



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-53-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Amending CAP-20-23, The Navajo Nation Fiscal Recovery Fund Delated Region Project Plan for Honorable Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'), To include Additional Projects for this Delegate Region*

Dear Speaker Curley,

I am pleased to sign into law this resolution CJY-53-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Notah's Delegate Region in the amount of \$2,933,682.30.

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;
 AMENDING CAP-20-23, THE NAVAJO NATION FISCAL RECOVERY FUND
 DELEGATE REGION PROJECT PLAN FOR HONORABLE NATHAN NOTAH'S DELEGATE
 REGION (CHAPTERS: COYOTE CANYON, MEXICAN SPRINGS, NASCHITTI,
 TOHATCHI, BAHASTL'A'A'), TO INCLUDE ADDITIONAL PROJECTS FOR THIS
 DELEGATE REGION

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).
- D. Navajo Nation Council Resolution No. CAP-20-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Nathan Notah's Delegate Region (Chapter: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') be approved by a Navajo Nation Council resolution and signed into law by 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 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. The Navajo Nation Council Resolution No. CAP-20-23, 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 NATHAN NOTAH'S DELEGATE REGION (CHAPTERS: COYOTE CANYON, MEXICAN SPRINGS, NASCHITTI, TOHATCHI, BAHASTL'A'A'), was signed into law by the President of the Navajo Nation on May 5, 2023.
- D. CAP-20-23, Section Four, states that:
1. 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).
- E. All additional projects listed in the Hon. Nathan Notah's Delegate Region Projects Plan, attached as **Exhibit A**, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Nathan Notah's Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- F. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Nathan Notah's Delegate Region Chapters and communities to approve and adopt the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') as set forth in **Exhibit A**.

SECTION THREE. AMENDING CAP-20-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE NATHAN NOTAH'S DELEGATE REGION (CHAPTERS: COYOTE CANYON, MEXICAN SPRINGS, NASCHITTI, TOHATCHI, BAHASTL'A'A'), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION

- A. The Navajo Nation hereby approves the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') 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

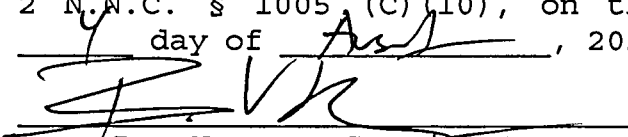
DATE

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 Aug, 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. Nathan Notah

CHAPTERS: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED in CAP-20-23 on May 5, 2023				\$ 4,558,189.73
Division of Community Development	None Identified	Coyote Canyon Chapter Purchase of Industrial Refrigeration/Freezer Unit	Division of Community Development	2.22	HK0410	\$ 20,000.00
Division of Community Development	None Identified	Mexican Springs Chapter Cemetery Expansion Project	Division of Community Development	6.1	HK0477	\$ 100,000.00
Division of Community Development	None Identified	Mexican Springs Chapter Home Renovation Project	Division of Community Development	2.18	HK0486	\$ 200,000.00
Division of Community Development	None Identified	Mexican Springs Chapter House-Wiring Project	Division of Community Development	2.18	HK0487	\$ 425,468.00
Division of Community Development	None Identified	Mexican Springs Chapter Bathroom Additions Project	Division of Community Development	1.14	HK0488	\$ 285,000.00
Division of Community Development	*Naschitti Chapter	Naschitti Chapter New Warehouse Project	Division of Community Development	1.14	HK0418-2	\$ 613,719.30
Division of Community Development	None Identified	Tohatchi Chapter Powerline Extension Project	Division of Community Development	2.18	HK0445-2	\$ 105,320.00
Division of Community Development	None Identified	Twin Lakes Chapter Infrastructure and Renovation of Modular Buildings Project	Division of Community Development	2.22	HK0454	\$ 150,000.00
Division of Community Development	None Identified	Twin Lakes Chapter Bathroom Additions Project	Division of Community Development	1.14	HK0457	\$ 200,000.00
TOTAL:						\$ 6,657,697.03

*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. Nathan Notah

CHAPTERS: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01				\$ 6,657,697.03
Division of Community Development	None Identified	Mexican Springs Chapter Three-Complete Homes Project	Division of Community Development	2.15	HK0413-2	\$ 750,000.00
Division of Community Development	None Identified	Tohatchi Chapter Community Cemetery Expansion Project	Division of Community Development	6.1	HK0551	\$ 84,175.00
		UN-ALLOCATED AMOUNT				\$ 1,310,467.97
TOTAL:						\$ 8,802,340.00

*Per C/JN-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 #: HK0410

Date & Time Received: 3/24/23 at 9:35

Date & Time of Response: 4/3/2023 at 1124 am

Entity Requesting FRF: Coyote Canyon Chapter

Title of Project: Purchase Chapter Industrial Refrigeration Unit, Freezer Unit

Administrative Oversight: DCD

Amount of Funding Requested: \$20,000

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

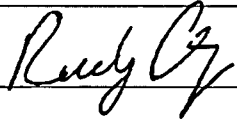
U.S. Department of Treasury Reporting Expenditure Category: _____
2.22 Strong Healthy Communities: Neighborhood Features that Promote Health and Safety

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@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: Coyote Canyon Chapter Date prepared: 12/2/2022

Chapter's mailing address: PO Box 257 Brimhall NM 87310 phone/email: 505-735-2623/ coyotecanyon@navajochapters.org
website (if any): coyotecanyon.navajochapters.org

This Form prepared by: Sherylene Yazzie phone/email: 505-735-2623
Chapter President coyotecanyon.navajochapters.org
CONTACT PERSON'S name and title *CONTACT PERSON'S info*

Title and type of Project: Purchase Chapter Industrial Refrigeration Unit, Freezer Unit

Chapter President: Sherylene Yazzie phone & email: 505-879-0903/yahzegurl@yahoo.com

Chapter Vice-President: Evelyn Morris phone & email: 505-979-4040/evelynmorris.em@gmail.com

Chapter Secretary: Sharon Warren phone & email: 505-422-1708

Chapter Treasurer: Sharon Warren phone & email: eaglesswilliams@yahoo.com

Chapter Manager or CSC: Vacant phone & email: _____

DCD/Chapter ASO: Patricia Begay phone & email: 928-871-7172

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

Amount of FRF requested: \$20,000 FRF funding period: 10/10/2022 - 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:

The Coyote Canyon Chapter requesting for \$20,000 to purchase an Industrial Freezer and Refrigerator for our community chapter to hold food items an other perishable food items for community members

document attached

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

This project will allow our chapter to store community healthy foods received from the community pantry to store and distribute to community members. We will have chapter staff and CHR deliver food items to our at risk community members.

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 Coyote Canyon Chapter will leverage the Junk Food Tax funds to also make purchases to provide healthy meals for our community constituents.

document attached

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

Division of Community Development and the Coyote Canyon Chapter will monitor all chapter scholarship applications received to ensure all supporting documents will be submitted to support and adhere to the Coyote Canyon Chapter Scholarship Financial Policies and Procedures.

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 Coyote Canyon Chapter will be responsible for O&M costs related to the industrial items.

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:

Project 1: Public Health
1:12 Other Public Health Services

document attached

Part 3. Additional documents.

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

Navajo Nation OMB Forms

Chapter Resolution attached

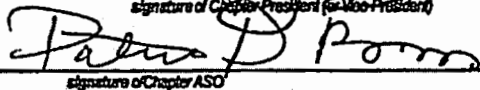
Part 4. Affirmation by Funding Recipient.

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 CONTRACT PREPARED

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

Prepared By: Sherylene Yazzie

Program Title: Coyote Canyon Chapter --

Division/Branch: DCD/Executive Branch

Phone No.: 505-725-2623

Email Address: coyolectanyon@navajochapters.org

PART I. BUSINESS UNIT NO.:	NEW	Fiscal Year / Term	Amount	% of Total	PART III. BUDGET SUMMARY			Difference or Total
					Fund Type Code	(A) NNC Original Budget	(B) Proposed Budget	
10/1/24-9/30/26		20,000.00	100%					
					2001 Personnel Expenses			
					3000 Travel Expenses			
					3500 Meeting Expenses			
					4000 Supplies		-	
					5000 Lease and Rental			
					5500 Communications and Utilities		-	
					6000 Repairs and Maintenance			
					6500 Contractual Services		-	
					7000 Special Transactions			
					8000 Public Assistance			
					9000 Capital Outlay	16	20,000	
TOTAL:							20,000	

PART IV. POSITIONS AND VEHICLES

Total # of Positions Budgeted:	0
Total # of Vehicles Budgeted:	2

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

SUBMITTED BY: Sherylene Yazzie, Chapter President APPROVED BY: Calvin Castillo, DCD Executive Director

[Signature] Program Manager's Printed Name 3/15/2023 Division Director / Branch Chief's Signature and Date

[Signature] Program Manager's Signature and Date

James Adakai, Deputy Director

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:											
Business Unit No.:	NEW	Program Name/Title:		Purchase Chapter Industrial Ref. Unit, Freezer Unit							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:											
PART III. PROGRAM PERFORMANCE CRITERIA:											
1. Goal Statement:	To Store Food for Emergency Purpose										
	Program Performance Measure/Objective:										
	Purchase Refrigeration / Freezer Unit										
2. Goal Statement:	TO Hold perishable food items										
	Program Performance Measure/Objective:										
	Purchase Refrigeration / Freezer Unit										
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.											
				Sherylene Yazzie, Chapter President		Calvin Castillo, Division Director					
				Program Manager's Printed Name		Division Director/Branch Chief's Printed Name					
				Program Manager's Signature and Date		Division Director/Branch Chief's Signature and Date					
				3-16-23		3/15/2023					
				James Abakdi, Deputy Director							

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		Business Unit No.: <u>NEW</u>	
PART II. DETAILED BUDGET:			
(A) (B) (C) (D)			
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
9000 9142	Capital Outlay Equipment Chapter Industrial Unit, Freezer Unit	20,000	20,000
TOTAL		20,000	20,000

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>Purchase Chapter Industrial Refrigeration Unit/Freezer Unit - Coyote Canyon</u> Project Description: <u>Used for road maintenance & Food/Supplies Deliveries</u>	PART II. Project Information Project Type: <u>Refrigeration/Freezer Unit</u> Planned Start Date: <u>10/1/2022</u> Planned End Date: <u>9/30/2028</u> Project Manager: <u>Sherylene Yazzie</u>
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification	

PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.								Expected Completion Date if project exceeds 8 FY Qtrs.									
	FY <u>23</u>				FY <u>24</u>													
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.										
Chapter Refrigeration Unit Freezer Unit	O	N	D	J	F	M	A	M	J	A	S	O	N	D	J	F	M	Date <u>9/30/28</u>
										PROJECT TOTAL		<u>29,000</u>						

PART V. Expected Quarterly Expenditures	\$		\$		\$		\$		\$		\$	
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FOR OMB USE ONLY: Resolution No: _____ FMIS Set Up Date: _____ Company No: _____ OMB Analyst: _____



COYOTE CANYON CHAPTER
The Navajo Nation

"Home of Chief Manuelito"



Nathan Notah
Council Delegate

Sherylene Yazzie
President

Evelyn Morris
Vice President

Sharon Warren
Secretary-Treasurer

Isaiah T. Tsosie
Grazing Officer

COY-23-03-041 COVID 19

SUPPORTING RESOLUTION OF COYOTE CANYON CHAPTER TO PURCHASE AND INDUSTRIAL REFRIGERATION UNIT AND A FREEZER UNIT IN THE AMOUNT OF \$ 20,000.00 DOLLARS AND THE FUNDS WILL BE IMPLEMENT THIS FRF EXPENDITURE PLAN IN COMPLIANCE WITH ARPA, ARPA REGULATIONS AND WITH ALL APPLICABLE FEDERAL AND NAVAJO NATION LAWS, REGULATIONS AND POLICIES.

WHEREAS

1. Pursuant to N.N.C. Title 26; Chapter 1, Section 3(A) under the Local Governance Act, Coyote Canyon Chapter is a certified local government 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" Coyote Canyon 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" Coyote Canyon is vested with the governmental authority to make decisions over local matters and to govern with responsibility and accountability to the local citizens; and
4. The Coyote Canyon Chapter is accepting and approving to accept the current resolution to purchase an Industrial Refrigeration Unit Freezer Unit in the amount of \$20,000.00 Dollars from the FRF (Fiscal Recovery Funds); and
5. The Coyote Canyon 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 will all applicable federal and Navajo Nation Laws, Regulations and policies; and

NOW THEREFORE BE IT RESOLVED THAT:

1. Coyote Canyon Chapter hereby approves and accepts this foregoing resolution to approve and accept current resolution to Purchase and Industrial Refrigeration Unit, Freezer Unit in the amount of \$20,000.00 Dollars from the FRF (Fiscal Recovery Funds); and
2. The Coyote Canyon 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 will all applicable federal and Navajo Nation Laws, Regulations and policies
3. The Coyote Canyon Chapter Officials and Administration are hereby authorized and directed to act upon all essential chapter Administration duties and responsibilities to enact the purpose of this resolution.

CERTIFICATION


WE HEREBY CERTIFY that the foregoing Resolution was duly considered by Coyote Canyon Chapter at a duly called chapter meeting at Coyote Canyon (Navajo Nation), New Mexico, at which a quorum was present, and the same was passed by a vote of 9 in favor, 0 opposed, 1 abstained, this 12th day of March, 2023.

MOTION: Isaiah Tsosie
SECOND: Albertine Wright

ATTEST:



Sherylene Yazzie, Coyote Canyon Chapter President



Sharon A. Warren, Coyote Canyon Chapter Secretary/Treasurer



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 #: HK0477

Date & Time Received: 4/6/2023 at 15:40

Date & Time of Response: 4/7/2023 11:58

Entity Requesting FRF: Mexican Springs Chapter

Title of Project: Cemetery Expansion

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$100,000

Eligibility Determination:

- FRF eligible
 FRF ineligible
 Additional information requested

FRF Eligibility Category:

- (1) Public Health and Economic Impact
 (3) Government Services/Lost Revenue
 (2) Premium Pay
 (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: _____

Please note that the expenditure code has been changed.

Name of DOJ Reviewer: Rodgerick T. Begay

Signature of DOJ Reviewer: *Rodgerick Begay*

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: Mexican Springs Chapter Date prepared: 12/14/22

Chapter's P.O. Box 689 phone/email: 505-733-2832/mexicansprings@navajochapters.org
mailing address: Tohatchi, New Mexico 87325 website (if any): mexicansprings.navajochapters.org

This Form prepared by: Christine Sam phone/email: 505-733-2832
Community Services Coordinator csam@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S title

Title and type of Project: Cemetery Expansion

Chapter President: Roberta J. Becenti phone & email: 505-339-0585 bertbecenti@hotmail.com

Chapter Vice-President: Carol B. Muskett phone & email: 505-879-3700 cbmuskett@naataanil.org

Chapter Secretary: Genevieve S. Jones phone & email: 505-806-1885 jonesgenevieve@ymail.com

Chapter Treasurer: Same as Chapter Secretary phone & email: _____

Chapter Manager or CSC: Christine Sam phone & email: 505-733-2832 csam@navajochapters.org

DCD/Chapter ASO: Derek Echohawk, ASC ASO phone & email: 928-871-7547 ddechohawk@nndcd.org

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

Amount of FRF requested: \$100,000.00 FRF funding period: 12/14/22 - 09/30/26
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:

Since March 2020, the Mexican Springs Chapter has lost community members to COVID-19 and the cemetery has met its capacity. The chapter is requesting for \$100,000.00 to expand the cemetery by 4 acres, which will include all necessary assessments, GPS plating, land withdrawals, arch clearances and other clearances that are needed to expand this land and lastly to fence in the area. The location of this project is at the Lone Pine Cemetery within the Mexican Springs community.

document attached

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

The COVID-19 and other viruses has spread rapidly since 2020 because some community members which caused the current cemetery to reach its capacity. This project will greatly benefit the community members with adequate and improved space for the community.

