



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

August 4, 2023

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

RE: CJY-52-23 *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 Seth Damon's Delegate Region (Chapters: Bááhááli, Chichiltah, Manuelito, Tsé Łichíí, Rock Springs, Tsayatoh)*

Dear Speaker Curley,

I am pleased to sign into law this resolution CJY-52-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Damon's Delegate Region in the amount of \$8,802,340.

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
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 SETH DAMON'S DELEGATE REGION (CHAPTERS:
BÁÁHÁÁLÍ, CHICHILTAH, MANUELTITO, TSÉ ŁICHÍÍ, ROCK SPRINGS,
TSAYATOH)

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. Seth Damon's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal

Recovery Fund eligible by NNDOJ. In addition, Hon. Seth Damon'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. Seth Damon's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Seth Damon's Delegate Region (Chapters: Bááháálí, Chichiltah, Manuelito, Tsé Łichíí, Rock Springs, Tsayatoh) as set forth in **Exhibit A**.

SECTION THREE. APPROVAL OF HON. SETH DAMON'S DELEGATE REGION PROJECT PLAN

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Seth Damon's Delegate Region (Chapters: Bááháálí, Chichiltah, Manuelito, Tsé Łichíí, Rock Springs, Tsayatoh) 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 July 2023.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

7/27/23

DATE

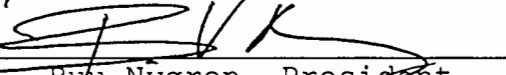
Motion: Honorable George H. Tolth

Second: Honorable Rickie Nez

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 April, 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. Seth Damon

CHAPTERS: Baahaali, Chichiltah, Manuelito, Red Rock, Rock Springs, Tsayatoh

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
Division of Community Development	None Identified	Rock Springs Chapter E911 Rural Addressing Project	Division of Community Development	1.14	HK0423	\$ 200,000.00
Division of Community Development	None Identified	Rock Springs Chapter Housing Material Assistance Project	Division of Community Development	2.18	HK0421	\$ 600,000.00
Division of Community Development	None Identified	Rock Springs Chapter Warehouse Addition Project	Division of Community Development	1.14	HK0422	\$ 800,000.00
Division of Community Development	None Identified	Tsayatoh Chapter Rural Addressing Project	Division of Community Development	1.14	HK0415	\$ 200,000.00
Division of Community Development	None Identified	Tsayatoh Chapter New Warehouse Project	Division of Community Development	1.14	HK0412	\$ 800,000.00
Division of Community Development	None Identified	Tsayatoh Chapter Solid Waste Convenience Center Project	Division of Community Development	2.22	HK0411	\$ 400,000.00
Division of Community Development	None Identified	Manuelito Chapter Scattered Home Renovation Project	Division of Community Development	2.18	HK0372-2	\$ 200,000.00
Division of Community Development	None Identified	Manuelito Chapter Septic Tank Clean-Out Project	Division of Community Development	5.5	HK0331-2	\$ 100,000.00
Division of Community Development	None Identified	Manuelito Chapter Rural Addressing (for E911) Project	Division of Community Development	1.14	HK0375	\$ 284,840.00
Division of Community Development	None Identified	Manuelito Chapter Construction/Addition of New Warehouse Building Project	Division of Community Development	1.14	HK0480	\$ 900,000.00
					TOTAL:	\$ 4,484,840.00

*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. Seth Damon

CHAPTERS: Baahaali, Chichiltah, Manuelito, Red Rock, Rock Springs, Tsayatoh

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01				\$ 4,484,840.00
Division of Community Development	None Identified	Manuelito Chapter Electrical Wiring for Homes Project	Division of Community Development	2.18	HK0371	\$ 207,500.00
Division of Community Development	None Identified	Chichiltah Chapter Powerline Extension Project	Division of Community Development	2.18	HK0313	\$ 100,000.00
Division of Community Development	None Identified	Chichiltah Chapter New Warehouse Project	Division of Community Development	1.12	HK0314	\$ 900,000.00
Division of Community Development	None Identified	Chichiltah Chapter New-House Wiring Project	Division of Community Development	2.18	HK0315	\$ 100,000.00
Division of Community Development	None Identified	Chichiltah Chapter Rural Addressing Project	Division of Community Development	2.22	HK0317	\$ 100,000.00
Division of Community Development	*Baahaali Chapter	Baahaali Chapter Water-Well Improvements Project	Division of Community Development	5.13	HK0402	\$ 250,000.00
Division of Community Development	*Baahaali Chapter	Baahaali Chapter New Warehouse Project	Division of Community Development	6.1	HK0394	\$ 800,000.00
Division of Community Development	*Baahaali Chapter	Baahaali Chapter Rural Addressing Project	Division of Community Development	1.14	HK0393	\$ 200,000.00
Division of Community Development	None Identified	Red Rock Chapter Warehouse Project	Division of Community Development	1.14	HK0511	\$ 800,000.00
					TOTAL:	\$ 7,942,340.00

