LEGISLATIVE SUMMARY SHEET Tracking No. <u>0111-23</u>

DATE: May 17, 2023

TITLE OF RESOLUTION: 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 LOMARDO ASERET'S DELEGATE REGION (CHAPTERS: KLAGETOH, WIDE RUINS, HOUCK, LUPTON, NAHATA DZIIL)

PURPOSE: This resolution, if approved, will enact Hon. Lomardo Aseret's Fiscal Recovery Fund Delegate Region Projects Plan (Chapters: Klagetoh, Wide Ruins, Houck, Lupton, Nahata Dziil).

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each Council Delegate to review the proposed resolution in detail.

	ting Time/Date 3:48 PM/05-19-23	mmittee Thence
	Date: <u>05 - 24 - 23</u> ction: <u>05 - 25 - 23</u> Navajo Nation	Council
1	PROPOSED NAVAJO NATION COUNCIL RESOLUTION	
2	25th NAVAJO NATION COUNCIL — 1st Year, 2023	
3		
4	INTRODUCED BY	
5		
6	from Cent	
7	Primary Sponsor	
8		
9	TRACKING NO. <u>0111-23</u>	
10		
11	AN ACTION	
12	RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION	
13	COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND	
14	DELEGATE REGION PROJECT PLAN FOR HONORABLE LOMARDO	
15	ASERET'S DELEGATE REGION (CHAPTERS: KLAGETOH, WIDE RUINS,	
16	HOUCK, LUPTON, NAHATA DZIIL)	
17		
. 18	BE IT ENACTED:	
19		
20	SECTION ONE. AUTHORITY	
21	A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C.	
22	§102(A).	
23	B. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council	
24	with the delegated responsibility to hear proposed resolution(s) that require final	
25	action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).	
26	C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference,	
27	mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Delegate Region	
28	Project Plans be approved by Navajo Nation Council resolution and signed into law	
29	by the President of the Navajo Nation pursuant to 2 N.N.C. § 164 (A) and 2 N.N.C.	
30	§§ 1005 (C) (10), (11), and (12).	
·	Page 1 of 4 23-229-1	

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SECTION TWO. FINDINGS

- A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC **EMERGENCY** SAFETY 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).
 - The Delegate Region Project Plan funding will be allocated to the Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department,

to implement the projects rather than directly to the Chapters. See CJN-29-22, Section Three (D).

- 3. The Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, shall manage and administer funds and Delegate Region Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans. See CJN-29-22, Section Three (E).
- 4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects within their Delegate Region to be funded by the NNFRF Chapter and Regional Projects Expenditure Plan through a Delegate Region Projects Plan. The total cost of projects selected by each Delegate shall not exceed their Delegate Region distribution of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340). See CJN-29-22, Section Three (F).
- 5. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ initial eligibility determination. See CJN-29-22, Section Three (L)(5) and (L)(6).
- C. All projects listed in the Hon. Lomardo Aseret's Delegate Region Projects Plan, attached as **Exhibit A**, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Lomardo Aseret's Delegate Region Projects Plan does *not* exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- D. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Lomardo Aseret's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Lomardo Aseret's Delegate Region (Chapters: Klagetoh, Wide Ruins, Houck, Lupton, Nahata Dziil) as set forth in **Exhibit A**.

SECTION THREE. APPROVAL OF HON. LOMARDO ASERET'S DELEGATE REGION PROJECT PLAN

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Lomardo Aseret's Delegate Region (Chapters: Klagetoh, Wide Ruins, Houck, Lupton, Nahata Dziil) 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.

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-omardo Aseret	снартекs: Klagetoh, Wide Ruins, Houck, Lupton, Nahata Dziil
council delegate: Hon. Lomardo Aseret	снартекз: Klagetoh, Wide Ru

