

RESOLUTION OF THE
 NAABIK'ÍYÁTI' STANDING COMMITTEE
 25th NAVAJO NATION COUNCIL -- Second Year, 2024

AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING NABIN-45-23 AND CJY-64-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE CARL R. SLATER'S DELEGATE REGION (CHAPTERS: TSAILE/WHEATFIELDS, LUKACHUKAI, ROUND ROCK, TSÉCH'IZHÍ, ROCK POINT)

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Naabik'íyáti' Committee is established as a standing committee of the Navajo Nation Council. 2 N.N.C. § 700(A).
- B. Navajo Nation Council Resolution No. CJN-29-22, as amended by CAU-74-23, mandates that Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance.
- C. Navajo Nation Council Resolution No. CJY-64-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tséch'izhí, Rock Point) 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). See Exhibit 1 (without project exhibits).
- D. Navajo Nation Council Resolution No. CAU-74-23, which amended CJN-29-22 and CJY-41-21, included and incorporated herein by reference, delegated the Naabik'íyáti' Committee as the final approval authority for Delegate Region Project Plans funded through Navajo Nation's Fiscal Recovery Funds.
- E. Naabik'íyáti' Committee Resolution No. NABIN-45-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tséch'izhí, Rock Point) be adopted and approved by resolution of the Naabik'íyáti' Committee pursuant to two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance.

SECTION TWO. FINDINGS

- A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.
- B. CJN-29-22, as amended by CAU-74-23, Section Three, now 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 two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance. . . . See CJN-29-22, as amended by CAU-74-23, 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. CJY-64-23, 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 CARL R. SLATER'S DELEGATE REGION (CHAPTERS: TSAILE/WHEATFIELDS, LUKACHUKAI, ROUND ROCK, TSÉCH'IZHÍ, ROCK POINT), was signed into law by the President of the Navajo Nation on August 4, 2023. **Exhibit 1.**
- D. CJY-64-23, Section Four, states that:
1. The Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A) (17) and 2 N.N.C. §§ 1005(C) (10), (11), and (12).
- E. All The Navajo Nation Council Resolution No. CAU-74-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING COUNCIL RESOLUTIONS CJY-41-21 AND CJN-29-22; DELEGATING THE NAABIK'ÍYÁTI' COMMITTEE AS THE FINAL APPROVAL AUTHORITY FOR DELEGATE REGION PROJECT PLANS FUNDED THROUGH THE NAVAJO NATION'S FISCAL RECOVERY FUNDS was signed into law by the President of the Navajo Nation on September 6, 2023.
- F. CJN-29-22, as amended by CAU-74-23, Section Three, now 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 two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance. . . . See CJN-29-22, as amended by CAU-74-23, Section Three (B).
- G. The Naabik'íyáti' Committee Resolution No. NABIN-45-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING CJY-64-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE CARL R. SLATER'S DELEGATE REGION (CHAPTERS: TSAILE/WHEATFIELDS, LUKACHUKAI, ROUND ROCK, TSÉCH'IZHÍ, ROCK POINT), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION was signed into law by the Chairperson of the Naabik'íyáti' Committee on November 14, 2023.
- H. NABIN-45-23, Section Four, states that:
1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted and approved by resolution of the Naabik'íyáti' Committee.
- I. The Hon. Carl R. Slater has requested to amend CJY-64-23 to remove the *Round Rock Chapter Upgrade to Sewer Lagoon Project* (under NNDOJ Review No. HK0495) from his Delegate Region Projects Plan enacted under CJY-64-23, which appropriated \$60,000.00 for this project. The removal of this project will revert \$60,000.00 back to Hon. Carl R. Slater's Delegate Region Project Plan's **Un-Allocated Amount**.
- J. All projects listed in the Hon. Carl R. Slater's Delegate Region Projects Plan, attached as **Exhibit 2**, do not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- K. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Carl R. Slater's Delegate Region Chapters and communities to approve and adopt the **removal** of one-project, and include the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Carl R. Slater's Delegate Region

(Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tséché'izhí, Rock Point) as set forth in Exhibit 2.

SECTION THREE. AMENDING NABIN-45-23 AND CJY-64-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE CARL R. SLATER'S DELEGATE REGION (CHAPTERS: TSAILE/WHEATFIELDS, LUKACHUKAI, ROUND ROCK, TSÉCH'IZHÍ, ROCK POINT)

- A. The Navajo Nation hereby approves the removal of the *Round Rock Chapter Upgrade to Sewer Lagoon Project* (under NNDOJ Review No. HK0495) from Hon. Carl R. Slater's Delegate Region Projects Plan enacted under CJY-64-23, which appropriated \$60,000.00 for this project and is stricken in Exhibit 2. The removal of this project will revert \$60,000.00 back to Hon. Carl R. Slater's Delegate Region Project Plan's Un-Allocated Amount.
- B. The Navajo Nation hereby approves the projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tséché'izhí, Rock Point) set forth in Exhibit 2.
- C. The Delegate Region Project Plan approved herein shall comply with all applicable provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
- D. 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 and approved by resolution of the Naabik'íyáti' Committee.

SECTION FIVE. EFFECTIVE DATE

This legislation shall be effective upon its approval pursuant to two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance.


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 Naabik'íyáti' Committee of the 25th Navajo Nation Council at a duly called meeting in Tse Bonito, New Mexico, at which a quorum was present and that the same was passed by a vote of 16 in Favor, and 00 Opposed, on this 18th day of January 2024.


Honorable Seth Damon, Chairman Pro Tem
Naabik'íyáti' Committee

Jan 22, 2024
Date

Motion: Honorable Vince R. James
Second: Honorable Steven R. Arviso

Chairman Pro Tem Seth Damon not voting

Exhibit 1



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

August 4, 2023

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

RE: *CJY-64-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tsé Ch'izhí, Rock Point)*

Dear Speaker Curley,


I am pleased to sign into law this resolution CJY-64-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Slater's Delegate Region in the amount of \$5,200,386.

