



The Navajo Nation **DR. BUU NYGREN** **PRESIDENT**
Yideeskáadi 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-55-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Amending CAP-19-23 and CD-68-22, the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill), to Include Additional Projects for this Delegate Region*

Dear Speaker Curley,

I am pleased to sign into law this resolution CJY-55-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Yazzie's Delegate Region in the amount of \$3,453,000.

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

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

Now let's get to work!

Sincerely,

A blue ink signature of Dr. Buu Nygren, consisting of stylized initials and a long horizontal flourish.

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-19-23 and CD-68-22, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE ANDY NEZ, PH.D.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), 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. CD-68-22, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Andy Nez, Ph.D.'s Delegate Region (Chapter: Crystal, Fort Defiance, Red Lake, Sawmill) 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).
- E. Navajo Nation Council Resolution No. CAP-19-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Andy Nez, Ph.D.'s Delegate Region (Chapter: Crystal, Fort Defiance, Red Lake, Sawmill) 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. CD-68-22, 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 WILSON C. STEWART, JR.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), was signed into law by the President of the Navajo Nation on January 6, 2023.
- D. CD-68-22, 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. The Navajo Nation Council Resolution No. CAP-19-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING CD-68-22 AND THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE ANDY NEZ, PH.D.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), was signed into law by the President of the Navajo Nation on May 5, 2023.
- F. CAP-19-23, Section Four, states that:
2. 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).
- G. All additional projects listed in the Hon. Andy Nez, Ph.D.'s Delegate Region Projects Plan, attached as **Exhibit A**, have been

deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Andy Nez, Ph.D.'s Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).

- H. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Andy Nez, Ph.D.'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. Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) as set forth in Exhibit A.

SECTION THREE. AMENDING CAP-19-23 AND CD-68-22, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE ANDY NEZ, PH.D.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), 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. Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) set forth in Exhibit A.
- B. The Delegate Region Project Plan approved herein shall comply with all applicable provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
- C. Any inconsistencies between this legislation, the Delegate Region Project Plan, and the individual project appendix, shall be resolved in favor of the project appendix reviewed by Department of Justice during their eligibility determination(s).

SECTION FOUR. AMENDMENTS

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

SECTION FIVE. EFFECTIVE DATE


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

SECTION SIX. SAVING CLAUSE

If any provision of this legislation is determined invalid by the Navajo Nation Supreme Court, or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, those provisions of this legislation not determined invalid shall remain the law of the Navajo Nation.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the 25th Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 21 in Favor, and 00 Opposed, on this 18th day of July 2023.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

7/27/23

DATE


Motion: Honorable George H. Tolth

Second: Honorable Rickie Nez

Speaker Crystalyne Curley not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

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



Buu Nygren, President
Navajo Nation

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

Buu Nygren, President
Navajo Nation

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

Buu Nygren, President
Navajo Nation

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

Exhibit A

COUNCIL DELEGATE: Hon. Andy Nez, Ph.D.

CHAPTERS: Crystal, Fort Defiance, Red Lake, Sawmill

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED in CD-68-22 on January 6, 2023				\$ 2,280,047.00
		TOTAL AMOUNT REVERTED in CAP-19-23 on May 5, 2023				-\$ 500,000.00
		TOTAL AMOUNT APPROPRIATED in CAP-19-23 on May 5, 2023				\$ 1,033,662.00
Division of Community Development	None Identified	Crystal Chapter Purchase of 20' Goose-neck Trailer	Division of Community Development	6.1	HK0524	\$ 23,000.00
Division of Community Development	*Fort Defiance Chapter	Fort Defiance Chapter Warehouse Project	Division of Community Development	6.1	HK0525	\$ 1,070,301.00
Division of Community Development	*Fort Defiance Chapter	Fort Defiance Chapter (Scattered) Waterline Extension Project	Department of Water Resources	5.11	HK0526	\$ 200,000.00
Division of Community Development	None Identified	Red Lake Chapter House Complex Project	Division of Community Development	6.1	HK0527	\$ 1,187,699.00
Division of Community Development	None Identified	Red Lake Chapter (Rural) Residential Septic Tank & Waterline Extension Project	NN Environmental Protection Agency	5.5	HK0528	\$ 617,000.00
Division of Community Development	None Identified	Sawmill Chapter Purchase of Motor Grader	Division of Community Development	6.1	HK0600	\$ 200,000.00
Division of Community Development	None Identified	Crystal Chapter Rural Addressing Project	Division of Community Development	1.14	HK0405	\$ 155,000.00
					TOTAL:	\$ 6,266,709.00

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



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

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

RFS/HK Review #: HK 0524

Date & Time Received: 06/01/23 at 12:58

Date & Time of Response: 6/6/23 at 17:00

Entity Requesting FRF: Crystal Chapter

Title of Project: 20' Gooseneck Trailer

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$23,000.00

Eligibility Determination:

- FRF eligible (checked)
FRF ineligible
Additional information requested

FRF Eligibility Category:

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

For Treasury's reporting purposes, the Project should be categorized as 6.1, Provision of Government Services. While the Documents also noted that this Project could fall under 1.14, Other Public Health Services (formerly 1.12), given only one expenditure code can be selected and given the multiple uses of the equipment, expenditure code 6.1 is more appropriate.

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: Crystal Chapter Date prepared: 11/11/22

Chapter's PO Box 775 phone/email: 505.777.2800, crystal@
mailing address: Navajo, NM 87328 website (if any): https://crystal.navajoch

This Form prepared by: Kristin Damon phone/email: 505.777.2800
Community Services Coordinator kdamon@nnchapters
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: 20' Gooseneck Trailer

Chapter President: Patricia Slim phone & email: 928.206.8562, pslim@naat
Chapter Vice-President: LeVerne Johnson phone & email: 505.906.1205, ljohnson@na
Chapter Secretary: Marchelle Hardy phone & email: 505.979.2850, mhardy@na
Chapter Treasurer: Marchelle Hardy phone & email: 505.979.2850, mhardy@na
Chapter Manager or CSC: Kristin Damon phone & email: 505.777.2800, kdamon@nr
DCD/Chapter ASO: Derek Echohawk phone & email: 928.266.3153, ddechohawk@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Tractor Sales, Gallup
Crouch Mesa Trailer Sales, LLC, Farmington, NM document attached

Amount of FRF requested: \$23,000 FRF funding period: 1/1/23 - 7/31/23
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:

A 20' Gooseneck Trailer is needed in conjunction with a heavy-duty truck. It will be used for hauling a backhoe to remote locations for the digging of graves as well as transportation of survival materials (PPE, sanitation, food, heating) to remote homes within the Crystal Community. It may also be used to transport construction materials used in repairs of homes damaged from inclement weather conditions.
Funds will be used to purchase a 20' Gooseneck Trailer, taxes, license and insurance for the first year.

document attached

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

A 20' Gooseneck Trailer provides a solution for Chapter transportation to benefit the urgent needs of Chapter Members, especially the transportation of a 24' backhoe for those living in difficult to reach remote locations needing burial assistance. The trailer will also be used to support Chapter Administration with transporting wood, coal, wood pellets and special project construction materials.

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:
January 1, 2023 - December 31, 2023

document attached

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

DCD, NNFRF and NON-LGA Chapter.

document attached

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

The Crystal Chapter will be responsible for the operations and maintenance.

document attached

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

1.12 - Other Public Health Services - A 20' Gooseneck Trailer provides a solution for Chapter transportation to benefit the urgent needs of Chapter Members, especially the transportation of a 24' backhoe for those living in difficult to reach remote locations needing burial assistance. The trailer will also be used to support Chapter Administration with transporting wood, coal, wood pellets and special project construction materials to repair severe weather damaged homes.

document attached

Part 3. Additional documents.

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

Crystal Chapter Truck Trailer Purpose SOU
Crystal Chapter 20' Trailer Quotes
CRY-11-2022-030

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-11-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

Chapter's Preparer:

[Signature]
signature

Approved by:

[Signature]
signature

Approved by:

[Signature]
signature

Approved by

[Signature]
signature

12/15/2022

Approved to submit for Review.

[Signature]
signature

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2022

PART I. Business Unit No.: <u> </u> New <u> </u> Program Title: <u>Cry sta 1 chepter</u>		Division/Branch: <u>Div of Community Development</u>	
Prepared By: <u>Kristin Damon</u> Phone No.: <u>505.777.2800</u> Email Address: <u> </u>			
PART II. FUNDING SOURCE(S)		PART III. BUDGET SUMMARY	
Fiscal Year / Term	Amount	Fund Type Code	(A) NNC Approved Original Budget
<u>11/23-7/23</u>	<u>23,000.00</u>		(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	
		9000 Capital Outlay	<u>1023,000</u>
		9500 Matching Funds	
		9500 Indirect Cost	
		TOTAL	50.00
			1023,000
			1023,000
PART IV. POSITIONS AND VEHICLES		(D)	(E)
TOTAL: \$23,000.00		0	0
		0	0
		0	0
PART V. HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u>Sonlaka Jim-Martin, ASC Department Manager</u>		APPROVED BY: <u>Dr. Pearl Yellowman, Executive Director</u>	
Program Manager's Printed Name: <u>Sonlaka Jim-Martin</u>		Division Director / Branch Chief's Printed Name: <u> </u>	
Program Manager's Signature and Date: <u>[Signature] 12/15/2022</u>		Division Director / Branch Chief's Signature and Date: <u>[Signature] 12.15.22</u>	

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:																																	
Business Unit No.: <u>New</u>	Program Name/Title: <u>Crystal Chapter 20' Gooseneck Trailer</u>																																
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: <u>Crystal Chapter Resolution CRY-11-2022-030, Transportation of backhoe to remote locations for burial services, transport of survival materials (PPE, sanitation, food, heating) to remote homes.</u>																																	
PART III. PROGRAM PERFORMANCE CRITERIA:																																	
<p>1. Goal Statement: <u>Utilite backhoe for burial assistance, transport of PPE, sanitation, food, heating to members.</u> Program Performance Measure/Objective: <u>Utilited backhoe burial for assistance, transport of PPE, sanitation, food, heating to members.</u></p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <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></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td></td> <td></td> <td style="text-align: center;">1</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					
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Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual																										
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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.																																	
Program Manager's Printed Name <u>Kristin Damon</u> Program Manager's Signature and Date <u>Kristin Damon 11/12/23</u>	Division Director/Executive Director <u>Calvin Castillio, Executive Director</u> Division Director/Branch Chief's Printed Name <u>James Adakai, Deputy Director</u> Division Director/Branch Chief's Signature and Date <u>James Adakai 1/17/23</u>																																

THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

FY 23

PART I. PROGRAM INFORMATION: Program Name/Title: <u>Cyستا Chapter 20' Gooseneck Trailer</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)
9142	Equipment: Purchase new 20' Gooseneck Trailer with attachment. Purchase to be complete by 7/31/23.	23,000	23,000
TOTAL		23,000	23,000



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 0525

Date & Time Received: 06/01/23 at 14:52

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

Entity Requesting FRF: Fort Defiance Chapter

Title of Project: Fort Defiance Warehouse

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,070,301

Eligibility Determination:

- FRF eligible (checked)
FRF ineligible
Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category:

