



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

May 4, 2023

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

RE: CAP-13-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Regional Project Plan for Honorable Shaandiin Parrish's Delegate Region (Chapters: Chilchinbeto, Dennehotso, Kayenta)

Dear Speaker Curley,

I am pleased to sign into law this resolution CAP-13-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Parrish's Delegate Region in the amount of \$5,150,673.65.

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,

A handwritten signature in blue ink, appearing to be "Buu Nygren", written over a circular stamp.

Dr. Buu Nygren, *President*
THE NAVAJO NATION

RESOLUTION OF THE
 NAVAJO NATION COUNCIL
 25th 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 SHAANDIIN PARRISH'S DELEGATE REGION
 (CHAPTERS: CHILCHINBETO, DENNEHOTSO, KAYENTA)

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. 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. Shaandiin Parrish's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon.

Shaandiin Parrish'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. Shaandiin Parrish's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Shaandiin Parrish's Delegate Region (Chapters: Chilchinbeto, Dennehotso, Kayenta) as set forth in Exhibit A.

SECTION THREE. APPROVAL OF HON. SHAANDIIN PARRISH'S DELEGATE REGION PROJECT PLAN

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Shaandiin Parrish's Delegate Region (Chapters: Chilchinbeto, Dennehotso, Kayenta) 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 25th 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 21 in Favor, and 00 Opposed, on this 18th day of April 2023.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

4/27/23


DATE

Motion: Honorable Helena Nez Begay
Second: Honorable Shaandiin Parrish

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 May, 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

COUNCIL DELEGATE: Delegate Shaandiin Parrish

Exhibit A

CHAPTERS: Chilchinbeto, Dennehotso, Kayenta

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
Division of Economic Development	Western Regional Business Development Office	Chilchinbeto Convenience Store	Division of Economic Development	6.1	HK0163	\$ 1,150,000.00
Division of Community Development	*Dennehotso Chapter	Dennehotso Chapter Warehouse	Division of Community Development	6.1	HK0271	\$ 1,267,000.00
Division of Community Development	*Kayenta Chapter	Kayenta Chapter 3-Bay Warehouse	Division of Community Development	6.1	HK0286	\$ 1,267,200.00
Division of Community Development	*Dennehotso Chapter	Dennehotso Chapter Modular Homes	Division of Community Development	2.15	HK0292-2	\$ 933,672.00
Division of Community Development	*Dennehotso Chapter	Dennehotso Chapter Bathroom Additions	Division of Community Development	1.14	HK0293	\$ 384,000.00
Division of Community Development	*Dennehotso Chapter	Dennehotso Chapter Truck and Trailer Purchase	Division of Community Development	6.1	HK0295	\$ 123,801.65
Division of Community Development	*Chilchinbeto Chapter	Chilchinbeto Chapter Purchase of Gooseneck Trailer	Division of Community Development	6.1	HK0298	\$ 25,000.00
		UN-ALLOCATED AMOUNT				\$ 3,651,666.35

*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

Kayenta Chapter 3-Bay Warehouse



**NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL**

DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0286

Date & Time Received: 12/7/2022 at 17:20

Date & Time of Response: 14 December, 2022; 12:22 pm

Entity Requesting FRF: Kayenta Chapter

Title of Project: 3-bay warehouse

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,267,200

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: 6.1, Provision of Government Services

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: _____

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: This Initial Eligibility Determination is based on the documents provided which we have assumed are true, correct, and complete. Should the Project or Program change in any material way after this initial determination, the requestor must seek the advice of NNDOJ. This 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: Kayenta Chapter date prepared: 09/28/22

Chapter's P.O. BOX 1088 phone/email: 928-882-1110 kayenta@navajochapters.org
mailing address: Kayenta, AZ 86033 website (if any): _____

this Form prepared by: Pearl J. Begay phone/email: 928-882-1110 kayenta@navajochapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

title and type of Project: Warehouse - 3 bay

Chapter President: Dalton Singer phone & email: 928-882-1110 dsinger@naataanii.org

Chapter Vice-President: Sally Chee phone & email: 928-882-1110

Chapter Secretary: Genevieve Benally phone & email: 928-882-1110, gbenally@navajochapters.org

Chapter Treasurer: Genevieve Benally phone & email: 928-882-1110, gbenally@navajochapters.org

Chapter Manager or CSC: Pearl J. Begay, Acting Manager phone & email: 928-882-1110, pearlbegay@nncchapters.org

DCD/Chapter ASO: Calvin Tsosie phone & email: 928-429-0096, cetsosie@nndcd.org

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

document attached

Amount of FRF requested: \$ 1,267,200 FRF funding period: 10/1/22 - 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:

The warehouse will be a place to secure PPE's, food bottled water, wood, coal and other valuable assets like backhoe that the Kayenta Chapter will obtain to provide burial assistance to COVID related deaths.

document attached

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

The bought warehouse will offer longevity and protect the heavy equipment and PPE's from vandalism and protection from weather.