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

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

Now let's get to work!

Sincerely,


Dr. Buu Nygren, *President*
THE NAVAJO NATION

RESOLUTION OF THE
 NAVAJO NATION COUNCIL
 25th NAVAJO NATION COUNCIL - FIRST YEAR, 2023

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;
 APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION
 PROJECT PLAN FOR HONORABLE CARL R. SLATER'S DELEGATE REGION
 (CHAPTERS: TSAILE/WHEATFIELDS, LUKACHUKAI, ROUND ROCK, TSÉ
 CH'ÍZHÍ, ROCK POINT)

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- B. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

SECTION TWO. FINDINGS

- A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.
- B. CJN-29-22, Section Three, states, in part and among other things, that

1. The Navajo Nation hereby approves total funding for the NNFRF Chapter and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred eleven million two hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148) to be divided equally between the twenty-four (24) Delegate Regions in the amount of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340) per Delegate Region . . . and allocated through Delegate Region Project Plans approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation See CJN-29-22, Section Three (B).
 2. The Delegate Region Project Plan funding will be allocated to the Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, to implement the projects rather than directly to the Chapters. See CJN-29-22, Section Three (D).
 3. The Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, shall manage and administer funds and Delegate Region Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans. See CJN-29-22, Section Three (E).
 4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects within their Delegate Region to be funded by the NNFRF Chapter and Regional Projects Expenditure Plan through a Delegate Region Projects Plan. The total cost of projects selected by each Delegate shall not exceed their Delegate Region distribution of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340). See CJN-29-22, Section Three (F).
 5. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ initial eligibility determination. See CJN-29-22, Section Three (L) (5) and (L) (6).
- C. All projects listed in the Hon. Carl R. Slater's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Carl

R. Slater'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. Carl R. Slater's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tsé Ch'ízhí, Rock Point) as set forth in **Exhibit A**.

SECTION THREE. APPROVAL OF HON. CARL R. SLATER'S DELEGATE REGION PROJECT PLAN

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tsé Ch'ízhí, Rock Point) 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 20 in Favor, and 00 Opposed, on this 19th day of July 2023.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

7/27/23
DATE

Motion: Honorable Rickie Nez
Second: Honorable Andy 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 August, 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. Carl R. Slater

CHAPTERS: Tsaille/Wheatfields, Lukachukai, Round Rock, Tséché'izhí, Rock Point

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
Division of Community Development	None Identified	Round Rock Chapter Convenience Store/Shopping Center Project	Division of Community Development	6.1	HK0460-2	\$ 650,000.00
Division of Community Development	None Identified	Round Rock Chapter Community Cemetery Project	Division of Community Development	6.1	HK0464	\$ 200,000.00
Division of Community Development	None Identified	Round Rock Chapter Recreation Park Project	Division of Community Development	2.22	HK0494	\$ 700,000.00
Division of Community Development	None Identified	Round Rock Chapter Upgrade to Sewer Lagoon Project	Division of Community Development	5.5	HK0495	\$ 60,000.00
Division of Community Development	None Identified	Round Rock Chapter Diversion/Irrigation System Project	Division of Community Development	5.11	HK0461	\$ 150,000.00
Division of Community Development	None Identified	Rock Point Chapter Community Propane Assistance Project	Division of Community Development	2.18	HK0563	\$ 84,375.00
Division of Community Development	None Identified	Rock Point Chapter Sewage & Drain Fields	Division of Community Development	5.3	HK0565	\$ 136,203.00
Division of Community Development	None Identified	Rock Point Chapter Community Trash Bins Project	Division of Community Development	2.22	HK0567	\$ 100,800.00
Division of Community Development	None Identified	Rock Point Chapter Water Delivery Project	Division of Community Development	1.14	HK0566	\$ 172,117.00
Division of Community Development	None Identified	Rock Point Chapter Bathroom Renovations Project	Division of Community Development	1.14	HK0564	\$ 320,000.00
					TOTAL:	\$ 2,573,495.00

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

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

Exhibit A

COUNCIL DELEGATE: Hon. Carl R. Slater

CHAPTERS: Tsaille/Wheatfields, Lukachukai, Round Rock, Tséch'izhi, Rock Point

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01				\$ 2,573,495.00
Division of Community Development	None Identified	Rock Point Chapter Homesite-Compliance and Archeological Clearance Assistance Project	Division of Community Development	2.18	HK0569	\$ 37,500.00
Division of Community Development	None Identified	Rock Point Chapter Homesite Lease Land Survey Fee Assistance Project	Division of Community Development	2.18	HK0570	\$ 37,500.00
Division of Community Development	None Identified	Rock Point Chapter Community Weatherization Project	Division of Community Development	2.18	HK0560	\$ 288,000.00
Division of Community Development	None Identified	Rock Point Chapter Community Septic-Cleaning Assistance Project	Division of Community Development	5.5	HK0568	\$ 135,150.00
Division of Community Development	None Identified	Rock Point Chapter Dump Truck Project	Division of Community Development	6.1	HK0573	\$ 200,000.00
Division of Community Development	None Identified	Rock Point Chapter Community Warehouse Project	Division of Community Development	1.14	HK0596	\$ 200,000.00
Division of Community Development	None Identified	Tse Ch'izhi Chapter Community Trash Bins Project	Division of Community Development	2.22	HK0613	\$ 81,600.00
Division of Community Development	None Identified	Tsaille/Wheatfields Chapter Community Housing Weatherization and Renovation Project	Division of Community Development	2.18	HK0591	\$ 460,468.00
Division of Community Development	None Identified	Tsaille/Wheatfields Chapter Public Employment Project	Division of Community Development	2.18	HK0592	\$ 205,938.00
					TOTAL:	\$ 4,219,651.00

*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."