6.1, Provision of Government Services

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

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Fort Defiance Chapters

Date prepared: 10/14/21

Chapter's mailing address: PO Box 366
Fort Defiance, AZ 86504

phone & email: (928)729-4352 / ftdefiance@navajochapters.org

website (if any): _____

This Form prepared by: Elvita Begaye
Lorraine Nelson - Chapter Manager

phone/email: (928)729-4352

928-729-4356 - lwnelson@navajochapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Fort Defiance Warehouse

Chapter President: Aaron Sam

phone & email: 505-713-8767

Chapter Vice-President: Genevieve Jackson

phone & email: gjackson@navajochapters.org

Chapter Secretary: Grace Tracy

phone & email: gtracy@navajochapters.org

Chapter Treasurer: Grace Tracy

phone & email: gtracy@navajochapters.org

Chapter Manager or CSC: Lorraine Nelson

phone & email: 928-729-4356 / lwnelson@navajochapters.org

DCD/Chapter ASO: Patricia Begay, SPPS

phone & email: pdbegay@nndcd.org

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

document attached

Amount of FRF requested: 1,070,301.00 FRF funding period: 1/1/23-12/31/26

Indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

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

There was a desperate need for storage space to store vital supplies, materials, equipments during the Covid-19 pandemic. These included PPE, donations, bottled water, water barrels, clothing, bedding goods, coal, wood, wood pallets and other emergency supplies and materials. The size of the warehouse will be estimated at 40 ft by 80ft with eave height of 12 to 14 ft. The warehouse will be located on chapter property. The property will become an inventory of the chapter and will totally be responsible for care and maintenance.

document attached

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

The chapter further experienced an unprecedented number of break-ins and damage /vandalism to the chapter equipment, vehicle. Building equipment, tools and supplies were stolen. It is believed this to be related to the pandemic. This will help keep the equipments from getting weather damage and to keep the equipments in a covered area to prevent further weather damage. It will also be used for extra storage for materials and supplies. The building will be secured.

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:

Timeline: To be completed with in the next 2 years.

document attached

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

Chapter Manager and Project Manager

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:

Fort Defiance Chapter will be responsible for operations and maintenance and funding included in the minor repairs and maintenance will be handled by the chapter personnel and others will be funded through annual Fiscal Year allocation to the chapter.

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:

Chapter had no provision for storing PPE and donations during the Covid-19 pandemic. Such storage space is essential in an emergency was learned. In addition, the heavy equipment (grader, backhoe, tractor, required an enclosed place which was nonexistent during the pandemic.
1.7, 1.12 and 2.13

document attached

Part 3. Additional documents.

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

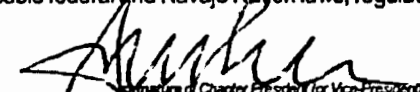
Working on procurement.

Chapter Resolution attached

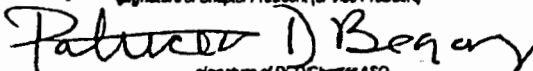
Part 4. Affirmation by Funding Recipient.

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)


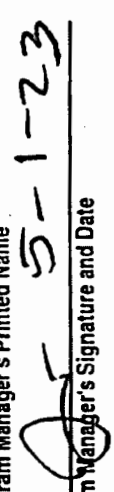
Approved by: 
signature of Chapter Manager or CSC

Approved by: 
signature of DCO Chapter ASO

Approved to submit for Review:  5/1/23
signature of DCO Director

**THE NAVAJO NATION
 PROGRAM PERFORMANCE CRITERIA**

FY 2023

PART I. PROGRAM INFORMATION:	Business Unit No.: <u>NEW</u>	Program Name/Title: <u>Fort Defiance Warehouse</u>				
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:						
PART III. PROGRAM PERFORMANCE CRITERIA:						
1. Goal Statement:	New warehouse to protect equipments that is ultiated to serve the Fort Defiance community and s					
	Program Performance Measure/Objective: To complete construction of Warehouse					
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, Director				
		Division Director/Branch Chief's Printed Name				
		 5/1/23				
		Division Director/Branch Chief's Signature and Date				
		James Adakai, Deputy Director				
		Program Manager's Printed Name				
		 5-1-23				
		Program Manager's Signature and Date				

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:			
Program Name/Title: Fort Defiance 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	Contractual Services (Contractors to build warehouse for Fort Defiance Chapter.)	1 070.301	1,070.301
6560			
6990			
TOTAL		1,070.301	1,070.301

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: <u>NEW</u>		PART II. Project Information							
Project Title: <u>Fort Defiance Warehouse</u>		Project Type: <u>Fort Defiance Warehouse</u>							
Project Description: <u>New warehouse to protect equipments that is utilitted to serve the community of Fort Defiance and surrounding areas.</u>		Planned Start Date: <u>1/1/23</u>							
		Planned End Date: <u>12/31/26</u>							
		Project Manager: <u>Elvita Begaye</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. General Requirements Architect/Engineer Building		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. Date <u>12/31/26</u>							
		FY 2023							
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	Date
O	N	D	J	F	M	A	M	J	J
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O	N	D							



**NAVAJO NATION
FORT DEFIANCE CHAPTER**

P.O. Box 366, Fort Defiance, Arizona 86504
Phone: (928) 729-4352 Fax: (928) 729-4353
Email: ftdefiance@navajochapters.org

Aaron D. Sam, President
Genevieve Jackson, Vice President
Grace Tracy, Secretary/Treasurer
Herman Billie, Grazing Official
Dr. Andy Nez, 25th Council Delegate

Dr. Buu Nygren
Navajo Nation President

Richelle Montoya
Navajo Nation Vice President

RESOLUTION OF THE FORT DEFIANCE CHAPTER

Approving the Selection of Warehouse, Waterline and Bathroom Addition Projects for Funding by the American Rescue Plan Act

WHEREAS:

1. Fort Defiance Chapter is a duly certified chapter of the Navajo Nation, pursuant to Navajo Nation Code Two, Sections 4001 and 4006, with authority to address and take action on the needs and concerns of its people, and
2. Fort Defiance Chapter was governance-certified on January 15, 2016, which provides autonomy in its structure and governance, and
3. The U.S. Government allocated funds to mitigate the effects of the Covid-19 pandemic for improvement of health, education, safety and general welfare of the people, and
4. There is a major need for infrastructure and other needs which indicates an alarming number of people who still live without domestic water and inside bathroom. They have to haul water from any source available, and
6. There was a huge amount of PPE, food, water, clothing, blankets, wood, bedding, that required safe storage. In addition, a warehouse could have serviced more people to stay as they were evacuated or those could not return home due to the bad weather, and
7. Fort Defiance Chapter has several heavy equipment and its implements which lack storage to avoid vandalism, destruction or damage by the weather and needs a warehouse to prolong its longevity, and
8. Fort Defiance Chapter has identified the following projects and requests the Navajo Nation to honor the following projects for approval for funding using the American Rescue Act Plan (ARPA) funds:

A. Bathroom Addition	\$500,000.00
B. Warehouse	\$1,070,301.00
C. Waterline	\$200,000.00

NOW THEREFORE BE RESOLVED THAT:

Fort Defiance Chapter hereby approves the selection of a bathroom addition, warehouse and waterline projects for funding by the Navajo Nation Office of Fiscal Recovery Funds; said projects to be included in Dr. Andy Nez's region.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Fort Defiance Chapter at a duly called meeting at which a quorum was present and that same was passed by a vote of _____ in favor, _____ opposed, and _____ abstained. this _____ Day of _____, 2023.

MOTIONED: _____

SECONDED: _____

Aaron Sam, Chapter President

FORT DEFIANCE CHAPTER

PROJECTS SUBMITTED UNDER
AMERICAN RESCUE PLAN ACT

WAREHOUSE

\$1,070,301.00

February 2023



THE NAVAJO NATION
FORT DEFIANCE CHAPTER
P.O. Box 306 • Ft Defiance, Arizona 86504
Phone: 928-729-4352m Fax 828-729-4353
Email: fdefiance@navajochapters.org

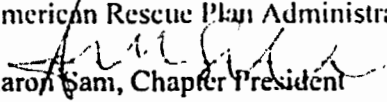
Jonathan Nez
Navajo Nation President

Aaron Sam, President
Genevieve Jackson, *Vice-President*
Grace Tracy, *Secretary Treasurer*
Herman Billie, *Grazing Official*
Wilson C. Stewart, Jr, *Council Delegate*

Myron Lizer
Navajo Nation Vice Presiden

May 17.. 2021

Memorandum

To: American Rescue Plan Administration
From: 
Aaron Sam, Chapter President
Subject: Proposal for a Warehouse

Fort Defiance Chapter respectfully submits the attached proposal to purchase a warehouse. The chapter has two graders, two backhoes, one farm tractor, a cargo, building material supplies, tires which must be stored properly to preserve their longevity. Also, there was no place to store a large quantity of PPE donations and food during the pandemic.. One significant need was a large warehouse for storage.

The chapter budget is limited to acquire a decent and large warehouse and American Rescue Plan Act funds will provide an opportunity to get the needed warehouse which will be used to meet all emergency situations in the future as well.

Approval of the proposal is requested. It will be appreciated by the community members.

Cc: Wilson Stewart, Council Delegate
Chapter Officials
Grazing Official
P. Begay, ASC
Chapter Manager



**THE NAVAJO NATION
FORT DEFIANCE CHAPTER**

P.O. Box 366, Fort Defiance, Arizona 86504
Phone: (928) 729-4352 Fax: (928) 729-4353
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Aaron D. Sam, President
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Herman Billie, Grazing Official
Dr. Andy Nez, 25th Council Delegate

DR. BUU NUGREN
Navajo Nation President

RICHELLE MONTOYA
Navajo Nation Vice President

WAREHOUSE

PROJECT DESCRIPTION.

There was a desperate need for storage space to store vital supplies, materials, equipment during the Covid-19 pandemic. These included PPE, donations, bottle water, water barrels, clothes, bedding goods, coal, wood, wood pellets and other emergency supplies and materials. There was a tremendous amount of PPE that was delivered to Fort Defiance Chapter due to the population and land base that covers the community.

The Chapter further experience an unprecedented number of break-in and damages/vandalism to Chapter equipment, vehicles. Building equipment, tools and supplies were stolen. It is believed this to be related to the pandemic.

The size of the metal warehouse will be 40 ft by 80 feet with eave height of 12 feet. The warehouse will be located on chapter property. The property will become an inventory of the chapter and will be totally responsible for care and maintenance.

The warehouse qualifies for specialty project and will be utilized for immediate need, as well as for further.

SCOPE OF WORK:

The manufacturer will provide both the supply and the materials to prepare the site. Install a concrete slab (using Federal and Navajo Nation specifications) and to erect and construct a complete warehouse for Fort Defiance Chapter.

1. Plan, design and construct a metal warehouse in accordance with the 2021 International Building Code.
2. The building dimensions will be 40 ft by 80 ft with eave height of 12 feet
3. Concrete slab and footing will be designed in accordance with recommendations provided by geotechnical and soils reports.
4. Provide 26 gauge high ribbed 40-year R roofs panels over pressure peel and stick to underlayment over plywood substrate.
5. Provide Ceiling insulation
6. Provide 10-foot high entry doors with interior manual chain pull devices

7. Provide 5-foot concrete aprons in front of the doors.
8. Provide 2-foot apron around entire building
9. Provide interior electrical lighting
10. No Plumbing will be required
11. No heating or cooling will be required

The proposed work consists of all labor, materials, equipment, and incidents necessary for the planning, designing and construction of the warehouse building.