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

APPENDIX A

Program(s) or Project(s) by December 31, 2026:

Kayenta Chapter obtain 3 quotes from potential vendors for construction of new warehouse, utilizing the Procurement Process to obtain quotes to purchase a new warehouse. The proposed work consists of labor, materials and equipment in the construction of the warehouse to complete the project by 12/31/2026. document attached

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

The Kayenta Chapter & Administrative Service Center will be responsible for the implementation of the warehouse project. 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:

After the completion of the project it will be the responsibility of the Kayenta Chapter to maintain the operation and maintenance cost.

 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:

6.1 Provision of Government Services. The Kayenta Chapter warehouse is in deplorable state and the condition of the current warehouse is dilapidated, the roof is leaking, the double doors have to be secured with barb wires, it's beyond repairs.

 document attached

Part 3. Additional documents.

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

 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:

[Signature]
signature of Preparer/CONTACT PERSON

Approved by:

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

Approved by:

[Signature]
signature of CSC

Approved by:

[Signature]

12/05/2022

Approved to submit for Review:

[Signature]
signature of DCO Director

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: <u>New</u> <u>-105001-</u>		Program Title: <u>Kayenta Chapter Warehouse</u>		Division/Branch: <u>Kayenta Chapter/ASC</u>				
Prepared By: <u>Pearl J. Bgay</u>		Phone No.: <u>928-882-1110</u>		Email Address: <u>pearlbegay@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
<u>ARPA/FZE</u>	<u>1,267,200</u>	<u>1,267,200</u>	<u>100%</u>	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	<u>lp</u>	<u>-223,500</u>	223,500	223,500
				5000 Lease and Rental				
				5500 Communications and Utilities	<u>lp</u>	<u>-255,000</u>	<u>255,000</u>	<u>255,000</u>
				6000 Repairs and Maintenance				
				6500 Contractual Services	<u>lp</u>	<u>-450,000</u>	<u>150,000</u>	<u>150,000</u>
				7000 Special Transactions				
				8000 Public Assistance			<u>223,500</u>	<u>223,500</u>
				9000 Capital Outlay	<u>lp</u>	<u>-427,500</u>	<u>638,700</u>	<u>638,700</u>
				9500 Matching Funds	<u>lp</u>	<u>-211,200</u>	<u>211,200</u>	<u>211,200</u>
				9500 Indirect Cost				
				TOTAL		<u>91,267,200.00</u>	<u>-0.00</u>	<u>0</u>
TOTAL:				\$0.00	0%	PART IV. POSITIONS AND VEHICLES		
					(D)	(E)		
				Total # of Positions Budgeted:	<u>0</u>	<u>0</u>		
				Total # of Vehicles Budgeted:	<u>0</u>	<u>0</u>		
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Pearl J. Bgay</u>			APPROVED BY: <u>Pearl B. Bgay</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
<u>[Signature]</u> <u>9/30/22</u>			<u>[Signature]</u> <u>12.6.22</u>					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					

FY 2023

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

Page ___ of ___
BUDGET FORM 2

PART I. PROGRAM INFORMATION:									
Business Unit No.: <u>105001 New</u>			Program Name/Title: <u>Kayenta Chapter Warehouse</u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: <u>To purchase a brand new warehouse</u>									
Program Performance Measure/Objective: <u>To obtain 3 quotes using the Procurement Process to purchase warehouse</u>		1		1		1		1	
2. Goal Statement:									
Program Performance Measure/Objective:									
3. Goal Statement:									
Program Performance Measure/Objective:									
4. Goal Statement:									
Program Performance Measure/Objective:									
5. Goal Statement:									
Program Performance Measure/Objective:									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
<u>Heane J. Begay</u> Program Manager's Printed Name				<u>Charles Williams</u> Division Director/Branch Chief's Printed Name					
<u>[Signature]</u> 9/30/22 Program Manager's Signature and Date				<u>[Signature]</u> 12.6.22 Division Director/Branch Chief's Signature and Date					