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:

December 2022: Chapter to approve and support ARPA projects through a resolution and submit Request Form and Expenditure plan to FRF office and DOJ for approval review; Spring 2023: work with DCD and FRF office to conduct necessary clearances and land access; Fall 2023: construction will beginning and completion by December 2026.

document attached

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

The Division of Community Development will oversee the project and the Mexican Springs Chapter will ensure project is in process and completed by December 2026.

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 Mexican Springs Chapter will own and be responsible for all operation and maintenance cost of the cemetery expansion.

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:

Expenditure Category 3.4 Public Sector Capacity:

The Mexican Springs Chapter is requesting for funds to expand Lone Pine Cemetery to address the economic impacts of COVID-19 by improving the community cemetery and the delivery of effective services.

document attached

Part 3. Additional documents.

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

Chapter resolution that supports and approves this project to expand the current community cemetery.

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

FY 2023

PART I. Business Unit No.:		New		Program Title: MEXICAN SPRINGS CHAPTER CEMETERY EXPANSION		Division/Branch: DCD/Executive		
Prepared By: CHRISTINE SAM, CSC		Phone No.: 505-733-2832		Email Address: csam@nnc Chapters.org				
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY			
NIN Fiscal Recovery Funds		12/14/22-09/30/26	100,000.00	100%	Fund Type Code	(A) NKC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
					2001 Personnel Expenses			
					3000 Travel Expenses			
					3500 Meeting Expenses			
					4000 Supplies	0	100,000	100,000
					5000 Lease and Rental			
					5500 Communications and Utilities			
					6000 Repairs and Maintenance			
					6500 Contractual Services			
					7000 Special Transactions			
					8000 Public Assistance			
					9000 Capital Outlay			
					9500 Matching Funds			
					9500 Indirect Cost			
					TOTAL	\$0.00	100,000.00	100,000
					PART IV. POSITIONS AND VEHICLES			(E)
					Total # of Positions Budgeted:			0
					Total # of Vehicles Budgeted:			0
					TOTAL:			\$100,000.00 100%

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

SUBMITTED BY: James Adabal, Deputy Director
 Program Manager's Printed Name
 APPROVED BY: Calvin Castillo, Executive Director
 Division Director / Branch Chief's Printed Name
 Program Manager's Signature and Date: *[Signature]* 2-13-23
 Division Director / Branch Chief's Signature and Date: *[Signature]* 2/13/23

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:											
Business Unit No.:	New	Program Name/Title:	MEXICAN SPRINGS CHAPTER CEMETERY EXPANSION								
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:											
PART III. PROGRAM PERFORMANCE CRITERIA:											
1. Goal Statement:			1st QTR		2nd QTR		3rd QTR		4th QTR		
			Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual	
	To extend the community cemetery by four (4) acres.										
	Program Performance Measure/Objective:										
	Will expand the cemetery by 4 acres by end of Fiscal Year 2026								4		
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.											
		James Adabal, Deputy Director		Calvin Castillo, Executive Director							
		Program Manager's Printed Name		Division Director/Branch Chief's Printed Name							
		- 2-13-23		2/14/23							
		Program Manager's Signature and Date		Division Director/Branch Chief's Signature and Date							

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title:	MEXICAN SPRINGS CHAPTER CEMETERY EXPANSION	Business Unit No.:	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)
8500	<p>Infrastructure (Non-Cap) 8555 - Chapter Projects The Mexican Springs Chapter will obtain required documents such as Letter of Application or Cover Letter, Legal Survey or GPS coordinates, supporting chapter resolution and letter from the Grazing Official to expand Lone Pine Cemetery</p>	100,000	100,000
TOTAL		100,000	100,000

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u>	PART II. Project Information
Project Title: <u>MEXICAN SPRINGS CHAPTER CEMETERY EXPANSION</u>	Project Type: <u>Cemetery Expansion</u>
Project Description: <u>To extend the Lone Pine Cemetery by an additional four (4) acres, to include GPS plat, land withdrawals, archaeological clearances, biological clearances, cultural compliance forms and other necessary clearances to complete the project, and to include fencing materials and supplies.</u>	Planned Start Date: <u>12/14/2022</u>
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification	Planned End Date: <u>9/30/2026</u>
	Project Manager: <u>Christina Sem</u>

PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.												Expected Completion Date if project exceeds 6 FY Qtrs.					
	FY 2023						FY 2024											
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.						
	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M
Finance (Securing Funds)																		
GPS platting and clearances	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
Clear/Grade Land								X										
Construction																		
PART V. Expected Quarterly Expenditures	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
				10,000.00			20,000.00			10,000.00			60,000.00					
																		PROJECT TOTAL
																		\$100,000.00

Mexican Springs Chapter

Roberta J. Becenti, President
Carol B. Muskett, Vice President
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tofatchi, NM 87325

**RESOLUTION OF THE
MEXICAN SPRINGS CHAPTER
RESOLUTION NUMBER: MS-01-2023-02**

**SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION
FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS BY DELETING POWERLINE
EXTENSION AND ADDING HOUSEWIRING PROJECT.**

WHEREAS:

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans, Page

Two (2)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

- 6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and**
- 7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.**
- 8. After thorough assessment the chapter feels that the need for house wiring is critical for the community of Mexican Springs.**

NOW THEREFORE BE IT RESOLVED THAT:

The Mexican Springs Chapter hereby supports and approves on the following ARPA projects and expenditure plans in the amount of \$1,760,467.90. This resolution supersedes all prior resolutions and priorities for the chapter's ARPA projects and are identified as:

- a. Bathroom Additions - \$285,000.00**
- b. Community cemetery expansion - \$100,000.00**
- c. Home Renovations - \$200,000.00**
- d. 3 Complete Homes - \$750,000.00**
- e. House wiring Project - \$425,467.90**

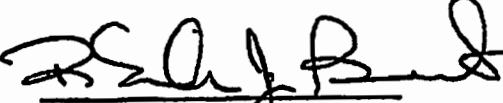
Three (3)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 21 in favor, 00 opposed and 01 abstained, this 17th day of JANUARY, 2023.


Roberta J. Becenti President

csam/01.03.2023

Motion: Vincent Muskett

Second: Joseph Bitsie, Jr

Mexican Springs Chapter

Roberta J. Becenti, President
Carol B. Muskett, Vice President
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tohatchi, NM 87325

RESOLUTION OF THE
MEXICAN SPRINGS CHAPTER
RESOLUTION NUMBER: MS-03-2023-07

SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS FOR THE COMMUNITY CEMETERY EXPANSION IN THE AMOUNT OF \$100,000.00.

WHEREAS:

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans,

Page Two (2)

Resolution NO: MS-03-2023-07

Re: Supporting and Approving the Mexican Springs Chapter's FRF expenditure plans for the Community Cemetery Expansion in the amount of \$100,000.00.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and
7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.
8. The Mexican 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.

NOW THEREFORE BE IT RESOLVED THAT:

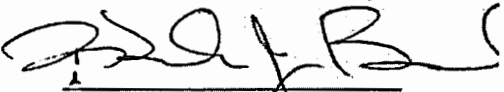
The Mexican Springs Chapter hereby supports and approves the attached FRF expenditure plans for Community Cemetery Expansion in the amount of \$100,000.00.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 18 in favor, 00 opposed and 01 abstained, this 10th day of MARCH, 2023.

MOTIONED BY: Vincent Muskett

SECONDED BY: William Nez. Sr.


Roberta J. Becenti, 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 #: HK 0486

Date & Time Received: 4/18/23 at 18:21

Date & Time of Response: 5/2/23 at 16:41 pm

Entity Requesting FRF: Mexican Springs Chapter

Title of Project: Home Renovation

Administrative Oversight: Division of Community Development

Amount of Funding Requested: 200,000

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:

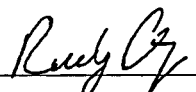
2.18, Housing Support: Other Housing Assistance

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@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: Mexican Springs Chapter Date prepared: 12/14/22

Chapter's P.O. Box 689
mailing address: Tohatchi, New Mexico 87325 phone/email: 605-733-2832/mexicansprings@navajochapters.org
website (if any): mexicansprings.navajochapters.org

This Form prepared by: Christine Sam phone/email: 605-733-2832
Community Services Coordinator csam@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Home Renovation

Chapter President: Roberta J. Becenti phone & email: 505-339-0585 bertbecenti@hotmail.com
Chapter Vice-President: Carol B. Muskett phone & email: 505-879-3700 cbmuskett@naataanii.org
Chapter Secretary: Genevieve S. Jones phone & email: 505-908-1886 jonesgenevieve@ymail.com
Chapter Treasurer: Same as Chapter Secretary phone & email: _____
Chapter Manager or CSC: Christine Sam phone & email: 605-733-2832 csam@navajochapters.org
DCD/Chapter ASO: Derek Echohawk, ASC ASO phone & email: 928-871-7547 ddechohawk@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Contractors and Subcontractors and Local laborers document attached

Amount of FRF requested: \$200,000.00 FRF funding period: 12/14/22 - 09/30/26
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 Mexican Springs Chapter is requesting for \$200,000.00 to assist community members with housing renovation and repairs to provide a stable and healthy home for those in need. Stable and healthy homes can help to combat COVID-19 pandemic and future mass diseases especially those living in multi-generational circumstances. These funds will help repair and improve roofing, exterior and interior repairs, floor replacements, purchase windows, doors and install HVAC units for alternative heating and cooling systems. document attached

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

The project will benefit the community members of Mexican Springs Chapter by providing a safe and healthy living condition and improve the livelihood of our constituents. These community members have limited economic opportunities during the COVID-19 pandemic and by having a stable home will provide a more sanitized house. 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:

December 2022: Chapter to approve and support ARPA projects through a resolution and submit Request Form and Expenditure plan to FRF office and DOJ for approval review; Spring 2023: work with DCD and FRF office to develop a scope of work for all recipients; Fall 2023: purchase materials and supplies and construction will beginning and completion by December 2026. document attached

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

The Division of Community Development will oversee the project and the Mexican Springs Chapter will ensure project is in process and completed by December 2026.

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:

Each homeowner will be responsible for the operations and maintenance costs for each home once it is completed.

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:

Expenditure Category 2.18 - Housing Support: other housing assistance

The Mexican Springs Chapter is requesting for funds to help improving the living conditions of community members who are economically disadvantaged and living in multi-generational conditions. Helping families improve their homes will help decrease the spread of COVID-19 and ensure that families are living in adequate houses.

document attached

Part 3. Additional documents.

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

Chapter resolution that supports and approves this project to provide renovations to homes.

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] 02/14/2023
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.:		New		Program Title: MEXICAN SPRINGS CHAPTER HOME RENOVATIONS		Division/Branch: DCD/Executive		
Prepared By: CHRISTINE SAM, CSC		Phone No: 505-733-2832		Email Address: csam@mnhapters.org				
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY			
NIN Fiscal Recovery Funds		12/1/14 to 12/31/2016	200,000.00	100%	Fund Type Code	(A) NNC Approved 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	6	200,000	200,000
					9000 Capital Outlay			
					9500 Matching Funds			
					9500 Indirect Cost			
					TOTAL		\$0.00	200,000.00
					PART IV. POSITIONS AND VEHICLES			
					(D)		(E)	
					Total # of Positions Budgeted:		0	0
					Total # of Vehicles Budgeted:		0	0
					TOTAL:		\$200,000.00	100%

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

SUBMITTED BY: James Adakai, Deputy Director
 Program Manager's Printed Name
 Signature: *[Signature]* Date: 2-13-23

APPROVED BY: Calvin Castillo, Executive Director
 Division Director / Branch Chief's Printed Name
 Signature: *[Signature]* Date: 2/13/23

Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		MEXICAN SPRINGS CHAPTER HOME RENOVATIONS												
Business Unit No.:	New	Program Name/Title:												
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:														
PART III. PROGRAM PERFORMANCE CRITERIA:														
1. Goal Statement:											1st QTR	2nd QTR	3rd QTR	4th QTR
	To renovate community members' homes.										Goal	Actual	Goal	Actual
	Program Performance Measure/Objective:													
	Will construct 100 homes by end of Fiscal Year 2026													100
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.														
										Calvin Castillo, Executive Director				
										Division Director/Branch Chief's Printed Name				
										2/14/23				
										Division Director/Branch Chief's Signature and Date				
										James Adabal, Deputy Director				
										Program Manager's Printed Name				
										2-13-23				
										Program Manager's Signature and Date				

THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION: Program Name/Title: <u>MEXICAN SPRINGS CHAPTER HOME RENOVATIONS</u> Business Unit No.: _____ 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)
8500	Infrastructure (Non-Cap) 8510 - Housing Construction Materials For renovation, modernization and weatherization of homes, and in some cases may required additions.	200,000	200,000
TOTAL		200,000	200,000

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: NEW	PART II. Project Information
Project Title: MEXICAN SPRINGS CHAPTER HOME RENOVATIONS	Project Type: Home Renovations
Project Description: To assist community members with roofing repairs, interior/exterior repairs of home, bathroom fixtures, floor replacements, windows, to renovate, modernize, weatherize and add a room if necessary.	Planned Start Date: 12/14/22
Check one box: <input checked="checked" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification	Planned End Date: 09/30/26
	Project Manager: Christina Sam

PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.

	FY 2023												FY 2024												Expected Completion Date if project exceeds 6 FY Ctrs.		
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.					
	O	N	D	J	F	M	A	M	J	A	M	J	Jul	A	S	O	N	D	Jul	A	S	O	N	D	J	F	M
Finance (Securing Funds)																											
Planning and Designing																											
Fire laborers													X														
Purchase Materials and Supplies																											
Construction							X							X													

PART V. Expected Quarterly Expenditures	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	PROJECT TOTAL	\$200,000.00
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Mexican Springs Chapter

Roberta J. Becenti, President
Carol B. Muskett, Vice President
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tohatchi, NM 87325

**RESOLUTION OF THE
MEXICAN SPRINGS CHAPTER
RESOLUTION NUMBER: MS-03-2023-08**

**SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION
FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS FOR THE HOME RENOVATIONS
IN THE AMOUNT OF \$200,000.00.**

WHEREAS:

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans,

Page Two (2)

Resolution NO: MS-03-2023-08

Re: Supporting and Approving the Mexican Springs Chapter's FRF expenditure plans for the Home Renovations Expansion in the amount of \$200,000.00.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and
7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.
8. The Mexican 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.

NOW THEREFORE BE IT RESOLVED THAT:

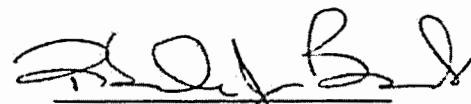
The Mexican Springs Chapter hereby supports and approves the attached FRF expenditure plans for Home Renovations in the amount of \$200,000.00.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 18 in favor, 00 opposed and 01 abstained, this 10th day of MARCH, 2023.

MOTIONED BY: Vincent Muskett

SECONDED BY: William Nez, Sr.


Roberta J. Becenti, President

Mexican Springs Chapter

Roberta J. Becenti, President
Carol B. Muskett, Vice President
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tohatchi, NM 87325

**RESOLUTION OF THE
MEXICAN SPRINGS CHAPTER
RESOLUTION NUMBER: MS-01-2023-02**

**SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION
FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS BY DELETING POWERLINE
EXTENSION AND ADDING HOUSEWIRING PROJECT.**

WHEREAS:

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans, Page

Two (2)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and
7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.
8. After thorough assessment the chapter feels that the need for house wiring is critical for the community of Mexican Springs.

NOW THEREFORE BE IT RESOLVED THAT:

The Mexican Springs Chapter hereby supports and approves on the following ARPA projects and expenditure plans in the amount of \$1,760,467.90. This resolution supersedes all prior resolutions and priorities for the chapter's ARPA projects and are identified as:

- a. Bathroom Additions - \$285,000.00
- b. Community cemetery expansion - \$100,000.00
- c. Home Renovations - \$200,000.00
- d. 3 Complete Homes - \$750,000.00
- e. House wiring Project - \$425,467.90

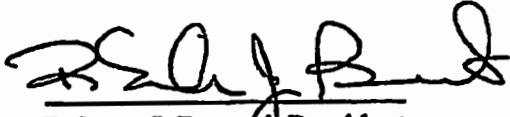
Three (3)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 21 in favor, 00 opposed and 01 abstained, this 17th day of JANUARY, 2023.