Exhibit 2

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

COUNCIL DELEGATE: Hon. Carl R. Slater

Exhibit 2

CHAPTERS: Tsaiile/Wheatfields, Lukachukai, Round Rock, Tséché'izhi, Rock Point

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED IN CJKY-64-23 on August 4, 2023				\$ 5,200,386.00
		TOTAL AMOUNT APPROPRIATED IN NABIN-45-23 on November 17, 2023				\$ 2,758,829.00
Division of Community Development	None Identified	(Remove) Round Rock Chapter Upgrade to Sewer Lagoon Project	Division of Community Development	5-5	HK0495	-\$ 60,000.00
Division of Community Development	None Identified	Lukachukai Chapter Senior Center Renovation Project	Division of Community Development	2.22	HK0722	\$ 110,000.00
Division of Community Development	None Identified	Lukachukai Chapter Waterline/Sewerline for Agriculture Building Project	Department of Water Resources	5.5	HK0707	\$ 420,000.00
Division of Community Development	None Identified	Lukachukai Chapter Community Septic Cleaning Project	Division of Community Development	5.5	HK0668	\$ 135,150.00
		UN-ALLOCATED AMOUNT				\$ 237,975.00
					TOTAL:	\$ 8,802,340.00

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



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

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

RFS/HK Review #: HK 0722

Date & Time Received: 12/20/23 at 10:46

Date & Time of Response: Jan. 05, 2024 at 1600

Entity Requesting FRF: Lukachukai Chapter

Title of Project: Lukachukai Senior Center Renovation

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$110,000

Eligibility Determination:

- FRF eligible
 FRF ineligible
 Additional information requested

FRF Eligibility Category:

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

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

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

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

Other Comments: _____

Name of DOJ Reviewer: Lorenzo Curley

Signature of DOJ Reviewer: *Lorenzo Curley*

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: LUKACHUKAI CHAPTER Date prepared: 7/26/23

Chapter's mailing address: PO BOX 248 LUKACHUKAI, AZ 86507 phone/email: (928) 787-2500
website (if any): lukachukai@navajochapters.org

This Form prepared by: PAULA S. BEGAY phone/email: (928) 266-7426
CHAPTER PRESIDENT psbegay@naataanii.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: LUKACHUKAI SENIOR CENTER RENOVATION

Chapter President: PAULA S. BEGAY phone & email: (928) 266-7426, psbegay@naataanii.org
Chapter Vice-President: CONNETTE BLAIR phone & email: (505) 860-8757, cblair@naataanii.org
Chapter Secretary: MARY ANN LEONARD phone & email: (928) 797-1081, mleonard@navajochapters.org
Chapter Treasurer: SAME AS ABOVE phone & email: _____
Chapter Manager or CSC: VACANT phone & email: _____
DCD/Chapter ASO: CHINLE/EDGERTON GENE phone & email: (928) 674-2251, egene@nndcd.org

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

Amount of FRF requested: \$110,000 FRF funding period: 8/1/23 - 12/13/26
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

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

The Lukachukai Chapter will use the funds to renovate/repair the debilitating senior center. The Senior Center is the hub for our Elders to come, eat lunch and spend time with the community in a safe environment. During the pandemic, covid greatly inhibited elders' travel off the Reservation and caused them to do without basic necessities, most importantly, the elders were limited in fresh food, cleaning supplies and PPE. The Senior Center did their best but it was very limited due to the repairs. The Lukachukai Chapter will ensure that the Senior Center funds expended will address public health challenges that partly caused the unequal impact on the Navajo Nation.

document attached

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

Within the Lukachukai Senior Center, they worked tirelessly to ensure that all elders were given a lunch and provide PPE during the worst of the pandemic. Having a safe and in compliant center, the elders will be able to relax, replenish and continue to live a healthy life. Having elders here will allow more interaction and this will improve their emotional being.

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.

This project estimates the successful completion of the renovation and will obligate the funds no later than December 31, 2024 and will fully expend the funds no later than December 13, 2026.

document attached

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

DCD will be the oversight of the sub-recipient agreement with the awarded contractor. The contractor will ensure that the renovation follows federal guidelines in reference to building codes.

document attached

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

After the initial construction warranty, the Senior Center will assume all routine maintenance to ensure the viability of the building.

document attached

(f) State which of the 63 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.

2.23 STRONG HEALTHY COMMUNITIES: Demolition and Rehabilitation of Properties. The Lukachukai Senior Center falls under this as the renovation will allow the community elders to use the building for activities that would promote a healthy community and a healthy family.

document attached

Part 3. Additional documents.

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

Resolution

Quote

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:

Approved by:

Approved by: VACANT
signature of CEO

Approved by:

Approved to submit for Review:

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>LUKACHUKAI SENIOR CENTER REHOVATION</u>		Division/Branch: <u>DCD/Executive</u>		
Prepared By: <u>PAULA S. BEGAY</u>		Phone No.: <u>(928) 266-7426</u>		Email Address: <u>psbegay@naataanii.org</u>		
Fiscal Year /Term		Amount		% of Total		
8/1/23-12/31/26		110,000.00		100%		
PART III. BUDGET SUMMARY						
		Fund Type Code	(A) 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		110,000	110,000	
7000	Special Transactions					
8000	Public Assistance					
9000	Capital Outlay					
9500	Matching Funds					
9500	Indirect Cost					
TOTAL			50.00	110,000.00	110,000	
PART IV. POSITIONS AND VEHICLES						
			(D)	(E)		
Total # of Positions Budgeted:			0	0		
Total # of Vehicles Budgeted:			0	0		
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.						
SUBMITTED BY: <u>Jaron Chanley, Department Manager</u>		APPROVED BY: <u>Ardin Mitchell, Division Director</u>		Division/Director / Branch Chief's Printed Name		
Program Manager's Printed Name		Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date		
		<u>11/08/2023</u>				