FY 2023

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

Page of
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Kayenta Chapter Warehouse</u>		Business Unit No.: <u>405001-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)
8000 8500 8510	Public Assistance ^{AK} Infrastructure (non exp) ^{AK} 8510 Housing Constructn Materials ^{AK}	223,500 ^{AK}	223,500 ^{AK}
5500 5520	Communications & utilities ^{AK} Telephone ^{AK} 5560 Hardware/Install ^{AK}	255,000 ^{AK}	255,000 ^{AK}
9000 9050 9052 9062	Capital Outlay ^{AK} Building ^{AK} 9052 Buildings ^{AK} 9062 Contingencies	427,500 ^{AK} 211,200 ^{AK}	638,700 ^{AK}
TOTAL		1,267,200.00	1,267,200.00



Navajo Nation Kayenta Chapter
Post Office Box 1088
Kayenta Chapter, Navajo Nation, AZ 86033
Chapter Resolution



Resolution No: KY23-11-04

Amending and Approving Resolution KY22-123-10. Approving the Appendix A, the Navajo Nation Fiscal Recovery Funds Request Form & Expenditure Plan for Kayenta Chapter's Construction of a New Warehouse Project for the Storage of PPEs, Water, Wood, Coal and Food; and to Mitigate the COVID-19 Pandemic.

WHEREAS:

1. Pursuant to 26 N.N.C, § 3(A), the Kayenta Chapter continues as a certified chapter of the Navajo Nation Government, as listed at 11 N.N.C, part 1, § 10; AND
2. Pursuant to 26 N.N.C., § 1(B), the Kayenta Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction(s) when necessary and to make recommendation(s) to the Navajo Nation and other local agencies for appropriate action(s); AND
3. The Kayenta Chapter is requesting funding from the ARPA funding pool in the amount of \$1,267,200.00 for a 3 Bay 50' by 80', 4,000 square feet warehouse; the funds will be used for the construction of a new warehouse for the secure storage of PPEs, water, wood, coal, food and other valuable assets; and to mitigate the COVID-19 Pandemic; AND
4. The current Kayenta Chapter warehouse is beyond repair, it is in dilapidated condition, and the roof is leaking; AND
5. The Kayenta Chapter is requesting funding in the amount of \$1,267,200.00 for a 3 Bay 50' by 80', 4,000 square feet warehouse, and the warehouse will be built on Kayenta Chapter's property; AND
6. The Kayenta Chapter will advertised through the Navajo Times newspaper for an Invitation for Bid to potential vendors operating on and off the Navajo Nation, announcing a Competitive Sealed Bidding.
7. Chapter affirms that the Chapter KAYENTA will only use awarded Funds in compliance with the ARPA, the ARPA Regulations, and all other applicable Navajo Nation and federal laws and regulations.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Kayenta Chapter hereby approves the Appendix A, the Navajo Nation Fiscal Recovery Funds Request Form & Expenditure Plan for Kayenta Chapter's construction of a new warehouse project, for the requested funding amount of \$1,267,200.00 for a 3 Bay 50' by 80', 4,000 square feet warehouse; attached as Appendix "A".
2. The Kayenta Chapter Administration will be responsible for the implementation of the warehouse project, and to maintain the operation and its maintenance cost.
3. The Kayenta Chapter Administration shall initiate the Construction of the New Warehouse Project in Fiscal Year 2023, and the estimated date of completion of the Project will be before December 31, 2026.

CERTIFICATION

We, hereby, certify that the foregoing resolution was duly considered by the Kayenta Chapter at a duly called meeting in KAYENTA, Navajo Nation, Arizona; at which a quorum was present and that the same was passed by a vote of 04 in favor, 00 Opposed, and 01 abstaining this 03rd day of April, 2023.

Motion: Shandiin Parrish

Second: Sally Chee

Dalton Singer
Dalton Singer, President



Navajo Nation Kayenta Chapter
Post Office Box 1088
Kayenta Chapter, Navajo Nation, AZ 86033
Chapter Resolution



Resolution No: KY22-123-10

Approving the Appendix A, the Navajo Nation Fiscal Recovery Funds Request Form & Expenditure Plan for Kayenta Chapter's Construction of a New Warehouse Project for the Storage of PPEs, Water, Wood, Coal and Food; and to Mitigate the COVID-19 Pandemic.

