



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 #: _____

Date & Time Received: _____

Date & Time of Response: _____

Entity Requesting FRF: _____

Title of Project: _____

Administrative Oversight: _____

Amount of Funding Requested: _____

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: _____

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

Other Comments:

Name of DOJ Reviewer: _____

Signature of DOJ Reviewer: *Roger P. Ritten*

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 NNDNJ Initial Eligibility Determination is based on the documents provided, which NNDNJ 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 NNDNJ. 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 NON-GOVERNANCE CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Crystal Chapter Date prepared: 04/14/23
 Chapter's mailing address: PO Box 775 phone/email: 505.777.2800, crystal@
Navaio, NM 87328 website (if any): https://crystal.navajoch:
 This Form prepared by: Kristin Damon phone/email: 505.777.2800
Community Services Coordinator kdamon@nnchapters
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: John Deer 6WD 672G Grader

Chapter President: Patricia Slim phone & email: 928.206.8562, pslim@naat:
 Chapter Vice-President: LaVerne Johnson phone & email: 505.906.1205, ljohnson@na:
 Chapter Secretary: Marchelle Hardy phone & email: 505.979.2850, mhardy@na:
 Chapter Treasurer: Marchelle Hardy phone & email: 505.979.2850, mhardy@na:
 Chapter Manager or CSC: Kristin Damon phone & email: 505.777.2800, kdamon@nr
 DCD/Chapter ASO: Derek Echohawk phone & email: 928-266-3153, ddechhawk@

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): _____
☒ document attached

Amount of FRF requested: \$375,000 FRF funding period: 10/1/23 - 12/31/26
Indicate Project starting and ending/deadline 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:

Funding will be used to purchase a new John Deer 6WD 672G series Grader. It will be used to clear and open up roads to Chapter Members in all seasons. Cleared roads in all seasons allows for members to utilize transportation to provide for themselves, whether it be food, heat, PEP, or sanitation. Roads have to be open for members to travel out as well as emergency and Chapter vehicles to be able to travel in providing any of the above assistance. Remote members live at the base of the Chuska Narbono Pass with heavier snowfall and members residing in the flats of Milk

☒ document attached

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

The Heavy Equip Operator Crystal Chapter is already familar with driving and providing maintenance for John Deer heavy duty equipment. Current grader is very old and run-down. Crystal Chapter provides the initial grading services for Chapter Members allowing for Emergency vehicle access, opening up roads to individuals with 1) medical needs, 2) elderly, and 3) rest of the community. Assistance from NDOT does not arrive until 4-5 days later in grading

☒ document attached

(c) Provide 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:

Oct 1, 2023 - December 31, 2026

☐ document attached

(d) Identify who will be responsible for implementing the Program or Project:

DCD, NNFRF and NON-LGA Chapter.

☐ 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:

The Crystal Chapter Heavy Equipment Operator will be responsible for the operations and ongoing maintenance of the John Deer Grader.

☐ 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:

1.12 - Other Public Health Services - Crystal Chapter is located at the base of the Chusca Mountains at about 7,000 - 7,500 feet elevation. The Chapter experiences a higher amount of precipitation (snow and rain) affecting the safety of transportation on roads; almost all are dirt. A new Grader is the means to open up ALL Chapter roads for emergency vehicles, allow medical needs members to get out for appointments or emergency vehicles access into homes. Cleared roads also allow other vehicles to deliver PPE, sanitation, water, food and heating supplies including wood, coal and wood pellets to community members. The grader is also utilized to help retrieve vehicles that are stuck in snow or mud.

☐ document attached

Part 3. Additional documents.

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

- Crystal Chapter John Deer 6WD 672G Grader Quotes - 4Rivers Equipment, Farmington, NM, Stutz Equipment, Farmington, NM, and RDO Equipment, Flagstaff, AZ
- CRY-04-2023-016

☒ 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: Kristin Damon
signature of Preparer/CONTACT PERSON

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

Approved by: [Signature]
signature of CSC

Approved by: [Signature]
signature of Chapter ASO

10/02/2023

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

FY 2023

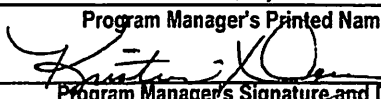
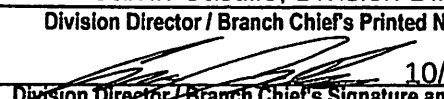
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>New</u>		Program Title: <u>John Deer Grader</u>		Division/Branch: <u>Div of Community Development</u>			
Prepared By: <u>Krisitn Damon</u>		Phone No.: <u>505.777.2800</u>		Email Address: <u>kdamon@nnchapters.org</u>			