Roberta J. Becenti, President

csam/01.03.2023

Motion: Vincent Muskett

Second: Joseph Bitsie, Jr



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 #: HK0487

Date & Time Received: 4/18/23 at 18:33

Date & Time of Response: 4/28/23 at 17:00

Entity Requesting FRF: Mexican Springs Chapter

Title of Project: House Wiring Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$425,468.00

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:

2.18 Housing Support: Other Housing Assistance

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: _____

Please note that we have modified the requested expenditure code from 6.1 (Provision of Government Services) to 2.18 expenditure (Housing Support: Other Housing Assistance). 2.18 is a more favorable category because it is not limited to the amount of the Nation’s lost revenue.

Name of DOJ Reviewer: MacArthur Stant

Signature of DOJ Reviewer: MacArthur Stant

Digitally signed by MacArthur Stant
Date: 2023.04.28 12:15:37 -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.

**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: Mexican Springs Chapter Date prepared: 12/14/22

Chapter's P.O. Box 689 phone/email: 505-733-2832/mexicansprings@navajochapters.org
mailing address: Tohatchi, New Mexico 87325 website (if any): mexicansprings.navajochapters.org

This Form prepared by: Christine Sam phone/email: 505-733-2832
Community Services Coordinator csam@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S title

Title and type of Project: House Wiring Project

Chapter President: Roberta J. Becenti phone & email: 505-339-0585 bertbecenti@hotmail.com

Chapter Vice-President: Carol B. Muskett phone & email: 505-879-3700 cbmuskett@naataanli.org

Chapter Secretary: Genevieve S. Jones phone & email: 505-906-1885 jonesgenevieve@ymail.com

Chapter Treasurer: Same as Chapter Secretary phone & email: _____

Chapter Manager or CSC: Christine Sam phone & email: 505-733-2832 csam@navajochapters.org

DCD/Chapter ASO: Derek Echohawk, ASC ASO phone & email: 928-871-7547 ddechohawk@nndcd.org

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

Amount of FRF requested: \$425,467.90 FRF funding period: 12/14/22 to 09/30/26
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 Mexican Springs Chapter is requesting for \$425,467.90 for house wiring project; there are some families that had their homes wired in the 1970's. These funds will help these individual home get their homes inspected and get NTUA compliance with Certificate of Affidavits so that these community members can get their electricity.
 document attached

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

The project will benefit the community members of Mexican Springs Chapter by providing a safe and healthy living condition and improve the livelihood of our constituents. These community members have limited economic opportunities during the COVID-19 pandemic and by having electricity they are able to get daily benefits from this project.
 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:

December 2022: Chapter to approve and support ARPA projects through a resolution and submit Request Form and Expenditure plan to FRF office and DOJ for approval review; Spring 2023: work with DCD and FRF office to develop a scope of work for all recipients; Fall 2023: purchase materials and supplies and construction will beginning and completion by December 2026. document attached

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

The Division of Community Development will oversee the project and the Mexican Springs Chapter will ensure project is in process and completed by December 2026.

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:

Each homeowner will be responsible for the operations and maintenance costs for each wired home.

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:

Expenditure Category 6.1 - Provision of Government Services

The Mexican Springs Chapter is requesting for funds to help improving the living conditions of community members who are economically disadvantaged and living in multi-generational conditions. Helping families obtain house wiring and get power line extension would greatly improve their every day life which was tremendously impacted by the pandemic.

document attached

Part 3. Additional documents.

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

Chapter resolution that supports and approves this project to wire these homes.

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:  02/14/2023
signature of Chapter ASO

Approved to submit for Review: 
signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2023

PART I. Business Unit No.: <u> </u> New		Program Title: <u>HEXICAN SPRINGS CHAPTER HOUSE WIRING PROJECT</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>CHRISTINE SAM, CSC</u>		Phone No.: <u>505-733-2832</u>		Email Address: <u>csam@nnchapters.org</u>	
PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	
NN Fiscal Recovery Funds		<u>2/14/22 - 2/28/26</u>	<u>425,467.90</u>	<u>100%</u>	
PART III. BUDGET SUMMARY		Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference of Total
2001	Personnel Expenses				
3000	Travel Expenses				
3500	Meeting Expenses				
4000	Supplies				
5000	Lease and Rental				
5500	Communications and Utilities				
6000	Repairs and Maintenance				
6500	Contractual Services	6	0	425,467.90	425,467.90
7000	Special Transactions				
8000	Public Assistance				
9000	Capital Outlay				
9500	Matching Funds				
9500	Indirect Cost				
TOTAL			\$0.00	425,467.90	425,467.90
PART IV. POSITIONS AND VEHICLES		(D)		(E)	
Total # of Positions Budgeted:		0		0	
Total # of Vehicles Budgeted:		0		0	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY:		APPROVED BY:			
James Adakai, Deputy Director		Calvin Castillo, Executive Director			
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name			
					
2-13-23		2/13/22			
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date			

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:	Business Unit No.: <u> </u> <small>New</small>	Program Name/Title: <u>MEXICAN SPRINGS CHAPTER HOUSE WIRING PROJECT</u>																																																														
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:	<u>Mexican Springs Chapter Resolution # MS-01-2023-02</u>																																																															
PART III. PROGRAM PERFORMANCE CRITERIA:	<table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th rowspan="2"></th> <th colspan="2">1st QTR</th> <th colspan="2">2nd QTR</th> <th colspan="2">3rd QTR</th> <th colspan="2">4th QTR</th> </tr> <tr> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> </tr> </thead> <tbody> <tr> <td>1. Goal Statement: <u>To wire community members homes and comply with NTUA requirements.</u> Program Performance Measure/Objective: <u>Will wire 31 homes by end of Fiscal Year 2025</u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>31</td> </tr> <tr> <td>2. Goal Statement: _____</td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>3. Goal Statement: _____</td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>4. Goal Statement: _____</td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>5. Goal Statement: _____</td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </tbody> </table>			1st QTR		2nd QTR		3rd QTR		4th QTR		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual	1. Goal Statement: <u>To wire community members homes and comply with NTUA requirements.</u> Program Performance Measure/Objective: <u>Will wire 31 homes by end of Fiscal Year 2025</u>								31	2. Goal Statement: _____									3. Goal Statement: _____									4. Goal Statement: _____									5. Goal Statement: _____								
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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.	_____ James Adakai, Deputy Director Program Manager's Printed Name _____ _____ Program Manager's Signature and Date																																																															
	_____ Calvin Castillo, Executive Director Division Director/Branch Chief's Printed Name _____ _____ Division Director/Branch Chief's Signature and Date																																																															

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:			
Program Name/Title: MEXICAN SPRINGS CHAPTER HOUSE WIRING PROJECT		Business Unit No.:	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)
6200	External Contractors 6290 General Contractors - wire 31 houses and obtain Affidavit of housing wiring 6290 Navajo Nation Tax 6%	401,384 24,084	425,468
TOTAL		425,467.82	425,467.82

PART I. Business Unit No.: NEW		PART II. Project Information	
Project Title: MEXICAN SPRINGS CHAPTER HOUSE WIRING PROJECT		Project Type: House Wiring Project	
Project Description: To fund the house wiring project for 31 homes, which will include materials, supplies, meter loop, meter boxes so community constituents are connected to electricity.		Planned Start Date: 12/14/2022	
Check one box:		Planned End Date: 9/30/2026	
<input checked="checked" type="checkbox"/> Original Budget		<input type="checkbox"/> Budget Revision	
<input type="checkbox"/> Budget Reallocation		<input type="checkbox"/> Budget Modification	
Project Manager: Christine Sam			

PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	FY 2024												Expected Completion Date if project exceeds 6 FY Qtrs.											
	FY 2023			FY 2024			FY 2025			FY 2026														
	1st Qtr. O N D	2nd Qtr. J F M	3rd Qtr. A M J	4th Qtr. J A S	1st Qtr. O N D	2nd Qtr. J F M	3rd Qtr. A M J	4th Qtr. J A S	1st Qtr. O N D	2nd Qtr. J F M	3rd Qtr. A M J	4th Qtr. J A S												
Finances (Securing Funds)																								
Initiate RFP for contractors	X	X	X	X																				
Planning and Selection			X	X																				
Execute Contract																								
Construction								X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		
PART V. Expected Quarterly Expenditures	\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL		
																			425,967.92					

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

Mexican Springs Chapter

Roberta J. Becenti, President
Carol B. Muskett, Vice President
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tohatchi, NM 87325

RESOLUTION OF THE
MEXICAN SPRINGS CHAPTER
RESOLUTION NUMBER: MS-03-2023-09

**SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION
FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS FOR THE HOUSE WIRING
PROJECTS IN THE AMOUNT OF \$425,468.00.**

WHEREAS:

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans,

Page Two (2)

Resolution NO: MS-03-2023-09

Re: Supporting and Approving the Mexican Springs Chapter's FRF expenditure plans for the House Wiring Projects in the amount of \$425,468.00.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and
7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.
8. The Mexican 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.

NOW THEREFORE BE IT RESOLVED THAT:

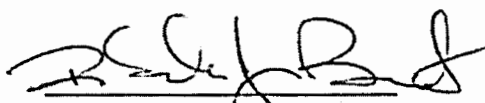
The Mexican Springs Chapter hereby supports and approves the attached FRF expenditure plans for House Wiring Projects in the amount of \$425,768.00.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 18 in favor, 00 opposed and 01 abstained, this 10th day of MARCH, 2023.

MOTIONED BY: Vincent Muskett

SECONDED BY: William Nez, Sr.


Roberta J. Becenti, President

Mexican Springs Chapter

Roberta J. Becenti, President
Carol B. Muskett, Vice President
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tohatchi, NM 87325

**RESOLUTION OF THE
MEXICAN SPRINGS CHAPTER
RESOLUTION NUMBER: MS-01-2023-02**

**SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION
FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS BY DELETING POWERLINE
EXTENSION AND ADDING HOUSEWIRING PROJECT.**

WHEREAS:

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans, Page

Two (2)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and
7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.
8. After thorough assessment the chapter feels that the need for house wiring is critical for the community of Mexican Springs.

NOW THEREFORE BE IT RESOLVED THAT:

The Mexican Springs Chapter hereby supports and approves on the following ARPA projects and expenditure plans in the amount of \$1,760,467.90. This resolution supersedes all prior resolutions and priorities for the chapter's ARPA projects and are identified as:

- a. Bathroom Additions - \$285,000.00
- b. Community cemetery expansion - \$100,000.00
- c. Home Renovations - \$200,000.00
- d. 3 Complete Homes - \$750,000.00
- e. House wiring Project - \$425,467.90

Three (3)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 21 in favor, 00 opposed and 01 abstained, this 17th day of JANUARY, 2023.



Roberta J. Becenti, President

csam/01.03.2023

Motion: Vincent Muskett

Second: Joseph Bitsie, Jr



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 #: HK0488

Date & Time Received: 4/19/23 at 15:13

Date & Time of Response: 4/28/23 at 17:00

Entity Requesting FRF: Mexican Springs Chapter

Title of Project: Bathroom Additions

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$285,000.00

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: MacArthur Stant

Signature of DOJ Reviewer: MacArthur Stant

Digitally signed by MacArthur Stant
Date: 2023.04.28 16:31:12 -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.

**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: Mexican Springs Chapter Date prepared: 12/14/22

Chapter's P.O. Box 689 phone/email: 505-733-2832/mexicansprings@navajochapters.org
 mailing address: Tohatchi, New Mexico 87325 website (if any): mexicansprings.navajochapters.org

This Form prepared by: Christine Sam phone/email: 505-733-2832
Community Services Coordinator csam@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Bathroom Additions

Chapter President: Roberta J. Becenti phone & email: 505-339-0585 bertbecenti@hotmail.com
 Chapter Vice-President: Carol B. Muskett phone & email: 505-879-3700 cbmuskett@naataanli.org
 Chapter Secretary: Genevieve S. Jones phone & email: 505-806-1885 jonesgenevieve@ymail.com
 Chapter Treasurer: Same as Chapter Secretary phone & email: _____
 Chapter Manager or CSC: Christine Sam phone & email: 505-733-2832 csam@navajochapters.org
 DCD/Chapter ASO: Derek Echohawk, ASC ASO phone & email: 928-871-7547 ddechohawk@nndcd.org

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

Amount of FRF requested: 285,000.00 FRF funding period: 12/14/22 - 09/30/26
Indicate Project starting and ending/expiration 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 bathroom additions will be funded in the amount of \$285,000.00 to purchase materials and supplies needed to add a bathroom addition to community members homes. These projects are located within the community of Mexican Springs Chapter will help provide a basis infrastructure that help in the reduction of the spread of the COVID-19 and other viruses and illnesses.

document attached

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

The COVID-19 and other viruses has spread rapidly since 2020 because some community members don't have the means of hand washing sink, water and other basic infrastructure for this purpose. The recipients of the bathroom addition will benefit from this project by providing a facility to wash their hands and personal hygiene to help reduce the spread of COVID-19 and other illnesses.

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:

December 2022: Chapter to approve and support ARPA projects through a resolution and submit Request Form and Expenditure plan to FRF office and DOJ for approval review; Spring 2023: work with DCD and FRF office to select a contractor to build these bathroom additions; Fall 2023: construction will beginning and completion by December 2026.

document attached

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

The Division of Community Development will oversee the project and the Mexican Springs Chapter will ensure project is in process and completed by December 2026.

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:

Each homeowner who will receive the bathroom additions will be responsible for the operation and maintenance costs for the bathroom additions upon completion.

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:

Other Public Health Services^ 1.14

The Mexican Springs Chapter is requesting for funds to construct bathroom additions and purchases needed materials and supplies. The chapter will work with the Indian Health Services, Office of Environmental Health, and Navajo Tribal Utility Authority. The goal of the project is to provide water and sewer system for each recipient and help prevent the rapid spread of COVID-19 and other contagious viruses and illnesses.

document attached

Part 3. Additional documents.

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

Chapter resolution that supports and approves this project as well as list of recipients.