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No.: <u>NEW</u>		Program Name/Title: <u>LUKACHUKAI SENIOR CENTER RENOVATION</u>	
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:					
Goal is to provide renovation to the dilapidated senior center.					
PART III. PROGRAM PERFORMANCE CRITERIA:					
1. Goal Statement:		1st QTR	2nd QTR	3rd QTR	4th QTR
	Renovation of Lukachukai Senior Center	Goal	Goal	Goal	Goal
	Program Performance Measure/Objective:	Actual	Actual	Actual	Actual
	Complete the renovation of the Senior Center.				1
2. Goal Statement:					
	Program Performance Measure/Objective:				
3. Goal Statement:					
	Program Performance Measure/Objective:				
4. Goal Statement:					
	Program Performance Measure/Objective:				
5. Goal Statement:					
	Program Performance Measure/Objective:				
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.					
				Arbin Mitchell, Division Director	
				Division Director/Branch Chief's Printed Name	
				Division Director/Branch Chief's Signature and Date	
				11/08/2023	
				Program Manager's Signature and Date	

THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION: Program Name/Title: <u>LUKACHUKAI SENIOR CENTER RENOVATION</u> Business Unit No.: <u>NEW</u>			
PART II. DETAILED BUDGET:			
Object Code (LOD 6) 6930	(B) Object Code Description and Justification (LOD 7) SUBCONTRACTED SERVICES 6930 Subcontracted Services	(C) Total by DETAILED Object Code (LOD 6) 110,000	(U) Total by MAJOR Object Code (LOD 4) 110,000
TOTAL		110,000	110,000

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: <u>NEW</u>		PART II. Project Information																																				
Project Title: <u>LUKACHUKAI SENIOR CENTER RENOVATION</u>		Project Type: <u>Renovate</u>																																				
Project Description: <u>Renovation of Lukachukai Senior Center</u>		Planned Start Date: <u>8/1/2023</u>																																				
		Planned End Date: <u>12/13/2026</u>																																				
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification		Project Manager: <u>DCD</u>																																				
PART III. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.																																						
PART IV. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	FY 2023												FY 2024												Expected Completion Date if project exceeds 8 FY Qtrs.													
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	O	N	D	J	F	M																
3/1/23 - 2/28/24																																						
Bid out project & award selected contractors																																						
3/1/24 - 9/30/26																																						
Renovation of Chapter Senior Center																																						
10/1/26 - 12/13/26																																						
Closeout of financial documents and ensure all payments have been completed.																																						
PART V. Expected Quarterly Expenditures																									PROJECT TOTAL													
	\$												\$												\$ 110,000													
	20,000												20,000												19,000													
	20,000												20,000												20,000													
	20,000												20,000												20,000													

FOR OMB USE ONLY: Resolution No: _____ Company No: _____ OMB Analyst: _____

FMS Set Up Date: _____

Four Seasons Construction LLC.

P.O. Box 1018~Ganado, AZ 86505

Phone (928) 675-0586

Job Name: Lukachukai Senior Center						Date: 4-3-2023		Estimate #
Job Location: Lukachukai, AZ						Quote Valid For only 14 Days		
Owner/Contact person: Norman Brown						Estimator: Hojin Chung		
Owner's Phone:				Email:		Cell: (928)206-6747		
Total Area: 2500 sf						Email: hojin@fsccllc.co		
Comments:						<i>All material and labor is warranted for one year from completion date.</i>		
#	Scope Of Work	QTY	Unit	Material u/p	Material Subtotal	Labor u/p	Labor Subtotal	Item Subtotal
1	Demo Front entrance door, framing and all hardware. Install new Hollow metal door and framing. Remove existing exit panic system, closer and locks.	1	1.00	\$ 2,500.00	\$ 2,500.00	\$ 650.00	\$ 650.00	\$ 3,150.00
2	Adjust all door closers	14	EA		\$	\$ 25.00	\$ 350.00	\$ 350.00
3	Demo existing carpet in living room, two offices and conference room. Demo existing VCT tiles in hallways and laundry room.	2,400	SF			\$ 1.25	\$ 3,000.00	\$ 3,000.00
4	Install new Cottage Tan VCT tile.	2400	SF	\$ 1.50	\$ 3,600.00	\$ 2.50	\$ 6,000.00	\$ 9,600.00
5	Remove existing washer and dryer and install new washer and dryer. Install new hot and cold water supply lines.	2	EA	\$ 1,700.00	\$ 3,400.00	\$ 500.00	\$ 1,000.00	\$ 4,400.00
6	Remove and install new commercial motion security lights on the East entrance.	3	EA	150.00		\$ 250.00	\$ 750.00	\$ 900.00
7	Repair damaged/broken Stucco on exterior walls approximately 500 SF	500	SF	\$ 2.25	\$ 1,125.00	\$ 5.25	\$ 2,625.00	\$ 3,750.00
8	Replace any roof screws that have cracked deteriorated seals. Check all roof jacks and seal or replace.	1	1.00	\$ 1,000.00	\$ 1,000.00	\$ 2,700.00	\$ 2,700.00	\$ 3,700.00
9	Remove and replace damaged fascia (30 LF) with new 2x6 boards. Wrap Fascia with metal (240 LF).	1	1.00	\$ 800.00	\$ 800.00	\$ 1,700.00	\$ 1,700.00	\$ 2,500.00
10	Demo existing windows in living area, dining area, two offices.	8	EA			\$ 50.00	\$ 400.00	\$ 400.00
11	Install new new double pane sliding windows and repairs that come along with installation. 103 7/8 x 32 1/2 (5), 32 x 32 (1), 24 x 24 (2).	8	EA	\$ 800.00	\$ 6,400.00	\$ 350.00	\$ 2,800.00	\$ 9,200.00
12	Install new Red seamless gutters.	160	LF	\$ 12.00	\$ 1,920.00	\$ 4.50	\$ 720.00	\$ 2,640.00
13	Install down spouts .	6	EA	\$ 150.00	\$ 900.00	\$ 50.00	\$ 300.00	\$ 1,200.00
14	Prep all exterior walls for painting. Pressure wash walls. Mask all windows, door and trimming.	1	1.00	\$ 250.00	\$ 250.00	\$ 500.00	\$ 500.00	\$ 750.00
15	Install new 75 Gal commercial propane gas water Heater.	1	1.00	\$ 3,800.00	\$ 3,800.00	\$ 500.00	\$ 500.00	\$ 4,300.00
16	Remove and replace copper supply lines in attic and down to appliances with PEX (100 LF). Repair drywall as needed.	1	1.00	\$ 800.00	\$ 800.00	\$ 3,250.00	\$ 3,250.00	\$ 4,050.00
17	Check all vents in attic for proper ventilation and good connections.	1	1.00	\$ 250.00	\$ 250.00	\$ 750.00	\$ 750.00	\$ 1,000.00
18	New wood stove with fan and EPA approved.	1	1.00	\$ 3,800.00	\$ 3,800.00	\$ 500.00	\$ 500.00	\$ 4,300.00
19	Paint entire exterior of the building, trimmings and doors.	2800	SF	\$ 0.50	\$ 1,400.00	\$ 3.25	\$ 9,100.00	\$ 10,500.00
Sub Total				Material	\$ 21,400.00	Labor	\$ 37,700.00	\$ 58,900.00