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW#	AMOUNT
Division of Community None Identified Development	None Identified	Klagetoh Chapter Illegal Dumpsite Remediation (Greasewood Road) Project	Division of Community Development	1.14	HK0378	\$ 100,000.00
Division of Community None Identified Development	None Identified	Klagetoh Chapter Rural Addressing Project	Division of Community Development	1.14	HK0379	\$ 100,000.00
Division of Community Development	None Identified	Klagetoh Chapter Renovation of Chapter House Project	Division of Community Development	2.22	HK0381	\$ 827,774.00
Division of Community Development	*Nahata Dziil Commission Governance	Nahata Dziil Commission Governance Roof Repair and Replacement Project	Division of Community Development	2.18	HK0463	\$ 549,600.00
Division of Community Development	*Houck Chapter	Houck Chapter Rural Addressing Project	Division of Community Development	1.14	HK0465	\$ 150,000.00
Division of Community Development	*Houck Chapter	Houck Chapter Housing Assistance Project	Division of Community Development	2.18	HK0466	\$ 560,000.00
Division of Community *Houck Chapter	*Houck Chapter	Houck Chapter House Wiring Project	Division of Community Development	2.18	HK0467	\$ 350,000.00
Division of Community Development	*Houck Chapter	Houck Chapter Bathroom Addition Project	Division of Community Development	1.14	HK0468	\$ 705,000.00
Division of Community None Identified Development	None Identified	Wide Ruins Chapter Housing Project	Division of Community Development	2.15	HK0472-2	\$ 219,999.00
Division of Community Development	None Identified	Wide Ruins Chapter Bathroom Additions-West Project	Division of Community Development	1.14	HK0473	\$ 480,000.00

*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."

Page 1 of 2

TOTAL: |\$ 4,042,373.00

	Exhibit A
NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN	omardo Aseret

council Delegate: Hon. Lomardo Aseret

CHAPTERS:	снартекs: Klagetoh, Wide Ruins,	Ruins, Houck, Lupton, Nahata Dziil	Ziil			
FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW#	AMOUNT
		TOTAL AMOUNT from PAGE 01				\$ 4,042,373.00
Division of Community Development	*Nahata Dziil Commission Governance	*Nahata Dziil Commission Governance Septic Tank Replacement Project	Division of Community Development	5.5	HK0484	\$ 447,600.00
Division of Community Development	*Nahata Dziil Commission Governance	*Nahata Dziil Commission Governance Solar System/Lights Project	Division of Community Development	2.22	HK0485	\$ 337,600.00
Division of Community Development	*Nahata Dziil Commission Governance	*Nahata Dziil Commission Governance Electrical Extension Project	Division of Community Development	2.18	HK0489	\$ 187,600.00
Division of Community None Identified Development	None Identified	Wide Ruins Chapter Bathroom Additions-South Project	Division of Community Development	1.14	HK0490	\$ 1,000,000.00
Division of Community None Identified Development	None Identified	Klagetoh Chapter Demolition and Rehabilitation of Old B.I.A. Compound Project	Division of Community Development	2.23	HK0496	\$ 200,000.00
Division of Community None Identified Development	None Identified	Klagetoh Chapter A.R.P.A. Projects Consultant	Division of Community Development	3.5	HK0497	\$ 50,000.00
		UN-ALLOCATED AMOUNT	,			\$ 2,537,167.00
*Per CJN-29-22, Sectic Chapters through sub-r	*Per CJN-29-22, Section Three (E), the "Navajo Nation Centra Chapters through sub-recipient agreements to implement and	*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	to LGA-Certified maintain		TOTAL:	\$ 8,802,340.00
Administrative Oversigl	ht over such funding and	Administrative Oversight over such funding and Delegate Region Project Plans."	Dade 2 of 2	0 to		

Page 2 of 2



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 0497
Date & Time Received: 5/8/23 at 12:44
Date & Time of Response: 5/15/23 at 17:00
Entity Requesting FRF: Klagetoh Chapter
Title of Project: ARPA Consultant
Administrative Oversight: Division of Community Development
Amount of Funding Requested: \$50,000
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:
3.5, Public Sector Capacity: Administrative Needs

Procedures): Missing Form Expenditure Plan incomplete Supporting documentation missing Funds will not be obligated by Project will not be completed by 12/31/2026 12/31/2024 Ineligible purpose Incorrect Signatory Submitter failed to timely submit CARES reports Inconsistent with applicable NN or Additional information submitted is insufficient federal laws to make a proper determination Other Comments: Name of DOJ Reviewer: Veronica Blackhat, Asst Attorney General, Natural Resources Unit Signature of DOJ Reviewer:

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

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 Klagetoh Chapter requesting FRF:	Date prepared: 11/1/2022
Chapter's UNIT 42 HC58 BOX 90	phone/email: 928.652.2700
mailing address: GANADO, AZ 86505	website (if any):
This Form prepared by: AARON LONG	phone/email: 928.550.9787
LAND USE COMMITTEE CHAIR	AARON.J.LONG90@GMAIL.COM
CONTACT PERSON'S name and title	CONTACT PERSON S info
Title and type of Project: ARPA CONSULTANT	
Chapter President: LELAND NEZ	phone & email: 928.321.0160 LNEZ@NAVAJOCHAPTERS.ORG
Chapter Vice-President: LEON JACKSON	phone & email: 928.206.0630 LEJAXN@GMAIL.COM
Chapter Secretary: MAUREEN WOODMAN	phone & email: 928.206.0630 LEJAXN@GMAIL.COM phone & email: 928.797.1508 RAIZINDOUGH@HOTMAIL.COM
Chapter Treasurer: MAUREEN WOODMAN	phone & email: 928.797.1508 RAIZINDOUGH@HOTMAIL.COM
Chapter Manager or CSC: LELA SANGSTER (AMS)	phone & email: 928.652.2700 KLAGETOH@NAVAJOCHAPTERS.ORG
DCD/Chapter ASO: PATRICIA BEGAY	phone & email: 928.871.7515 PDBEGAY@NNDCD.ORG
List types of Subcontractors or Subrecipients that will be paid with FRF (if keep CONSULTANT - AIR INDUSTRIES NBN: SB-006	nown):
Amount of FRF requested: \$50,000 FRF funding period:	1/1/2023 - 12/31/2024
	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 and what COVID-related needs will be addressed:	the funds will be used, for what purposes, the location(s) to be served,
This project hires a consultant to assist the Klagetoh programs and projects that will be approved. Those properties are Renovation, BIA compound Demolish and Rehabilitation.	rojects are: Rural Addressing, Chapter
	document attached
(b) Explain how the Program or Project will benefit the Navajo Nation, Na	
The Klagetoh Chapter has a sudden vacant Commur order to aid the chapter with the added work load of 6	
consultant will help to maintain the chapter's capacity	
	document attached
	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:	
Project time frame: Jan 2023 - Dec 31, 2024	
Phase 1: Contract services.	
Phase 2: Project start Phase 3: Project 50% Phase 4: Project Complete.	
Challenges: managing 5 projects at the same time.	☐ document attached
(d) Identify who will be responsible for implementing the Program or Project:	
The Klagetoh Chapter is responsible for hiring a consultant and the consultant (Air Ir	ndustries) is
responsible for completing the objectives of each assigned project.	
	☐ document attached
(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how	such costs will be funded
prospectively:	
Klagetoh Chapter will be responsible for project deliverables after the consultant is c	omplete
Nageton Chapter will be responsible for project deliverables after the consultant is c	ompiete.
	document attached
(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treas proposed Program or Project falls under, and explain the reason why:	ury Appendix 1 listing the
CJN-29-22 SECTION 3(L)2: Delegate Region Projects Plans may include NNRFR-	eligible projects for
programs to provide government services to Chapter members; "; to plan and des	
consultants to assist with NNFRF-eligible programs and projects;".	g., p. 0,0000, 10 1
CJN-29-22 SECTION 3(L)2. Expenditure Category 2.37. NEGATIVE ECONOMIC II	MPACTS: Other
Economic Impact. April 2022	A OTO Other
CJN-29-22 Section 3(L)2. Expenditure Category 2.13. NEGATIVE ECONOMIC IMP	ACTS: Other
Economic Support*^. Jan 2022.	
	☐ document attached
Part 3. Additional documents.	
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):	
Attached:	
- Resolution KLA 2209-11/2022	
- Scope of Work - Resulation Jo. KLA 2206-11/2022	
□ Ch	apter 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 P	lan shall be in accordance
with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Mation laws	
Chapter's Preparer: AARON LONG Approved by:	LELAO NEZ
signature of PreparenCONTACLEPEDSON signature of Chapter President (orbit	ice-President)
Approved by: Approved by: Sonlab of	<u> </u>
Signature & CSC/ Delegated Signature o'Chapter ASO	AM ENTEN
Approved to submit for Review.	n Norta-O
signature d'DCD Direct	br .

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page of BUDGET FORM 1

PART I. Business Unit No.:	NEW	Program Title:		(Clasefulh Chapta ARPA CONSULTANT	top of	Division/Branch:	KLAGETOH CHAPTER	PTER
Prepared By: AAR	AARON LONG	Phone No.:	No.:	928.550.9787	Email Address:	AARON.J.L	AARON J.LONG90@GMAIL.COM	MC
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		(A) NNC Approved	(B)	(C)
NN FISCAL RECOVERY FUNDS	PY23-	20,000.00	100%		Code	Original Budget	Proposed Budget	Total
	he/15/e/11/1			2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities	tilities			
				6000 Repairs and Maintenance	eo			•
				6500 Contractual Services	1,6	\$	\$ 50,000.00	5,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				1
					TOTAL		\$ 50,000.00	50,000
				PART IV. POSITIONS AND VEHICLES	HICLES	(0)	(E)	
				Total # of Po	Total # of Positions Budgeted:	0	1	
	TOTAL:		100%	Total # of ∿	Total # of Vehicles Budgeted:	0	0	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION	GE THAT THE INF		TAINED I	CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	OMPLETE AND ACCI			
SUBMITTED BY: 16.3	in lesta fin. Martin	$ \dot{c} $	yot Hange	APPROVED BY: Dr. Pear / Yallemonner	Kerl Yallows	my (1,15,00)	a Virelar	
ā	Program Manager's Printed Nam	Printed Name			Division Directo	뎐	nted Name	
200	Program Manager's Signature and	onature and Date	1.16.22 Date	4:	Division Director	Division Director Branch Chief Signature and Date	11. 28.72	2
n -	o casesimini ilini							