*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. Seth Damon

CHAPTERS: Baahaali, Chichilitah, Manuelito, Red Rock, Rock Springs, Tsayatoh

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 02				\$ 7,942,340.00
Division of Community Development	None Identified	Red Rock Chapter Rural Addressing Project	Division of Community Development	1.14	HK0509	\$ 100,000.00
Division of Community Development	None Identified	Red Rock Chapter House-Wiring Project	Division of Community Development	2.18	HK0512	\$ 300,000.00
Division of Community Development	None Identified	Red Rock Chapter Water-Line Project	Division of Community Development	5.11	HK0513	\$ 460,000.00
		UN-ALLOCATED AMOUNT				\$ 0.00
					TOTAL:	\$ 8,802,340.00

*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 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 0422

Date & Time Received: 3/29/23 at 10:27

Date & Time of Response: 4/11/23 at 629 pm

Entity Requesting FRF: Rock Springs Chapter

Title of Project: Warehouse Addition \$800,000.00

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$800,000

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: 1.14, Other Public Health 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: 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@nndo.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.

ROCK SPRINGS CHAPTER

Tse'chi'izhi

P.O Box 4608 Yahtahey, NM 87375

Phone#: (505) 371-5100 Fax#: (505) 371-5103

E-mail: rocksprings@navajochapters.org



RSC 03-16-021

RESOLUTION OF THE ROCK SPRINGS CHAPTER

Recall Resolution NO. RSC 11-10-009, To Amend and Insert New Language, Approving the request to utilize the Delegate Damon Regional Expenditure Plan Funds, pursuant to CJN-29-22 to plan, design, and construct a Warehouse Addition in the amount of \$800,000.00, for Rock Springs Chapter.

WHEREAS:

1. The Rock Springs Chapter is a duly recognized Chapter of the Navajo Nation Government pursuant to 26 NNC Section 3 and 11 NNC, Part I, Section 10; and
2. Pursuant to Title 26, NNC Section 1(B), Rock Springs Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendations to the Navajo Nation and other Local Agencies for appropriate actions; and
3. The Rock Springs Chapter, as part of Honorable Delegate Seth Damon's Region, was allocated funds from the American Rescue Plan Act (ARPA) Delegate Regional Expenditure Plan to provide services to the Community of Rock Springs Chapter; and
4. Rock Springs Chapter is submitting a funding proposal in the amount of \$800,000.00 to plan, design, and construct a Warehouse Addition; and
5. Rock Springs Chapter shall work together to plan, design and construct an addition to the Chapter's warehouse.

NOW, THEREFORE BE IT RESOLVED THAT:

1. Rock Springs Chapter approves and respectfully submits the funding proposal packet and budget in the amount of \$ 800,000.00 to plan, design, and construct a Warehouse Addition.
2. Rock Springs Chapter will work together to plan, design, and construct an addition to the Chapter's warehouse.

ROCK SPRINGS CHAPTER

Tse'chi'izhi

P.O Box 4608 Yantahay, NM 87375

Phone#: (505) 371-5100 Fax#: (505) 371-5103

E-mail: rocksprings@navajochapters.org

3. Rock Springs Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds 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.

CERTIFICATION

WE, HEREBY CERTIFY that the foregoing resolution was duly considered by the Rock Springs Chapter at a duly called community chapter meeting at Rock Springs, of the Navajo Nation, (McKinley County), New Mexico at which a quorum was present and that same was approved by a vote of 10 In Favor, 0 Opposed, 1 Abstained, on the 16th day of March 2023.

MOTIONED: Sandra Help

SECONDED: Alyssa Keeto

Harriet K Becenti

Harriet K Becenti, Chapter President
Rock Springs Chapter

Jasper Long

Jasper Long, Vice-President
Rock Springs Chapter

Latonya M. Johnson

Latonya M. Johnson, Secretary/Treasurer
Rock Springs Chapter

Rocksprings
Chapter
Warehouse
Addition

**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: Rock Springs Chapter Date prepared: 11/10/2022

Chapter's Post Office Box 4608 phone/email: (505) 371-5100
mailing address: Yahtahey, New Mexico website (if any): rocksprings@navajochapters.org

This Form prepared by: Sherman Yazzie, CSC phone/email: (505) 371-5100
syazzie@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Warehouse Addition \$800,000.00

Chapter President: Harriett K. Becenti phone & email: (505) 879-9593

Chapter Vice-President: Jaspe rLong phone & email: (505) 870-2443

Chapter Secretary: Latonya Johnson phone & email: (505) 219-6378

Chapter Treasurer: Latonya Johnson phone & email: (505) 219-6378

Chapter Manager or CSC: Sherman Yazzie phone & email: (505) 371-5100 syazzie@nnchapters.org