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	<u>10/1/23-12/31/26</u>	375,000.00	100%	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				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay	6	0	375,000	375,000
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	\$375,000	\$375,000
				PART IV. POSITIONS AND VEHICLES				
				Total # of Positions Budgeted:		(D)	(E)	
				Total # of Vehicles Budgeted:				
TOTAL:		\$375,000.00	100%					

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: <u>Kristin Damon, Crystal CSC</u> Program Manager's Printed Name  Program Manager's Signature and Date	APPROVED BY: <u>Calvin Castillo, Division Director</u> Division Director / Branch Chief's Printed Name  Division Director / Branch Chief's Signature and Date <u>10/02/2023</u>
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10/02/2023
Jaron M. Charley, Department Manager II

FY 2023THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATIONPage 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>John Deer 672G Series 6WD Grader</u>		Business Unit No.: <u>New</u>	
PART II. DETAILED BUDGET:			
(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)
9142	Equipment: Purchase new John Deer 6WD grader (quotes attached). Purchase to be complete by 12/31/23.	375,000	375,000
TOTAL		\$375,000	\$375,000

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

Page 1 of 1
PROJECT FORM

PART I. Business Unit No.: New Project Title: <u>John Deer Grader - Crystal Chapter</u> Project Description <u>Acquisition of John Deere 672G series 6WD Grader</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															PART II. Project Information Project Type: <u>John Deer Grader</u> Planned Start Date: <u>10/1/2023</u> Planned End Date: <u>12/31/2026</u> Project Manager: <u>Kristin Damon</u>																																																																																																																																																																																						
PART III. List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.		PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc. <table border="1" style="width:100%; border-collapse: collapse; text-align: center;"> <tr> <th colspan="12">FY23</th> <th colspan="12">FY 24</th> <th colspan="2" rowspan="3"> Expected Completion Date if project exceeds 8 FY Qtrs. Date <u>12/31/24</u> </th> </tr> <tr> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> </tr> <tr> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> <th>A</th><th>M</th><th>J</th> <th>Jul</th><th>A</th><th>S</th> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> <th>A</th><th>M</th><th>J</th> <th>Jul</th><th>A</th><th>S</th> </tr> <tr> <td colspan="24" style="text-align: left; padding-left: 5px;">9140 - John Deer Grader Purchase</td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> <tr> <td colspan="3">\$</td> <td colspan="3">\$</td> <td colspan="3">\$</td> <td colspan="3">\$</td> <td colspan="3">\$</td> <td colspan="3">\$</td> <td colspan="3">\$</td> <td colspan="3">\$</td> <td colspan="3">PROJECT TOTAL</td> </tr> <tr> <td colspan="3"></td> <td colspan="3"></td> <td colspan="3"></td> <td colspan="3"></td> <td colspan="3"></td> <td colspan="3"></td> <td colspan="3"></td> <td colspan="3"></td> <td colspan="3">375,000.</td> </tr> </table>																				FY23												FY 24												Expected Completion Date if project exceeds 8 FY Qtrs. Date <u>12/31/24</u>		1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	9140 - John Deer Grader Purchase																																	X	X	X	X	X	X										\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL																											375,000.		
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FOR OMB USE ONLY: Resolution No: _____ FMIS Set Up Date: _____ Company No: _____ OMB Analyst: _____

Crystal Chapter John Deere 6WD 672G Grader – ADDITIONAL DOCUMENTS

- Subrecipients information
- Appendix A, Part 2, Sections 'a' and 'b'. Additional notes explaining the extension of the quote expiration.
- 4Rivers Equipment, LLC Quote
- RDO Equipment Co. Quote
- Crystal Chapter Resolution CRY-04-2023-016

Crystal Chapter

John Deer 6WD 672G Grader

Subrecipients

4Rivers Equipment

1100 Troy King Road

Farmington, NM 87401

505.326.1101

505.326.2516 (fax)

RDO Equipment Co.