FY 2023

THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

Page of BUDGET FORM 2

PART I. PROGRAM INFORMATION:				
Business Unit No.: NEW Program Name/Title:	Program Name/Fille; Logelton Chapter ARPA CONSULTANT	ARPA CONSULTAI	NT	
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: CJN-29-22 SECTION 3(L)2: Delegate Region Projects Plans may include NNRFR-eligible projects for programs to provide government services to Chapter members; "; to plan and design projects; to hire consultants to assist with NNFRF-eligible programs and projects".	rograms to provide government se	ervices to Chapter n	nembers; "; to plan	and design
PART III. PROGRAM PERFORMANCE CRITERIA:	1st QTR 2nd QTR	first	rd QTR	4th QTR
1. Goal Statement:		4		┨
Complete projects				,
Program Performance Measure/Objective:				
Phase 1 preliminary, Phase 2,50%, Phase 3,75%, Phase 4 complete	1 2	3		4
2. Goal Statement:				
Phase 1 Preliminary				
Program Performance Measure/Objective:				
1 Project proposal 2 funding approval	2			
3. Goal Statement:				
Phase 2 25% complete projects				
Program Performance Measure/Objective:			•	
1 get project to 25% progress	-			
4. Goal Statement:				
Phase 3 50% complete projects				
Program Performance Measure/Objective:				
1 get projects to 50% progress		-		
5. Goal Statement:				
Phase 4 100% complete projects				
Program Performance Measure/Objective:				
1 get projects to 100% progress				
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED	REVIEWED. Dr. Perl /cllowman, D	Velloum	- Divisim	Inisim Director
Program Manager's Printed Name	Division Director/B	ranch Chief's Print	ted Name	
Someth for 11.26-22	Diarly	thing	11.29,22	
Program Manager's Signature and Date	Division Director branch Cniei s Signature and Date	ich Uniers Signatt	ure and Date	

THE NAVAJO NATION
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

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X	141	SALARY	th Chapter ARPA Consultant		41,489	75,460	58,276.08	45,226	38,836.80	63,496	63,496.08										TATOTOIL.	Z110 - 30 B 10 I AL. 3	BUSINESS UNIT TOTAL: \$
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F		POSITION TITLE	w (Classet			FICER (70)	ER I (67)	:R (64)	RURAL ADRSNG/GIS TECHNICIAN (62)	PRGM MNGR (68)	CONSTRUCTION PROJECT MNGR (68)												
D E		POSITIC	xxxxx - BUSINESS UNIT DESCRIPTION - NEW		1963 PLANNER (63)	2015 CONTRACTING OFFICER (70)	1235 PROGRAM MANAGER I (67)	ROJECT MANAGE	URAL ADRSNG/G	3040 ENVIRONMENTAL PRGM MNGR (68)	CONSTRUCTION P	CONSULTANT											
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Page of BUDGET FORM 3

BUDGET FORM 4 Page_

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DETAILED BUDGET AND JUSTIFICATION THE NAVAJO NATION

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Total by
MAJOR
Ubject Code
(LOD 4) 50,000.00 50,000.00 DETAILED Ubject Code (C) Total by (9 got) NEW TOTAL **Business Unit No.:** 12,500.00 25,000.00 12,500.00 Object Code Description and Justification (LOD 7) Professional Services for various program initiatives. Contractual servcies for specialized services. ARPA CONSULTANT <u>B</u> Consulting Fees: Phase 3 2 Consulting Fees; Phase 4 3 Consuling Fees: Phase 2 1 Construction in Progress Professional Services: BLDG Improvements Land Improvements Contingencies 6500 CONTRACTUAL SERVICES Buildings Land 9000 CAPITAL OUTLAY PART I. PROGRAM INFORMATION: Program Name/Title: PART II. DETAILED BUDGET: Land and Improvements Professional Consulting Buildings 9052 0906 9012 5530 5530 6530 6510 9054 9062 Object Code (LOD 6) 9050 9010 6510 6520 3

KLAGETOH CHAPTER

PHONE: 928.652.2700 FAX: 928.652.2701 EMAIL: klagetoh@navajochapters.org

MAILING: Unit 42 HC58 Box 90 Ganado, AZ 86505 PHYSICAL: US HWY 191 Mile Post 397

Klagetoh, AZ 86505



VICE PRESIDENT: LEON JACKSON

SECRETARY/TREASURER: MAUREEN WOODMAN

GRAZING OFFICER: ALLAN

COUNCIL DELEGATE: RAYMOND SMITH, JR.