DCD/Chapter ASO: Guarena Adeky phone & email: (505) 488-8476 gadeky@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Nation Division of Community Development, Construction contractors and engineers. document attached

Amount of FRF requested: \$800,000.00 FRF funding period: January 2023-September 30, 2026
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:

Warehouse project will plan, design and construct of a new/addition to an existing warehouse for Rock Springs Chapter. Funds will benefit a new warehouse addition, which is much needed at the Rock Springs Chapter to store its equipment, (i.e. backhoe, chapter vehicles, etc.). The Warehouse will provide a (Security) secure place to park the chapter equipment. The warehouse will be utilized as a public health storage area for unforeseen emergency to store COVID-19 essential medical supplies, essential food boxes, water, wood, other essential supplies, during emergency situations. The warehouse will serve the Rock Springs Community members. document attached

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

The warehouse will benefit the Rock Springs community with community distribution of essential needs during the duration of the pandemic, unforeseen emergencies, and cemetery burial assistance. 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:

Project will be completed by September 2026 if funds are to be disbursed in January 2023. Rock Springs Chapter & DCD ARPA will conduct procurement for warehouse & complying with CJN-29-22 legislation guidelines/ reports. Collaborating with with our Gallup/Baca ASC SPPS Guarena Adeky,

document attached

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

The Division of Community Development ARPA, NNFRF, & 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 Rock Springs Chapter will be fully responsible for the operations 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:

New Expenditure Category 1.14, Other Public Health Services.

The Interim Final Rule, the Navajo Nation is permitted to use these funds to address the economic impacts of COVID-19 by building stronger communities.

document attached

Part 3. Additional documents.

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

1. Chapter Resolution

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 of Preparer/CONTACT PERSON

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

Approved by: signature of CSC

Approved by: signature of Chapter ASO

Approved to submit for Review: signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>K-(New)</u>		Program Title: <u>Rock Springs Warehouse</u>		Division/Branch: <u>Division of Community Developer</u>				
Prepared By: <u>Sherman Yazzie, CSC</u>		Phone No.: <u>(505) 371-5100</u>		Email Address: <u>syazzie@nnchapters.org</u>				
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY			
MNFRF FUNDS		<u>01/01/2023 - 09/30/2026</u>	<u>800,000.00</u>	<u>100%</u>	Fund Type Code	NCN Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
CJN-28-22					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	<u>6</u>	<u>800,000</u>	<u>800,000</u>
					7000 Special Transactions			
					8000 Public Assistance			
					9000 Capital Outlay			
					9500 Matching Funds			
					9500 Indirect Cost			
					TOTAL	\$0.00	800,000.00	800,000.00
					PART IV. POSITIONS AND VEHICLES			
					Total # of Positions Budgeted:		(D)	(E)
					Total # of Vehicles Budgeted:		0	0
					TOTAL:		0	0

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

SUBMITTED BY: Sonlisa Jim-Martin, ASC Department Manger APPROVED BY: Dr. Pearl Yellowman, Director

Program Manager's Printed Name: Sonlisa Jim-Martin Division Director / Branch Chief's Printed Name: Dr. Pearl Yellowman

Program Manager's Signature and Date: [Signature] Division Director / Branch Chief's Signature and Date: [Signature] 3-2-23

PART I. PROGRAM INFORMATION:	Business Unit No.: <u>K (New)</u>	Program Name/Title: <u>Rock Springs Warehouse</u>	
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:			
PART III. PROGRAM PERFORMANCE CRITERIA:			
1. Goal Statement: Section 3: C/JN-28-22 DRP Resolution establishing Business Unit Numbers Program Performance Measure/Objective: DCD ARPAN/R/F/OMB Setup Business Unit Numbers	1st QTR	2nd QTR	3rd QTR
	Goal	Goal	Goal
	Actual	Actual	Actual
	6	6	6
2. Goal Statement: Warehouse Procurement Program Performance Measure/Objective: DCD ARPA Prepare Task Order	6	6	6
3. Goal Statement: Award Notice Program Performance Measure/Objective: Select A/E vendor	6	6	6
4. Goal Statement: Produce Construction Schedule Program Performance Measure/Objective:	6	6	6
5. Goal Statement: Monitoring & Close-Out Program Performance Measure/Objective: Monitor project through completion and prepare close-out reports	6	6	6
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.			
	6	6	6
Program Manager's Printed Name: <u>Sonlastsa Jim-Martin, ASC Department Manager</u> Program Manager's Signature and Date: <u><i>Sonlastsa Jim-Martin</i> 12.2.22</u>		Division Director/Branch Chief's Printed Name: <u>Dr. Pearl Yellowman, Director</u> Division Director/Branch Chief's Signature and Date: <u><i>Pearl Yellowman</i> 12.2.22</u>	