WHEREAS:

1. Pursuant to 26 N.N.C, § 3(A), the Kayenta Chapter continues as a certified chapter of the Navajo Nation Government, as listed at 11 N.N.C, part 1, § 10; AND
2. Pursuant to 26 N.N.C., § 1(B), the Kayenta Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction(s) when necessary and to make recommendation(s) to the Navajo Nation and other local agencies for appropriate action(s); AND
3. The Kayenta Chapter is requesting funding from the ARPA funding pool in the amount of \$1,267,200.00 for a 3 Bay 50' by 80', 4,000 square feet warehouse; the funds will be used for the construction of a new warehouse for the secure storage of PPEs, water, wood, coal, food and other valuable assets; and to mitigate the COVID-19 Pandemic; AND
4. The current Kayenta Chapter warehouse is beyond repair, it is in dilapidated condition, and the roof is leaking; AND
5. The Kayenta Chapter is requesting funding in the amount of \$1,267,200.00 for a 3 Bay 50' by 80', 4,000 square feet warehouse, and the warehouse will be built on Kayenta Chapter's property; AND
6. The Kayenta Chapter will advertised through the Navajo Times newspaper for an Invitation for Bid to potential vendors operating on and off the Navajo Nation, announcing a Competitive Sealed Bidding.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Kayenta Chapter hereby approves the Appendix A, the Navajo Nation Fiscal Recovery Funds Request Form & Expenditure Plan for Kayenta Chapter's construction of a new warehouse project, for the requested funding amount of \$1,267,200.00 for a 3 Bay 50' by 80', 4,000 square feet warehouse; attached as Appendix "A".
2. The Kayenta Chapter Administration will be responsible for the implementation of the warehouse project, and to maintain the operation and its maintenance cost.
3. The Kayenta Chapter Administration shall initiate the Construction of the New Warehouse Project in Fiscal Year 2023, and the estimated date of completion of the Project will be before December 31, 2026.

CERTIFICATION

We, hereby, certify that the foregoing resolution was duly considered by the Kayenta Chapter at a duly called meeting in KAYENTA, Navajo Nation, Arizona; at which a quorum was present and that the same was passed by a vote of 05 in favor, 00 Opposed, and 02 abstaining this 03rd day of October, 2022.

Motion: Dalton Singer Second: Pearl Begay

Dalton Singer
Dalton Singer, President

Sally Chee
Sally Chee, Vice President

Genevieve Benally
Genevieve Benally, Secretary/Treasurer

**PRELIMINARY COST ESTIMATE FOR A PRE ENGINEERED
WAREHOUSE FOR HEAVY EQUIPMENT STORAGE.**

3 Bay 50' X 80', 4,000 Square Feet

Preliminary Cost Per Square Footage.....\$ 264.00

Plans and Design.....\$150,000.00

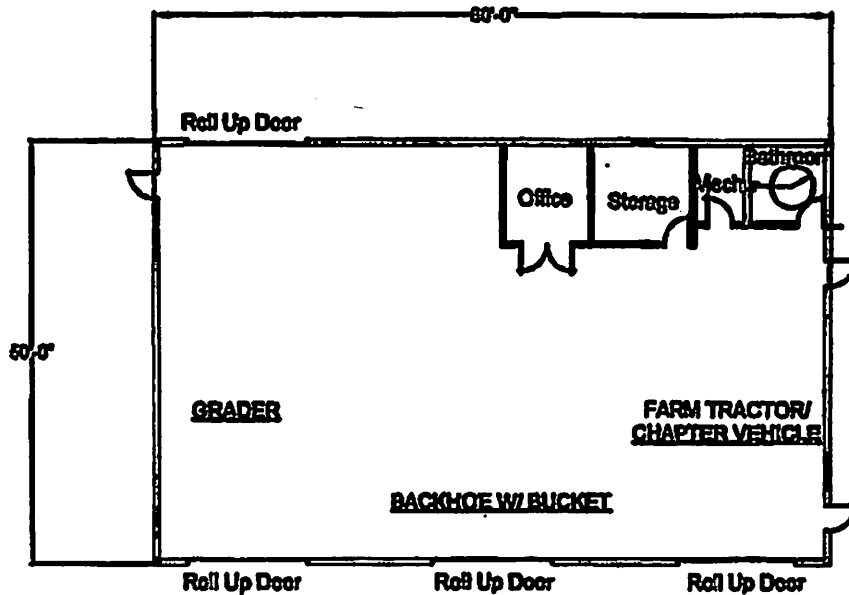
Estimated Cost for the Pre-Engineered Building only.....\$427,500.00