5500 East Penstock Avenue

Flagstaff, AZ 86004

928.526.0639

928.526.2498 (fax)

John Deer 6WD 672G Grader Proposal, Crystal Chapter

- a. Funding will be used to purchase a new John Deer 6WD 672G series Grader. It will be used to clear and open up roads to Chapter Members in all seasons. Cleared roads in all seasons allows for members to utilize transportation to provide for themselves, whether it be food, heat, PEP, or sanitation. Roads have to be open for members to travel out as well as emergency and Chapter vehicles to be able to travel in providing any of the above assistance. Remote members live at the base of the Chuska Narbono Pass with heavier snowfall and members residing in the flats of Milk Water are challenged with snow drifts. Grading services are critical to the survival of Chapter Members during severe weather events.**
- b. The Heavy Equip Operator for Crystal Chapter is already familiar with driving and providing maintenance for John Deer heavy duty equipment. Current grader is very old, high mileage and run-down. Crystal Chapter provides the initial grading services for Chapter Members allowing for Emergency vehicle access, opening up roads to individuals with 1) medical needs, 2) elderly, and 3) rest of the community. Assistance from NDOT does not arrive until 4-5 days later in grading process, sometimes not at all. The Chapter is the primary provider of these critical grading services, especially in times of emergency.**

NOTE:

The preferred business to fill the grader quote is 4Rivers Equipment, Inc., Farmington, NM. I inquired about the increase in price due to inflation between the quote date of 5.4.2023 and the actual purchase date price. Last year John Deere equipment increased by seven (7) percent effective November 1, 2022.

With the 'Quotation Void after 60-Days', I pressed for an extension. David Valdez, Salesman, offered to extend the quote if a Purchase Order is in place by September 30, 2023. Thereafter, the price is likely to increase by five (5) percent reflected in the Amount of FRF requested (\$375,585)



E Q U I P M E N T

1100 Troy King Road
Farmington NM 87401
505-326-1101

Albuquerque NM • Cheyenne WY • Colorado Springs CO • El Paso TX • Farmington NM • Fort Collins CO
Frederick CO • Greeley CO • Hobbs NM • Holly CO • Lamar CO • Pueblo CO • Rocky Ford CO • Strasburg CO
www.4RiversEquipment.com

Quotation

To: Navajo Nation Crystal Chapter
Po Box 775
Navajo, NM 87328
Attention: Miss Kristin Damon

Date 5.4.2023
FOB: 4Rivers Farmington
Delivery Date: 30-180 Days ARO
(Quotation Void after 60- Days)

1 Each New 2023 John Deere 672G All Wheel (6wd) Motor Grader Equipped with:
9.0L John Deere Wet Sleeve Engine (548 Cu. In.) Displacement (255 VHP) Final Tier 4 Emissions, Dual 100
amp Alternator (200 amp total), **HD** Air Cleaner- 9.0L **14in**, Adjusting Rotary Ejector **Pre-Cleaner**, **Severe
Duty** Fuel Filter & Water Filtration, Decelerator, **Auto Shift Plus Transmission 8fwd 8rev Gears**, Transmission
Solenoid Valve Guard, **Antler Rack Controls (Traditional)**, **Steering Wheel**, Hydraulic Pump Disconnect, 14'x
24'x 7/8" MB (6"Ceh 5/8"), Single Input w/Slip Clutch Gearbox, Reversible Overlay End Bits, **17.5-25 16pr
G2/L2 Bias Tires with 3pc Rims**, Low Cab with Lower Front and Side **Opening** Windows, Lower Front
Intermittent Wiper/Washer, **Powered** Cab Air Cleaner, Front Fenders, **Premium** Heated leaver/frabric High
Back Air Suspension Seat with Arm Rests, **Front Mounted Dozer Blade 105" X 37.6"**, Rear Ripper/Scarifier
Combo with Rear Hitch and Pin, 9extra Scfr Shanks and 2 extra Rippers Shanks w/Teeth, **Deluxe** Grading
Lights 18 Halogen with Led Brake and Tail, Converter 10/15amp 24v To 12v, Heated Exterior Mounted
Rearview Mirrors, Premium Am/Fm/WB/Bluetooth and Aux, Rear Camera, Rear Retractable Sunshade, LH
Beacon with Flip Down Bracket, Fire Extinguisher, SMV Sign, Engine Block Heater, Ether Aid Less Canister,
Cold Weather Control Valve Covers (cold start packages), Right Side Engine Compartment Light, Tire Chains
(6) and Extra Cutting Edges, **JD Link Ultimate Life Time Service**, Plus all Other Standard Equipment.