Four Seasons Construction LLC.

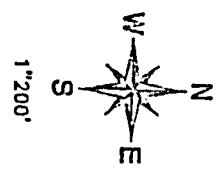
P.O. Box 1016~Ganado, AZ 86505

Phone (928)-675-0566

<p>Four Seasons Construction LLC 1016 P.O. Box Ganado, AZ 86505 Phone (928)-675-0566</p> <p style="text-align: right;">Albert Reid President</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">General Requirements</td> <td style="width: 20%; text-align: right;">\$ 12,000.00</td> </tr> <tr> <td>Sub Total</td> <td style="text-align: right;">\$ 12,000.00</td> </tr> <tr> <td>Overhead 15%</td> <td style="text-align: right;">\$ 1,800.00</td> </tr> <tr> <td>Profit 9%</td> <td style="text-align: right;">\$ 1,080.00</td> </tr> <tr> <td>Sub Total</td> <td style="text-align: right;">\$ 14,880.00</td> </tr> <tr> <td>Navajo Nation Tax 6%</td> <td style="text-align: right;">\$ 892.80</td> </tr> <tr> <td>Grand Total</td> <td style="text-align: right;">\$ 15,772.80</td> </tr> </table>	General Requirements	\$ 12,000.00	Sub Total	\$ 12,000.00	Overhead 15%	\$ 1,800.00	Profit 9%	\$ 1,080.00	Sub Total	\$ 14,880.00	Navajo Nation Tax 6%	\$ 892.80	Grand Total	\$ 15,772.80
General Requirements	\$ 12,000.00														
Sub Total	\$ 12,000.00														
Overhead 15%	\$ 1,800.00														
Profit 9%	\$ 1,080.00														
Sub Total	\$ 14,880.00														
Navajo Nation Tax 6%	\$ 892.80														
Grand Total	\$ 15,772.80														

APACHE COUNTY

A Record of Resurvey
located in Section 29
T35N, R29E G&SRM
Lukachukai, Apache County, Arizona



CURVE DATA

STATION	CHORD	ANGLE
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Commencing at the Point of Beginning a found 1/2" Rebar a point which bears North 24°26'03" West, a distance of 1,479.16 feet from the South Quarter (1/4) Corner of said Section 29;

thence North 35°40'10" West, a distance of 365.28 feet to the east Right of Way line of the Old Route 13 to a Right of Way Brass cap;

thence along said R.O.W. line North 04°18'51" East, a distance of 973.38 feet to the beginning of a curve tangent to said line;

thence northerly and northwesterly a distance of 242.58 feet along the curve concave to the west, having a radius of 377.19 feet and a central angle of 36°50'58" with a chord which bears North 14°06'38" West a distance of 238.42;

thence North 32°27'59" West, a distance of 15.73 feet to the Southerly Right of Way line of Navajo Route 13 a point of cusp on a curve concave to the south having a radius of 2,812.23 feet and a central angle of 40°17'46" and being subtended by a chord which bears North 78°26'50" East 1,937.33 feet;

thence along said Right of Way line northeasterly and easterly along said curve, a distance of 1,977.84 feet to a Right of Way Monument;

thence South 81°25'03" East, a distance of 578.93 feet to a found 5/8" rebar;

thence South 08°37'40" West, a distance of 327.60 feet to a found 5/8" rebar

thence South 08°30'05" East, a distance of 469.98 feet to set 1/2" rebar with plastic cap;

thence South 84°24'55" West, a distance of 1,446.17 feet to a set 1/2" Rebar with plastic cap;

thence South 48°58'22" West, a distance of 86.38 feet to a set 1/2" rebar with plastic cap;

thence South 04°41'04" East, a distance of 554.11 feet to a set 1/2" rebar with plastic cap;

thence South 71°39'20" West, a distance of 878.03 feet to the Point of Beginning. Containing 67.694 Acres, more or less.

I, Henry Thomas an Arizona Professional Surveyor, do hereby certify that this plat was prepared from an actual ground survey performed by me or under my direct supervision, that I am responsible for this survey; that this survey is true and correct to the best of my knowledge and belief, that this Plat and the field survey upon which it is based meet the Minimum Standards for Surveying in Arizona and that this survey is a survey of an existing tract or tracts.