Estimated Cost for Utilities and Infrastructure\$255,000.00

Foundation and Concrete Slab on Grade.....\$223,500.00

TOTAL COST \$1,055,000.00

NOTE: COST MAY VARY ACCORDING TO SITE AND SOIL CONDITIONS



3- BAYS METAL WAREHOUSE BUILDING FLOOR PLAN

STRUCTURE:

- A. Size: 60' X 50' Width 14' / 18' Height/ Three (3) Bays
- B. 6" 7 8" Conc. Foundation w/ Conc. Apron
- C. Heavy Duty Steel Frame- Withstand 80 MPH
- D. Manual Roll Up Bay Doors
- E. Ceiling Heaters and Fans
- F. Wall Mounted Exhaust Fans
- G. Industrial Mounted and Sky Lights
- H. Electric Installation (Power line)- Maximum Amps allowed to Accomodate Equipment:
 - Mechanical Lift
 - Air Compressor
 - Welding Machine
- I. Adjacent Space for excess fluid staging (oil/ transmission/ gas)
- J. Heavy Equipments: Motor Grader, Backhoes w/ Bucket, Farm Tractor, Chapter Vehicle, Googo neck and Utility Trailer

UTILIZATION:

WATER:

There will be water or no water to the new Metal Warehouse Facility, depending on the Chapters' preferences. Safety measures are in place to prevent or aide in the safety stations will be installed according NN Risk Management and NN OSHA Requirements. In addition, restroom facilities are located in the Chapters and near the Warehouse Facility.

OPERATIONS:

Please take notice that hours of operations and heavy equipment traffic is limited to 8 am to 5 pm and only as requested by community members and Chapters. It is rare that heavy equipment is operation at its full function of 8 am to 5 pm, Monday thru Friday.

**PRELIMINARY COST ESTIMATE FOR A PRE ENGINEERED
WAREHOUSE FOR HEAVY EQUIPMENT STORAGE.**

2 Bay: 40' X 60', 2,400 Square Feet

Preliminary Cost Per Square Footage:.....\$ 383.00

Plans and Design.....\$125,000.00

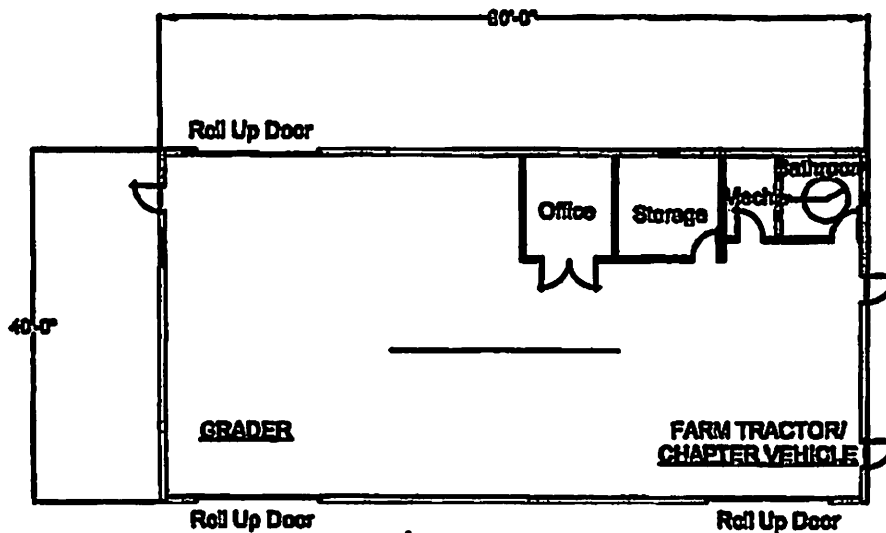
Estimated Cost for the Pre-Engineered Building only.....\$385,000.00

Estimated Cost for Utilities and Infrastructure.....\$215,000.00

Foundation and Concrete Slab on Grade\$195,300.00

TOTAL COST: \$920,300.00

NOTE: COST MAY VARY ACCORDING TO SITE AND SOIL CONDITIONS.