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Rock Springs Warehouse</u>		Business Unit No.: <u>K - (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)
8	9050 • Capital Outlay - Buildings Warehouse Addition to be contracted out for planning, design, and construction phases	800,000	800,000
TOTAL		800,000	800,000

ROCK SPRINGS CHAPTER

Tse'chi'izhi

P.O Box 4608 Yahtahey, NM 87375

Phone#: (505) 371-5100 Fax#: (505) 371-5103

E-mail: rocksprings@navajochapters.org

RSC 11-10-009

RESOLUTION OF THE ROCK SPRINGS CHAPTER

Approving the request to utilize the Delegate Damon Regional Expenditure Plan Funds, pursuant to CJN-29-22 to plan, design, and construct a Warehouse Addition in the amount of \$800,000.00, for Rock Springs Chapter.

WHEREAS:

1. The Rock Springs Chapter is a duly recognized Chapter of the Navajo Nation Government pursuant to 26 NNC Section 3 and 11 NNC, Part I, Section 10; and
2. Pursuant to Title 26, NNC Section 1(B), Rock Springs Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendations to the Navajo Nation and other Local Agencies for appropriate actions; and
3. The Rock Springs Chapter, as part of Honorable Delegate Seth Damon's Region, was allocated funds from the American Rescue Plan Act (ARPA) Delegate Regional Expenditure Plan to provide services to the Community of Rock Springs Chapter; and
4. Rock Springs Chapter is submitting a funding proposal in the amount of \$800,000.00 to plan, design, and construct a Warehouse Addition; and
5. Rock Springs Chapter shall work together to plan, design and construct an addition to the Chapter's warehouse.

NOW, THEREFORE BE IT RESOLVED THAT:

1. Rock Springs Chapter approves and respectfully submits the funding proposal packet and budget in the amount of \$ 800,000.00 to plan, design, and construct a Warehouse Addition.
2. Rock Springs Chapter will work together to plan, design, and construct an addition to the Chapter's warehouse.

ROCK SPRINGS CHAPTER

Tse'chi'izhi

P.O Box 4608 Yahtahey, NM 87375

Phone#: (505) 371-5100 Fax#: (505) 371-5103

E-mail: rocksprings@navajochapters.org

CERTIFICATION

WE, HEREBY CERTIFY that the foregoing resolution was duly considered by the Rock Springs Chapter at a duly called community chapter meeting at Rock Springs, of the Navajo Nation, (McKinley County), New Mexico at which a quorum was present and that same was approved by a vote of 8 In Favor, 0 Opposed, 1 Abstained, on the 10th day of November 2022.

MOTIONED: DANIEL HAVEN

SECONDED: TISHA CURTIS

Harriet K Becenti

Harriet K Becenti, Chapter President
Rock Springs Chapter

Latonya M Johnson PRO TEMP

Latonya M. Johnson, Secretary/Treasurer
Rock Springs Chapter

Jasper Long

Jasper Long, Vice-President
Rock Springs Chapter



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 0415

Date & Time Received: 3/29/23 at 10:20

Date & Time of Response: 4/7/23 at 12:18pm

Entity Requesting FRF: Tsayatoh Chapter

Title of Project: Rural Addressing

Administrative Oversight: _____

Amount of Funding Requested: \$200,000.00

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: _____


1.14 Other Public Health 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: Veronica Blackhat, Asst Attorney General, Natural Resources 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 NON-GOVERNANCE CERTIFIED CHAPTERS

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Tsayatoh Chapter Date prepared: 10/10/22

Chapter's mailing address: PO Box 86 phone/email: (505)905-2649
Mentmore, NM 87319 website (if any): tsayatoh.navajochapters.org

This Form prepared by: Lucy Antone phone/email: (928)309-8057
Secretary/treasurer lantone@navajochapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Rural Addressing

Chapter President: Ellen Young Thomas phone & email: (505)905-7282

Chapter Vice-President: Ellen Young Thomas phone & email: eythomas@naataanii.org

Chapter Secretary: Lucy Antone phone & email: (928)309-8057

Chapter Treasurer: Lucy Antone phone & email: lantone@navajochapters.org

Chapter Manager or CSC: none phone & email: _____

DCD/Chapter ASO: Guarena Adeky phone & email: (505)488-8476) gadeky@nndcd.org

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

Amount of FRF requested: \$200,000 FRF funding period: 10/11/22 - 9/30/2026
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:

Tsayatoh Chapter is in a rural area in need of updating its addressing system and installing street signs to make it easier for emergency personnel to locate families in distress, especially in these COVID-19 Pandemic. There have been instances where the ambulance and public safety officers have had a difficult time locating homes where an emergency occurred.

document attached

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

The Tsayatoh Chapter Community consists with approximately 2,000 residents and each life is precious and important. We would like have a function addressing system to allow for first responders to have current information to respond to any COVID-19 related or other types of emergencies.