The warehouse will serve the needs of the community, It will serve as protection of supplies, materials and equipment to deter loss or damage due to heat, dust, wind and moisture, vandalism, and destruction of Chapter property.

ESTIMATED COST:

One 40 ft by 80 ft by 12 (height)

\$1,070,301.00



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

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

RFS/HK Review #: HK 0526

Date & Time Received: 06/01/23 at 14:53

Date & Time of Response: 06/05/2023 at 17:00

Entity Requesting FRF: Fort Defiance Chapter

Title of Project: Waterline Extension (Scattered)

Administrative Oversight: Department of Water Resources

Amount of Funding Requested: \$200,000

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: _____
5.11, Drinking Water: Transmission and Distribution

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

- Missing Form
- Supporting documentation missing
- Project will not be completed by 12/31/2026
- Ineligible purpose
- Submitter failed to timely submit CARES reports
- Additional information submitted is insufficient to make a proper determination

- Expenditure Plan incomplete
- Funds will not be obligated by 12/31/2024
- Incorrect Signatory
- Inconsistent with applicable NN or federal laws

Other Comments: _____

Name of DOJ Reviewer: Erika Pirotte

Signature of DOJ Reviewer: Erika R. Pirotte

Digitally signed by Erika R. Pirotte
Date: 2023.06.05 13:42:55 -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 GOVERNANCE-CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Fort Defiance Chapters

Date prepared: 10/14/21

Chapter's PO Box 366
mailing address: Fort Defiance, AZ 86504

phone & email: (928)729-4352 / ftdefiance@navajochapters.org

website (if any): _____

This Form prepared by: Elvita Begaye
Lorraine Nelson - Chapter Manager

phone/email: (928)729-4352

928-729-4356 - lwnelson@navajochapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Waterline Extention

Chapter President: Aaron Sam

phone & email: 505-713-8767

Chapter Vice-President: Genevieve Jackson

phone & email: gjackson@navajochapters.org

Chapter Secretary: Grace Tracy

phone & email: gtracy@navajochapters.org

Chapter Treasurer: Grace Tracy

phone & email: gtracy@navajochapters.org

Chapter Manager or CSC: Lorraine Nelson

phone & email: 928-729-4356 / lwnelson@navajochapters.org

DCD/Chapter ASO: Patricia Begay, SPSS

phone & email: pdbegay@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Contractor/Sub Contractors

document attached

Amount of FRF requested: 200,000.00 FRF funding period: 1/1/23-12/31/26

Indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

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

Fort Defiance Chapter is submitting the application for waterlines so that our people will have one of the most important and essential elements in the lives of human beings and animals. It is disheartening to find many without water. The Chapter and its population are seeking the helping from this funding. There are approximately 50, more or less, that do not have domestic water in their homes. With Covid 19 - we encourage many to wash and sanitize their hands; without or limited water makes it very difficult.

document attached

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

Water will benefit those that do not have running water to their home, they will be able to have their own comfort or more convenient source of water within or near their home. They will not have to travel long distance to obtain water for household use, gardening or even for their animals. Many have to haul water in un sanitized barrels or others from open wells or other sources. Some even melt snow in the winter time to have water.

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:

The proposed work consist of planning, designing and construction of waterline. Fort Defiance Chapter will collaborate with Navajo Nation Water Development, US, OEH office, NTUA and other entities involved in providing water to community people, the need for adequate water in homes is unbelievably lacking and the Navajo Nation must help.

document attached

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

Chapter Manager - Lorraine Nelson ; Project Manager - Elvita Begaye
The chapter officials, staff, CMPD and Navajo Tribal Utility Authority

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:

Homeowners will be responsible for their own usage of water and pay the locally utility company. (NTUA) will assist with major operational and maintenance cost or from other sources IE; chapter with available funding.

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.

Categories:5.10 through 5.15
Part 2(a) explains
5.10 - 5.15 The goal involves providing drinking water to human beings animals.

document attached

Part 3. Additional documents.

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

Chapter Resolution attached

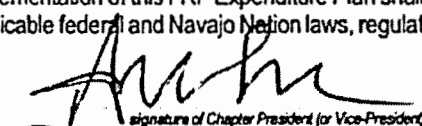
Part 4. Affirmation by Funding Recipient.

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

Chapter's Preparer:


signature of Preparer/CONTACT PERSON

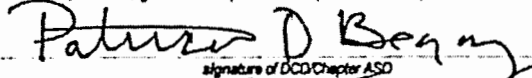
Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature of Chapter Manager or CSC

Approved by:


signature of DCD/Chapter ASD

Approved to submit for Review:


signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: _____		New		Program Title: _____		Fort Defiance Chapter		Division/Branch: <u>Division of Community Developer</u>	
Prepared By: <u>Eivita Bagaye</u>		Phone No.: _____		928-729-4352		Email Address: _____		<u>trdefiance@navajochapters.org</u>	
PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY				
NN Fiscal Recovery Funds		<u>11/123-12/12b</u>	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				
					6500 Contractual Services				
					7000 Special Transactions				
					8000 Public Assistance				
					9000 Capital Outlay	6	200,000	200,000	
					9500 Matching Funds				
					9500 Indirect Cost				
					TOTAL		\$0.00	200,000.00	200,000
PART IV. POSITIONS AND VEHICLES					PART V. POSITIONS AND VEHICLES				
					Total # of Positions Budgeted:				
					Total # of Vehicles Budgeted:				
					TOTAL				
					0				
					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, Director

Program Manager's Printed Name

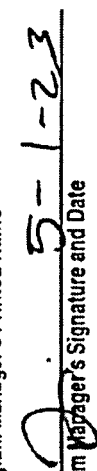

Division Director / Branch Chief's Printed Name

5-1-23
Program Manager's Signature and Date

5-1-23
Division Director / Branch Chief's Signature and Date

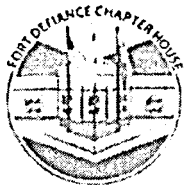
THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:	Business Unit No.: <u> </u> New	Program Name/Title: <u> </u>	Waterline Extension
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:			
PART III. PROGRAM PERFORMANCE CRITERIA:			
1. Goal Statement:	<u>Extent water to those in need and those that will be receiving homes under CHID</u>		
	Program Performance Measure/Objective: <u>To get water to those in need.</u>	2	3
		2	3
2. Goal Statement:	<u>Extent water to those in need and those that will be receiving homes under CHID</u>		
	Program Performance Measure/Objective: <u>To get water to those in need.</u>	5	5
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>		
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.			
	<u>James Adakai, Deputy Director</u> Program Manager's Printed Name	<u>Calvin Castillo, Director</u> Division-Director/Branch-Chief's Printed Name	
	 Program Manager's Signature and Date <u>5-1-23</u>	 Division Director/Branch Chief's Signature and Date <u>5-1-23</u>	

THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION: Program Name/Title: <u>Waterline Extension</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 8535	Instructor Waterline Extension	200,000	200,000
TOTAL			200,000



**NAVAJO NATION
FORT DEFIANCE CHAPTER**

P.O. Box 366, Fort Defiance, Arizona 86504
Phone: (928) 729-4352 Fax: (928) 729-4353
Email: fdefiance@navajochapters.org

Aaron D. Sami, President
Genevieve Jackson, Vice President
Grace Tracy, Secretary/Treasurer
Herman Billie, Grazing Official
Dr. Andy Nez, 25th Council Delegate

Dr. Huu Nygren
Navajo Nation President

Richelle Montoya
Navajo Nation Vice President

RESOLUTION OF THE FORT DEFIANCE CHAPTER

FDC-2023-MAY-15-01

Approving the Selection of Warehouse, Waterline and Bathroom Addition Projects for Funding by the American Rescue Plan Act

WHEREAS:

1. Fort Defiance Chapter is a duly certified chapter of the Navajo Nation, pursuant to Navajo Nation Code Two, Sections 4001 and 4006, with authority to address and take action on the needs and concerns of its people, and
2. Fort Defiance Chapter was governance-certified on January 15, 2016, which provides autonomy in its structure and governance, and
3. The U.S. Government allocated funds to mitigate the effects of the Covid-19 pandemic for improvement of health, education, safety and general welfare of the people, and
4. There is a major need for infrastructure and other needs which indicates an alarming number of people who still live without domestic water and inside bathroom. They have to haul water from any source available, and
6. There was a huge amount of PPE, food, water, clothing, blankets, wood, bedding, that required safe storage. In addition, a warehouse could have serviced more people to stay as they were evacuated or those could not return home due to the bad weather, and
7. Fort Defiance Chapter has several heavy equipment and its implements which lack storage to avoid vandalism, destruction or damage by the weather and needs a warehouse to prolong its longevity, and
8. Fort Defiance Chapter has identified the following projects and requests the Navajo Nation to honor the following projects for approval for funding using the American Rescue Act Plan (ARPA) funds:

A. Bathroom Addition	\$500,000.00
B. Warehouse	\$1,070,301.00
C. Waterline	\$200,000.00

NOW THEREFORE BE RESOLVED THAT:

Fort Defiance Chapter hereby approves the selection of a bathroom addition, warehouse and waterline projects for funding by the Navajo Nation Office of Fiscal Recovery Funds; said projects to be included in Dr. Andy Nez's region.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Fort Defiance Chapter at a duly called meeting at which a quorum was present and that same was passed by a vote of 23 in favor, 0 opposed, and 2 abstained, this 15 Day of May, 2023.

MOTIONED: Jimmie Bitsue

SECONDED: Elvita Begay

Aaron Sami
Aaron Sami, Chapter President

FORT DEFIANCE CHAPTER

PROJECTS SUBMITTED UNDER
AMERICAN RESCUE PLAN ACT

Waterline

\$200,000.00

February 2023



JONATHAN NEZ
Navajo Nation President

THE NAVAJO NATION
FORT DEFIANCE CHAPTER
P.O. Box 366, Ft. Defiance, Arizona 86504
Email: fort.defiance@navajochapters.org

Aaron D. Sam, President
Genevieve Jackson, Vice President
Grace Tracy, Secretary/Treasurer
Herman Billie, Grazing Official
Wilson Stewart, Jr., 24th Council Delegate

MYRON LIZER
Navajo Nation Vice President

SCATTERED WATERLINE EXTENSION PROJECT

FORT DEFIANCE CHAPTER

INTRODUCTION

In early times, residents of Fort Defiance did not have potable water for domestic use; they hauled water from natural springs or from water wells available in distant locations. In the winter times when roads were impassable, people would gather snow or ice, melt them and then use for cooking and meager washing. When snow melts through heating, there was some water. When snow begins to melt around the house, people would haul snow from long distances on their backs and use the melted snow for cooking and washing. The hauled water could be contaminated.

Hauling water, mostly with wagons and horses, gave way to a new system in 1959 when a water system was introduced in Fort Defiance area. Wells were constructed and pumps to storage tanks where it was treated, maintained by the Navajo Tribal Utility Authority.

The Navajo Nation leadership and chapters are encouraging and advocating for agricultural farming for self-sufficiency and healthful living. Dine people have always in the past depended on farming to sustain their livelihood. Added to the need for domestic use, Dine people have animals which need water to survive.

STATEMENT OF NEED AND IMPACT

"Water Is Life" is true. Dine people reveres water. Water is always mentioned and treated as sacred in the prayers, songs, traditional ceremonies, and is a crucial element by the Dine belief; all living things require water.