COMMUNITY SERVICE COORDINATOR: VACANT

ACCOUNT MAINTENANCE SPECIALIST: LELA SANGSTER

RESOLUTION OF THE KLAGETOH CHAPTER KLA 2230-03-2023:

Amending Resolution 2206-11/2022 to read as "An Action Supporting ARPA Project Consultant in the amount of (\$50,000,00) to be included as part of the Delegate Region Plan for Honorable Council Delegate Lomardo Aseret

WHEREAS:

- 1. Pursuant to the Local Governance Act, 26 N.N.C. § 1 et. seq., the <u>KLAGETOH</u> <u>CHAPTER</u> is certified as a political subdivision on the Navajo Nation; and
- 2. Pursuant to the Local Governance Act, 25 N.N.C.§ 1(B)(2), the <u>KLAGETOH</u> CHAPTER is allowed to make decisions over local matters; and
- 3. Pursuant to Navajo Nation Council Resolution No. CJY-41-21 and Budget and Finance Committee Resolution No. BFS-31-21, a duly approved Chapter Resolution is required when requesting for the use of Fiscal Recovery Funds (FRF) under the American Rescue Plan Act of 2021 (ARPA) and therefore this Chapter Resolution must include "a statement supporting the Project and affirming that the Chapter will only use awarded Funds in compliance with the ARPA, ARPA Regulations, and all other applicable Navajo Nation and federal laws and regulations"; and
- 4. Pursuant to Navajo Nation Council Resolution No.CJN-29-22, each of the twenty-four (24) Delegate Regions were allocated eight million eight hundred two thousand three hundred forty dollars (\$8,802,340.00) for Chapter and Regional Projects and each Navajo Nation Council Delegate Region Projects Plan; and
- 5. The <u>ARPA Project Consultant</u> is being submitted in the amount of (\$50,000.00) for consideration to be selected as part of the Delegate Region Plan for the purpose of monitoring the ARPA Projects according to the description within the Project Application; and
- 6. If, and when, the Project is selected, the Council Delegate will add the Project as part of the Delegate Region Plan and will thereafter sponsor to be approved by the Navajo Nation Council.

KLAGETOH CHAPTER

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PHYSICAL: US HWY 191 Mile Post 397

Klagetoh, AZ 86505

VICE PRESIDENT: LEON JACKSON

SECRETARY/TREASURER: MAUREEN WOODMAN ТАРАНА

COUNCIL DELEGATE: RAYMOND SMITH, JR.

COMMUNITY SERVICE COORDINATOR: VACANT

ACCOUNT MAINTENANCE SPECIALIST: LELA SANGSTER

NOW THEREFORE BE IT RESOLVED THAT:

- 1. The KLAGETOH CHAPTER supports the ARPA Project Consultant in the amount of (\$50,000,00) Project consideration for the Delegate Region Project Plan; and
- 2. The **KLAGETOH CHAPTER** affirms that the Chapter will only use awarded Funds in compliance with the ARPA, the ARPA Regulations, and all other applicable Navajo Natin and federal laws and regulation.

CERTIFICATION

We hereby certify that the foregoing resolution was considered by the KLAGETOH CHAPTER at a duly called meeting at KLAGETOH, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 12 in favor, 00 opposed and 03 abstained, on this 20th day of March, 2023.

Motioned by:

Maggie Roanhorse

Leland Nez, Klagetoh/Chapter President

Seconded by: <u>Juanita Begay</u>

RESOLUTION KLA 2230-03/2023

KLAGETOR CHAPTER

PHONE: 928.652.2700 FAX: 928.652.2701 EMAIL: klagetoh@navajochapters.org

MAILING: Unit 42 HC58 Box 90 Ganado, AZ 86505 PHYSICAL: US HWY 191 Mile Post 397 Klagetoh, AZ 86505



PRESIDENT: LELAND NEZ VIC

VICE PRESIDENT: LEON JACKSON

SECRETARY/TREASURER: MAUREEN WOODMAN

GRAZING OFFICER ALLAN TAPAHA

COUNCIL DELEGATE: RAYMOND SMITH, JR.