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:

The addressing system is already in place, its a matter of updating and verifying the addresses and who lives in those homes. That should take six (6) months to complete. The second part of this project, is installing of signs and numbers on homes that do not have a house number. This portion will take approximately 12 months to complete.

document attached

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

Tsaytoh Chapter will be working with the McKinley County GIS department to complete this 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:

McKinley County GIS department and Tsaytoh Chapter, working with the Navajo Nation Addressing Authority to set up a Memorandum of Agreement to have the funds sent to McKinley County to have their department complete the project.

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:

7.2 & 6.2:
This project is to be worked on through another governmental entity. A MOA will be established between the Navajo Nation and McKinley County to complete this project.

document attached

Part 3. Additional documents.

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

A chapter resolution has been approved.

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: *Lucy Antone* signature of Preparer CONTACT PERSON Approved by: *[Signature]* signature of Chapter President (or Vice-President)
Approved by: VACANT signature of CSC Approved by: *[Signature]* signature of Chapter ASO
Approved to submit for Review: *[Signature]* signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>K (New)</u>		Program Title: <u>Isayatoh Chapter</u>		Division/Branch: <u>DCD/ASC/Isayatoh</u>	
Prepared By: <u>Guaema Adeky, SPPS</u>		Phone No.: <u>505-905-2649</u>		Email Address: <u>tsayatoh@navajochapters.org</u>	
Fiscal Year / Term: <u>10/1/22</u>		Amount: <u>200,000</u>		% of Total: <u>100%</u>	
PART II. FUNDING SOURCE(S): <u>NN Fiscal Recovery Funds</u>		Amount: <u>-400,000.00</u>		% of Total: <u>100%</u>	
PART III. BUDGET SUMMARY		Fund Type Code	(A) NNC Original Budget	(B) Proposed Budget	(C) 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					
7000 Special Transactions					
8000 Public Assistance				<u>200,000</u>	<u>200,000</u>
9000 Capital Outlay	6			<u>400,000</u>	<u>400,000</u>
9500 Matching Funds					
9500 Indirect Cost				<u>200,000</u>	<u>200,000</u>
TOTAL			\$0.00	<u>400,000.00</u>	<u>200,000</u>
PART IV. POSITIONS AND VEHICLES					
TOTAL: <u>200,000</u>			(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>Sonlasta Jim-Martin</u>		APPROVED BY: <u>[Signature]</u>			
Program Manager's Printed Name: <u>Sonlasta Jim-Martin</u>		Division Director/Branch Chief's Printed Name: <u>[Signature]</u>			
Program Manager's Signature: <u>[Signature]</u>		Division Director/Branch Chief's Signature and Date: <u>[Signature] 12.2.22</u>			

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		Business Unit No.: _____	
Tsayatoh Chapter		K- [New]	
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)
9020	Capital Outlay - Infrastructure Rural Addressing Project - To secure an MOU with McKinley County to complete the project	200,000	200,000
TOTAL		200,000	200,000

*Council Delegate, Seth Damon
President, VACANT
Vice President, Ellen Young Thomas
Secretary/Treasurer, Lucy Antone
Land Board, VACANT
Community Service Coordinator, VACANT
Accounts Maintenance Specialist, VACANT*



THE NAVAJO NATION

TSAYATOH COMMUNITY GOVERNANCE

Post Office Box 86 · Mentmore, NM 87319
Phone: (505) 905-2649 · Fax: (505) 905-0537
email: tsayatoh@navajochapters.org

TSAYATOH GOVERNANCE

REQUESTING FUNDING FROM THE NAVAJO NATION ARPA/FRF AND NAVAJO NATION COUNCIL LEGISLATION CJN-29-22 IN THE AMOUNT OF \$200,000 TO UPDATE THE RUAL ADDRESSING SYSTEM FOR THE TSAYATOH CHAPTER COMMUNITY.

Resolution No.TSA-2023-02-015

WHEREAS:

1. Pursuant to N.N.C. Title 26; Chapter 1 3 {A} under the Local Governance Act, Tsayatoh Chapter is a certified local governmental entity of the Navajo Nation and codified at 11 N.N.C. Part 1 section 10; and
2. Pursuant to Chapter 1, Section 1(B)(I) of the same "Act", Tsayatoh is vested with the governmental authority with respect to local matters consistent with Navajo Law, including custom and tradition; and
3. Pursuant to Chapter 1, Section 1(8)(2) of the same " Act", Tsayatoh Chapter is vested with the authority to make decisions over local matters and to govern with responsibility and accountability the local citizen; and
4. Tsayatoh community members are requesting to have a better addressing system in which local EMS and local law enforcement may utilize to save lives, provide medical attention, and have public safety in place; and
5. Tsayatoh community members request Honorable Delegate Seth Damon to move forward with legislation to secure funding for this important project for the community.