GOAL OF THE PROJECT

The goal of this project is to assist community people to obtain potable water in their homes so that they may enjoy the convenience of safe drinking water and have water available for their animals and for farming.

OBJECTIVES

Fort Defiance Chapter will conduct needs assessment of people in the area to determine who actually do not have water in their homes.

BUDGET

Assessment by NTUA will be used

EVALUATION

The general process used by NTUA or other will be utilized.

COMPLETION REPORT

Project Manager of the chapter will work with companies to close out the project, with the assistance by the chapter manager, officials and Navajo Nation programs involved.



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 527

Date & Time Received: 6/4/23 at 13:53

Date & Time of Response: 6/9/23 at 17:00

Entity Requesting FRF: Red Lake Chapter

Title of Project: Navajo Chapter House Complex

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,187,699

Eligibility Determination:

- FRF eligible (checked)
FRF ineligible
Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category:

6.1, Provision of Government Services

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: Red Lake #18 Chapter Date prepared: 10/18/2021

Chapter's mailing address: PO Box 130 Navajo, NM 87328 phone/email: (505)777-2810
website (if any): redlake18@navajochapters.org

This Form prepared by: Kathleen Shurley phone/email: kshurley@nnchapters.org
Community Services Coordinator (505) 777-2814
CONTACT PERSON'S name and title CONTACT PERSON'S hb

Title and type of Project: Navajo Chapter House Complex

Chapter President: Arval T. McCabe phone & email: (505)930-0911/arvaltmccabe@yahoo.com

Chapter Vice-President: Roger L. James phone & email: (928)255-9124/rjames@naataani.org

Chapter Secretary: Loberta Redhouse phone & email: (505)567-1117/redhouse@navajochapters.org

Chapter Treasurer: Loberta Redhouse phone & email: (505)567-1117/redhouse@navajochapter.org

Chapter Manager or CSC: Kathleen Shurley phone & email: (928)206-0685/kshurley@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):
Engineering Consultants document attached

Amount of FRF requested: 1,187,699.00 FRF funding period: Oct 1, 2022 - September 30, 2025
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 Red Lake #18 Chapter is currently housed in a used and aged modular building that has many safety issues including an inadequate meeting room space, non-ADA compliant doors and restrooms, no commercial kitchen facilities, roof leaks, poor ADA ramps and poor outdoor security lighting. The Chapter has inadequate space to serve 700 registered community members in a safe environment in response to the COVID-19 pandemic. The Chapter has struggled in providing safe and efficient services and good to the community with bulk food supplies, PPE, information and applications, and other needs that must be distributed to the community as well as providing an adequate space to store food, emergency equipment, and such.

document attached

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

A new public facility will ensure the community members will have safe access to an adequate meeting space including a commercial kitchen, ADA compliant facility, good lighting, etc., and will have a means to store goods and facilities that are ready to serve in future public health emergencies.

document attached

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

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

Phase I Legal survey, chapter resolution, land designation, clearances including environmental assessments, arch/biological clearances. Completion 12/31/2023 Phase II Design & Engineering including master plan, utility plan, etc. 12/31/2024 Phase III Construction of new chapter house by 12/31/2025

document attached

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

Chapter Officials, administrative staff, Council Delegate, and Navajo Nation Division of Community Development - CPMD.

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 Red Lake Chapter will be responsible for operation and maintenance of the facility.

document attached

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

1.7 Capital Investments to Public Facilities that respond to the COVID -1 public health emergency.

The new chapter complex will ensure issues with inadequate meeting rooms are addressed. Allow ADA compliance at all levels with plumbing, kitchen facilities and restrooms. A new facility will ensure a stable roof, access ramps, and better security within the chapter compound to respond to public health emergencies.

document attached

Part 3. Additional documents.

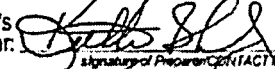
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

Infrastructure Capital Improvement Plan Supporting Resolution (Red Lake #18 Chapter)
Resolution # RLC-12-18-43
Resolution # RLC-06-18-22

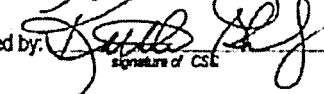
Chapter Resolution attached

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:  10/20/21
signature of Preparer (CONTACT PERSON)

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

Approved by:  10/20/21
signature of CSE

Approved by: 
signature of Chapter ASO

Approved to submit for Review:  6.2.23
signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Red Lake - Navajo Chapter House Complex</u>		Division/Branch: <u>Div. of Comm. Dev./Executive</u>		
Prepared By: <u>Kathleen Shurley</u>		Phone No.: <u>505-777-2810</u>		Email Address: <u>kshurley@nncchapters.org</u>		
PART II. FUNDING SOURCE(S)		Fiscal Year /Item	Amount	% of Total		
NW ARPA FUNDS		10/1722-93025	1,187,699.00	100%		
PART III. BUDGET SUMMARY					Fund Type Code	(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	1,187,699.00
					7000 Special Transactions	
					8000 Public Assistance	
					9000 Capital Outlay	
					9500 Matching Funds	
					9500 Indirect Cost	
					TOTAL	1,187,699.00
PART IV. POSITIONS AND VEHICLES					(D)	(E)
					Total # of Positions Budgeted:	0
					Total # of Vehicles Budgeted:	0
					TOTAL	0

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


SUBMITTED BY: James Ahtakai, Deputy Director APPROVED BY: Carvin Castillo, Executive Director

James Ahtakai Program Manager's Printed Name Carvin Castillo Division Director / Branch Chief's Printed Name

06/02/2023 Program Manager's Signature and Date [Signature] Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No. <u>NEW</u>		Program Name/Title: <u>Red Lake - Navajo Chapter House Complex</u>					
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:		RESOLUTION NO. <u>RLC-02-23-04</u>							
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 ensure a safe and adequate new chapter house to provide efficient service to the community									
Program Performance Measure/Objective:									
2. Goal Statement:									
Hire a contractor for the planning, design and construction phase of the project.									3
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 Adcock, Deputy Director		Carvin Castillo, Executive Director					
		Program Manager's Printed Name		Division Director/Branch Chief's Printed Name					
		06/02/2023							
		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:		Business Unit No.:	
Program Name/Title: <u>Red Lake - Navajo Chapter House Complex</u>		NEW	
PART II. DETAILED BUDGET:		(B)	(D)
(A)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
6500	Contractual Service		1,187,699.00
6510	Contractual planning, design and construction on the new chapter complex for Red Lake Chapter.	1,187,699.00	
TOTAL		1,187,699.00	1,187,699.00

Arval T. McCabe
PRESIDENT
Roger L James
VICE-PRESIDENT
Loberta Redhouse
SECRETARY/TREASURER
Dr. Andy Nez
COUNCIL DELEGATE

Kathleen Shurley
CHAPTER COORDINATOR

Florina Howard
GRAZING COMMITTEE
MEMBER



RED LAKE CHAPTER

RESOLUTION OF RED LAKE CHAPTER

Res. No. RLC-05-23-20

AMENDING THE FUNDING REQUEST FROM THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDING FOR CHAPTER PROJECTS IN THE NEW REVISED AMOUNT OF \$ 1,954,699.00.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A), the Red Lake 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), Red Lake Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. The Red Lake Chapter affirms that the Chapter "will only use the 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".
4. The Navajo Nation Fiscal Recovery Funding Office, Navajo Division of Community Development and the Navajo Department of Justice are jointly responsible for reviewing and determining the eligibility for chapter projects for ARPA funding; and
5. The initial amount approved for ARPA funding in the amount of \$4,271,000.00 was revised to reflect the new amount of \$1,954,699.00 due to updated ARPA chapter projects; and
6. The Red Lake Chapter has identified three (3) projects for the American Rescue Plan Act fund in the amount of \$ 1,954,699.00, as follows:
 - a. Rural Residential Septic Tanks Install, Replacement & Waterline Extension - \$ 617,000.00
 - b. New Chapter House Complex - \$1,187,699.00
 - c. Utility Infrastructure Upgrade Preliminary Engineering Study - \$ 150,000.00
7. The Red Lake Chapter requests the Navajo Nation Fiscal Recovery Funds Office, Navajo Division of Community Development and the Navajo Department of Justice to consider the three (3) projects for the Red Lake Chapter Community.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Red Lake Chapter hereby approves and request funding from the American Rescue Plan Act (ARPA) funding for chapter projects in the new revised amount of \$ 1,954,699.00.
2. The Red Lake Chapter has determined that the three (3) chapter projects are construction ready and meet the requirements pursuant to BFS-31-21.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by Red Lake Chapter at a duly called meeting at Red Lake, Navajo Nation, New Mexico, at which a quorum was present and that the same was passed by a Vote of 27 in Favor, ~~00~~ Opposed, and 01 Abstained on this 17th day of May 2023.

MOTIONED: *Kaden Begaye*

SECONDED: *Dondi Begay*

Arval T. McCabe
Arval T. McCabe, Chapter President



Red Lake Chapter

Arval T. McCabe
PRESIDENT

Pauline J. Garnenez
VICE PRESIDENT

Loberta Redhouse
SECRETARY/TREASURER

Florina Howard
GRAZING OFFICIAL

RESOLUTION OF RED LAKE CHAPTER

RLC-09-20-20

APPROVING THE RED LAKE CHAPTER INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN (ICIP) FOR FISCAL YEAR 2022-2026.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Red Lake 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) Red Lake Chapter is vested with the authority to review all matters affecting the community and to make appropriations when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. The Red Lake Chapter provides multiple public services to the community of Red Lake Chapter and the town of Navajo, New Mexico; and
4. The funding resources are no longer readily available to fund projects throughout the chapter communities; and
5. The Red Lake Chapter recognizes that the funding of public capital projects has become a major concern for the Navajo Nation and New Mexico; and
6. Systemic capital improvement planning is an effective tool for communities to define their development needs, establish priorities, concrete actions and strategies to achieve necessary project developments; and
7. This process contributes to local and regional efforts in project identification and selection in short and long-range capital planning effort; and
8. The Red Lake Chapter has identified the Top Five (5) Priority Projects:
 1. New Chapter Office Complex Building
 2. Navajo Community Street Improvement
 3. Upgrade Utilities
 4. Navajo Community Recreational Center & Park
 5. Purchase Road Motor Grader

NOW THEREFORE, BE IT RESOLVED THAT:

The Red Lake Chapter hereby approves the Fiscal Year 2022-2026 Infrastructure Capital Improvement Plan (ICIP) and that the plan be the first of many steps toward improving the rational, long-range capital planning and budgeting for Red Lake's Infrastructure.

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

I hereby certify that the foregoing resolution was duly considered by Red Lake Chapter at a duly called meeting at Red Lake, Navajo Nation, New Mexico, at which a quorum was present and the same was passed by a Vote of 5 in Favor, 0 Opposed, and 2 Abstained on this 16th day of September, 2020.