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

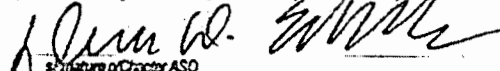
Approved by:


signature of Chapter President (or Vice President)

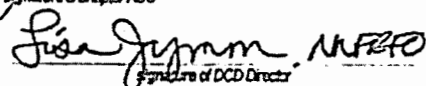
Approved by:


signature of CSC

Approved by:




signature of Chapter ASO

Approved to submit for Review:


signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2023

PART I. Business Unit No.: <u> </u> <small>New</small>		Program Title: <u>MEXICAN SPRINGS CHAPTER BATHROOM ADDITIONS</u>		Division/Branch: <u>DCD/Executive</u>		
Prepared By: <u>CHRISTINE SAM, CSC</u>		Phone No.: <u>505-733-2832</u>		Email Address: <u>cssam@nncchapters.org</u>		
PART II. FUNDING SOURCE(S)	Fiscal Year Item	Amount	% of Total	PART III. BUDGET SUMMARY		
NI Fiscal Recovery Funds	12/1/17-2-26 9/30/26	285,000.00	100%	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget
						(C) Difference or Total
				2001 Personnel Expenses		
				3000 Travel Expenses		
				3500 Meal Expenses		
				4000 Supplies		
				5000 Lease and Rental		
				5500 Communications and Utilities		
				6000 Repairs and Maintenance		
				6500 Contractual Services	0	285,000
				7000 Special Transactions		
				8000 Public Assistance		
				9000 Capital Outlay		
				9500 Matching Funds		
				9600 Indirect Cost		
				TOTAL	\$0.00	285,000.00
				PART IV. POSITIONS AND VEHICLES		
				Total # of Positions Budgeted:		
				Total # of Vehicles Budgeted:		
				(D)	(E)	
				0	0	0
				0	0	0
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.						
SUBMITTED BY:		APPROVED BY:				
James Adakal, Deputy Director		Calvin Castillo, Executive Director				
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name				
						
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date				
2-13-23		2/13/23				

PART I. PROGRAM INFORMATION:		Business Unit No.: <u> </u> New		Program Name/Title: <u>MEXICAN SPRINGS CHAPTER BATHROOM ADDITIONS</u>	
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:					
PART III. PROGRAM PERFORMANCE CRITERIA:					
1. Goal Statement:		1st QTR	2nd QTR	3rd QTR	4th QTR
		Goal	Goal	Goal	Goal
		Actual	Actual	Actual	Actual
To build bathroom additions for family affected by the COVID pandemic.					
Program Performance Measure/Objective:					
Will construct 19 homes with Bathroom additions by end of FY 2026.					19
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.					
		James Adabal, Deputy Director		Calvin Castillo, Executive Director	
		Program Manager's Printed Name		Division Director/Branch Chief's Printed Name	
		D-13-23		2/13/23	
		Program Manager's Signature and Date		Division Director/Branch Chief's Signature and Date	

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION: Program Name/Title: <u>MEXICAN SPRINGS CHAPTER BATHROOM ADDITIONS</u> Business Unit No.: _____ 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)
6860	Subcontractual Services 6880 - Contract Bathrooms	285,000	285,000
TOTAL		285,000	285,000

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: NEW		PART II. Project Information
Project Title: MEXICAN SPRINGS CHAPTER BATHROOM ADDITION		Project Type: Bathroom Additions
Project Description To Construct 8'X14' bathroom additions with ADA bathroom fixtures, running water, electrical services sewer connections, heating, roofing and interior/exterior finishes.		Planned Start Date: 12/14/22
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification		Planned End Date: 09/30/26
		Project Manager: Christine Sam

PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.

	FY 2023												FY 2024												Expected Completion Date if project exceeds 6 FY Qtrs.															
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.																		
	O	N	D	J	F	M	A	M	A	J	F	M	A	M	A	J	F	M	A	M	A	J	F	M		O	N	D	J	F	M									
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Execute Contract																																								
Construction																																								
PART V. Expected Quarterly Expenditures	\$												\$												\$												PROJECT TOTAL			
	\$												\$												\$												\$285,000.00			

Mexican Springs Chapt

Roberta J. Becenti, President
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Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tohatchi, NM 87325

**RESOLUTION OF THE
MEXICAN SPRINGS CHAPTER
RESOLUTION NUMBER: MS-03-2023-06**

SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS FOR THE BATHROOM ADDITIONS IN THE AMOUNT OF \$285,000.00.

WHEREAS:

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans,

Page Two (2)

Resolution NO: MS-03-2023-06

Re: Supporting and Approving the Mexican Springs Chapter's FRF expenditure plans for the Bathroom Additions in the amount of \$285,000.00.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and
 7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.
- ⑧ The Mexican 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.

NOW THEREFORE BE IT RESOLVED THAT:

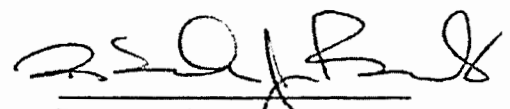
The Mexican Springs Chapter hereby supports and approves the attached FRF expenditure plans for Bathroom Additions in the amount of \$285,000.00.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 18 in favor, 00 opposed and 01 abstained, this 10th day of MARCH, 2023.

MOTIONED BY: Vincent Muskett

SECONDED BY: William Nez, Sr.


Roberta J. Becenti, President

Mexican Springs Chap

Roberta J. Becenti, President
Carol B. Muskett, Vice President
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tohatchi, NM 87325

**RESOLUTION OF THE
MEXICAN SPRINGS CHAPTER
RESOLUTION NUMBER: MS-01-2023-02**

**SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION
FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS BY DELETING POWERLINE
EXTENSION AND ADDING HOUSEWIRING PROJECT.**

WHEREAS:

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans, Page

Two (2)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and
7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.
8. After thorough assessment the chapter feels that the need for house wiring is critical for the community of Mexican Springs.

NOW THEREFORE BE IT RESOLVED THAT:

The Mexican Springs Chapter hereby supports and approves on the following ARPA projects and expenditure plans in the amount of \$1,760,467.90. This resolution supersedes all prior resolutions and priorities for the chapter's ARPA projects and are identified as:

- a. Bathroom Additions - \$285,000.00
- b. Community cemetery expansion - \$100,000.00
- c. Home Renovations - \$200,000.00
- d. 3 Complete Homes - \$750,000.00
- e. House wiring Project - \$425,467.90

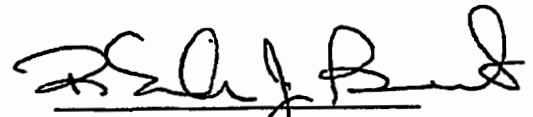
Three (3)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 21 in favor, 00 opposed and 01 abstained, this 17th day of JANUARY, 2023.



Roberta J. Becenti, President

csam/01.03.2023

Motion: Vincent Muskett

Second: Joseph Bitsie, Jr



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 0418-2

Date & Time Received: 5/1/23 at 13:40

Date & Time of Response: 5/26/23 at 13:00

Entity Requesting FRF: Naschitti Chapter

Title of Project: New Warehouse

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$613,719.30

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: Please note that we have modified the requested expenditure code from 6.1 (Provision of Government Services) to 1.14 (Other Public Health Services). 1.14 is a more favorable category because it is not limited by the amount of the Nation's lost revenue.

Name of DOJ Reviewer: Navalyn R. Platero

Signature of DOJ Reviewer: 

Disclaimers:

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

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

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

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Naschitti Community Governance (Naschitti Chapter) Date prepared: 11/17/22

Chapter's mailing address: Drawer D, Sheepsprings, NM 87364 phone & email: 505-732-5400
Sheepsprings, NM 87364 website (if any): naschitti@navajochapters.org

This Form prepared by: Carissa Wood phone/email: 505-732-5400
Chapter Manager cwood@nnchapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: New Warehouse

Chapter President: Rhonda Herbert phone & email: 505-870-4991 rherbert@naataanii.org

Chapter Vice-President: Kee Y. Gee phone & email: 480-599-8755 kygee@naataanii.org

Chapter Secretary: Orlinda Skyberg phone & email: 214-693-8804 orlin.r.skyberg@gmail.com

Chapter Treasurer: Orlinda Skyberg phone & email: 214-693-8804 orlin.r.skyberg@gmail.com

Chapter Manager or CSC: Carissa Wood phone & email: 505-732-5400 cwood@nnchapters.org

DCD/Chapter ASO: Derek Echohawk phone & email: 928-871-7515 ddechohawk@nndcd.org

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

document attached

Amount of FRF requested: \$613,719.30 FRF funding period: 10/1/2022 - 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:

The Naschitti Community Governance Warehouse will be serve as a distribution HUB and storage for PPE's, MRE's, Cleaning Supplies, Bottled Water, Non-Perishable Food, Water Containers, Hand washing stations, and other supplies needed to help deter the spread of COVID-19. Naschitti Governance currently does not have an adequate space to store these items. The warehouse will be located on the Naschitti Community Governance compound.

document attached

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

The Naschitti Governance Center is in need of a larger storage facility and would be able to assist community members with more supplies to help fight COVID-19. We would be able to work with more agencies to recieve supplies and be able to store and distribute more efficiently. The warehouse would also serve as a shelter to assist community member who do not have adequate space to isolate.

document attached

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

January 2023 Advertise and begin procurement process; May 2023 Initiate contract for services; July 2023 Issue Notice to proceed; July 2026 complete final close out of project.

document attached

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

The Naschitti Community Governance will monitor and keep project on task with Division of Community Development providing oversight.

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 Naschitti Community Governance (Naschitti Chapter) will be responsible for operations and maintenance of the New Warehouse.

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 Other Public Health Services^
Naschitti Community Governance (Naschitti Chapter) is respectfully requesting funding to construct a new Warehouse for Naschitti community. The warehouse will be used to store supplies to help deter the spread of COVID-19 in the community. The warehouse will also be used a distribution HUB for supplies and services needed by our community members.

document attached

Part 3. Additional documents.

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

Exhibit B: Budget and Expenditure Plan
Naschitti Community Governance supporting 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: Carissa Wood signature of Preparer/CONTACT PERSON
Approved by: [Signature] signature of Chapter President (or Vice-President)
Approved by: Carissa Wood signature of Chapter Manager or CSC
Approved by: [Signature] signature of DCD/Chapter ASO
Approved to submit for Review: [Signature] signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Naschitti Governance Chapter - New Warehouse</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>Carissa Wood, Manager</u>		Phone No.: <u>505-732-5400</u>		Email Address: <u>naschitti@navajochapters.org</u>	
PART II. FUNDING SOURCE(S)		PART III. BUDGET SUMMARY		Fund Type Code	
MN Fiscal Recovery Funds		2001 Personnel Expenses		Original Budget	
Fiscal Year / Term		3000 Travel Expenses		Proposed Budget	
10/122-9/30/26		3500 Meeting Expenses		Difference or Total	
Amount		4000 Supplies			
\$613,719.30		5000 Lease and Rental			
% of Total		5500 Communications and Utilities			
100%		6000 Repairs and Maintenance			
		6500 Contractual Services		613,719	
		7000 Special Transactions			
		8000 Public Assistance			
		9000 Capital Outlay			
		9500 Matching Funds			
		9500 Indirect Cost			
TOTAL:		TOTAL		\$ 613,719.30	
\$0.00		PART IV. POSITIONS AND VEHICLES		\$ 613,719.30	
100%		Total # of Positions Budgeted:		0	
		Total # of Vehicles Budgeted:		0	
				0	

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

SUBMITTED BY: James Adakai, Deputy Director APPROVED BY: Calvin Castillo, Executive Director

Program Manager's Printed Name 4-27-23 Division Director / Branch Chief's Printed Name 4/27/23

Program Manager's Signature and Date [Signature] Division Director / Branch Chief's Signature and Date [Signature]

PART I. PROGRAM INFORMATION:
 Business Unit No.: NEW Program Name/Title: Naschitli Governance Chapter New Warehouse

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:								
To construction new warehouse for storing PPE, COVID-19 Supplies and emergency supplies								
Program Performance Measure/Objective:								
To construction new warehouse for Naschitli Community Governance usage					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.

James Adakai, Deputy Director
 Program Manager's Printed Name

4-27-23
 Program Manager's Signature and Date

Calvin Castillo, Executive Director
 Division Director/Branch Chief's Printed Name

[Signature] 4/27/23
 Division Director/Branch Chief's Signature and Date

PART I. PROGRAM INFORMATION:			
Program Name/Title: Naschitti Governance Chapter - New Warehouse		Business Unit No.: 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)
6500	<p>CONTRACTUAL SERVICES</p> <p>Hire Contractor to Construct a New Warehouse</p> <p>To include pre-engineered metal building, 3 bay, 50' x 80', 4,000 sq ft./Concrete Foundation/Utility Infrastructure</p>	\$613,719.30	<p>613,719.30</p> <p>613,719.30</p>
TOTAL		\$ 613,719.30	\$ 613,719.30

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: <u>NEW</u>		PART II. Project Information												
Project Title: <u>Naschititi Governance Chapter - New Warehouse</u>		Project Type: <u>New Warehouse</u>												
Project Description: <u>Construct a New 3 bay, 50' x 80', 4,000 sq ft. Warehouse</u>		Planned Start Date: <u>10/1/2022</u>												
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification		Planned End Date: <u>9/30/2026</u>												
		Project Manager: <u>Carissa Wood</u>												
PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.														
PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.														
	FY 2023								FY 2024				Expected Completion Date if project exceeds B. FY Qtrs.	
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	Date:	
01/01/2023 - 05/01/2023 Advertise and Begin Procurement Process	O N D	J F M A M J Jul	A M J	A S	O N D	J F M A M J Jul	A M J	A S	O N D	J F M A M J Jul	A M J	A S	9/30/26	Jul
05/01/23 - 07/01/23 Initiate contract for services		x	x											
7/1/2023 - 7/1/2024 Issue Notice to Proceed/Begin Construction			x	x										
7/1/2026 Complete Final Close-Out for Project														x
PART V.	PROJECT TOTAL													
Expected Quarterly Expenditures	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$613,719.30

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

Naschitti Community Governance

PO Drawer D, Sheep Springs, New Mexico 87364
Phone: 505-732-5400/5402 Fax: 505-732-5406



AMENDED 5/7/23

NAS-23-12-007

RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

NASCHITTI COMMUNITY GOVERNANCE APPROVES AND ACCEPTS THE SELECTION OF THE AMERICAN RESCUE PLAN ACT (ARPA) - NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR THE NEW WAREHOUSE PROJECT IN THE AMOUNT OF \$613,719.30

WHEREAS:

1. Pursuant to N.N.C. Title 26, Chapter 1, Section 3(A), Section 1(B)(1) and Section 1(B)(2) under the Local Government Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. To support the efforts of the Navajo Nation to mitigate the effects of the COVID-19 Pandemic, the ARPA Fiscal Recovery Funds were allocated to develop the basic infrastructure to improve lives of people who have lived without water, electricity and "basic services to support their daily activities, health, and welfare"; and
3. The Navajo Nation Council approved CJN-29-22, in response to the COVID-19 Pandemic in the best interest of the people; "An Action Relating to the Naabiki'iyati' 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 Assistance; Public Safety Emergency Communications; E911; Rural Addressing Projects; Cyber Security; Public Health Projects; Economic Development Projects; Hardship Assistance; Water and Wastewater Projects; Broadband Projects; Home Electricity Connection and Electricity Capacity Projects; Housing Projects and Manufactured Housing Facilities; Bathroom Addition Projects; Construction Contingency Funding; and Reduced Administrative Funding; and
4. The Naschitti Community Governance accepts the allocations from the ARPA-NNFRF in the amount of \$613,719.30 for the Naschitti Community; and
5. The Naschitti Community Governance Administration will be the point of contact for all administrative matters.
6. Naschitti Community Governance (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.

Rhonda Herbert
Commission President

Kee Y. Gee
Commission Vice-President

Orlin Skyberg
Commission Secretary/Treasurer

Hoskie Bryant
Commission Member

Michael Clani
Commission Member

Naschitti Community Governance

PO-Drawer-D, Sheepsprings, New Mexico 87364
Phone: 505-732-5400/5402 Fax: 505-732-5406



NAS-23-12-007 – Cont'd

NOW, THEREFORE, BE IT RESOLVED THAT:

The Naschitti Community Governance hereby approves and accepts the ARPA – Navajo Nation Fiscal Recovery Fund Expenditure Plans for the selection the New Warehouse Project in the amount of \$613,719.30 for the needs of the Naschitti Community.

CERTIFICATION

I, hereby certify that the foregoing Resolution was duly considered by Naschitti Community Governance Commission and moved for adoption by Kee Y Gee and seconded by Hoskie Bryant at a duly called meeting at Naschitti, (New Mexico) at which a quorum was present and that same was passed by a vote of -4- yeas and -0- nays on this 4th day of December 2022.

A handwritten signature in black ink, appearing to read "RHONDA HERBERT", written over a horizontal line.

Rhonda Herbert, Commission President
Naschitti Community Governance

AMENDED CERTIFICATION

I, hereby certify that the foregoing Resolution was duly considered by Naschitti Community Governance Commission and moved for adoption by Alexis Wood and seconded by Orlin Skyberg at a duly called meeting at Naschitti, (New Mexico) at which a quorum was present and that same was passed by a vote of -3- yeas and -0- nays on this 19th day of February, 2023.

A handwritten signature in black ink, appearing to read "RHONDA HERBERT", written over a horizontal line.