NOW, THEREFORE BE IT RESOLVED THAT:

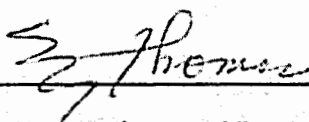
1. The Tsayatoh Chapter hereby requests funding from the Navajo Nation ARPA/FRF and Navajo Nation Council Legislation CJN-29-22, through the Delegate Regional Expenditure Plans for Honorable Seth Damon in the amount of \$200,000.00 to work with the McKinley County GIS Department to update and upgrade the rural addressing system.
2. Tsayatoh Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds 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.

CERTIFICATION

WE HEREBY CERTIFY that the foregoing Resolution was duly considered by Tsayatoh Chapter Governance at a duly called chapter meeting at Tsayatoh (Navajo Nation), at which an authorized quorum of Registered Community Members and two(2) Chapter Officials presided by in person and teleconference methods and the same passed by a vote of legal quorum at Chapter Vice-President and Secretary/Treasurer: by a vote of 15 In Favor, 0 Opposed and 0 Abstained this 22nd day of February 2023.

MOTION: Ernest John

SECOND: Robert Yazzie



Ellen Young Thomas, Vice-President



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 #: HK0412

Date & Time Received: 3/24/23 at 11:36

Date & Time of Response: 30 March, 2023; 8:31 am

Entity Requesting FRF: Tsayatoh Chapter

Title of Project: New Warehouse

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$800,000

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: 1.14, Other Public Health Services

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

- 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: Adjua Adjei-Danso

Signature of DOJ Reviewer: Adjua Adjei-Danso

Digitally signed by Adjua Adjei-Danso
Date: 2023.03.30 08:30:47 -06'00'

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.

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

The project will be planned, designed and constructed before September 30, 2026.

document attached

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

Tsayatoh chapter administration and the chapter officials.

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 chapter administration and the chapter officials is be responsible for the operation and maintenance of the warehouse. There will be a custodian who will keep up with the maintenance and a heavy equipment operator who will oversee the storage capacity of the building to ensure that storage of items and the equipment is adequate.

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:

1.14 Dedicated Public Health storage Warehouse.
This project will construct a new warehouse to provide a storage facility for the chapter and head start center of any materials provided to combat the COVID-19 pandemic. It will also be used to store heavy equipment needed to provide services to the community.

document attached

Part 3. Additional documents.

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

Tsayatoh Chapter approved a chapter resolution for this project.

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: Lucy Anderson Approved by: E. Thomas
signature of Program CONTACT PERSON signature of Chapter President (or Vice-President)

Approved by: UNCLANT Approved by: [Signature]
signature of CSC signature of Chapter ASO

Approved to submit for Review: _____
signature of DCD Director



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

The Navajo Nation | Yideeskáądi Nitsáhákees

MEMORANDUM:

TO : Fiscal Recovery Fund Department of Justice Reviewer
Fiscal Recovery Fund Office

FROM : Lucy Antone, Chapter Secretary, Tsayatoh Chapter
Guarena Adeky, SPPS, Admin. Services Center – Gallup

DATE : March 22, 2023

SUBJECT : TSAYATOH CHAPTER WAREHOUSE UPDATED APPENDIX A

The additional information request for the Tsayatoh Chapter Warehouse packet is attached to this memorandum, along with the amended resolution.

The additional language added to the Warehouse Appendix A. part f states, "The project will construct a new warehouse to provide a storage facility for the chapter and head start center of any materials provided to combat the COVID-19 pandemic. It will also be used to store heavy equipment needed to provide services to the community."

If any additional information is needed for this packet, please do not hesitate to contact Guarena Adeky at gadeky@nndcd.org, who is assisting with the packet development. Thank you for your attention and look forward to a favorable response to this project.

**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: Tsayatoh Chapter Date prepared: 11/10/22

Chapter's mailing address: PO Box 86 phone/email: (505)905-2649
Mentmore, NM 87319 website (if any): tsayatoh.navajochapters.org

This Form prepared by: Lucy Antone phone/email: (928)309-8057
Secretary/Treasurer lantone@navajochapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: New Warehouse

Chapter President: Ellen Young Thomas phone & email: (505)906-7282

Chapter Vice-President: Ellen Young Thomas phone & email: eythomas@naataaanii.org

Chapter Secretary: Lucy Antone phone & email: (928)309-8057

Chapter Treasurer: Lucy Antone phone & email: lantone@navajochapters.org

Chapter Manager or CSC: No CSC phone & email: _____

DCD/Chapter ASO: Guarena Adeky phone & email: (505)488-8476 gadeky@nndcd.org

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

Amount of FRF requested: \$800,000 FRF funding period: 10/1/22 - 9/30/2026
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:

Warehouse to store the Chapter's Heavy Equipments out of natural environment and inclement weather and from vandalism. The warehouse will also be used to store any items needed to be held for the community for COVID-19 related response. The warehouse will be constructed at 82A Mentmore, NM 87319.

document attached

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

The Heavy Equipment (Motor Grader and Back Hoe) will be used for grading roads and assisting the community members. The items to be stored for the population of the community will be gloves, masks, disinfectant wipes/sprays, water, food, ETC.