MOTIONED: Wilson Stewart, Jr.
SECONDED: Florina Howard



Arval T. McCabe, Chapter President



Red Lake Chapter

Arval T. McCabe
PRESIDENT

Pauline J. Garnenez
VICE PRESIDENT

Loberta Redhouse
SECRETARY/TREASURER

Florina Howard
GRAZING OFFICIAL

RESOLUTION OF RED LAKE CHAPTER

Res. No. RLC-12-18-43

REQUESTING THE RESOURCE & DEVELOPMENT COMMITTEE OF THE NAVAJO NATION COUNCIL TO MOVE THE PROJECT FUNDING IN THE AMOUNT OF \$1,041,666.67 FROM THE SIHASIN FUNDS FOR NEW CHAPTER COMPLEX PROJECT TO YEAR THREE FUNDING.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Red Lake 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) Red Lake Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions, and
3. The Honorable Council Delegate, Mr. Benjamin Bennett, for Red Lake Chapter has advocated and lobby to receive funds from the Sihasin Fund for the listed ICIP projects for Red Lake Chapter; and
4. The Red Lake Chapter desires to construct a New Chapter Complex to carry out the governmental service functions to meet the growing needs of our community for the youth, adults and elderly ; and
5. The funding will be used to plan, design and construct a New Chapter Complex within the former NFP1 withdrawn land on a vacant lot, located in the northeast corner of Mill Road and Shepherd Springs Boulevard in Navajo, New Mexico,


NOW, THEREFORE, BE IT RESOLVED THAT:

The Red Lake Chapter hereby requests the Resource & Development Committee of the Navajo Nation Council to move the project funding in the amount of \$1,041,666.67 from the Sihasin funds for the New Chapter Complex to Year Three Funding.

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

I hereby certify that the foregoing resolution was duly considered by Red Lake Chapter at a duly called meeting at Red Lake, Navajo Nation, New Mexico, at which a quorum was present and that the same was passed by a Vote of 25 in Favor, 0 Opposed, and 4 Abstained on this 19th day of December, 2018..

MOTIONED: *Jonas Mastach*
SECONDED: *Florina Howard*


Arval T. McCabe, Chapter President



Red Lake Chapter

Arval T. McCabe
PRESIDENT

Pauline J. Garnenez
VICE PRESIDENT

Loberta Redhouse
SECRETARY/TREASURER

Paul Milford
GRAZING OFFICIAL

RESOLUTION OF THE RED LAKE CHAPTER #18 RLC-06-18-22

SUPPORTING AND APPROVING A REQUEST FOR APPROXIMATELY 4-5 ACRES OF LAND WITHIN THE COMMUNITY OF NAVAJO FOR NEW RED LAKE #18 CHAPTER COMPLEX

WHEREAS:

- 1 Pursuant to 26 N.N.C., section 3 (a) the Red Lake #18 Chapter is a certified chapter of the Navajo Nation as listed under 11 N.N.C., Part 1, Section 10; and
- 2 Pursuant to 26 N.N.C. Section 1 (b) the Red Lake #18 Chapter is delegated the governmental authority to make decisions over local matters consistent with the Navajo laws, customs, and tradition; and
- 3 The Red Lake #18 Chapter provides multiple public services to the community of Red Lake #18 Chapter community and the town of Navajo, NM; and
- 4 The Red Lake #18 Chapter currently provides services out of two aging modular facilities with numerous maintenance issues (leaking roof, inadequate restroom facilities, inadequate handicap accessibility, lack of a commercial kitchen, inadequate meeting room space, inadequate offices, lack of conference rooms, inadequate outdoor lighting, etc.); and
- 5 The Red Lake #18 Chapter currently has \$200,000.00 in funds to address the planning, design and engineering of a new Chapter Complex; and
- 6 In March 2016, the Red Lake #18 Chapter gathered input from community members for a new chapter building which is reflected in a document titled, "Red Lake Chapter House Design Guidelines" created by University of New Mexico's Indigenous Design + Planning Institute; and
- 7 The Red Lake #18 Chapter wishes to identify and utilize lands within the community of Navajo (within 960+ withdrawn acreage) for a new chapter complex; and
- 8 The Red Lake #18 Chapter wishes to consider the following site:
 - a. Site (see map): vacant lands east of Mill Road and north of Shepard Springs Boulevard which is approximately 4.8 acres +/-0.5 acres.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Red Lake #18 Chapter hereby supports and approves the request for approximately 4-5 acres of land within the community of Navajo (within 960+ acres withdrawn area) for a new Red Lake #18 Chapter Complex that will provide safe and adequate services to members of the Red Lake #18 Chapter and Navajo, NM.

CERTIFICATION

We hereby certify that the forgoing resolution was considered at a duly called meeting of the Red Lake #18 Chapter, Navajo Nation at which a quorum was present and the same was passed by a vote of 27 Passed, 0 Opposed, 4 Abstained on this day of June 27, 2018.

Motion: Regina Bitley

Second: Olivera Begay

Arval T. McCabe
Arval T. McCabe, President

Arval T. McCabe
PRESIDENT
Roger L James
VICE-PRESIDENT
Loberta Redhouse
SECRETARY/TREASURER
Wilson Stewart, Jr.
COUNCIL DELEGATE



Kathleen Shurley
CHAPTER COORDINATOR
Florina Howard
GRAZING COMMITTEE
MEMBER

RED LAKE CHAPTER

RLC-10-21-44

APPROVING AND ADOPTING THE FISCAL YEAR 2021 TO FISCAL YEAR 2022 CARRY-OVER IN GENERAL FUNDS, LAND CLAIMS, SCHOLARSHIP AND NAVAJO SALES TAX FUNDS BUDGET IN THE AMOUNT OF 1,087,178.95 WITH A PROJECTED AMOUNT OF \$4,000.00 IN THE GENERAL ACTIVITY FUNDS.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Red Lake Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C. part 1, section10; and
2. Pursuant to 26 N.N.C., Section 1 (B) Red Lake Chapter is vested with the authority to review all matters affecting the community and to make appropriations when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. The Fiscal Year 2021 to Fiscal Year 2022 Carry-Over in General Funds, Land Claims, Scholarship and Navajo Sales Tax Funds Budget will be used for chapter operation and activities to benefit the community membership; and
4. The Red Lake Chapter approves the Fiscal Year 2021 to Fiscal Year 2022 Carry-Over Budget (General Funds, Land Claims Funds, Scholarship and Navajo Sales Tax Funds) in the best interest of the community. Listed below:

1	General Activity Fund	\$ 7,374.20
2	Land Claims Trust Fund	\$ 3,578.15
3	Farm Board Fund	\$ 1,274.04
4	Grazing Official Fund	\$ 1,289.41
5	Youth Employment Fund	\$ 44,018.12
6	Housing Discretionary	\$ 42,305.74
7	Local Governance Fund	\$ 73,494.20
8	Chapter Stipend Fund	\$ 13,191.68
9	Scholarship (General Fund)	\$ 11,880.41
10	Scholarship (Land Claims)	\$ 2,170.35
11	Public Employment Project Fund	\$ 23,264.93
12	Emergency Fund	\$ 18,282.60
13	NN Sales Tax Fund	\$ 311,383.43
14	NN \$100,000 Supplemental Fund	\$ 306.27
15	NN \$180,000 CIP Fund	\$ 41,036.08
16	NN \$200,000 CIP Fund	\$ 389,163.08
17	Chapter Project	\$ 43,619.00
18	Unhealthy Food Tax	\$ 59,547.26
	Grand Total	\$ 1,087,178.95

NOW THEREFORE, BE IT RESOLVED THAT:

The Red Lake Chapter hereby approves and adopts the Fiscal Year 2021 to Fiscal Year 2022 Carry-Over Budget in General Funds, Land Claims Trust Funds, Scholarship and Navajo Sales Tax Funds Budget in the amount of \$1,087,178.95 with a Projected Amount of \$4,000.00 in the General Activity Funds. Reference Exhibit "A" – Resolution Number RLC-10-21-44 and Exhibit "B" – Navajo Nation Budget Forms 1 through 4 as attachments.

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

I hereby certify that the foregoing resolution was duly considered by Red Lake Chapter at a duly called meeting at Red Lake, Navajo Nation, New Mexico, at which a quorum was present and the same was passed by a Vote of 25 in Favor, 0 Opposed, and 03 Abstained on this 10th day of October, 2021.

MOTIONED: Jonas Mastach
SECONDED: Bruce Zah


Arval T. McCabe, Chapter President

Red Lake Chapter

Posted Budget Transactions - Posted Budget Report
BD 140 - FY 2021 to 2022 Carryover Budget

Document Number	Transaction Description	Effective Date	Fund Title	Fund Code	Categ... Code	Progr... Code	GL Title	GL Code	Increase	Decrease
Fund 27	Chapter Office Complex/Survey	10/1/2021	NN 200,000 CIP	27	99	99	Buildings	6806	200,000.00	
Fund 27	Infrastructure - Powerline	10/1/2021	NN 200,000 CIP	27	99	99	Infrastructure - Powerline	6809	11,000.00	
Fund 27	Infrastructure - Waterline	10/1/2021	NN 200,000 CIP	27	99	99	Infrastructure - Waterline	6811	11,000.00	
Fund 27	Infrastructure - H & R Studies/ROW Shepherd Spgs	10/1/2021	NN 200,000 CIP	27	99	99	Infrastructure - Land Improvements	6813	65,000.00	
Fund 27	Match Funds State (Utilities/Street Improvement)	10/1/2021	NN 200,000 CIP	27	99	99	Infrastructure - Land Improvements	6813	37,040.00	
Total Fund 27									389,163.08	0.00
Fund 28	Road Improvement (Gravel, Grading, Culverts) N112/9452	10/1/2021	Chapter Projects	28	99	99	Infrastructure - Land Improvements	6813	43,619.00	
Total Fund 28									43,619.00	0.00
Fund 40	Presenter Fee for Healthy Food Preparation/Class	10/1/2021	Unhealthy Food Tax	40	99	99	Other Professional Fees	6603	4,000.00	
Fund 40	Trainer Instruction Fee for Fitness Classes	10/1/2021	Unhealthy Food Tax	40	99	99	Other Professional Fees	6603	4,000.00	
Fund 40	Supplies/Equipment for Farming/Vegetable Gardening	10/1/2021	Unhealthy Food Tax	40	99	99	Equipment	6802	4,000.00	
Fund 40	Training for First Aide/CPR for Staff/Officials/CERT, etc)	10/1/2021	Unhealthy Food Tax	40	99	99	Other Professional Fees	6603	4,000.00	
Fund 40	Food for Healthy Food Preparation/Comm. Clean-Ups/Fun Run Wa	10/1/2021	Unhealthy Food Tax	40	99	99	Purchases - Food (Chapter)	6352	4,000.00	
Fund 40	Supplies/Equipment for Fitness Center	10/1/2021	Unhealthy Food Tax	40	99	99	Equipment	6802	20,000.00	
Fund 40	Walk/Run Trail/Recreational Park Project	10/1/2021	Unhealthy Food Tax	40	99	99	Infrastructure - Land Improvements	6813	19,547.26	
Total Fund 40									59,547.26	0.00
Total BD 140 - FY 2021 to 2022 Carryover Budget									1,087,178.95	0.00



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

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

RFS/HK Review #: HK 0528

Date & Time Received: 06/04/23 at 13:55

Date & Time of Response: 6/8/23 at 18:30; Modified 7/13/23 13:45

Entity Requesting FRF: Red Lake Chapter

Title of Project: Rural Residential Septic Tanks Install, Replacement & Waterline Extensions

Administrative Oversight: Environmental Protection Agency

Amount of Funding Requested: \$617,000.00

Eligibility Determination:

- FRF eligible
FRF ineligible
Additional information requested

FRF Eligibility Category:

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

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

**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: Red Lake #18 Chapter Date prepared: 10/18/2021

Chapter's meeting address: PO Box 130 Navajo, NM 87328 phone/fax: (505)777-2810
website (if any): redlake18 @navajochapter.org

This Form prepared by: Kathleen Shurley phone/fax: kshurley@nnc Chapters.org
Community Services Coordinator (505)777-2814
CONTACT PERSON'S name and title CONTACT PERSON'S job

Title and type of Project: Rural Residential Septic Tanks Install, Replacement & Waterline Extensions

Chapter President: Arvai T. McCabe phone & email: (505)930-0911/arvaitsmccabe@yahoo.com
Chapter Vice-President: Roger L. James phone & email: (928)255-8124/rjames@nsnainl.org
Chapter Secretary: Loberta Redhouse phone & email: (505)567-1117/redhouse@navajochapters.org
Chapter Treasurer: Loberta Redhouse phone & email: (505)567-1117/redhouse@navajochapters.org
Chapter Manager or CSC: Kathleen Shurley phone & email: (928)208-0685/kshurley@nnc Chapters.org
DCD/Chapter ASO: Derek Echohawk phone & email: (928)871-7515/pdbegay@nndod.org, ddochohawk@nndod.org

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

Amount of FRF requested: \$617,000.00 FRF funding period: October 01, 2022 - December 31, 2025
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 Red Lake Chapter has approximately 700 registered members that live both in the rural areas of the chapter and the community of Navajo, NM. Many rural residents are on the septic tank system for their sanitary/sewage needs and others continue to lack safe, potable water. There are approximately (19) community members who are in need of septic tank replacement and (02) community members for installation of waterline extension to their rural homes.

document attached

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

Improve the health and safety for those community members who are in need of a new septic tank system or waterline extension to accommodate additional family members who return home due to the pandemic.