Rhonda Herbert, Commission President
Naschitti Community Governance

Naschitti Community Governance

PO-Drawer-D, Sheepsprings, New Mexico 87364
Phone: 505-732-5400/5402 Fax: 505-732-5406



NAS-23-12-007 - Cont'd

AMENDED CERTIFICATION

I, hereby certify that the foregoing Resolution was duly considered by Naschitti Community Governance Commission and moved for adoption by Tammy Yazzie and seconded by Kee Y Gee at a duly called meeting at Naschitti, (New Mexico) at which a quorum was present and that same was passed by a vote of -4- yeas and -0- nays on this 19th day of April, 2023.

A handwritten signature in black ink, appearing to read "RHONDA HERBERT", written over a horizontal line.

Rhonda Herbert, Commission President
Naschitti Community Governance

NAVAJO NATION FISCAL RECOVERY FUND



DOCUMENT CHECKLIST TO DOJ for Governance Certified Chapters

Submit all documents according to this checklist. If all documents are not attached, packet will be returned to division/program.

Division/Program Information:

Date Submitted: 4/27/23

Program/Division: DCD FRF ARPA

Contact Person: Dawnell Begay

Phone: (928) 871-6099

Email: dbegay@nndcd.org

Documents needed for processing:

- Appendix A - Request Form & Expenditure Plan
- Appendix B - Budget Forms (Form 1, 2, 3, 4, 5, Appendix J as needed)
- Approved Chapter Resolution supporting the project
- Required Signatures:
 - Preparer
 - Chapter President/Vice President
 - Chapter Manager/CSC
 - DCD ASC
 - DCD Division Director
 - NNFRFO Director

Notes:

Chapter: Naschitti
Project: New Warehouse
Amount: \$613,719.30

Reviewed by:

NN Fiscal Recovery Fund Office

Date

DISCLAIMER: For guidance purposes only. Additional information may be required.

Navajo Nation Fiscal Recovery Fund Office (NNFRFO)
PO BOX 2469, Window Rock, Arizona 86515
(928)309-5532



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 0445-2

Date & Time Received: 4/17/23 at 10:41

Date & Time of Response: 5/26/23 at 17:00

Entity Requesting FRF: Tohatchi Chapter

Title of Project: Powerline Extension

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$105,320

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: _____


2.18 Housing Support: Other Housing Assistance

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: Navalyn R. Platero

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: Tohatchi Chapter Date prepared: 02/10/2023

Chapter's mailing address: P.O. Box 287 Tohatchi, NM 87325 phone/email: (505) 733-2845 website (if any): Tohatchi@navajochapters.org

This Form prepared by: Janice Begay phone/email: (505) 733-2845
Office Specialist mallison@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Powerline Extension

Chapter President: Harry Moore, Jr. phone & email: (505) 870-9082 smoore@naataani.org

Chapter Vice-President: Mike Halona phone & email: (505) 797-1822 mhalona@nnd.org

Chapter Secretary: Jean Crawford phone & email: (505) 400-2836 jcrawford@navajochapters.org

Chapter Treasurer: Jean Crawford phone & email: (505) 400-2836 jcrawford@navajochapters.org

Chapter Manager or CSC: Maria Allison phone & email: (505) 733-2845 mallison@nnchapters.org

DCD/Chapter ASO: Dereck Echohawk phone & email: (928) 266-3153 ddechohawk@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Tribal Utility Authority, Fort Defiance, AZ document attached

Amount of FRF requested: \$105,320 FRF funding period: 05/01/2023 - 09/30/2026
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:

This project will extend power lines to eight (8) homes within the Tohatchi Community. The project will provide homes with electricity to improve the basic quality of life, meet health care needs (refrigeration for perishable foods), medical needs (refrigeration for medicines), and safety needs (house lighting). Providing electricity for sanitation appliances (washing machines and dryers) prevents the spread of health-related illnesses that may cause increased vulnerability to COVID-19 complications.

document attached

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

This project will benefit eight (8) Tohatchi community members by providing electrical tie-in necessary for lights, electrical devices, and durable medical equipment. The project ensures a habitable, secure home for families to receive basic utilities for heating, medical need, and refrigeration purposes. This project will enhance the basic quality of life for eight (8) families who need basic utility services.

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 Tohatchi Chapter in collaboration with Navajo Tribal Utility Authority (NTUA) will obtain cost estimates and construction; the timeline for the powerline extension project contracting December 2024 and funds expended by September 2026.

document attached

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

The Tohatchi Chapter will collaborate with NTUA to implement and complete the project by September 2026.

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:

Navajo Tribal Utility Authority (NTUA) will be responsible for operation and maintenance of the transmission lines after construction. The homeowner will be responsible for the operation, maintenance, and repair from the meter to the home. Tohatchi Chapter incurs no additional cost or recurring cost upon project completion.

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:

Housing Support: Other Housing Assistance 2.18

Pursuant to the U.S. Treasury guidelines and funding objectives, this powerline extension project addresses conditions that contributed to poor public health and economic outcomes during the COVID-19 Pandemic. Providing electricity for homes promotes good health and wellness; meets infrastructure and health environment needs; prevents COVID-19 infection and other illnesses. Families will receive basic utilities for heating, medical need, and refrigeration purposes in a community disproportionately impacted by COVID-19.

document attached

Part 3. Additional documents.

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

Tohatchi Community Chapter Resolution Number: TOH: 025-03-2023 is attached

Chapter Resolution attached

Part 4. Affirmation by Funding Recipient.

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



Chapter's Preparer: Jenice Bryan
signature of Preparer/CONTACT PERSON

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

Approved by: [Signature]
signature of CSC

Approved by: [Signature]
signature of Chapter ASO

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

PART I. Business Unit No.:		New		Program Title:		Tohatchi Chapter - Powerline Extension		Division/Branch:		DCD/Executive	
Prepared By:		Maria Allison		Phone No.:		(505) 733-2845		Email Address:		mallison@nnchapters.org	
PART II. FUNDING SOURCE(S)		Fiscal Year / Term	Amount	% of Total	PART III. BUDGET SUMMARY			Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds		05/01/23-09/30/26	\$105,320	100%	2001	Personnel Expenses					
					3000	Travel Expenses					
					3500	Meeting Expenses					
					4000	Supplies					
					5000	Lease and Rental					
					5500	Communications and Utilities					
					6000	Repairs and Maintenance					
					6500	Contractual Services					
					7000	Special Transactions					
					8000	Public Assistance	6	0	\$105,320	\$105,320	\$105,320
					9000	Capital Outlay					
					9500	Matching Funds					
					9500	Indirect Cost					
					TOTAL			\$0.00	\$105,320	\$105,320	\$105,320
					PART IV. POSITIONS AND VEHICLES			(D)	(E)		
					Total # of Positions Budgeted:			0	0		
					Total # of Vehicles Budgeted:			0	0		
					TOTAL:			\$105,320	100%		
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.											
SUBMITTED BY:				APPROVED BY:							
James Adakai, Deputy Director				Calvin Castillo, Executive Director							
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name							
								4/4/23			
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date							

PART I. PROGRAM INFORMATION:
 Business Unit No.: _____ New _____ Program Name/Title: Tohatchi Chapter - Powerline Extension

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 raise the standard of living by constructing powerline extension to community members</u> Program Performance Measure/Objective: <u>To connect powerline to (08) homes by End of Quarter of FY 2026</u>								8
2. Goal Statement: _____								
3. Goal Statement: _____								
4. Goal Statement: _____								
5. Goal Statement: _____								

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

James Adakai, Deputy Director
 Program Manager's Printed Name
4-4-23
 Program Manager's Signature and Date

Calvin Castillo
 Division Director/Branch Chief's Printed Name
[Signature] 4/4/23
 Division Director/Branch Chief's Signature and Date

PART I. PROGRAM INFORMATION: Program Name/Title: <u>Tohatchi Chapter - Powerline Extension</u> Business Unit No.: <u> </u> 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)
8500 8500	Public Assistance <i>INFRASTRUCTURE (NON-CAP)</i> 8540 To provide power to (08) homes who do not have electricity to improve the basic quality of life.	\$105,320	\$105,320
TOTAL		\$105,320	\$105,320

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

Page ___ of ___
PROJECT FORM

PART I. Business Unit No.: <u> </u> Project Information	
Project Title: <u>Tohatchi Chapter - Powerline Extension</u>	Project Type: <u>Powerline Extension</u>
Project Description: <u>Assist in getting Powerline Extension completed</u>	Planned Start Date: <u>05/01/23</u>
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification	Planned End Date: <u>12/01/26 or 1/31/27</u>
Project Manager: <u>Marla Allison</u>	

	FY 2023												FY 2026												Date December 2026 ^{09/30/2026}			
PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.																												
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			PROJECT TOTAL			
	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	S	O	N	D	J		F	M	
Finance (Securing Funds)																												
Planning													X															
Construction				X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
\$	\$			\$			\$			\$			\$			\$			\$			\$			\$	\$105,320.00		

PART V.	Expected Quarterly Expenditures	\$	105,320.00	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
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FOR OMB USE ONLY:	Resolution No. _____	FMIS Set Up Date: _____	Company No. _____
			OMB Analyst: _____



**THE NAVAJO NATION
TOHATCHI COMMUNITY CHAPTER**

Post Office Box 287 Tohatchi, New Mexico 87325 Tel: (505) 733-2845/2846 FAX: (505) 733-2847

Harry "Sonny" Moore, Jr. Chapter President W. Mike Halona Chapter Vice-President Jean Crawford Chapter Secretary/Treasurer Gerald Moore Grazing Official Nathan Notah Council Delegate

RESOLUTION OF THE TOHATCHI CHAPTER

**SUPPORTING AND APPROVING TOHATCHI CHAPTER'S EXPENDITURE
PLANS FOR PROJECTS LISTED UTILIZING THE NAVAJO NATION FISCAL
RECOVERY FUND FOR POWERLINE EXTENSIONS IN THE TOTAL
AMOUNT OF \$105,320.**

WHEREAS:

TOH: 025-03-2023

1. Pursuant to NNC Section 3(A), the Tohatchi Chapter is a duly recognized certified Chapter of the Navajo Nation Government as listed as 11 NNC. Part 1, Section 10.
2. Pursuant to 26 NNC Section 1(B), the Tohatchi Chapter is vested with the authority to review all matters affecting community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions.
3. The American Rescue Plan Act (ARPA) of 2021 was passed by the US Senate on March 6, 2021 and signed into law by President Biden on March 11, 2021.
4. Executive Order No. 008-2021, establishing the Navajo Nation Fiscal Recovery Fund (NNFRF) Office dedicated to overseeing and implementing the Coronavirus State and Local Fiscal Recovery Funds program authorized by the American Rescue Plan Act (ARPA). The establishment of the office was authorized through Resolution CJY-41-21, which was approved by the 24th Navajo Nation Council and signed into law in August.
5. The devastating effects of COVID-19 on the Navajo Nation, including employment losses, business closures, food and housing insecurity, and other economic disparities:
6. The Fiscal Recovery Funds are intended to support governmental efforts to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by community members, schools, clinic, and businesses.
7. The Navajo Nation Fiscal Recovery Fund Office (NNFRF Office) shall be a clearinghouse that will coordinate, facilitate and implement Fiscal Recovery Fund (FRF) responsibilities. The NNFRF ensures expenditure reviews of FRF eligibility determination.
8. The allocation in the amount of \$1.7 million is the largest allocation made in history to the Tohatchi Chapter which will begin the constructions of waterline extension, powerline extension, solar systems, Navajo Nation Cistern/Septic System, House Wiring, and two (2) homes will be built for two (2) community members.
9. The Tohatchi Chapter ("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 polices.

NOW, THEREFORE, BE IT RESOLVED, THAT:

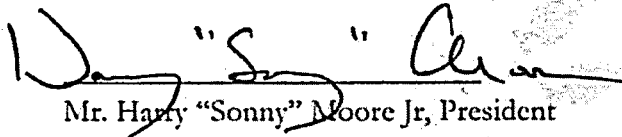
The Tohatchi Chapter hereby supports and approves the expenditures for **Powerline Extensions** in the total amount of \$105,320.00 for the **Eight (08)** recipients as shown in the attach spreadsheet.

CERTIFICATION

We hereby certify that the foregoing resolution was approved by the Tohatchi Chapter at a duly called meeting held at Tohatchi Chapter (Navajo Nation), NM at which a temporary authorized reduced quorum was present and the same was passed by a vote of 10 in favor, 0 opposed, 5 abstained, this **15th** day of **March 2023**.

Motion: Carol Tom

Second: Lucinda Barney


Mr. Harry "Sonny" Moore Jr, President

March 15, 2023
Date

Toahtchi Appendix-A forms

messages

Shayla Draper <sdraper@nndcd.org>

Tue, Apr 4, 2023 at 9:36 AM

: Derek Echohawk <ddechohawk@nndcd.org>

:: Calvin Castillo <ccastillo@nndcd.org>, James Adakai <james_adakai@nndcd.org>, Sonlatsa Jim-Martin <sjim-martin@nndcd.org>, Tia Yazzie <tia.yazzie@nndcd.org>

Good morning Mr. Echohawk,

Requesting electronic signatures on page 2 of the appendix-a forms for Toahtchi chapter bathroom addition, house wiring, and powerline expenditure plans.

Delegate Nathan Notah is walking them through the DCD - WR office this morning. Please respond as soon as possible, thank you.

—
Respectfully,

Shayla Draper, Planner/Estimator

The Navajo Nation

American Rescue Plan Act (NNARPA)

Division of Community Development

Window Rock Blvd.

Administration Building #2

Second Floor South

Post Office Box 1904

Window Rock, Arizona 86515

Email: sdraper@nndcd.org

Office/Voicemail: (928) 871-6099

Derek Echohawk <ddechohawk@nndcd.org>

Tue, Apr 4, 2023 at 9:44 AM

: Shayla Draper <sdraper@nndcd.org>

:: Calvin Castillo <ccastillo@nndcd.org>, James Adakai <james_adakai@nndcd.org>, "Laci K. Begay" <lkbegay@nndcd.org>, Sonlatsa Jim-Martin <jim-martin@nndcd.org>, Tia Yazzie <tia.yazzie@nndcd.org>

Yes I approve. Please have Laci insert my electronic signature.

[Quoted text hidden]

—
Derek D. Echohawk, *Administrative Services Officer*

Ft. Defiance Administrative Service Center

Division of Community Development

THE NAVAJO NATION

Cell:

Shayla Draper <sdraper@nndcd.org>

Tue, Apr 4, 2023 at 9:45 AM

: Derek Echohawk <ddechohawk@nndcd.org>

:: Calvin Castillo <ccastillo@nndcd.org>, James Adakai <james_adakai@nndcd.org>, "Laci K. Begay" <lkbegay@nndcd.org>, Sonlatsa Jim-Martin <jim-martin@nndcd.org>, Tia Yazzie <tia.yazzie@nndcd.org>

Thank you.

[Quoted text hidden]



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 0454 REISSUED

Date & Time Received: 4/5/23 at 17:24

Date & Time of Response: 4/12/23 at 18:31 REISSUED: 4/28/23 at 17:00

Entity Requesting FRF: Twin Lakes Chapter

Title of Project: Infrastructure and Renovation Modular Buildings

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$150,000.00

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:
2.22, Strong Healthy Communities: Neighborhood Features that Promote Health and Safety

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: Please note that we have modified the expenditure code from the requested 6.1 (Government Services) to 2.22 (Strong Healthy Communities) because (1) the Project would qualify under either code, and (2) 2.22 is more favorable because, unlike 6.1, it is not limited to the Nation's lost revenue.

HK number was incorrect and a missing signature on the Concurrence Memo

Name of DOJ Reviewer: MacArthur Stant

Signature of DOJ Reviewer: MacArthur Stant

Digitally signed by MacArthur Stant
Date: 2023.04.12 18:32:16 -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.