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:

The project will be planned, designed and constructed before September 30, 2026.

document attached

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

Tsayatoh chapter administration and the chapter officials.

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 chapter administration and the chapter officials is be responsible for the operation and maintenance of the warehouse. There will be a custodian who will keep up with the maintenance and a heavy equipment operator who will oversee the storage capacity of the building to ensure that storage of items and the equipment is adequate.

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:

1.14 Dedicated Public Health storage Warehouse.

This project will construct a new warehouse to provide a storage facility for the chapter and head start center of any materials provided to combat the COVID-19 pandemic. It will also be used to store heavy equipment needed to provide services to the community.

document attached

Part 3. Additional documents.

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

Tsayatoh Chapter approved a chapter resolution for this project.

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: *Lucy Anderson* Signature of Preparer/CONTACT PERSON Approved by: *E. Thomas* signature of Chapter President (or Vice-President)

Approved by: *U. PLANT* signature of CSC Approved by: *[Signature]* signature of Chapter ASU

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

Council Delegate, Seth Damon
President, VACANT
Vice President, Ellen Young Thomas
Secretary/Treasurer, Lucy Antone
Land Board, Vacant
Community Service Coordinator, VACANT
Accounts Maintenance Specialist, VACANT



THE NAVAJO NATION

TSAYATOH COMMUNITY GOVERNANCE

Post Office Box 86 · Mentmore, NM 87319
Phone: (505) 905-2649 · Fax: (505) 905-0537
email: tsayatoh@navajochapters.org

TSAYATOH GOVERNANCE

REQUESTING FUNDING FROM THE NAVAJO NATION ARPA/FRF AND NAVAJO NATION COUNCIL LEGISLATION CJN-29-22 IN THE AMOUNT OF \$800,000 FOR A SUSTAINABLE WAREHOUSE FOR THE TSAYATOH CHAPTER COMMUNITY.

Resolution No.TSA-2023-02-014

WHEREAS:

1. Pursuant to N.N.C. Title 26; Chapter 1 3 (A) under the Local Governance Act, Tsayatoh Chapter is a certified local governmental entity of the Navajo Nation and codified at 11 N.N.C. Part 1 section 10; and
2. Pursuant to Chapter 1, Section 1(B)(1) of the same "Act", Tsayatoh is vested with the governmental authority with respect to local matters consistent with Navajo Law, including custom and tradition; and
3. Pursuant to Chapter 1, Section 1(8)(2) of the same " Act", Tsayatoh Chapter is vested with the authority to make decisions over local matters and to govern with responsibility; and
4. Tsayatoh community members are requesting for a suitable warehouse for the purposes of emergency materials and supplies storage, space for emergency providers to mitigate emergency measures in an secure area to protect community members, and space to provide storage of heavy equipment that will be utilized during emergency response; and
5. Tsayatoh community members request Honorable Delegate Seth Damon to move forward with legislation to secure funding for this important project for the community.

NOW, THEREFORE BE IT RESOLVED THAT:

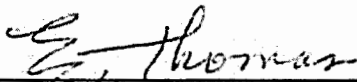
1. The Tsayatoh Chapter hereby requests funding from the Navajo Nation ARPA/FRF and Navajo Nation Council Legislation CJN-29-22, through the Delegate Regional Expenditure Plans for Honorable Seth Damon in the amount of \$800,000.00 for the new warehouse.
2. Tsayatoh Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds 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.

CERTIFICATION

WE HEREBY CERTIFY that the foregoing Resolution was duly considered by Tsayatoh Chapter Governance at a duly called chapter meeting at Tsayatoh (Navajo Nation), at which an authorized quorum of Registered Community Members and two(2) Chapter Officials presided by teleconference methods and that same passed by a vote of legal quorum of chapter Vice-President, and Secretary/Treasurer, by a vote of 15 In Favor, 0 Opposed and 0 Abstain, this 22nd day of February 2023.