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:

Phase I—Identify community members for septic tank replacement and waterline extension. 12/31/2022
Phase II - Solicit a vendor/contractor to perform the installation and extensions 12/31/2023
Phase III—Begin construction/installation of new septic systems and extension of waterlines 12/31/2025

document attached

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

Chapter officials, administrative staff, Council Delegate, and Navajo Nation Division of Community Development—CPMD.

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 operation and maintenance of septic tanks will be the responsibility of individual homeowners and the extension of the water line will be Navajo Tribal Utility Authority up to the meter (beyond the meter is the responsibility of the homeowner).

document attached

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

5.5 Clean Water: Other Sewer Infrastructures
5.11 Drinking Water: Transmission and Distribution

The Chapter will select a local contractor to purchase materials, supplies and equipment to install both septic tanks, drain fields, PVC waterline, interior plumbing fixtures, water meter installation, etc. The cost to replace (19) septic tank systems and the extend waterlines for (02) community members is reflected in the estimates.

document attached

Part 3. Additional documents.

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

Cost Estimates (2021)
List of Potential Community Members
Support Letters

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] 10/20/21 Approved by: [Signature]
Signature of Preparer/CONTACT PERSON Signature of Chapter President for Fiscal Recovery
Approved by: [Signature] 10/20/21 Approved by: [Signature]
Signature of CDC Signature of Chapter ASO
Approved to submit for Review: [Signature] 6.2.23
Signature of DCO Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Red Lake - Septic Tank Replacement & Waterline Ext.</u>		Division/Branch: <u>Div. of Comm. Dev./Executive</u>				
Prepared By: <u>Kathleen Shurley</u>		Phone No.: <u>505-777-2810</u>		Email Address: <u>kshurley@nncnchapters.org</u>				
PART II. FUNDING SOURCE(S)		Fiscal Year /Item	Amount	% of Total	PART III. BUDGET SUMMARY			
NIN ARPA FUNDS		10/1/22-9/30/25	617,000.00	100%	Fund Type Code	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	6	0	617,000.00
					7000 Special Transactions			
					8000 Public Assistance			
					9000 Capital Outlay			
					9500 Matching Funds			
					9500 Indirect Cost			
					TOTAL		\$0.00	617,000.00
					PART IV. POSITIONS AND VEHICLES			
					(D)		(E)	
					Total # of Positions Budgeted:		0	0
					Total # of Vehicles Budgeted:		0	0
					TOTAL:		\$617,000.00	100%

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

SUBMITTED BY: James Adakai, Deputy Director APPROVED BY: Calvin Castillo, Executive Director
Program Manager's Printed Name Division Director / Branch Chief's Printed Name
Program Manager's Signature and Date 6-2-23
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.: NEW		Program Name/Title: Red Lake - Septic Tank Replacement & Waterline Ext.					
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
RESOLUTION NO. RLC-02-23-04									
PART III. PROGRAM PERFORMANCE CRITERIA:									
1. Goal Statement:	To assist (19) community members with septic tank replacement and (2) for waterline ext.	1st QTR	2nd QTR	3rd QTR	4th QTR	Goal	Actual	Goal	Actual
	Program Performance Measure/Objective: Hire a contractor to initiate the Septic Tank Replacement and Waterline Ext. Project.								21
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				
					James Ahsbah, Deputy Director Program Manager's Printed Name				
					06/02/2023 Date				
					_____ Division Director/Branch Chief's Signature and Date				

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Red Lake - Septic Tank Replacement & Waterline Ext.</u>		Business Unit No.: <u>NEW</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
6500	Contractual Service		617,000.00
6510	Professional Contract Service for septic tank installation, replacement and waterline extension for community members with needed services.	617,000.00	
TOTAL		617,000.00	617,000.00

Arval T. McCabe
PRESIDENT
Roger L James
VICE-PRESIDENT
Loberta Redhouse
SECRETARY/TREASURER
Dr. Andy Nez
COUNCIL DELEGATE

Kathleen Shurley
CHAPTER COORDINATOR

Florina Howard
GRAZING COMMITTEE
MEMBER



RED LAKE CHAPTER

RESOLUTION OF RED LAKE CHAPTER

Res. No. RLC-05-23-20

AMENDING THE FUNDING REQUEST FROM THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDING FOR CHAPTER PROJECTS IN THE NEW REVISED AMOUNT OF \$ 1,954,699.00.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A), the Red Lake 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), Red Lake Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. The Red Lake Chapter affirms that the Chapter "will only use the 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".
4. The Navajo Nation Fiscal Recovery Funding Office, Navajo Division of Community Development and the Navajo Department of Justice are jointly responsible for reviewing and determining the eligibility for chapter projects for ARPA funding; and
5. The initial amount approved for ARPA funding in the amount of \$4,271,000.00 was revised to reflect the new amount of \$1,954,699.00 due to updated ARPA chapter projects; and
6. The Red Lake Chapter has identified three (3) projects for the American Rescue Plan Act fund in the amount of \$ 1,954,699.00, as follows:
 - a. Rural Residential Septic Tanks Install, Replacement & Waterline Extension - \$ 617,000.00
 - b. New Chapter House Complex - \$1,187,699.00
 - c. Utility Infrastructure Upgrade Preliminary Engineering Study - \$ 150,000.00
7. The Red Lake Chapter requests the Navajo Nation Fiscal Recovery Funds Office, Navajo Division of Community Development and the Navajo Department of Justice to consider the three (3) projects for the Red Lake Chapter Community.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Red Lake Chapter hereby approves and request funding from the American Rescue Plan Act (ARPA) funding for chapter projects in the new revised amount of \$ 1,954,699.00.
2. The Red Lake Chapter has determined that the three (3) chapter projects are construction ready and meet the requirements pursuant to BFS-31-21.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by Red Lake Chapter at a duly called meeting at Red Lake, Navajo Nation, New Mexico, at which a quorum was present and that the same was passed by a Vote of 27 in Favor, ~~00~~ Opposed, and 01 Abstained on this 17th day of May 2023.

MOTIONED: *Kaden Begaye*

SECONDED: *Dondi Begay*

Arval T. McCabe
Arval T. McCabe, Chapter President

Arval T. McCabe
PRESIDENT

Roger L. James
VICE-PRESIDENT

Loberta Redhouse
SECRETARY/TREASURER

Wilson Stewart, Jr.
COUNCIL DELEGATE

Kathleen Shurley
CHAPTER COORDINATOR

Florina Howard
GRAZING COMMITTEE
MEMBER



Red Lake Chapter

RLC-04-21-12

RESOLUTION OF RED LAKE CHAPTER # 18

Red Lake Chapter Community Requests Technical Assistance from the Fort Defiance Office of Environmental Health and Engineering (OEHE) Office to Conduct Community Members Assessment with Septic Tank Problems. Families Returning Are From Neighboring Communities During the COVID-19 Pandemic, Numbers of Household Members Have Increased and Has Overloaded the Capacities of Their Septic Systems. Backup and Overflow of Wastewater Increased and the Risk of Potential Health Hazards for Household Members. Moreover, it Has Also Caused the Septic Systems to Fail.

WHEREAS:

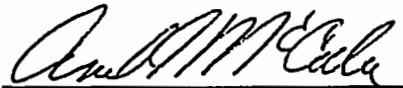
1. Pursuant to 26 N.N.C., Section 3 (A) the Red Lake Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C. part 1, section 10, and
2. Pursuant to 26 N.N.C., Section 1 (B) Red Lake Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions, and
3. The Red Lake Chapter Community understands that human contact with sewage is a serious public health hazard and contaminated sewage can cause health problems such as diarrhea, nausea, cramps, dysentery and hepatitis. Exposure to sewer gases can also cause discomfort and illness; and
4. The Red Lake Chapter Community Requests Technical Assistance from the Fort Defiance OEHE office to Assess at-risk areas, connecting to an adequate septic tank system for disposing of domestic sewage from private residences, where access to a public sewer system is unfeasible or too expensive; and
5. The Red Lake Chapter Community requests that the Fort Defiance OEHE office in identify failing systems which should include those that you can see and smell and those seeping effluent, or waste liquids, into groundwater supplies before the soil can properly remove disease-causing pathogens.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Red Lake Chapter understands that the assistance being provided by the Fort Defiance OEHE office is only to assist with the assessment of the residential septic tank issues for community members identified in Exhibit "A" attached to this document. The assessment will help the chapter better address the needs for those community members needing help with septic tanks to reduce public health risks.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by Red Lake Chapter at a duly called meeting at Red Lake, Navajo Nation, New Mexico at which a quorum was present and that the same was passed by a vote of 08 in favor, -0- opposed, and 08 abstained on this 21st day of April, 2021.


