**

If additional information has been requested and you wish to provide it, please resubmit all the required forms updated to include the additional information. Full resubmission will expedite the Initial Eligibility Determination process. Therefore, please include a new RFS form indicating resubmission, revised Appendix A, Budget Form 1, and other supporting documents. **Please email your resubmission to arpa@nndoj.org.** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

An NNDOJ Initial Eligibility Determination is based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

THE NAVAJO NATION  
FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN  
FOR GOVERNANCE-CERTIFIED CHAPTERS

**Part 1. Identification of parties.**

Governance-Certified Chapter requesting FRF: OJO ENCINO CHAPTER Date prepared: 02152023

Chapter's mailing address: HCR 79 BOX 1500 phone & email: 5057312263; ojoencino@navajochapters.org  
OJO ENCINO, NM 87013 website (if any): ojoencino.navajochapters.org

This Form prepared by: GLORIA CHIQUITO phone/email: 5057312262  
CHAPTER MANAGER gchiqto@nnchapters.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: OJO ENCINO SEPTIC CLEAN OUT AND REPAIR FAILED SEPTIC SYSTEMS

Chapter President: GEORGE WERITO, JR phone & email: 5057312263; georgeweritojr@gmail.com

Chapter Vice-President: BRANDON SAM phone & email: 5057312263; bsam980@gmail.com

Chapter Secretary: KYLE AUGUSTINE phone & email: 5057312263; augustinekyle@yahoo.com

Chapter Treasurer: KYLE AUGUSTINE phone & email: 5057312263; augustinekyle@yahoo.com

Chapter Manager or CSC: GLORIA CHIQUITO, CHAPTER MANAGER phone & email: 5057312262; gchiqto@nnchapters.org

DCD/Chapter ASO: Myrtis Begay phone & email: msbegay@nndcd.org, 505 780 2042

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Contractor - West Construction

document attached

Amount of FRF requested: \$102,000.00 FRF funding period: OCTOBER 1, 2023 - DECEMBER 31, 2026  
Indicate Project starting and ending/estimated date

**Part 2. Expenditure Plan details.**

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

Ojo Encino Chapter Septic Clean Out and Repairing the failed Septic systems, is a dire need for the Community. The Septics were built in the 80's for community members and some systems have failed. The Funds will be used to do a clean out and repair those systems that have failed. The Project is located 30 miles SW of Cuba, New Mexico in Ojo Encino Community in McKinley and Sandoval Counties. Needs will be met by having a safe running water with indoor plumbing to wash hands and shower periodically to reduce the COVID-19 infections among family members, 75 homes for septic clean out and 12 homes for repairs to failed septic systems  document attached

(b) Explain how the Program or Project will benefit the Navajo Nation, Navajo communities, or the Navajo People:

Ojo Encino Chapter community members will benefit by correcting the failed septic systems and cleaning out the septic systems, so that each individual family will continue to have safe water running through their home  document attached

(c) A prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

**APPENDIX A**

Ojo Encino Chapter will work with the Fiscal Recovery Office and the Division of Community Development, to ensure the project is completed by the Deadline of December 31, 2026. Planning to begin 10/01/2023, Design to begin 1/01/2024, Construction to begin 4/01/2024 and completion to be 12/31/2026

document attached

(d) Identify who will be responsible for implementing the Program or Project  
Ojo Encino Chapter Manager will implement the project with coordination from the Division of Community Development.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Once the project is completed, the home owner will be responsible for the operation and maintenance