MOTION: Ernest John

SECOND: Robert Yazzie



Ellen Young Thomas, Vice-President

**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: Tsayatoh Chapter Date prepared: 11/10/22

Chapter's mailing address: PO Box 86 phone/email: (505)905-2649
Mentmore, NM 87319 website (if any): tsayatoh.navajochapters.org

This Form prepared by: Lucy Antone phone/email: (928)309-8057
Secretary/Treasurer lantone@navajochapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: New Warehouse

Chapter President: Ellen Young Thomas phone & email: (505)906-7282
 Chapter Vice-President: Ellen Young Thomas phone & email: eythomas@naataaanii.org
 Chapter Secretary: Lucy Antone phone & email: (928)309-8057
 Chapter Treasurer: Lucy Antone phone & email: lantone@navajochapters.org
 Chapter Manager or CSC: No CSC phone & email: _____
 DCD/Chapter ASO: Guarena Adeky phone & email: (505)488-8476 gadeky@nndcd.org

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

Amount of FRF requested: \$800,000 FRF funding period: 10/1/22 - 9/30/2026
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:

Warehouse to store the Chapter's Heavy Equipments out of natural environment and inclement weather and from vandalism. The warehouse will also be used to store any items needed to be held for the community for COVID-19 related response. The warehouse will be constructed at 82A Mentmore, NM 87319.

document attached

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

The Heavy Equipment (Motor Grader and Back Hoe) will be used for grading roads and assisting the community members. The items to be stored for the population of the community will be gloves, masks, disinfectant wipes/sprays, water, food, ETC.

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:

The project will be planned, designed and constructed before September 30, 2026.
 document attached

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

Tsayatoh chapter administration and the chapter officials.
 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 chapter administration and the chapter officials is be responsible for the operation and maintenance of the warehouse. There will be a custodian who will keep up with the maintenance and a heavy equipment operator who will oversee the storage capacity of the building to ensure that storage of items and the equipment is adequate.
 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:

1.14 Dedicated Public Health storage Warehouse.
 document attached

Part 3. Additional documents.

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

Tsayatoh Chapter approved a chapter resolution for this project.
 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: Lucy Anderson signature of Preparer/CONTACT PERSON Approved by: E. Thomas signature of Chapter President (or Vice-President)
Approved by: V. R. Cant signature of CSC Approved by: [Signature] signature of Chapter ASO
Approved to submit for Review: Siobhann M. NFRFO signature of DCD Director

PART I. PROGRAM INFORMATION: Program Name/Title: _____ Tsayatoh Chapter <i>(Warehouse)</i> Business Unit No.: _____ K- [New]			
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)
9050 Buildings 9052 - Buildings To plan, design, and construct a warehouse to store COVID related items and heavy equipment		800,000	800,000
TOTAL		800,000	800,000

Council Delegate, Seth Damon
President, VACANT
Vice President, Ellen Young Thomas
Secretary/Treasurer, Lucy Antone
Land Board, Ernest Reeder
Community Service Coordinator, VACANT
Accounts Maintenance Specialist, VACANT



THE NAVAJO NATION

TSAYATOH COMMUNITY GOVERNANCE

Post Office Box 86 • Mentmore, NM 87319
Phone: (505) 905-2649 • Fax: (505) 905-0537
email: tsayatoh@navajochapters.org

TSAYATOH GOVERNANCE

ACCEPTING AND APPROVING THE FISCAL YEAR '23, SETH DAMON DELEGATE REGIONAL EXPENDITURE PLANS IN THE AMOUNT OF \$800,000.00 FOR NEW WAREHOUSE.

Resolution No.TSA-2022-11-001

WHEREAS:

1. Pursuant to N.N.C. Title 26; Chapter 1 3 (A) under the Local Governance Act, Tsayatoh Chapter is a certified local governmental entity of the Navajo Nation and codified at 11 N.N.C. Part 1 section 10; and
2. Pursuant to Chapter 1, Section 1(B)(1) of the same "Act", Tsayatoh is vested with the governmental authority with respect to local matters consistent with Navajo Law, including custom and tradition; and
3. Pursuant to Chapter 1, Section 1(B)(2) of the same "Act", Tsayatoh Chapter is vested with the authority to make decisions over local matters and to govern with responsibility and accountability the local citizen; and
4. Tsayatoh community members approves and accepts the resolution the fiscal year '23, Seth Damon Delegate Regional Expenditure Plans in the amount of \$800,000.00 for the new warehouse.

NOW, THEREFORE BE IT RESOLVED THAT:

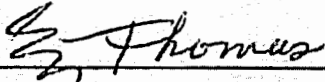
1. The Tsayatoh Chapter hereby approves and accepts the resolution the fiscal year '23, Seth Damon Delegate Regional Expenditure Plans in the amount of \$800,000.00 for the new warehouse.

CERTIFICATION

WE HEREBY CERTIFY that the foregoing Resolution was duly considered by Tsayatoh Chapter Governance at a duly called chapter meeting at Tsayatoh (Navajo Nation), at which an authorized quorum of 13 Registered Community Members and two (2) Chapter Officials presided by teleconference methods and that same passed by a vote of legal quorum of Chapter Vice-President, and Secretary/Treasurer; by a vote of 14 in Favor, 0 Opposed and 5 Abstain, this 15th day of November 2022.

MOTION: Pauline Lee

Second: Jayne Long


Ellen Young Thomas, Vice-President