NN Crystal Chapter Price using NN Governmental Discounts:

\$357,700.00

Machine Warranty:

12-Months Full Machine Factory Warranty, plus an additional 72-Months/4000 hours whichever occurs first of
Powertrain plus Hydraulics extended warranty. FOB a 4Rivers Equipment Facility. **Total coverage is 84-
months/4000 hours.**

Operator Training:

Free of charge for training on operations and maintenance of the machine at time of delivery.

By: David Valdez 505-947-4796 cell

Accepted By: Kristin Damon

Order Accepted By: 4 Rivers Equipment, LLC.



JOHN DEERE

Investment Proposal (Quote)

RDO Equipment Co.
5500 East Penstock Avenue
Flagstaff AZ, 86004
Phone: (928) 526-0639 - Fax: (928) 526-2498

Proposal for:
CRYSTAL CHAPTER
P.O. BOX 775
NAVAJO, NM, 87328
MCKINLEY

Investment Proposal Date: 4/28/2023
Pricing Valid Until: 5/12/2023
Deal Number: 1653041
Customer Account#: 2800983
Sales Professional: Buzz Ivceck
Phone: (928) 526-0639
Fax: (928) 526-2498
Email: Blvicek@rdoequipment.com

Comments

Price includes 6 ea. tire chains and 1 set of cutting edges w/hardware.

Equipment Information

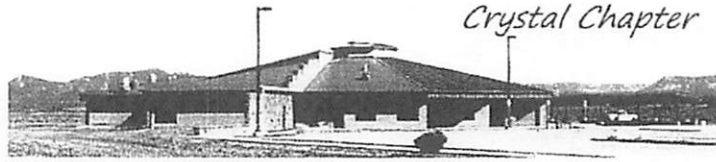
Quantity	Serial Number Stock Number	Hours (approx.)	Status / Year / Make / Model Additional Items	Cash Price
1	TBD TBD	0	New 2023 JOHN DEERE 672G	\$346,566.08
			Freight in FACTORY FREIGHT	\$5,500.00
			Freight Out DELIVERY	\$2,500.00
			Other 6 EA TIRE CHAINS AND ONE EXTRA SET OF CUTTING EDGES W/HARDWARE	\$6,540.00
			Item Subtotal:	\$361,106.08
			Equipment Subtotal:	\$361,106.08

Purchase Order Totals

Balance: \$361,106.08
NM STATE TAX: \$18,055.31
NM COUNTY TAX: \$5,867.97
Sales Tax Total: \$23,923.28
Sub Total: \$385,029.36
Cash with Order: \$0.00
Balance Due: \$385,029.36

Equipment Options

Qty	Serial Number	Year / Make / Model	Description
1	TBD	2023 JOHN DEERE 672G	8450T 672G MOTOR GRADER with 6WD 1140 John Deere PowerTech PSS 9.0L meets EPA FT4 Emissions 1830 Engine Exhaust W/ Flat Black Stack (FT4 or Stage V only) 1420 Severe Duty Fuel & Water Filtration System 1310 Quick Service Group 9360 Engine Block Heater 9370 Ether Starting Aid 1010 Standard Antler Rack Hydraulic Controls 5030 Low Cab w/ Lower Front and Side Opening Windows 8830 Rear Camera (R4) 8210 Exterior Mounted Rearview Mirrors 8410 AM/FM Radio with Aux and Weather Band (WB) 8310 Lower Front Intermittent Wiper & Washer 6030 No Powered Cab Air Pre-cleaner 6120 Standard Fabric Air Suspension Seat with Armrests and Headrest 8720 No Sound Absorption Package 6620 Base Hydraulics w/ 1 Auxiliary Function Control 8510 Air Conditioner Refrigerant Charged 9210 Decelerator 2575 No Grade Control Base Kit Installed 2775 No Topcon 3D GPS Grade Control System Installed 5815 Hydrau 1610 Hydraulic Pump Disconnect 170K JDLink™ 1910 Blade Impact Absorption System 2060 14 Ft. x 24 In. x 7/8 In. (4.27M x 610mm x 22mm) w/ 8 In. x 3/4 In. (203 x 19mm) Cutting Edge & 5/8 In. (16mm) Hardware 2820 Single Input Gearbox with Slip Clutch 9450 Reversible Overlay End Bits 1240 Dual 100 Amp Alternators (200 Amp total) 7160 Deluxe Grading Lights (18 Halogen Lights) 8110 24-to-12 Volt Converter (15 amps peak / 10 amps continuous) 6810 Rear Mounted Ripper/Scarifier Combination with Rear Hitch and Pin 9430 (9) Extra Scarifier Shanks w/Teeth For Rear Ripper/Scarifier 6510 Autoshift Transmission 5710 Transmission Solenoid Valve Guard 4924 No Brand Preference 7810 Front Fenders 9724 17.5R25 L2 1 STAR NO BRAND PREFERRED WITH 3PC RIM 2805 English Manual W/ English Labels & Decals 6520 RH Base Hydraulic plus one Auxiliary 6780 DOZER BLADE 105" X 37.6"