COMMUNITY SERVICE COORDINATOR: EDWARD CLARK, JR.

ACCOUNT MAINTENANCE SPECIALIST: LELA SANGSTER

RESOLUTION NO. KLA 2206-11/2022

Approve \$50,000 of CJN-29-22 for the ARPA project Consultant.

WHERE AS:

Motion by:

- 1) Pursuant to 26 NNC, § 3 (A) the Klagetoh 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 Title 26 N.N.C., § 1 (B) Klagetoh Chapter is vested with authority to address community needs and to make decisions to govern with responsibility and accountability to community membership; and
- 3) Pursuant to ARPA Section 3 of the N.N.C, CJN-29-22., Expenditure Category 2.37. NEGATIVE ECONOMIC IMPACTS: Other Economic Impact. April 2022; and
- 4) The project manager is to assist the chapter in the eligible ARPA projects approved; and
- 5) The consultant shall assist the chapter who is currently absent of a CSC/Manager.

NOW THEREFORE BE IT RESOLVED THAT

1. The Klagetoh Chapter hereby support the ARPA projects Consultant.

CERTIFICATION

Second by: Leon Jackson

I hereby certify that the foregoing resolutions was duly called at a Klagetoh Chapter meeting, Navajo Nation, Arizona at which a quorum was present and the same was passed by a vote of <u>10</u> in favor, <u>00</u> opposed and <u>01</u> abstained, on this 20th day of November 2022.

Tomil Offer.
Leland Nez. Chapter President

Mateo Shenale

ARPA CONSULTANT - SCOPE OF WORK

PROJECT OVERVIEW

The Scope of work includes but is not limited to the following: Complete the Klagetoh Chapter eligible ARPA projects. These projects may be: Rural Addressing, BIA Compound Demolish and Cleanup, Illegal Dumpsite Cleanup, Veteran Housing, Chapter renovations. Projects completed in 24 months. (The word "Provide" means to furnish all labor, materials, equipment, accessories and incidental items required and to install the item completely and correctly within the specified tolerances. From here on the complete project will be referred to as "the project.").

SCOPE OF WORK

- 1.Complete Rural Addressing project. This involves the purchase and installation of street signs and residential RA numbers. Work closely with Public Health Department and Division of Community Development Rural Addressing. Report to Klagetoh Chapter with updates. Work with subcontractor to ensure project is complete.
- 2. Complete BIA Compound Demolish and Rehabilitation project. This involves asbestos removal, recycle salvageable materials, rehabilitate utility line, rehabilitate water line. Dispose of demolished material. Remove Siberian/Chinese elm Trees. Work with subcontractors to ensure project is complete. Report to Klagetoh Chapter.
- 3. Complete Illegal Dumpsite Cleanup project. This involves working with a subcontractor to ensure completion. Dispose of trash items to appropriate waste management facilities. Report to Klagetoh Chapter.
- 4. Complete Veteran housing project. Work with subcontractor to obtain materials, labor, construction, and build an earth-based structure. Install electrical system and plumbing sufficient for off grid and on grid capability to NTUA services. Report to Klagetoh Chapter. Work with Architecture and Engineering.
- 5. Complete Chapter renovations project. Coordinate with the Chapter and subcontractor to facilitate the design and renovations of project. Front and back door insulation. Install Window and doors, repair roof. Acquire new furniture.
- 6. Be a representative of the Chapter and coordinate meetings, updates, and facilitate project with the relevant contractor to each project.
- 7. Provide accountability of material cost to supervisory entity, ie Chapter or Navajo Nation Office of Business Management

TIMELINE AND PAYMENT OVERVIEW

Phase 1	25% to start the projects
Phase 2	25% to get projects to ¼ complete.
Phase 3	25% of payment to progress projects to ½ complete.

Phase 4 25% of payment upon completion of projects.

CONSULTANTS CONSIDERED

1. AIR INDUSTRIES, 928.550.9787 rockair70@gmail.com

KLAGETOH CHAPTER

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PRESIDENT: LELAND NEZ

VICE PRESIDENT: LEON JACKSON

SECRETARY/TREASURER: MAUREEN WOODMAN

EEN WOODMAN GRAZING OFFICE .: ALLAN TAPAHA ACCOUNT MAINTENANCE SPECIALIST: LELA SANGSTER

COUNCIL DELEGATE: RAYMOND SMITH, JR.