Henry Thomas
Henry Thomas Az. P.L.S. No. 29894

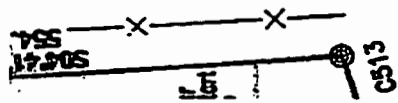
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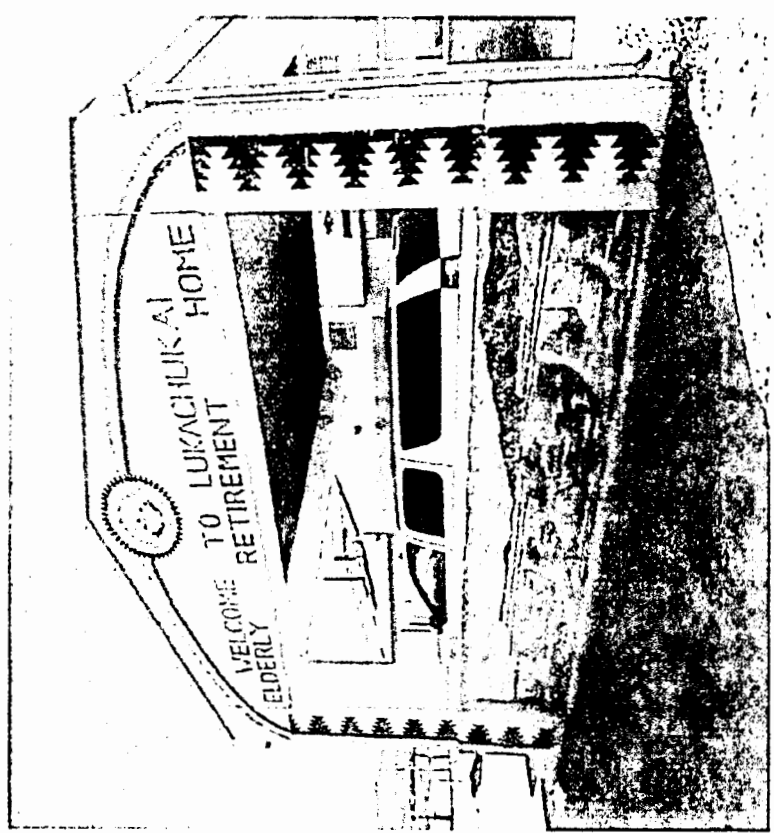
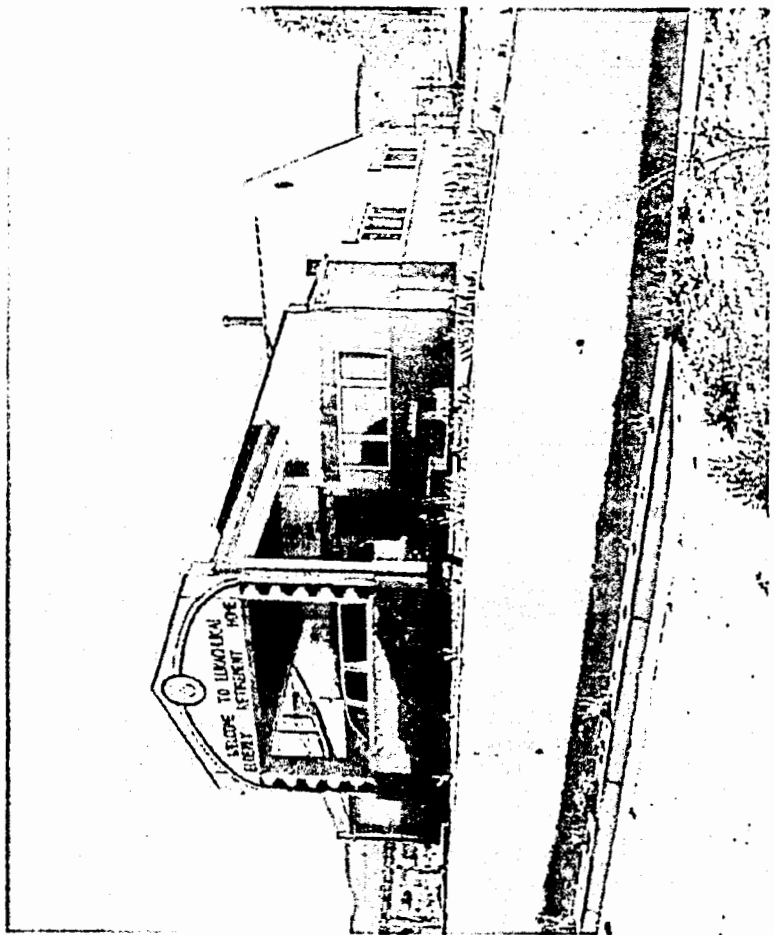