Crystal Chapter

P.O. Box 775, Navaio, New Mexico 87328 (505)777-2800/2801

CRY-04-2023-016

**RESOLUTION OF THE CRYSTAL CHAPTER
SUPPORTING THE CHAPTER PROPOSAL OF THE NAVAJO NATION
GOVERNMENT FOR THE AMERICAN RESCUE PLAN ACT OF 2021 BY
AND THROUGH THE NAVAJO FISCAL RECOVERY FUND FOR
ENUMERATED CHAPTER PROJECTS**

WHEREAS:

1. Pursuant to 26 N.N.C. section 3 (A), the Crystal Chapter is a duly recognized chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10; and
2. On March 6, 2021, the U.S. Congress approved the American Rescue Plan Act of 2021; and on March 11, 2021, the U.S. President Joe Biden signed it into law; and
3. The Navajo Nation received 1.9 billion of funding through the American Rescue Plan Act of 2021; and established the Navajo Fiscal Recovery Fund ("FRF") Office to oversee the application of proposals for the ARPA projects for Navajo chapters; and
4. The Navajo Division of Community Development is identified in the Navajo Nation Council Resolution C is managing the Navajo chapter governance of the ARPA proposals submission for the 110 Navajo governance chapters. Crystal Chapter initially submitted four infrastructure proposals for its respective chapter; and
5. The Crystal Chapter subsequently conducted its assessments, data collection and the projects are ready for funding; and submit a letter from Crystal Chapter Officials listing propriety projects; and
6. The Crystal Chapter is submitting two additional projects (one infrastructure) for the American Rescue Plan Act ("ARPA") proposal to the Navajo Nation Division of Community Development according to the project checklist and the ARPA guidelines. Projects serving individual community members and their families rather than the community are on "needs based." The following are the identified APRA projects for the funds of proposed capital items:
 - A. Crystal Chapter Fire Suppression / Water Tank Installation
 - B. New Grader to service the Crystal Community

NOW, THEREFORE BE IT RESOLVED THAT:

- A. The Chapter hereby amends the original proposal submitted to the Navajo Nation government for the American Rescue Plan Act/Fiscal Recovery Funds as intended to support

governmental efforts to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by residents and businesses. In accordance with Section 9901 of ARPA, Fiscal Recovery Funds shall only be used for the following:

1. To respond to the COVID-19 public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits; or aid to impacted industries such as tourism, travel, and hospitality.
 2. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers.
 3. To provide government services to the extent of the reduction in Navajo Nation revenue due to the COVID-19 public health emergency, relative to revenues collected in the most recent full fiscal year prior to the emergency; and
 4. To make necessary investment in water, sewer, or broadband infrastructure.
- B. Under the direction of the FRF Expenditure Plan Budget Crystal Chapter is supporting the Project and affirming that the Chapter will only use awarded Funds in compliance with the ARPA, the ARPA Regulations, and all other applicable Navajo Nation and federal laws and regulations. This provision does not apply to formula-based distributions of Fiscal Recovery Funds to Non-Governance Certified Chapters.
- C. The Crystal Chapter leadership and its community member support the proposal of the above-mentioned capital items for ARPA/FRF funding according to the American Rescue Plan Act appropriations regulations and guidelines.

C E R T I F I C A T I O N

I hereby certify that the foregoing resolution was duly considered by the Crystal Chapter at a duly called chapter meeting at Crystal (Navajo Nation), New Mexico at which a quorum was present and that same was motioned by Theresa Kedelty and seconded by Randell Kelly; and was considered and approved with votes of 12 in favor, 02 opposed and 04 abstained on this 18th day of April 2023.



Patricia Slim, Chapter President