Arval T. McCabe, Chapter President

MOTIONED: Loberta Redhouse

SECONDED: Richard Tsosie

Name	Phone#	Address	GPS
Septic Services			
1	505-	PO Box Window Rock AZ 86515	
2	928-	po box Navajo NM 87328	
3	505-	po box Navajo NM 87328	
4	928-	PO Box Navajo NM 87328	
5	505	PO Box Navajo nm 87328	
6	928-	PO Box Ft Defiance AZ	
7	505	PO Box Fort Defiance AZ 86504	
8	928-	PO Box Navajo NM 87328	
9	505-	PO Box Navajo, NM 87328	
10	505-	PO Box Navajo NM 87328	
11	505-	PO Box Fort Defiance, AZ 86504	
12	505-	PO Box Navajo NM 87328	
13	505-	PO Box Navajo NM 87328	
14	505-	PO Box Navajo NM 87328	
15	928	PO Box Window Rock Az 86515	
16	928-	PO Box Fort Defiance AZ 86504	
17	505-		
18	928-		

19	505-			
20	602-			
Water Line Extension				
1	505	PO Box	Fort Defiance AZ 86504	
2	505	PO Box	Navajo NM 87328	
3	928-	PO Box	Navajo NM 87328	
4	928	PO Box	Fort Defiance, AZ 86504	
Power Line Extension				

Arval T. McCabe

Arval T. McCabe, Chapter Preseident

4/26/2021

Date

TABLE I.
Cost Estimated of Recommended Facilities
RED LAKE CHAPTER RESOLUTION
4/28/2021

Item	Quantity	Unit	Unit Cost	Total Cost
WATER SUPPLY FACILITIES				
ROW Survey & Plan Prep	2,400	LF	\$0.42	\$1,008
Archaeological Survey	104	AC	\$307.00	\$31,928
Endangered Species Survey	1	LS	\$4,305.00	\$4,305
Stormwater Prevention Plan	1	LS	\$6,370.00	\$6,370
2" PVC Waterline	2,400	LF	\$9.85	\$23,640
Right of Way Clearing	2,400	LF	\$2.00	\$4,800
Pressure Testing	2,400	LF	\$0.70	\$1,680
Waterline Disinfection	2,400	LF	\$0.35	\$840
1" House Service	4	EA	\$1,760.00	\$7,040
NECA Mgmt. & Crew Support	1	LS	\$39,238.32	\$39,238
TOTAL - WATER SUPPLY FACILITIES				\$120,849
SEWAGE DISPOSAL FACILITIES				
Septic Tank (1,000 gal)	20	EA	\$2,294.00	\$45,880
Drainfield (Infiltrator)	7,500	LF	\$15.10	\$113,250
Individual Lagoon	5	EA	\$12,360.00	\$61,800
Septic Tank Pumping	20	EA	\$310.00	\$6,200
NECA Mgmt. and Crew Support	1	LS	\$91,514.35	\$91,514
TOTAL - SEWAGE DISPOSAL FACILITIES				\$318,644
INTERIOR PLUMBING FACILITIES				
Interior Plumbing	3	EA	\$5,215.00	\$15,645
TOTAL - INTERIOR PLUMBING FACILITIES				\$15,645
COST SUMMARY				
TOTAL - WATER SUPPLY FACILITIES				\$120,849
TOTAL - SEWAGE DISPOSAL FACILITIES				\$318,644
TOTAL - INTERIOR PLUMBING FACILITIES				\$15,645
Construction SUBTOTAL				\$455,139
CONTINGENCIES				
+10% Contingencies				\$45,514
SUBTOTAL				\$500,653
FEES AND TAXES				
+15% Support Services				\$75,098
+Navajo Nation Tax (6% of Construction Subtotal Only)				\$27,308
+Regulatory Reviews (3% of Construction Subtotal)				\$13,654
SUBTOTAL				\$116,060
TOTAL PROJECT COST				\$616,713
TOTAL PROJECT COST (ROUNDED)				\$617,000



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 0600

Date & Time Received: 06/22/23 at 18:20

Date & Time of Response: 6/30/23 at 17:00

Entity Requesting FRF: Sawmill Chapter

Title of Project: Equipment Purchase - Motor Grader

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
 (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: _____

Name of DOJ Reviewer: MacArthur Stant

Signature of DOJ Reviewer: MacArthur Stant

Digitally signed by MacArthur Stant
Date: 2023.06.30 12:15:53 -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: Sawmill Chapter Date prepared: 4/13/2023

Chapter's P.O Box 1786 phone/email: 928-729-4433
mailing address: Fort Defiance, AZ 86504 website (if any): sawmill@navajochapters.org

This Form prepared by: Jammie Billiman phone/email: 928-729-4432
Community Service Coordinator sawmill@navajochapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Equipment Purchase - Motor Grader

Chapter President: Woodie Bennett phone & email: 928-729-4433/wbennett@navajochapters.org
Chapter Vice-President: Lewis Shirley phone & email: 928-729-4433/lshirley@navajochapters.org
Chapter Secretary: Vacant phone & email: _____
Chapter Treasurer: Vacant phone & email: _____
Chapter Manager or CSC: Jammie Billiman phone & email: 928-729-4433/jbilliman@nnchapters.org
DCD/Chapter ASO: Derek Echohawk, ASC Fort Defiance phone & email: 928-871-7515/ddechohawk@nndcd.org

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

Amount of FRF requested: \$200,000.00 FRF funding period: January 1, 2023 - September 30, 2026
Indicate Project starting and ending/loading 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:

to purchase heavy equipment motor grader to maintain public access roads within the Sawmill Community. The grader will be used for clearing of snow, mud and other debris for community access of emergency and medical needs, handicap, school buses, headstart, senior center transport, and others to have clear and safe access to community roads. Sawmill Chapter will own and operate the equipment and the grader will be stored in the chapter warehouse. The chapter will work with the Navajo Nation procurement regulations and the Navajo Nation will be the fiscal agent.

document attached

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

The grader will be used to benefit the Sawmill Chapter community to clear and maintain dirt road, snow removal and have safe access 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

APPENDIX A

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

The Sawmill Chapter will work with Fiscal Recovery office and community development to ensure the project is completed by the deadline of December 31, 2026.

document attached

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

The Sawmill Chapter and Division of Community Development.

document attached

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

The Sawmill Chapter will be responsible for the operations and maintenance cost of the motor grader

document attached

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

6.1 Provision of Government Services.

document attached

Part 3. Additional documents.

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

Supporting Resolution
Cost estimate

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: Jimmie Belcman
signature of Preparer/CONTACT PERSON

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

Approved by: Jimmie Belcman
signature of CSC

Approved by: [Signature]
signature of Chapter ASO

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

**THE NAVAJO NATION
 PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:											
Business Unit No.:	New	Program Name/Title:		Sawmill Chapter Equipment Purchase - Motor Grader							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:											
PART III. PROGRAM PERFORMANCE CRITERIA:											
1. Goal Statement:		Equipment Purchase - Motor Grader		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Program Performance Measure/Objective:		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
		To ensure the safety of Sawmill Community Members to clear and maintain access roads									
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 Division Director							
				Calvin Castillo, Division Director							
				4-14-23							
				4/14/2023							

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Sawmill Chapter Equipment Purchase - Motor Grader</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)
6960	Purchase Motor Grader to maintain public access roads within the Sawmill Community. Motor Grader will be used for clearing of snow, mud and other debris for community access of emergency and medical needs, handicap, school buses, headstart, senior center transport and others to have clear and safe access to community roads.	200,000	
6500	Contractual Services (LOD 4)		200,000
TOTAL		200,000	200,000



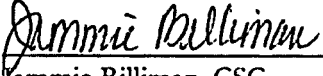
Woodie Bennett, President
Lewis Shirley, Vice President
Shawn Livingston, Sec/Treasurer
Wilson Stewart, Council Delegate
Patrick Martinez, Grazing Representative

Sawmill Chapter

P.O Box 1786 Fort Defiance, AZ 86504
Ph# 928-729-4433/ Fax# 928-729-4435
Email: sawmill@navajochapters.org

Jammie Billiman, Community Service Coordinator
Ronald Deschinny, Accounts Maintenance Specialist
Patreva Benally, CHIR
Louise Mark, Acting Senior Center Supervisor

MEMORANDUM:

TO : ARPA Project Department
FROM : 
Jammie Billiman, CSC
Sawmill Chapter
DATE : December 19, 2022
SUBJECT : " Priority Project Listing"

The Sawmill Chapter recognizes these projects as a priority and it recognizes that planning is an effective tool for communities to define their development needs, establish priorities and pursue concrete actions and strategies to achieve necessary project development to meet the need of community members. Here is the priority listing for Sawmill Chapter:

1. Motor grader \$300,000.00 - \$500,000.00
2. Bathroom Additions \$500,000.00
3. Cistern Systems \$500,000.00
4. Rural Addressing \$ 233,662.00

Please contact me if you have any questions @928-729-4433.

Thank you!

Sincerely,

Jammie Billiman, Community Service Coordinator

Sawmill Chapter

P.O. Box 1786, Ft. Defiance, AZ, 86504
ph: (928)729-4433/4432 | fax: (928)729-4435

RESOLUTION OF THE SAWMILL CHAPTER SAWMILL CHAPTER

SAW-01-26-23-01

APPROVING THE SAWMILL CHAPTER ARPA PRIORITY LISTING IN THE AMOUNT OF \$1,733,662.00 FOR THE CHAPTER MOTOR GRADER AS TOP PRIORITY AND OTHER ESSENTIAL PROJECTS ATTACHED AS EXHIBIT "A"

WHEREAS:

1. Pursuant to the "Local Governance Act" 26 N.N.C., chapter 1, subchapter 1, section 3(a). The Sawmill Chapter is continued as a certified chapter of the Navajo Nation Government, by the Navajo Nation Council Resolution; and
2. Pursuant to the chapter 1, subchapter 1, section 131 (1); (2), of the same "Act", the Sawmill Chapter has the responsibility and authority to promote, protect and preserve the interest and general welfare including the safety of its community people; and
3. The Sawmill Chapter is invested to review all matters affecting the community to make favorable decisions in the best interest over local matter; such as cultural preservation, economic development safety and welcome of chapter membership; and
4. The Sawmill Chapter has developed an ARPA funding priority list for various community program/programs and now has the chapter motor grader as its top priority; and
5. The Sawmill Chapter has participated in numerous Legislative District Meetings with its other three (3) sister chapters (Red Lake, Crystal and Fort Defiance), and with the 24th Navajo Nation Council Delegate Wilson Stewart Jr., in the development of ARPA Grant Funding Application/Projects; and
6. Under the Navajo Nation ARPA, each council legislative district was allocated \$8.8 Million for use in their Districts/Chapters and other entities and the Council Delegate is to present projects with recommendations from the chapters; and
7. Sawmill Chapter has submitted a letter from its Chapter President stating its revised ARPA Priority Listing in the amount of \$1,733,662.00 attached as Exhibit "A"; and
8. It would be in the best interest of Sawmill Chapter that 25th Navajo Nation Council Delegate, Honorable Dr. Andy Nez advocate and submit the Sawmill Chapter ARPA Priority Listing for funding as soon as possible.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Sawmill Chapter hereby approve and submit its ARPA Grant Funding Priority List as Exhibit "A"
2. The Sawmill Chapter hereby respectfully request of its Honorable Dr. Andy Nez, 25th Navajo Nation Council Delegate to accept, advocate and submit for ARPA Grant Funding as soon as possible:



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 #: HK0405

Date & Time Received: 1/23/23

Date & Time of Response: 02/16/23 at 1:15pm, 7/13/23 at 17:00

Entity Requesting FRF: Crystal Chapter

Title of Project: Rural Addressing

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$155,000

Eligibility Determination:

- FRF eligible
 FRF ineligible
 Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 1.14 - Other Public Health Services

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

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

Other Comments: The expenditure code has been changed from 1.12 to 1.14. The U.S. Department of Treasury updated the expenditure codes and the numeric value of "Other Public Health Services" was changed.

DOJ is reissuing this initial eligibility determination in order to correct an error with the identified Administrative Oversight entity. We recommend that the Administrative Oversight entity for this expenditure plan be the Division of Community Development rather than the Chapter President.