**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: Twin Lakes Chapter Date prepared: 01/16/2023

Chapter's P.O. Box 4424 phone/email: (505) 735-2600
mailing address: Yatahey, NM 87375 website (if any): twinlakes@navajochapters.org

This Form prepared by: Juanita Tom phone/email: (505) 733-2603
Community Service Coordinator jrtom@nnchapters.org
CONTACT PERSON'S name and title *CONTACT PERSON'S info*

Title and type of Project: Housing Renovation and Repair

Chapter President: Elouise Johnson phone & email: (505) 735-2603

Chapter Vice-President: Tom Begay phone & email: (505) 567-0193 tbegay@navajochapters.org

Chapter Secretary: Joan Nez phone & email: (505) 480-0730 jnez@navajochapters.org

Chapter Treasurer: Joan Nez phone & email: (505) 480-0730 jnez@navajochapters.org

Chapter Manager or CSC: Juanita Tom phone & email: (505) 735-2603 jrtom@nnchapters.org

DCD/Chapter ASO: Patricia Begay, SPPS phone & email: (928) 871-7515 pdbegay@nndcd.org

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

Amount of FRF requested: \$150,000 FRF funding period: 03/02/2023 - 09/30/2026
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:

This project will renovate and repair home roofing for Twin Lakes community members. The project will also construct handicap rails/ramps for elderly and disabled Twin Lakes community members. The project will provide safe and habitable homes for community members that require housing. The home repairs are necessary for having a stable and healthy home environment.
 document attached

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

This project will benefit Twin Lakes community members by providing a habitable home that is temperate and safe for families. The renovations and handicap accessibility additions will support the community members' health and quality of life.
 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:

Timeline for implementation and completion is March 2, 2023 to September 30, 2026.
 document attached

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

The Department of Community Development, Twin Lakes Chapter Officials and Administration, and CLUP-C.
 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 homeowner will be responsible for the operation, maintenance, and repair upon project completion. Twin Lakes Chapter incurs no additional cost or recurring cost upon project completion.
 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:

3.12 Housing Support
 document attached

Part 3. Additional documents.

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

Twin Lakes Community 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: Juanita Tom
signature of Preparer/CONTACT PERSON

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

Approved by: [Signature]
signature of CSC

Approved by: [Signature]
signature of Chapter ASO

Approved to submit for Review: Lisa Jymm. NNFRFO
signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: K - [New]		Program Title: Twin Lakes Housing Renovation & Repair		Division/Branch: Div. Comm. Development				
Prepared By: Juanita Tom		Phone No.: 505.735.2603		Email Address: jrtom@nncchapters.org				
PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY			
NN Fiscal Recovery Funds		3/2/23 to 9/30/26	150,000.00	100%	Fund Type Code	NMC Approved 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	6	150,000	150,000
					6500 Contractual Services			
					7000 Special Transactions			
					8000 Public Assistance			
					9000 Capital Outlay			
					TOTAL		\$0.00	150,000.00
					PART IV. POSITIONS AND VEHICLES			
					TOTAL # of Positions Budgeted:		(D)	(E)
					TOTAL # of Vehicles Budgeted:			
					TOTAL: \$150,000.00			100%
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: James Adakai, Deputy Director		Program Manager's Printed Name		APPROVED BY: Calvin Castillo, Executive Director		Division Director / Branch Chief's Printed Name		
		4-6-23				4/4/23		
		Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date		

DETAILED BUDGET AND JUSTIFICATION

Budget Form 4

PART I. PROGRAM INFORMATION:

Program Twin Lakes Housing Renovation/Repair Business Unit No: NEW

(A)	(B)	(C)	(D)
<p>Object Code (LOD 6.1)</p>	<p>8555: (Chapter Projects) Assistance: Housing assistants for Twin Lakes Community members to Renovation and Repair due to Decapitated homes from weatherization damages. To assist families with: Windows, doors, roofing, interior walls, ceiling, flooring panels and etc., Project will also include handicap rails for the elderless with disability in our community.</p>	<p>Total by DETAILED Object Code (LOD 6) \$150,000.00</p>	<p>Total by MAJOR Object Code (LOD 4) \$150,000.00</p>
<p>Total</p>			<p>\$150,000.00</p>

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>Twin Lakes (Bahast'ah) Housing Renovation & Repair</u> Project Description: <u>Renovate and repair homes for community members; reflooring, ofing, replaced interior/exterior panels, bathroom addition, and replaced windows & doors.</u> Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification	PART II. Project Information Project Type: <u>8555: Chapter Projects</u> Planned Start Date: <u>3/2/2023</u> Planned End Date: <u>9/30/2026</u> Project Manager: <u>Juanita Tom</u>
--	--

PART III. List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.												Expected Completion Date if project exceeds 8 FY Qtrs.							
	FY 2023						FY 2024													
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.								
Secure Funds / Finance	O	N	D	J	F	M	A	M	A	M	J	A	S	O	N	D	J	F	M	
Planning & Designing				X			X			X		X								
Hire Laborers								X						X						
Purchase Materials				X				X						X						
Construction								X						X						
PART V.													PROJECT TOTAL							
Expected Quarterly Expenditures	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$150,000.00



DR. BU NYGREN
Navajo Nation President

Bahastl'ah Chapter

Post Office Box 4424
Yahtahey, New Mexico 87375
Phone: 505-735-2600 Fax: 505-735-2605
twinlakes@navajochapters.org



RICHELLE MONTOYA
Navajo Nation Vice President

Nathan Notah
Council Delegate

Vacant
President

Tom Begay
Vice-President

Joan M. Nez
Secretary/Treasurer

Larry Tsosie
Grazing Official

RESOLUTION NO: BAH-23-03-16-105

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR HOUSING RENOVATION AND REPAIR PROJECT IN THE AMOUNT OF \$150,000.00

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
3. To support the efforts of the Navajo Nation to mitigate the effects of the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic anti-infrastructure to improve lives of people who have lived without water, electricity and basic services to support their daily activities, health, and welfare"; and
4. The Bahastl'ah Chapter identified the Housing Renovation and Repair Project to assist community members using the American Recovery Plan Act funding in the amount of \$150,000.00; and
5. The Bahastl'ah 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.

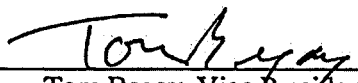
NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter Housing Renovation and Repair project for Twin Lakes Community.

CERTIFICATION

We hereby certify that the foregoing chapter resolution was duly considered by the Bahastl'ah (Twin Lakes) Chapter at which a quorum was present and the same was passed with a vote 13 in favor, 01 opposed, and 07 abstained on this 26th day of March 2023.

Vacant, President



Tom Begay, Vice President



Joan Nez, Secretary/Treasurer

Motioned By: Shirline Jones

Seconded By: Donovan Sherman



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 0457

Date & Time Received: 4/5/23 at 17:27

Date & Time of Response: 4/12/23 at 11:43am

Entity Requesting FRF: Twin Lakes Chapter

Title of Project: Bathroom Addition

Administrative Oversight: Division of Community Development

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

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: Twin Lakes Chapter Date prepared: 03/02/2023

Chapter's P.O. Box 4424 phone/email: (505) 735-2600
mailing address: Yatahey, NM 87375 website (if any): twinlakes@navajochapters.org

This Form prepared by: Juanita Tom phone/email: (505) 733-2603
Community Service Coordinator jrtom@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Bathroom Addition

Chapter President: Elouise Johnson phone & email: (505) 735-2603

Chapter Vice-President: Tom Begay phone & email: (505) 567-0193 tbegay@navajochapters.org

Chapter Secretary: Joan Nez phone & email: (505) 480-0730 jnez@navajochapters.org

Chapter Treasurer: Joan Nez phone & email: (505) 480-0730 jnez@navajochapters.org

Chapter Manager or CSC: Juanita Tom phone & email: (505) 735-2603 jrtom@nnchapters.org

DCD/Chapter ASO: Patricia Begay, SPPS phone & email: (928) 871-7515 pdbegay@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: 03/02/2023 - 09/30/2026
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:

This project will construct bathroom additions on homes within the Twin Lakes Community. Funds will purchase building material and supplies for the construction. The project will provide an adequate bathroom to improve basic quality of life, meet health care needs, and sanitation needs. Providing indoor bathroom use prevents the spread of health-related illnesses that may cause increased vulnerability to COVID-19 complications.

document attached

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

This project will benefit Twin Lakes community members by providing home bathroom additions necessary for sanitation and hygiene safety. This project will promote public health and hygiene by addressing major sanitation needs to prevent and reduce COVID-19 infection and other illnesses by providing proper sanitation facilities.

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:

Encumber all project funds by December 30, 2024 and all funds expended by December 31, 2026. This project will have a scope of work and timeline to meet the deadline.

document attached

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

The Department of Community Development, Twin Lakes Chapter Officials and Administration, Office of Environmental Health, NECA, and NTUA.

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 homeowner will be responsible for the operation, maintenance, and repair upon project completion. Twin Lakes Chapter incurs no additional cost or recurring cost upon project completion.

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:

Drinking water: Other water infrastructure 5.15

document attached

Part 3. Additional documents.

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

Twin Lakes Community 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: Juanita Tom Approved by: Tom K. Gray
signature of Preparer/CONTACT PERSON signature of Chapter President (or Vice-President)

Approved by: [Signature] Approved by: Patricia Bohner
signature of CSC signature of Chapter ASO

Approved to submit for Review: Lisa J. Munn
signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>Twin Lakes Bathroom Addition</u>		Division/Branch: <u>Div. Comm. Development</u>	
Prepared By: <u>Juanita Tom</u>		Phone No.: <u>505.735.2603</u>		Email Address: <u>jrton@nnchapters.org</u>	
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	
NN Fiscal Recovery Funds	3/2/23 to 9/30/26	200,000.00	100%	Fund Type Code	Original Budget
				Proposed Budget	Difference or Total
				2001 Personnel Expenses	
				3000 Travel Expenses	
				3500 Meeting Expenses	
				4000 Supplies	
				5000 Lease and Rental	
				5500 Communications and Utilities	
				6000 Repairs and Maintenance	200,000
				6500 Contractual Services	
				7000 Special Transactions	
				8000 Public Assistance	
				9000 Capital Outlay	
				TOTAL	\$0.00
				200,000.00	200,000
PART IV. POSITIONS AND VEHICLES				(D)	(E)
TOTAL: \$200,000.00			100%	Total # of Positions Budgeted:	
				Total # of Vehicles Budgeted:	

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

SUBMITTED BY: James Adakai, Deputy Director
 Program Manager's Printed Name
4-4-23
 Program Manager's Signature and Date

APPROVED BY: Calvin Castillo, Executive Director
 Division Director / Branch Chief's Printed Name
4/4/23
 Division Director / Branch Chief's Signature and Date

DETAILED BUDGET AND JUSTIFICATION

Budget Form 4

PART I. PROGRAM INFORMATION:

Program Name/Title: Twin Lakes Chapter BATHROOM ADDITIONS Business Unit No: NEW

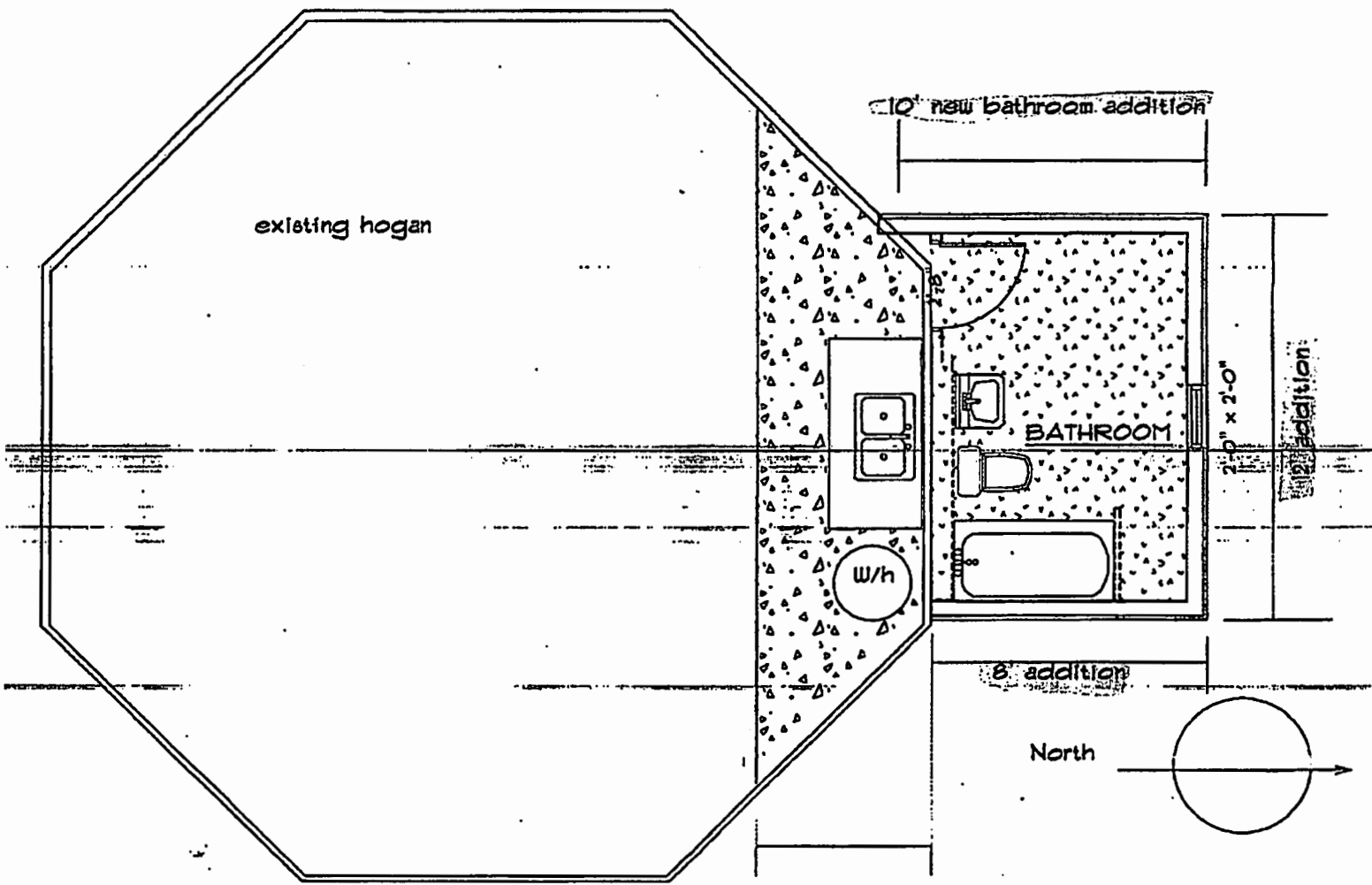
PART II. DETAILED BUDGET: \$200,000.00 for Bathroom Additions

(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
8555	<i>(Chapter Project)</i> Requesting Assistance for Bathroom Addition (8' X 12") Funds will be utilized to construct and build bathroom addition to homeowners with homesite leases. Lavatory, commote, bathtub/shower, ceiling fan and heater, and all electrical and interior/terior panels and additional fixtures.	\$200,000.00	\$200,000.00
Total		\$200,000.00	\$200,000.00