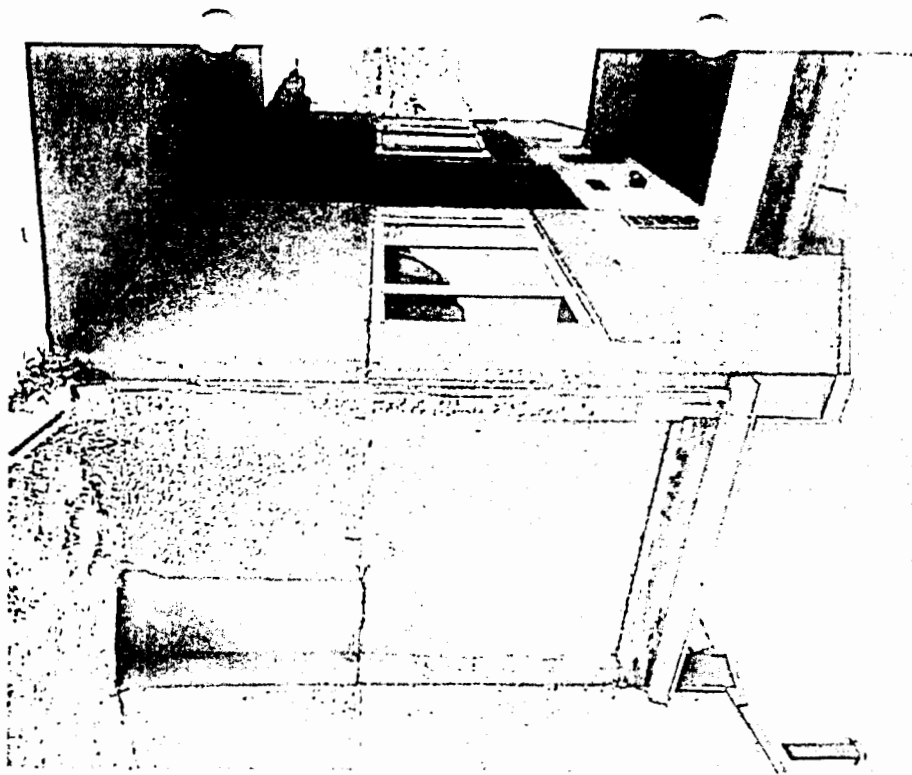
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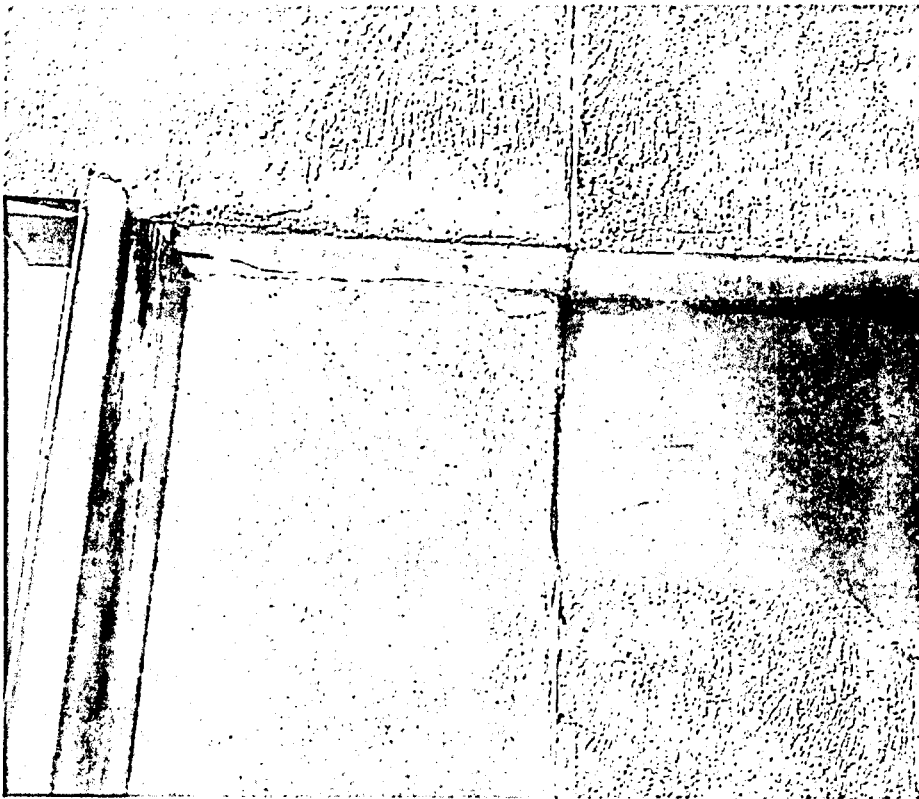
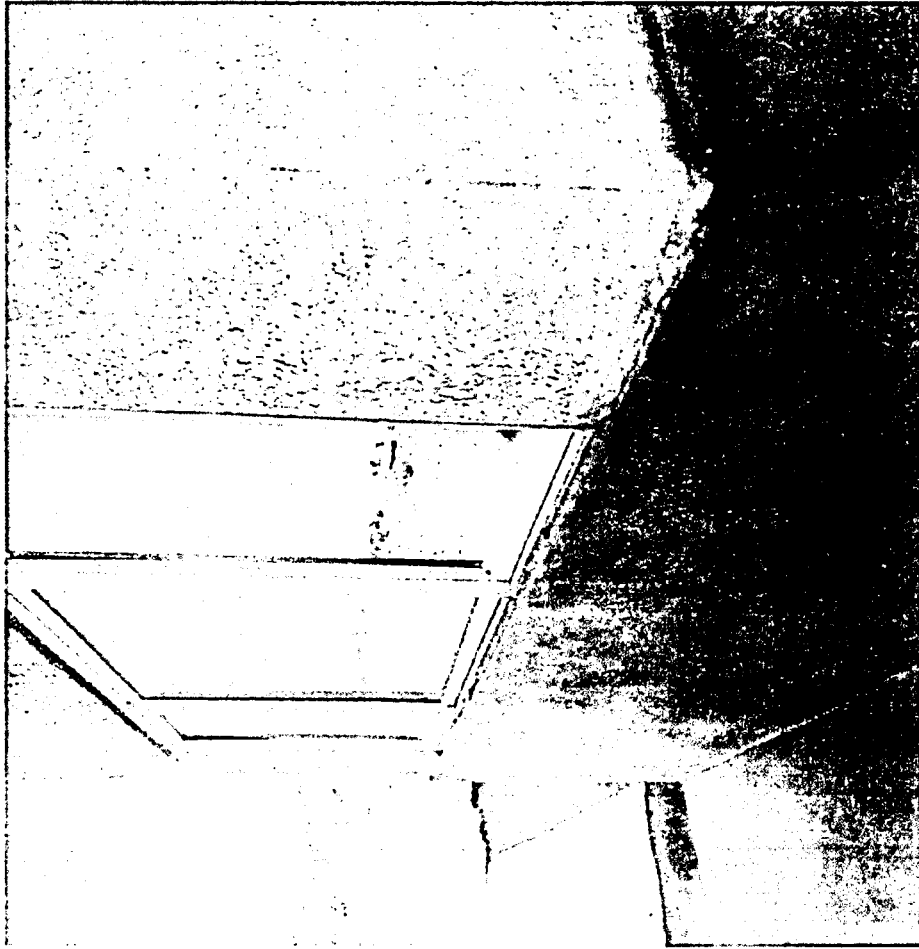
RED VALLEY SURVEY P.O. Box 2827, Shiprock, New Mexico 87420 Ph. 505-320-0479	Ck'd By: HT
	Dwn By
Scale: 1"=200'	
DATE: 9-28-22	
RESURVEY OF THE LUKACHUKAI CHAPTER HOUSE TRACT located in the Section 29, T35N, R29E G&SRM Lukachukai, Apache County, Arizona	
RVS#22-99	