2- BAYS METAL WAREHOUSE BUILDING FLOOR PLAN

STRUCTURE:

- A. Size: 80' X 40' Width 14' / 18' Height/ Three (2) Bays
- B. 6" / 8" Conc. Foundation w/ Conc. Apron
- C. Heavy Duty Steel Frame- Withstand 80 MPH
- D. Manual Roll Up Bay Doors
- E. Ceiling Heaters and Fans
- F. Wall Mounted Exhaust Fans
- G. Industrial Mounted and Sky Lights
- H. Electric Installation (Power line)- Maximum Amps allowed to Accomodate Equipment:

- Mechanical Lift
- Air Compressor
- Welding Machine

I. Adjacent Space for excess fluid staging (oil/ transmission/ gas)

J. Heavy Equipments: Motor Grader, Backhoe w/ Bucket, Farm Tractor, Chapter Vehicle, Googe neck and Utility Trailer

JUSTIFICATION:

WATER:

There will be water or no water to the new Metal Warehouse Facility, depending on the Chapters' preferences. Safety measures are in place to prevent or aide in the safety stations will be installed according NN Risk Management and NN OSHA Requirements. In addition, restroom facilities are located in the Chapters and near the Warehouse Facility.

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Kayenta Chapter Construction of New Warehouse

Table 1: Displays the Project Cost Estimation for a 3 Bay: 50' X 80', 4,000 sq. ft.

Preliminary Cost per Square Foot	\$316.80
Plan and Design	\$150,000.00
Estimated Cost for the Pre-Engineered Building Only	\$427,500.00
Estimated Cost for Utilities and Infrastructure	\$255,000.00
Foundation and Concrete Slab on Grade	\$223,500.00
Contingency (Inflation): 20%	\$211,200.00
Total Cost:	\$1,267,200.00

Note: Cost May Vary According to Site and Soil Conditions.

Image 1: Displays the location of the Kayenta Chapter's Proposed New Warehouse Construction Site. The location will be in the same place, see red outline, old building will be demolished and replaced.



Kayenta Chapter Construction of New Warehouse

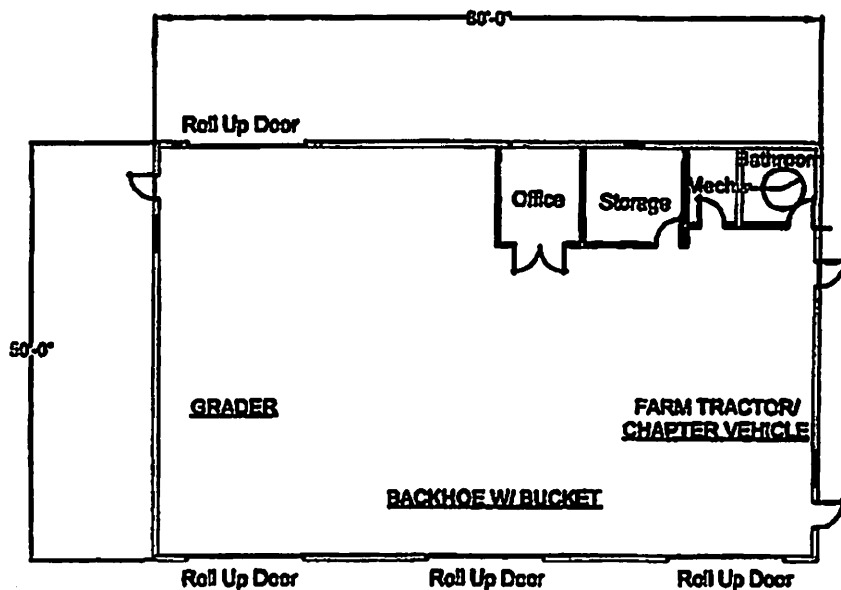
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Contingency (Inflation): 20%	\$211,200.00
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3- BAYS METAL WAREHOUSE BUILDING FLOOR PLAN

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- H. Electric Installation (Power line)- Maximum Amps allowed to Accomodate Equipment:
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 - Welding Machine
- I. Adjacent Space for excess fluid storage (oil/ transmission/ gas)
- J. Heavy Equipments: Motor Grader, Backhoe w/ Bucket, Farm Tractor, Chapter Vehicle, Gooseneck and Utility Trailer

JUSTIFICATION:

WATER:

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