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@nndo.org.** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

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

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

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Crystal Chapter

Date prepared: 11/13/22

Chapter's mailing address: PO Box 775
Navajo, NM 87328

phone/email: 505.777.2800, crystal@
website (if any): https://crystal@navajoc

This Form prepared by: Kristin Damon
Community Services Coordinator
CONTACT PERSON'S name and title

phone/email: 505.777.2800
kdamon@nnchapters
CONTACT PERSON'S info

Title and type of Project: Rural Addressing

Chapter President: Patricia Slim phone & email: 928.206.8652, plslim@naat

Chapter Vice-President: LaVerne Johnson phone & email: 505.906.1205, ljohnson@na

Chapter Secretary: Marchelle Hardy phone & email: 505.979.2850, mhardy@na

Chapter Treasurer: Marchelle Hardy phone & email: 505.979.2850, mhardy@na

Chapter Manager or CSC: Kristin Damon phone & email: 505.777.2800, kdamon@nr

DCD/Chapter ASO: Derek Echohawk phone & email: 928.266.3153, ddechohawk@nndcd.org

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

document attached

Amount of FRF requested: \$155,000

FRF funding period: January 2023 - December 31, 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:

Purchase the Rural Addressing signage system and complete installation for the Crystal Chapter Community. Signage will improve delivery of public safety and emergency communication services including time-sensitive services of ambulance, fire trucks and school bus access. Project will require employing a GIS technician or Project Manager to oversee the planning and coordination of the Rural Addressing installation according to project milestones. Serve as point of contact, coordinate with suppliers, and communicate progress/obstacles with Chapter Administration, Chapter Leadership and the Chapter Membership. Install will meet NNRAID (NN rural addressing implementation) standards.

document attached

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

Crystal Chapter serves 300-400 community members; many living in remote locations. Crystal Chapter's goal is to enhance the quality of life implementing measures to assist with safety and public health for all members. Improve response time for 911 services. Installation will meet NNRAID (NN rural addressing implementation document) standards.

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:
January 2023 – December 31, 2026

document attached

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

Navajo Nation Rural Addressing Authority, DCD, NNFRF, the Crystal Chapter, CLUP, and other committees or volunteers.

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.

e) Crystal Chapter Administration, Chapter Budget Funds

document attached

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

1.12 (Other Public Health Services) - Crystal Chapter serves 400+ members living in remote locations. Signage would enhance 911 emergency services, improve access by school buses and speed of fire truck access. These improvements in response enhances the quality of life and public health for its members.

document attached

Part 3. Additional documents.

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

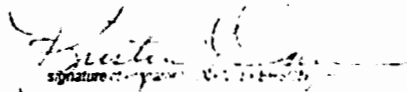
- Crystal Rural Addressing Project SOW
- Crystal Rural Addressing Sign Info
- Crystal Rural Addressing Materials, Crystal Rural Addressing Sign Quotes
- CRY 11-2022-030

Chapter Resolution attached

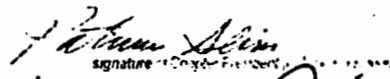
Part 4. Affirmation by Funding Recipient.

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:

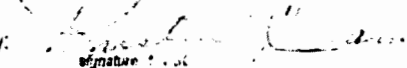
Chapter's Preparer:


signature

Approved by:


signature

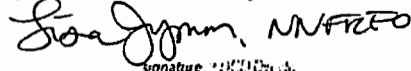
Approved by:


signature

Approved by:

 12/15/2022
signature

Approved to submit for Review:


signature

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2023

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Rural Addressing</u>		Division/Branch: <u>Div of Community Development</u>	
Prepared By: <u>Kristin Damon</u>		Phone No.: <u>505.777.2809</u>		Email Address: _____	
Fiscal Year: <u>12/15/2022</u>		Amount: <u>155,000.00</u>		% of Total: <u>100%</u>	
PART II. FUNDING SOURCE(S) NN Fiscal Recovery Funds		PART III. BUDGET SUMMARY		Fund Type Code	
		2001 Personnel Expenses		(A) Approved Original Budget	
		3000 Travel Expenses		(B) Proposed Budget	
		3500 Meeting Expenses		(C) Difference or Total	
		4000 Supplies			
		5000 Lease and Rent			
		5500 Communications and Utilities			
		6000 Repairs and Maintenance			
		6500 Contractua Services		<u>155,000</u>	
		7000 Special Transactions			
		8000 Public Assistance			
		9000 Capital Outlay			
		9500 Matching Funds			
		9500 Indirect Cost			
TOTAL:		TOTAL		TOTAL	
				<u>155,000.00</u>	
PART IV. POSITIONS AND VEHICLES		Total # of Positions Budgeted:		(D)	
				<u>0</u>	
		Total # of Vehicles Budgeted:		(E)	
				<u>0</u>	

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

SUBMITTED BY: Sonlatsa Jim-Martin, ASC Department Manager APPROVED BY: Dr. Pearl Yellowman, Executive Director

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

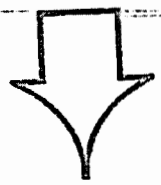
Program Manager's Signature and Date: [Signature] 12/15/2022 Division Director / Branch Chief's Signature and Date: [Signature] 12.15.22

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No.: <u>New</u>		Program Name/Title: <u>Crystal Chapter</u>		Rural Addressing		
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: <u>Crystal Chapter Resolution CRY-2022-11-30</u>								
PART III. PROGRAM PERFORMANCE CRITERIA:								
1. Goal Statement:	Install Rural Addressing signage to assist with safety and public health for all members						4th QTR	
Program Performance Measure/Objective:							Goal	Actual
2. Goal Statement:	Improve response time for 911						3rd QTR	
Program Performance Measure/Objective:							Goal	Actual
3. Goal Statement:							2nd QTR	
Program Performance Measure/Objective:							Goal	Actual
4. Goal Statement:							1st QTR	
Program Performance Measure/Objective:							Goal	Actual
5. Goal Statement:								
Program Performance Measure/Objective:								
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.								
Program Manager's Signature and Date <u>Kristin Damon</u> 1/11/23				Division Director/Branch Chief's Signature and Date <u>Calvin Castillo</u> 1/18/23				
Program Manager's Printed Name Kristin Damon, Crystal CSC				Division Director/Branch Chief's Printed Name Calvin Castillo, Executive Director				

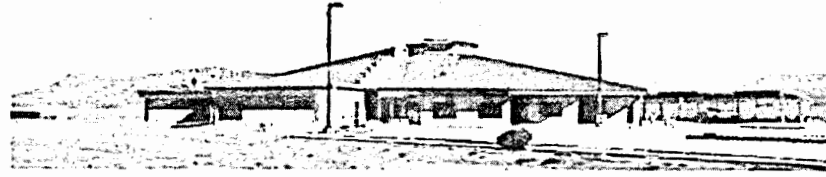
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**THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION**

FY 2023

PART I. PROGRAM INFORMATION: Program Name/Title: <u>Crystal Chapter</u> Rural Addressing		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 6960	Contractual Services Subcontracted Services - install signage throughout Chapter boundaries	155,000	155,000
TOTAL		155,000	155,000



PO Box 775, Navajo, New Mexico 87328

Phone: (505)777-2800 & Fax (505)777-2805

CRY-11-2022-030

RESOLUTION OF THE CRYSTAL CHAPTER

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

WHEREAS:

1. Pursuant to 26 N.N.C §3.A. The Crystal Chapter is a duly recognized certified Chapter of the Navajo Nation Government as listed as 11 N.N.C., Part 1, §10; and
2. Pursuant to 26 N.N.C §1.B., the Crystal 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; and
3. On March 6, 2021, the U.S. Congress approved the American Rescue Plan Act of 2021; and on March 11, 2021, the U.S. President Joe Biden signed it into law; and
4. The Navajo Nation received 1.9 billion of funding through the American Rescue Plan Act of 2021; and established the Navajo Fiscal Recovery Fund ("FRF") Office to oversee the application for proposals for the ARPA projects for Navajo chapters; and
5. The Navajo Division of Community Development is identified in the Navajo Nation Council Resolution C is managing the Navajo chapter governance of the ARPA proposals submission for the 110 Navajo governance chapters. Crystal Chapter initially submitted infrastructure proposal for their respective chapter; and
6. The Navajo Nation has identified six ARPA related activities which includes powerline, housing wiring, waterline, bathroom additions, and rural addressing; and
7. In 2021, the Crystal Chapter initially identified three community projects, ARPA related activities which are as follows: A. Rural Addressing B. Bathroom Addition C. Warehouse; and
8. The Crystal Chapter subsequently conducted its assessments, data collection and the projects are ready for funding; and submit a letter from Crystal Chapter Officials listing propriety projects; and
9. The Crystal Chapter is submitting six projects for the American Rescue Plan Act ("ARPA) proposal to the Navajo Nation Division of Community Development according to the project checklist and the ARPA guidelines. Projects serving individual community members and their families rather than the community are on "needs based." The following are the identified APRA projects for the funds of proposed capital items:
 - a. Infrastructure of Electricity, water access, bathroom additions, bathroom renovations – The Crystal community still has families lacking basic necessities to keep minimum sanitation because of lack of water, lack of bathroom, and lack of electricity. These lack of

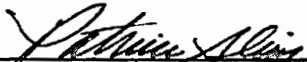
- infrastructures adversely affect the community members because they cannot improve their well-being to keep their homes and family sanitized to fight the pandemic.
- b. Storage Warehouse, 50 ft. x 80 ft. x 18ft. – to store perishable food items, medical supplies, equipment that will be used in emergency situations; particularly to combat devastation of dealings with the COVID-19 pandemic. We need to store heavy equipment to keep them mechanically functioning to assist community members during the loss of their family members as result of COVID-19 pandemic.
 - c. One (1) Three-quarter ($\frac{3}{4}$) ton 4x4 Truck
 - d. Twenty (20) foot Gooseneck trailer with five feet ramps
 - e. Rural Addressing project by obtaining Street signs within Crystal Community
 - f. Five (5) solar street lights to be located at the entrance to Chapter House, turn-off from highway Navajo Route 12 to chapter parking lot.

NOW THEREFORE BE IT RESOLVED THAT:

- A. The Chapter hereby supports the proposal of the Navajo Nation government for the American Rescue Plan Act/Fiscal Recovery Funds as intended to support governmental efforts to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by residents and businesses. In accordance with Section 9901 or ARPA, Fiscal Recovery Funds shall only be used for following:
 1. To respond to the COVID-19 public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits; or aid to impacted industries such as tourism, travel, and hospitality.
 2. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers.
 3. To provide government services to the extent of the reduction in Navajo Nation revenue due to the COVID-19 public health emergency, relative to revenues collected in the most recent full fiscal year prior to the emergency; and
 4. To make necessary investment in water, sewer, or broadband infrastructure.
- B. Under the direction of the FRF Expenditure Plan Budget Crystal Chapter is supporting the Project and affirming that the Chapter will only use awarded Funds in compliance with the ARPA, the ARPA Regulations, and all other applicable Navajo Nation and federal laws and regulations. This provision does not apply to formula-based distributions of Fiscal Recovery Funds to Non-Governance Certified Chapters.
- C. The Crystal Chapter leadership and its community members support the proposal of the above-mentioned capital items for ARPA/FRF funding according to the American Rescue Plan Act appropriations regulations and guidelines.

CERTIFICATION

I, hereby certify the foregoing resolution was duly considered by the Crystal Chapter at a duly called chapter meeting at Crystal (Navajo Nation), New Mexico which a quorum was present and that same was motioned by Charlene Chee and seconded by Louise O. Mark by votes of (18) in favor, (00) opposed and (03) abstained this 20th day of November 2022.



Patricia Slim, Chapter President

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