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

5.4 : Clean Water: Combined Sewer Overflows

Under this category, the bathroom will work properly with clean running water and promote healthy environments in the home. It will also mitigate the COVID-19 pandemic

document attached

**Part 3. Additional documents.**

List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

Ojo Encino Chapter Resolution and all Budget Forms are Attached

Chapter Resolution attached

**Part 4. Affirmation by Funding Recipient.**

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

Chapter's Preparer: Marilyn Clark  
signature of Program Coordinator

Approved by: [Signature]  
signature of Chapter President or Vice President

Approved by: Marilyn Clark  
signature of Chapter Manager

Approved by: [Signature]  
signature of DCO/Chapter AGO

Approved to submit for Review: [Signature]  
signature of DCO Director

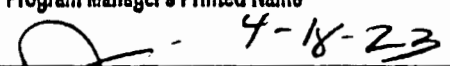

FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>New</u>		Program Title: <u>ICINO SEWER CLEAN OUT &amp; REPAIR OF FAILED SEPTIC S</u>		Division/Branch: <u>DCD/EXECUTIVE BRANCH</u>	
Prepared By: <u>GLORIA CHIQUITO, CM</u>		Phone No.: <u>(505)731-2253</u>	Email Address: <u>gchiq@navajochapters.org</u>		
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	
N Fiscal Recovery Funds		10/1/23	102,000.00	100%	
		TO 12/31/2026			
PART III. BUDGET SUMMARY		Fund Type Code	NNC Approved Original Budget	Proposed Budget	Difference or Total
2001 Personnel Expenses					
3000 Travel Expenses					
3500 Meeting Expenses					
4000 Supplies					
5000 Lease and Rental					
5500 Communications and Utilities					
6000 Repairs and Maintenance					
6500 Contractual Services		6	0	102,000	102,000
7000 Special Transactions					
8000 Public Assistance					
9000 Capital Outlay					
9500 Matching Funds					
9500 Indirect Cost					
TOTAL			50.00	102,000.00	102,000
PART IV. POSITIONS AND VEHICLES			(D)	(E)	
TOTAL # of Positions Budgeted:			0	0	
TOTAL # of Vehicles Budgeted:			0	0	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY: <u>James Adaki, Deputy Director</u>		APPROVED BY: <u>Calvin Castillo, DCD Executive Director</u>			
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name			
<u>5-31-23</u>		<u>6-2-23</u>			
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date			

FY 2023

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.:	<u>New</u>	Program Name/Title:	<u>SEPTIC</u> OJO ENCINO SEWER CLEAN OUT & REPAIR OF FAILED SEPTIC SYSTEMS						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
RESOLUTION: OJOEN 02-07-2023/005									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
<b>1. Goal Statement:</b>									
Septic Clean Out for Community Members									
Program Performance Measure/Objective:									
Assist 75 homes for Qualified Community Members for Septic Clean out		20		20		20		15	
<b>2. Goal Statement:</b>									
Repair Failed Septic Systems for Community Members									
Program Performance Measure/Objective:									
Assist 12 homes for Qualified Community Members for failed Septic Systems		6		6					
<b>3. Goal Statement:</b>									
Program Performance Measure/Objective:									
<b>4. Goal Statement:</b>									
Program Performance Measure/Objective:									
<b>5. Goal Statement:</b>									
Program Performance Measure/Objective:									
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
James Adaki, Deputy Director				Calvin Castillo, DCD Executive Director					
_____ Program Manager's Printed Name				_____ Division Director/Branch Chief's Printed Name					
 4-18-23 _____ Program Manager's Signature and Date				 4/18/2023 _____ Division Director/Branch Chief's Signature and Date					

FY 2023

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

<b>PART I. PROGRAM INFORMATION:</b>			
Program Name/Title: <u>SEPTIC</u> <u>OJO ENCINO SEWER CLEAN OUT &amp; REPAIR OF FAILED SEPTIC SYSTEMS</u>		Business Unit No.: <u>New</u>	
<b>PART II. DETAILED BUDGET:</b>			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
8500	Infrastructure (non-cap)		
8550	Water/Wastewater:		102,000
	Assist 75 Community Members with Septic Clean Out		
	75 homes X \$400.00 = \$30,000.00	30,000	
	Assist 12 Community Members with Failed Septic Systems		
	12 homes X \$6000.00 = \$72,000.00	72,000	
<b>TOTAL</b>		102,000	102,000