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

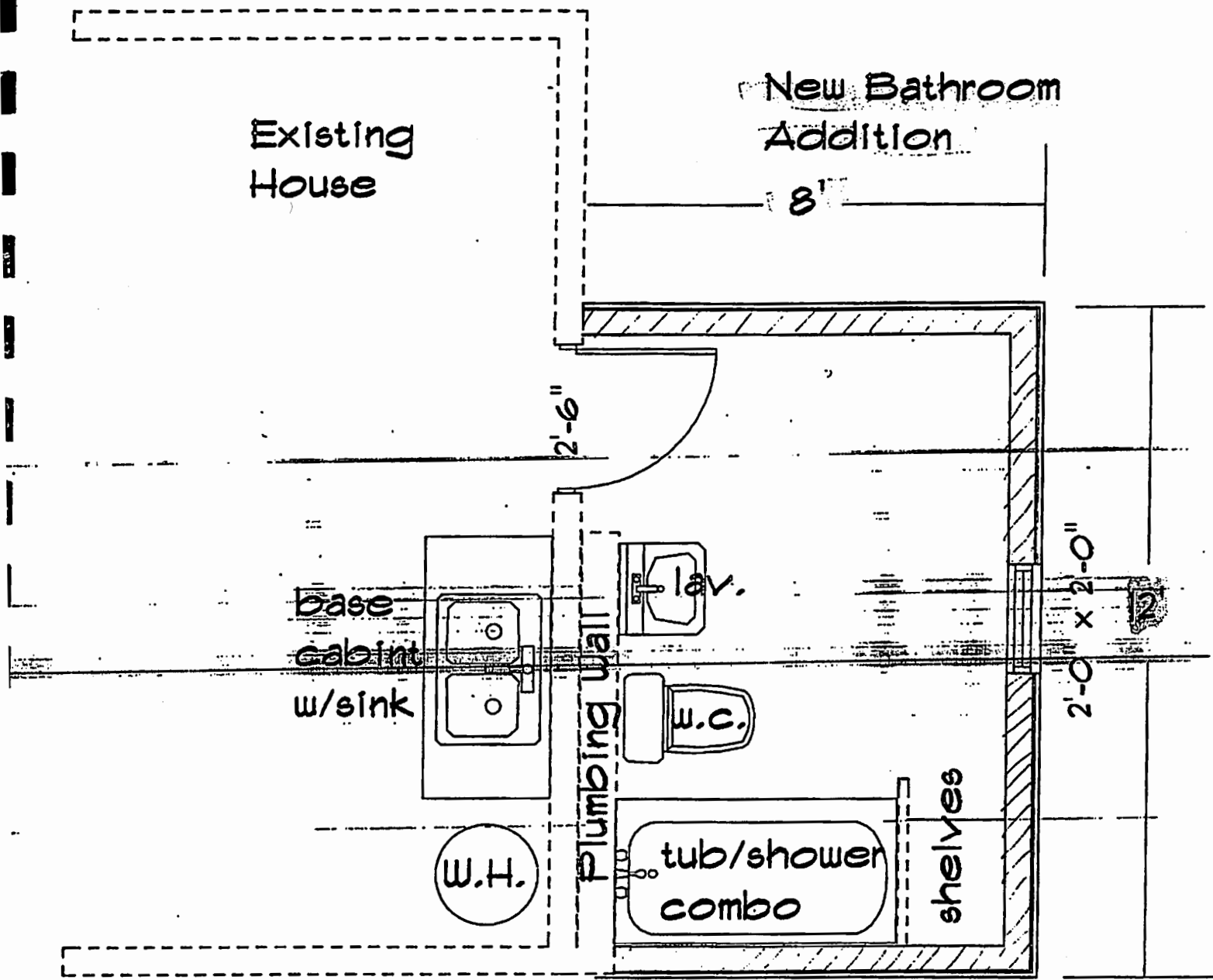
PART I. Business Unit No.: <u>NEW</u>	PART II. Project Information
Project Title: <u>Twin Lakes (Bahast'ah) Bathroom Addition</u>	Project Type: <u>8555: Chapter Project</u>
Project Description: <u>Assist community members with bathroom additions; bath tubs, lavatory fixtures, floor tiles, cinder blocks, light fixtures, concrete nails/screws, interior/exterior panels, lumber, roofing tiles, electrical wiring</u>	Planned Start Date: <u>3/2/2023</u>
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification	Planned End Date: <u>9/30/2026</u>
	Project Manager: <u>Juanita Torn</u>

PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.												Expected Completion Date if project exceeds 8 FY Qtrs.					
	FY 2023						FY 2024											
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.						
Secure Funds / Finance	O	N	D	J	F	M	A	M	J	A	S	O	N	D	J	F	M	
Planning & Designing				X			X			X			X			X		
Hire Laborers						X			X			X			X			
Purchase Materials				X					X			X			X			
Construction						X			X			X			X			
PART V.													PROJECT TOTAL					
Expected Quarterly Expenditures	\$				\$				\$				\$				\$	\$200,000.00



FLOOR PLAN OF BATHROOM ADDITION
for

4' concrete floor
not to scale



FLOOR PLAN OF BATHROOM ADDITION
not to scale

2" x 4"

2" x 6"



DR. BU NYGREN
Navajo Nation President

Bahastl'ah Chapter

Post Office Box 4424
Yahtahey, New Mexico 87375
Phone: 505-735-2600 Fax: 505-735-2605
twinlakes@navajochapters.org



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Nathan Notah
Council Delegate

Vacant
President

Tom Begay
Vice-President

Joan M. Nez
Secretary/Treasurer

Larry Tsosie
Grazing Official

RESOLUTION NO: BAH-23-03-16-114

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR THE BATHROOM ADDITION PROJECT IN THE AMOUNT OF \$200,000.00

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
3. To support the efforts of the Navajo Nation to mitigate the effects of the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic anti-infrastructure to improve lives of people who have lived without water, electricity and basic services to support their daily activities, health, and welfare"; and
4. The Bahastl'ah Chapter identified the Bathroom Addition Project to assist community members using the American Recovery Plan Act funding in the amount of \$200,000.00; and
5. The Bahastl'ah 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.

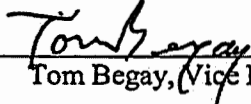
NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter Bathroom Addition project for Twin Lake Community.


CERTIFICATION

We hereby certify that the foregoing chapter resolution was duly considered by the Bahastl'ah (Twin Lakes) Chapter at which a quorum was present and the same was passed with a vote 13 in favor, 01 opposed, and 7 abstained on this 26th day of March 2023.

Vacant, President



Tom Begay, Vice President



Joan Nez, Secretary/Treasurer

Motioned By: Shirlene Jones

Seconded By: Dorran Sherman



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 0413-2

Date & Time Received: 5/18/23 at 13:46

Date & Time of Response: 05/25/23 at 17:00

Entity Requesting FRF: Mexican Springs Chapter

Title of Project: Three (3) Complete Homes

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$750,000

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: _____
2.15, Long-term Housing Security: Affordable Housing

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: Erika Pirotte

Signature of DOJ Reviewer: Erika R. Pirotte

Digitally signed by Erika R. Pirotte
Date: 2023.05.25 16:15:47 -08'00'

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.



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 0413

Date & Time Received: 3/27/23 at 11:12

Date & Time of Response: 4/3/23 at 252 pm

Entity Requesting FRF: Mexican Springs Chapter

Title of Project: Three (3) Complete Homes

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$750,000

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: To be determined

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

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

Other Comments: We need additional information to determine if the proposed housing assistance is an eligible use. To assist us, please provide answers to the following questions in as much detail as possible and include any other relevant information, including any applications or other attachments:

1. What is the criteria to be approved for a new home/how will recipients be selected? Please be specific, and include any family size and income limitations, as well as any other specific needs of the intended recipients.
2. Please describe in more detail the homes to be built, including square footage, number of bedrooms, etc.
3. Please describe how the estimated size and cost per home compares to homes in the area.
4. Please explain whether the home construction projects would qualify for any federally funded housing programs, including but not limited to the National Housing Trust Fund, Indian Housing Block Grant Program, the Indian Community Development Block Grant program, or the BIA Housing Improvement Program.

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 NNDJ Initial Eligibility Determination is based on the documents provided, which NNDJ 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 NNDJ. 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.

Mexican Springs Chapter

Roberta J. Becenti, President
Carol B. Muskett, Vice President
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate
Vincent Muskett, Grazing Official
Christine Sam, Comm. Service Coord.

P.O. Box 689 Tohatchi, NM 87325

May 16, 2023

Rudy Anaya, Attorney
Tax and Finance Unit
Navajo Nation Department of Justice

RE: Three (3) Complete Homes, FRF Expenditure Plan for Mexican Springs Chapter

Mr. Anaya,

This letter is to respond to some questions imposed during your review of the Mexican Springs Chapter's Fiscal Recovery Funds Expenditure plan in the amount of \$750,000.00.

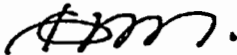
- 1. What is the criteria to be approved for a new home?** The chapter submitted ten (10) applications for new housing to the Community Housing and Infrastructure Department under the Division of Community Development, however only two (2) applicants will be selected. Therefore, the chapter will determine which applications will be denied and take those applications and selected three (3) families to receive the FRF homes.
- 2. How will recipients be selected?** As stated, based on the denial from CHID, the chapter will review CHID assessed applicants and select the three families that will receive the complete homes.
- 3. Family size, income limitations, other specific needs of the recipients?** The family size will be determined once the chapter learns which applicants were denied by CHID. Income is not considered during the CHID assessment because income documents were not requested, however the need of a home for each family will be the priority.
- 4. Please describe the home to be built, including square footage, number of bedrooms, etc.** The chapter will determine the family size, number of bedrooms and square footage depending on which families are denied a home from CHID.
- 5. Please describe how the estimated size and cost per home compares to homes in the area.** The chapter requested floor plans and cost estimates from CHID however thus far there has been no response. The estimated cost for the homes was determined during the kick-off meetings with CHID quoting \$250,000.00 per home. The chapter used the same estimated cost of each home.
- 6. Please explain whether the home construction projects would qualify for any federally funded housing programs, including but not limited to the National Housing Trust Fund, Indian Housing Block Grant Program, the Indian Community Development Block Grant program, or the BIA Housing Improvement Program.** CHID is a federally funded program that will select two (2) of the ten (10) applicants. The chapter considers the denied applicants for these mentioned programs and more eligible for the three (3) homes based on need. The ten (10) families that were referred to CHID are in dire need of homes and if they are denied, the chapter wishes to select three (3) to receive these homes. That is the focus of the chapter on how this \$750,000.00 should be spent. The families that were referred to CHID are homeless, live in dilapidated homes, in dire need of a home with infrastructure to combat the effects of the COVID pandemic.

It is only in the best interest of the chapter to help our constituents by selecting the three (3) families to receive a home that they can live in with all the daily infrastructure needs.

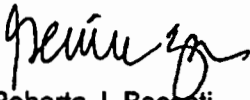
We hope this has clarified your questions and we request your favorable approval for the chapter to provide three (3) homes to the community members of the chapter.

Please contact me at (505) 733-2832 or mexicansprings@navajochapters.org, if you have any further questions or clarification.

Regards,



Christine Sam
Community Services Coordinator
Mexican Springs Chapter



JW: Roberta J. Becenti
Chapter President
Mexican Springs Chapter

Cc: Carol B. Muskett, Chapter Vice President/Mexican Springs Chapter
Genevieve S. Jones, Chapter Secretary/Treasurer/Mexican Springs Chapter
Honorable Delegate Nathan Notah/25th Navajo Nation Council
Ansley Curley, LDA to Honorable Notah/25th Navajo Nation Council
Project folder.

**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: Mexican Springs Chapter Date prepared: 12/14/22

Chapter's P.O. Box 689 phone/email: 505-733-2832/mexicansprings@navajochapters.org
mailing address: Tohatchi, New Mexico 87325 website (if any): mexicansprings.navajochapters.org

This Form prepared by: Christine Sam phone/email: 505-733-2832
Community Services Coordinator csam@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Three (3) Complete Homes

Chapter President: Roberta J. Becenti phone & email: 505-339-0585 bertbecenti@hotmail.com

Chapter Vice-President: Carol B. Muskett phone & email: 505-879-3700 cbmuskett@naataanil.org

Chapter Secretary: Genevieve S. Jones phone & email: 505-906-1885 jonesgenevieve@gmail.com

Chapter Treasurer: Same as Chapter Secretary phone & email: _____

Chapter Manager or CSC: Christine Sam phone & email: 505-733-2832 csam@navajochapters.org

DCD/Chapter ASO: Derek Echohawk, ASC ASO phone & email: 928-871-7547 ddechohawk@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Contractors and Subcontractors and Local laborers document attached

Amount of FRF requested: \$750,000.00 FRF funding period: 12/14/22 - 09/30/26
Indicate Project starting and ending/expiration 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 Mexican Springs Chapter is requesting for \$750,000.00 to assist community members with a stable and healthy home for those in need. Stable and healthy homes can help to combat COVID-19 pandemic and future mass diseases especially those living in multi-generational circumstances. These funds will help purchase modular homes for three (3) families.

document attached

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

The project will benefit the community members of Mexican Springs Chapter by providing a safe and healthy living condition and improve the livelihood of our constituents. These community members have limited economic opportunities during the COVID-19 pandemic and by having a stable home will provide a more sanitized house.

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:

December 2022: Chapter to approve and support ARPA projects through a resolution and submit Request Form and Expenditure plan to FRF office and DOJ for approval review; Spring 2023: work with DCD and FRF office to develop a scope of work for all recipients; Fall 2023: Conduct necessary procurement activities to purchase modular homes and complete by December 2026. document attached

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

The Division of Community Development will oversee the project and the Mexican Springs Chapter will ensure project is in process and completed by December 2026.

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:

Each homeowner will be responsible for the operations and maintenance costs for each home once it is completed.

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:

Expenditure Category 2.18 - Housing Support: other housing assistance

The Mexican Springs Chapter is requesting for funds to help improving the living conditions of community members who are economically disadvantaged and living in multi-generational conditions. Helping families improve their homes will help decrease the spread of COVID-19 and ensure that families are living in adequate houses.

document attached

Part 3. Additional documents.

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

Chapter resolution that supports and approves this project to purchase modular homes for three (3) community members..

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:

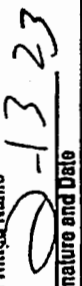
Chapter's Preparer: signature of Preparer CONTACT PERSON

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

Approved by: signature of Chapter ASO 02/14/2023

Approved to submit for Review: signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u> </u> New		Program Title: <u>MEXICAN SPRINGS CHAPTER HOUSING</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>CHRISTINE SAM, CSC</u>		Phone No.: <u>505-733-2832</u>		Email Address: <u>csam@nncapters.org</u>	
PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	
NIN Fiscal Recovery Funds		12/14/22-09/30-26	750,000.00	100%	
PART III. BUDGET SUMMARY		Fund Type Code	NINC Approved 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		6	0	750,000	750,000
7000 Special Transactions					
8000 Public Assistance					
9000 Capital Outlay					
9500 Matching Funds					
9500 Indirect Cost					
TOTAL			\$0.00	750,000.00	750,000
PART IV. POSITIONS AND VEHICLES			(D)	(E)	
Total # of Positions Budgeted:			0	0	
Total # of Vehicles Budgeted:			0	0	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY:		James Adaxal, Deputy Director		APPROVED BY: Calvin Castillo, Executive Director	
Program Manager's Printed Name		-1323		Division Director / Branch Chief's Printed Name	
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date	
		2/13/23			

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:	Business Unit No.: <u> </u> New	Program Name/Title: <u>MEXICAN SPRINGS CHAPTER HOUSING</u>																																																															
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:	<u> </u>																																																																
PART III. PROGRAM PERFORMANCE CRITERIA:	<table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th rowspan="2"></th> <th colspan="2">1st QTR</th> <th colspan="2">2nd QTR</th> <th colspan="2">3rd QTR</th> <th colspan="2">4th QTR</th> </tr> <tr> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> </tr> </thead> <tbody> <tr> <td>1. Goal Statement: <u>To purchase three (3) complete (modular) homes for community members.</u> Program Performance Measure/Objective: <u>Will purchase three (3) modular homes by end of Fiscal Year 2025.</u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>3</td> </tr> <tr> <td>2. Goal Statement: <u> </u> Program Performance Measure/Objective: <u> </u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>3. Goal Statement: <u> </u> Program Performance Measure/Objective: <u> </u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>4. Goal Statement: <u> </u> Program Performance Measure/Objective: <u> </u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>5. Goal Statement: <u> </u> Program Performance Measure/Objective: <u> </u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </tbody> </table>				1st QTR		2nd QTR		3rd QTR		4th QTR		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual	1. Goal Statement: <u>To purchase three (3) complete (modular) homes for community members.</u> Program Performance Measure/Objective: <u>Will purchase three (3) modular homes by end of Fiscal Year 2025.</u>								3	2. Goal Statement: <u> </u> Program Performance Measure/Objective: <u> </u>									3. Goal Statement: <u> </u> Program Performance Measure/Objective: <u> </u>									4. Goal Statement: <u> </u> Program Performance Measure/Objective: <u> </u>									5. Goal Statement: <u> </u> Program Performance Measure/Objective: <u> </u>								
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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.	<table style="width: 100%;"> <tr> <td style="width: 50%;"><u> </u> James Adzkel, Deputy Director Program Manager's Printed Name</td> <td style="width: 50%; text-align: right;"><u> </u> Calvin Castillo, Executive Director Division Director/Branch Chief's Printed Name</td> </tr> <tr> <td style="width: 50%;"><u> </u> Program Manager's Signature and Date</td> <td style="width: 50%; text-align: right;"><u> </u> Division Director/Branch Chief's Signature and Date</td> </tr> </table>			<u> </u> James Adzkel, Deputy Director Program Manager's Printed Name	<u> </u> Calvin Castillo, Executive Director Division Director/Branch Chief's Printed Name	<u> </u> Program Manager's Signature and Date	<u> </u> Division Director/Branch Chief's Signature and Date																																																										
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THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No.:	New
Program Name/Title:		MERICAN SPRINGS CHAPTER HOUSING	
PART II. DETAILED BUDGET:		(C)	(D)
(A)	(B)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)		
8020	Supplies 6030 - Building Repairs & Maintenance Supplies (Other technical Services & Supplies)	81,100	81,100
6200	External Contractors 6280 Ground Prep 6290 General Contractor NN Sales Tax @ 6%	16,000 653,900	669,900
TOTAL		750,000	750,000