COMMUNITY SERVICE COORDINATOR: VACANT

RESOLUTION OF THE KLAGETOH CHAPTER Resolution KLA-2210-11/2022

REQUESTING THE NAVAJO NATION COUNCIL TO ACCEPT THE REGIONAL AMERICAN RESCUE PLAN ACT PROJECTS IN THE AMOUNT OF 1,770,468.00 MILLION DOLLARS

WHEREAS:

- 1. The Klagetoh Chapter, pursuant to Navajo Nation Council Resolution CAP-76-00, is a certified Navajo Nation Chapter Government, is a delegated government, and authority with respect to local matters consistent with Navajo Nation Laws, including custom, tradition and final matters; and
- 2. The Klagetoh Chapter, pursuant to 26 N. N. C. (B) (1) (2) ss 103 (B), is delegated certain authorities and responsibilities to local matters consistent with Navajo Nation Laws; and
- 3. The Klagetoh Chapter, pursuant to 26 N. N. C., Section 1 (B) is vested with the authority to review and approve all matters affecting the community and make recommendations to the Navajo Nation and other agencies for appropriate actions; and
- 4. The Navajo Nation Council is the governing body of the Navajo Nation;
- 5. The Navajo Nation Council passed Legislation CJN-29-22 allocating 8.8 million out of the \$1760,468 of the Navajo Nation Fiscal Recovery fund for the Twenty-four Council Delegate Regional Projects; and
- 6. The Klagetoh has reviewed and discussed the recommended Regional American Rescue Plan projects for:

∠ Α.	Chapter Renovation in the amount off	\$	827,774.29
В.	Old BIA Compound Clean up in the amount of	\$	200,000.00
" C.	Illegal Dumping Remediation in the amount of	\$	100,000.00
- D.	Rural Addressing in the amount of	\$	100,000.00
E.	Complete Housing and/or Renovation in the amount of	\$	482,693.71
	Consultant in the amount of	\$_	50,000.00
	Klagetoh Chapter FY'22 ARPA Total Funding	\$ 1	,760,468.00

NOW THEREFORE BE IT RESOLVED THAT:

Klagetoh Chapter request the Navajo Nation Council to accept and approve the Regional American Rescue Plan Act Projects in the amount of \$1.7 million for Klagetoh Chapter.

RESOLUTION KLA 2210-11/2022

KLAGETOH CHAPTER

PHONE: 928.652.2700 FAX: 928.652.2701 EMAIL: klagetoh@navajochapters.org

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PHYSICAL: US HWY 191 Mile Post 397 Klagetoh, AZ 86505



PRESIDENT: LELAND NEZ

VICE PRESIDENT: LEON JACKSON

SECRETARY/TREASURER: MAUREEN WOODMAN

GRAZING OFFICER: ALLAN TAPAHA ACCOUNT MAINTENANCE SPECIALIST: LELA SANGSIER

COUNCIL DELEGATE: RAYMOND SMITH, JR. COMMUNITY SERVICE COORDINATOR: VACANT

CERTIFICATION

We hereby, certify, that the foregoing resolution was considered by the Klagetoh Chapter at a duly called meeting at which a quorum was present and that same was passed with a Vote of <u>09</u> in Favor, <u>00</u> Opposed, and <u>01</u> abstained on this 20th day of November 2022.

MOTIONED Leon Jackson

Leland Nez, Chapter President

SECONDED: Aaron Long

Office of Legislative Counsel Telephone: (928) 871-7166 Fax No.: (928) 871-7576



Honorable Crystalyne Curley Speaker 25th Navajo Nation Council

MEMORANDUM

TO:

Hon. Lomardo Aseret, Council Delegate

25th Navajo Nation Council

FROM:

Dana L. Bobroff, Chief Legislative Counsel

Office of Legislative Counsel

DATE:

May 17, 2023

SUBJECT:

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 LOMARDO ASERET'S DELEGATE REGION (CHAPTERS: KLAGETOH, WIDE RUINS, HOUCK, LUPTON, NAHATA

DZIIL)

I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

Please ensure that his particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0111-23__ SPONSOR: Lomardo Aseret

TITLE: 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 Lomardo Aseret's Delegate Region (Chapters: Klagetoh, Wide Ruins, Houck, Lupton, Nahata Dziil)

Date posted: May 19, 2023 3:48 PM

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 et. seq.

THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0111-23

SPONSOR: <u>Honorable Lomardo Aseret</u>

TITLE: 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 Lomardo Aseret's Delegate Region (Chapters: Klagetoh, Wide Ruins, Houck, Lupton, Nahata Dziil)

Posted: May 19, 2023 at 3:48 PM

5 DAY Comment Period Ended: May 24, 2023

Digital Comments received:

Comments Supporting	 James Watchman, Jr. Laura Lee Yazzie Shelby Mike Lois Watts 					
Comments Opposing	None					
Comments/Recommendations	None					

Policy Analyst

Office of Legislative Services

May 25, 2023; 9:02 AM

Date/Time

FW: In favor of 0111-23

legislation

Mon 5/22/2023 8:57 AM

To:comments <comments@navajo-nsn.gov>;

From: James Watchman < jwatchmanjr@yahoo.com>

Sent: Sunday, May 21, 2023 7:40 PM

To: legislation < legislation@navajo-nsn.gov>

Subject: In favor of 0111-23

Dear Council Delegates,

I James Watchman, Jr. registered voter of Houck chapter am in favor of 0111-23 legislation. I kindly ask all d honorable council delegates vote in favor of Houck ARPA funds.

Sent from Yahoo Mail on Android

SUBJECT: 0111-23

Laura Yazzie < loraleeyaz814@yahoo.com>

Tue 5/23/2023 2:29 PM

To:comments < comments@navajo-nsn.gov>;

I am requesting approval of Legislation 0111-23 for the Five Chapters that Council Delegate Aseret represents. We have completed our Expenditure Plans and Budget for our ARPA Chapter Projects, and required a lot of hard work. We would like to start the chapter projects as soon as possible and it is for the benefit of our community members, who are in dire need of water, electricity, renovation of homes, bathroom additions, etc. It relates to the safety and well-being of our community members.

Sincerely,

Laura Lee Yazzie, Houck Chapter Manager

Legislation 0111-23

Wide Ruins Chapter < wideruins@navajochapters.org >

Wed 5/24/2023 1:45 PM

To:comments <comments@navajo-nsn.gov>;

Good afternoon,

My name is Shelby and I am submitting this comment in favor of Legislation 0111-23, Wide Ruins Chapter bathroom additions. Our community would greatly benefit from bathroom additions and be able to provide a comfortable, sanitary and a safe living environment for our community members and their families. These funds would immensely benefit our Dine' people

Thank you,

Shelby Mike

Legislation 0111-23, Lomardo Aseret ARPA Projects

L Watts <enthuse360@gmail.com>

Wed 5/24/2023 2:45 PM

To:comments <comments@navajo-nsn.gov>;

I am Lois Watts from Houck Chapter. I am in support of approval for legislation 111-23, Lomardo Aseret's ARPA submission for our community. Our community needs electricity, housing renovation, bathroom additions, and rural addressing. The chapter officials, staff, and the community have been meeting, planning, getting resolutions, that support input from the community which is now formulated into plans and are now in this legislation. It has taken a lot of work and now we await approval so work can begin.

Thank you for affording the opportunity for our comments. Lois Watts Houck Chapter member Houck Veterans Organization Vice Commander CLUPC member

Sent from my iPhone

25th NAVAJO NATION COUNCIL NAABIK'ÍYÁTI' COMMITTEE REPORT First Year 2023

The NAABIK'ÍYÁTI' COMMITTEE to whom has been assigned:

NAVAJO LEGISLATIVE BILL #0111-23

An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Lomardo Aseret's Delegate Region (Chapters: Klagetoh, Wide Ruins, Houck, Lupton, Nahata Dziil)

Sponsored by: Honorable Lomardo Aseret

Has had it under consideration and reports the same that the legislation **PASSED AND REFERRED TO THE NAVAJO NATION COUNCIL**.

Respectfully Submitted,

Honorable Crystalyne Curley, Chairperson NAABIK'ÍYÁTI' COMMITTEE

25 May 2023

MAIN MOTION

Motioned by: Honorable George H. Tolth Seconded by: Honorable Casey Allen Johnson

Vote: 19 In Favor, 0 Opposed (Chairperson Crystalyne Curley Not Voting)

Naa'bik'iyati' Committee Special Meeting

5/25/2023 02:31:27 PM

Amd# to Amd#

New Business: Item A.

PASSED

MOT Tolth, G

(CONSENT AGENDA)

SEC Johnson, C

0082-23; 0103-23; 0110-23;

0111-23; 0112-23

Yeas: 19

Nays: 0

Excused: 2

Not Voting: 2

Yea: 19

Arviso, S

Claw, S Damon, S Nez, A Nez, R Tolth, G Tso, O

Aseret, L Begay, H

Daniels, H

Parrish, S

Yanito, C

Begay, N

Jesus, B

Simpson, D

Yazzie, C

Charles-Newton, E

Johnson, C

Slater, C

Nay: 0

Excused: 2

Crotty, A

Simonson, G

Not Voting: 2

James, V

Notah, N

Presiding Speaker: Curley, C