**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I. Business Unit No.:</b> <u>NEW</u> Project Title: <u>OJO ENCINO SEPTIC CLEAN OUT AND REPAIR FAILED SEPTIC SYSTEMS</u> Project Description: <u>Correct failed Septic Systems and Clean Out Septic Systems for Community Members</u>													<b>PART II. Project Information</b> Project Type: <u>Community Development</u> Planned Start Date: <u>10/1/2023</u> Planned End Date: <u>12/31/2026</u> Project Manager: <u>Gloria Chiquito, Chapter Manager</u>																	
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification																														
<b>PART III.</b> List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	<b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																													
	FY <u>2024</u>						FY <u>2026</u>						Expected Completion Date if project exceeds 8 FY Qtrs.																	
	1st Qtr.		2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.		2nd Qtr.			3rd Qtr.			4th Qtr.			Date 12/31/2026							
	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M
Plan	_____																													
Design	_____			_____																										
Construct	_____			_____			_____																							
Completion	_____			_____			_____			_____																				
<b>PART V.</b>	\$		\$			\$			\$			\$			\$			PROJECT TOTAL												
Expected Quarterly Expenditures	15,000.00		15,000.00			35,000.00			35,000.00			2,000.00						\$102,000.00												

FOR OMB USE ONLY:    Resolution No: \_\_\_\_\_    FMIS Set Up Date: \_\_\_\_\_    Company No: \_\_\_\_\_    OMB Analyst: \_\_\_\_\_



**RESOLUTION OF OJO ENCINO CHAPTER**  
**RESOLUTION# OJOEN 02-07-2023/005**

**APPROVING IN SELECTION OF THE OJO ENCINO CHAPTER PRIORITY PROJECT LISTING FOR AMERICAN RESCUE PLAN ACT FUNDING INCONCLUSION OF OJO ENCINO CHAPTER DELEGATE REGION IN THE AMOUNT OF 1,100,000.00 MILLION.**

**WHEREAS:**

1. Pursuant to 26 N.N.C., section 3 (A) the Ojo Encino Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11N.N. C. part 1, section 10 and:
2. Pursuant to 26 N.N. C., Section 1 (8) Ojo Encino Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions, and
3. The Ojo Encino Chapter has Identified four (4) projects for the American Rescue Plan Act funding in the amount of 1.1 million, which as follows; and
  1. Ojo Encino Community Waste Water Construct in the amount of **\$250,000.00**
  2. Ojo Encino Chapter Bathroom Addition in the amount of **\$421,747.00**
  3. Ojo Encino Septic Clean Out and Repair Failed Septic Systems **\$102,000.00**
  4. Ojo Encino Chapter Renovation in the amount of **\$326,253.00**
4. The Ojo Encino Chapter requests the Navajo Nation Fiscal Recovery Fund Office, Division of Community Development, and the Department of Justice to consider the four (4) projects For Ojo Encino Community.
5. The Ojo Encino Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds (FRF) and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA regulations, and with all applicable Federal and Navajo Nation Laws, Regulations and Policies.

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

1. The Ojo Encino Chapter hereby proposes, supports and approves the requests for funding through the American Rescue Plan Act; and

**CERTIFICATION**

**I HEREBY CERTIFY THAT THE FORGOING REOLUTION WAS CONSIDERED BYTHE MEMBERS OF THE OJO ENCINO CHAPTER AT A DULY CALLED MEETING AT THE OJO ENCINO CHAPTER HOUSE AT WHICH A QUORUM WAS PRESENT, AND THAT THE SAME WAS PASSED BY VOTE 18 IN FAVOR, 00 OPPOSED, AND 02 ABSTAINING, THIS 7th DAY OF FEBRUARY, 2023**

Motion: Nancy Largo

Second: Curtis Lopez

George Werito Jr, Chapter President

George Werito Jr., Chapter President  
 Brandon Sam, Chapter Vice President  
 Kyle Augustine, Chapter Secretary/Treasurer

Gloria Chiquito, Chapter Manager  
 George Toth, Council Delegate  
 Daniel Augustine, Land Board Member