PROJECT BUDGET SCHEDULE

PROJECT FORM

PART I. Business Unit No.: <u>NEW</u>	PART II. Project Information				
Project Title: <u>MEXICAN SPRINGS CHAPTER COMPLETE HOMES</u>	Project Type: <u>Complete Homes</u>				
Project Description <u>This project will fund and assist three (3) families with a complete house.</u>	Planned Start Date: <u>12/14/2022</u> ✓				
	Planned End Date: <u>9/30/2026</u> ✓				
	Project Manager: <u>Christina Sam</u>				
Check one box: <input checked="checked" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification					
PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.					
PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.					
	FY 2023	FY 2024	Expected Completion Date if project exceeds 8 FY Qtrs.		
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	9/30/2026
	O N D	J F M	A M J	A S O	D J F M
Finance (Securing Funds)					
Solicit RFP for contractors					
Planning and Selection		X	X	X	X
Execute Contract	X	X	X	X	X
Construction					
PART V. Expected Quarterly Expenditures	\$	\$	\$	\$	PROJECT TOTAL
					\$750,000.00

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

NAVAJO NATION DEPARTMENT OF JUSTICE



**REQUEST
FOR
SERVICES**

RESUBMITTAL

DOJ
_____ DATE / TIME
RFS #: _____
_____ UNIT: _____

*** FOR NNDJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE			
DATE OF REQUEST:	<u>5/15/2023</u>	ENTITY/DIVISION:	<u>OPVP</u>
CONTACT NAME:	<u>Lisa Jymn</u>	DEPARTMENT:	<u>Fiscal Recovery Fund Office</u>
PHONE NUMBER:	<u>(928) 309-5535</u>	E-MAIL:	<u>ARPA@nndoj.gov</u>
COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (Attach Documents):			
<i>Initial Eligibility Determination for Mexican Springs Chapter, Three (3) Complete Homes Project in the amount of \$750,000.</i>			
DEADLINE:	<u>5/25/2023</u>	REASON:	<u>DOJ Review</u>
DOJ SECRETARY TO COMPLETE			
DATE/TIME IN UNIT:		REVIEWING ATTORNEY/ADVOCATE:	
DATE TIME OUT OF UNIT:		PREPARED BY (initial):	
DOJ ATTORNEY / ADVOCATE COMMENTS			
REVIEWED BY: (PRINT)		DATE / TIME:	
DOJ Secretary Called:		for Document Pick Up on	at By:
PICKED UP BY: (PRINT)		DATE / TIME:	



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 #: HK0551

Date & Time Received: 06/12/23 at 09:50

Date & Time of Response: 06/16/23 at 17:00

Entity Requesting FRF: Tohatchi Chapter

Title of Project: Community Cemetery Extension

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$84,175.00

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:
6.1: Provision of Government 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: _____

The expenditure code noted in the Documents, 3.4, Public Sector Capacity: Effective Service Delivery, is reserved for instances where a recipient is using funds to improve the design and execution of programs responding to the COVID-19 pandemic and to improve the efficacy of programs addressing negative economic impacts. We do not find that this is the appropriate expenditure category.

The Project meets the statutory category of responding to the COVID-19 pandemic under Statutory Category 3, Loss Revenue. This category is broad and would include services provided by the Chapter to the community. For Treasury's reporting purposes, the Project should be categorized as a Section 6.1 Provision of Government Services. Other proposed cemetery expansions have been reviewed under this category and expenditure code.

Name of DOJ Reviewer: MacArthur Stant

Signature of DOJ Reviewer: MacArthur Stant

Digitally signed by MacArthur Stant
Date: 2023.06.16 10:38:21 -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.

**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: Tohatchi Chapter Date prepared: 2/17/2023

Chapter's mailing address: P.O. Box 287 Tohatchi, NM 87325 phone/email: (505) 733-2845
website (if any): Tohatchi@navajochapters.org

This Form prepared by: Janice Begay phone/email: (505) 733-2845
Office Specialist mallison@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Community Cemetery Extension

Chapter President: Harry Moore, Jr. phone & email: (505) 870-9082 smoore@naataani.org
Chapter Vice-President: Mike Halona phone & email: (505) 797-1822 mhalona@nnd.org
Chapter Secretary: Jean Crawford phone & email: (505) 400-2836 jcrawford@navajochapters.org
Chapter Treasurer: Jean Crawford phone & email: (505) 400-2836 jcrawford@navajochapters.org
Chapter Manager or CSC: Maria Allison phone & email: (505) 733-2845 mallison@nnchapters.org
DCD/Chapter ASO: Dereck Echohawk phone & email: (505) ddechohawk@nndcd.org

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

Amount of FRF requested: \$84,175 FRF funding period: 05/01/2023 - 09/30/2026
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:

This project will improve and upgrade the Tohatchi Community & Veterans Cemetery. The spread of COVID-19 resulted in the loss of life that requires an expansion of the cemetery; Tohatchi shares the cemetery with District 14 and requires increased capacity for the future. Funds will purchase security gates, fencing, signage, and parking area improvement materials.

document attached

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

This project will benefit Tohatchi and District 14 by providing an adequate and improved cemetery with expanded capacity. Tohatchi Community experienced community member losses during the COVID-19 Pandemic requiring community cemetery improvements including fencing for security and safety.

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 encumber funds by December 31, 2024 with all funds fully expended by December 31, 2026.

document attached

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

The Tohatchi Chapter will be responsible for implementing and completing the project by September 2026. Navajo Nation DCD will provide oversight.

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:

Tohatchi Chapter will be responsible for the operation, maintenance, and repair of the cemetery upon project completion.

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:

Public Sector Capacity: Effective Service Delivery: 3.4

Pursuant to the U.S. Treasury guidelines and funding objectives, this powerline extension project addresses conditions that contributed to poor public health and economic outcomes during the COVID-19 Pandemic. Providing a community cemetery improves effective service delivery; meets infrastructure and environmental health needs. The community will receive available burial plots for interring family members lost due to COVID-19.

document attached

Part 3. Additional documents.

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

Tohatchi Community Chapter Resolution Number: TOH: 030-03-2023 is attached.

Chapter Resolution attached

Part 4. Affirmation by Funding Recipient.

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

Chapter's Preparer: Juice Begay
signature of Preparer/CONTACT PERSON

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

Approved by: [Signature]
signature of CSC

Approved by: [Signature]
signature of Chapter ASO

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

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

FY 2023

PART I. Business Unit No.:			Tohatchi Chapter - Community Cemetery			Division/Branch: DCD/Executive																																														
Prepared By: Maria Allison			Phone No.: (505) 733-2845			Email Address: mallison@nncchapters.org																																														
Program Title:			Fund Type Code			(A) NNC Approved Original Budget																																														
PART II. FUNDING SOURCE(S)			PART III. BUDGET SUMMARY			(B) Proposed Budget																																														
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05/01/23-09/30/26	\$84,175	100%																																																		
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PART IV. POSITIONS AND VEHICLES				(D) Original Budget				(E) Proposed Budget			
Total # of Positions Budgeted:				0				0			
Total # of Vehicles Budgeted:				0				0			

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

SUBMITTED BY: <u>James Adakai, Deputy Director</u> Program Manager's Printed Name Signature: _____ Date: <u>05/17/2023</u>	APPROVED BY: <u>Calvin Castillo, Executive Director</u> Division Director / Branch-Chief's Printed Name Signature: _____ Date: <u>5/17/2023</u>
Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date	

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:	Business Unit No.: <u> </u> New	Program Name/Title: <u> </u>	Tohatchi Chapter - Community Cemetary
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:			
PART III. PROGRAM PERFORMANCE CRITERIA:			
1. Goal Statement:	To improve and upgrade Tohatchi cemetery with fencing for security and safety		
	Program Performance Measure/Objective:		
	Mend the current cemetery fencing and to include signs and parking lot.		
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:		

	1st QTR		2nd QTR		3rd QTR		4th QTR	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1								

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

James Addakai, Deputy Director	Calvin Castillo
Program Manager's Printed Name	Division Director/Branch Chief's Printed Name
05/17/2023	5/17/23
Program Manager's Signature and Date	Division Director/Branch Chief's Signature and Date

THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Tohatchi Chapter - Community Cemetary</u>		Business Unit No.: <u>New</u>	
PART II. DETAILED BUDGET:			
(A)		(B)	(C)
Object Code (LOD 6)		Object Code Description and Justification (LOD 7)	Total by MAJOR Object Code (LOD 4)
8500	Infrastructure (Non Cap)		\$84,175.00
8555	Chapter Projects - Community Cemetary Purchase supplies (fence, gate, sign and landscape) for Tohatchi Community and hire laborers		\$84,175.00
TOTAL			\$84,175.00

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: <u>New</u>		PART II. Project Information	
Project Title: <u>Tohatchi Chapter - Community Cemetary</u>		Project Type: <u>Community Cemetary</u>	
Project Description: <u>Improve and upgrade current community cemetary</u>		Planned Start Date: <u>05/01/23</u>	
		Planned End Date: <u>12/01/26</u>	
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification		Project Manager: <u>Maria Allison</u>	

PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.

PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.

Project Task	FY 2023												FY 2024				Date December 2026					
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			4th Qtr.									
	O	N	D	J	F	M	A	M	A	J	F	M	A	M	A	J		F	M			
Finance (Securing Funds)																						
Planning	X			X			X			X			X			X						
Construction										X			X			X						X
PART V. Expected Quarterly Expenditures	\$			\$			\$			\$			\$				PROJECT TOTAL					
	\$84,175			\$			\$			\$			\$				\$84,175.00					



THE NAVAJO NATION TOHATCHI COMMUNITY CHAPTER

Post Office Box 287 Tohatchi, New Mexico 87325 Tel: (505) 733-2845/2846 FAX: (505) 733-2847

Harry "Sonny" Moore, Jr. Chapter President W. Mike Halona Chapter Vice-President Jean Crawford Chapter Secretary/Treasurer Gerald Moore Grazing Official Nathan Notah Council Delegate

RESOLUTION OF THE TOHATCHI CHAPTER

SUPPORTING AND APPROVING TOHATCHI CHAPTER'S EXPENDITURE PLANS FOR PROJECTS LISTED UTILIZING THE NAVAJO NATION FISCAL RECOVERY FUND FOR CEMETERY EXPANSION FENCING IN THE TOTAL AMOUNT OF \$84,175.

WHEREAS:

TOH: 030-03-2023

1. Pursuant to NNC Section 3(A), the Tohatchi Chapter is a duly recognized certified Chapter of the Navajo Nation Government as listed as 11 NNC. Part 1, Section 10.
2. Pursuant to 26 NNC Section 1(B), the Tohatchi Chapter is vested with the authority to review all matters affecting community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions.
3. The American Rescue Plan Act (ARPA) of 2021 was passed by the US Senate on March 6, 2021 and signed into law by President Biden on March 11, 2021.
4. Executive Order No. 008-2021, establishing the Navajo Nation Fiscal Recovery Fund (NNFRF) Office dedicated to overseeing and implementing the Coronavirus State and Local Fiscal Recovery Funds program authorized by the American Rescue Plan Act (ARPA). The establishment of the office was authorized through Resolution CJY-41-21, which was approved by the 14th Navajo Nation Council and signed into law in August.
5. The devastating effects of COVID-19 on the Navajo Nation, including employment losses, business closures, food and housing insecurity, and other economic disparities.
6. The Fiscal Recovery Funds are intended to support governmental efforts to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by community members, schools, clinic, and businesses.
7. The Navajo Nation Fiscal Recovery Fund Office (NNFRF Office) shall be a clearinghouse that will coordinate, facilitate and implement Fiscal Recovery Fund (FRF) responsibilities. The NNFRF ensures expenditure reviews of FRF eligibility determination.
8. The allocation in the amount of \$1.7 million is the largest allocation made in history to the Tohatchi Chapter which will begin the constructions of waterline extension, powerline extension, solar systems, Navajo Nation Cistern/Septic System, House Wiring, and two (2) homes will be built for two (2) community members.
- ✓ 9. The Tohatchi Chapter ("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 polices.

NOW, THEREFORE, BE IT RESOLVED, THAT:

The Tohatchi Chapter hereby supports and approves the expenditures for the Cemetery Expansion Fencing in the total amount of \$84,175.00 as shown in the attach spreadsheet.

CERTIFICATION

We hereby certify that the foregoing resolution was approved by the Tohatchi Chapter at a duly called meeting held at Tohatchi Chapter (Navajo Nation), NM at which a temporary authorized reduced quorum was present and the same was passed by a vote of 14 in favor, 0 opposed, 3 abstained, this 15th day of March 2023.

Motion: Carol Tom

Second: Allen Burbank


Mr. Harry "Sonny" Moore Jr, President

March 15 2023
Date

**Tohatchi Community Chapter
American Rescue Plan Act (ARPA)**

Tohatchi Community Cemetary

#	Names	Column3	Column4
6	Cemetery Fencing (Materials)		
	Materials for Comenty Fencing	\$75,734	
	Personnel Cost - PEP Workers (4) for Three Weeks		
	a. Skilled Carpenter (1):		
	120 hrs = 3 weeks	\$2,640	
	\$22.00 p/h for 120 hours		
	b. Laborers (3):		
	120 hrs x 3 Laborers = 3 weeks		
	\$14.00 p/h for 120 hours	\$5,040	
	Total Personnel Cost	\$7,680	
	Taxes:		
	FICA - 6.2%	\$476	
	Medicare - 1.45%	\$111	
	SUTA - 1.56%	\$120	
	Worker's Comp -	\$54	
	Total Personnel Taxes	\$761	
	Sub Total (Personnel Cost)	\$8,441	
	Sub Total		\$84,175

NAVAJO NATION

166

7/18/2023

Navajo Nation Council Summer Session

02:18:34 PM

Amd# to Amd#

Consent Agenda: Legislations

PASSED

MOT Tolth, G

0120-23, 0122-23, 0126-23,

SEC Nez, R

0127-23, 0140-23, 0148-23,

0149-23, 0145-23, 0079-23...

Yeas : 21

Nays : 0

Excused : 2

Not Voting : 0

Yea : 21

Arviso, S

Crotty, A

Nez, A

Simpson, D

Aseret, L

Daniels, H

Nez, R

Slater, C

Begay, H

James, V

Notah, N

Tolth, G

Begay, N

Jesus, B

Parrish, S

Tso, O

Charles-Newton, E

Johnson, C

Simonson, G

Yazzie, C

Claw, S

Nay : 0

Excused : 2

Yanito, C

Damon, S

Not Voting : 0

Presiding Speaker: Curley, C