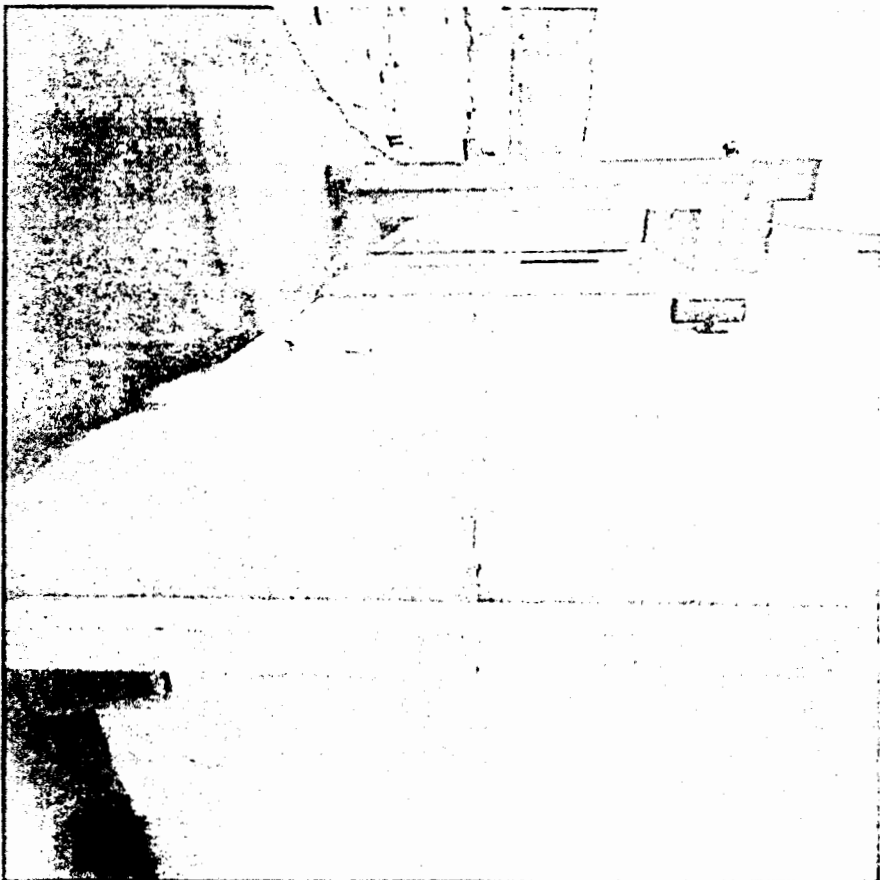
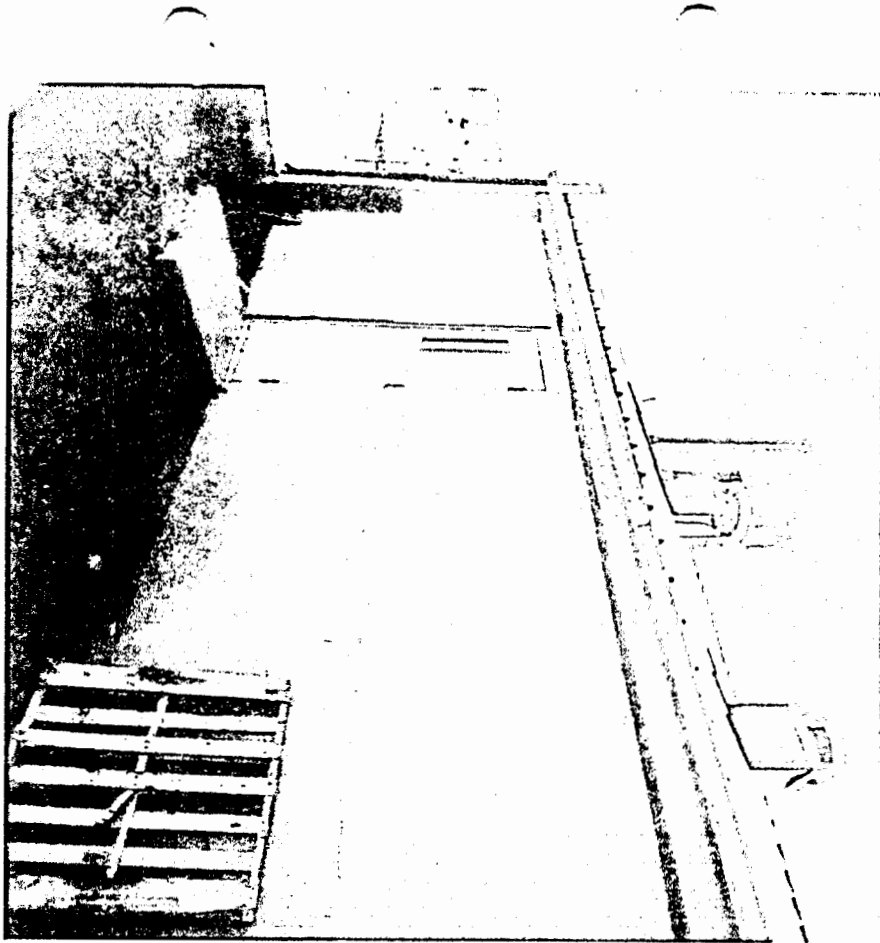


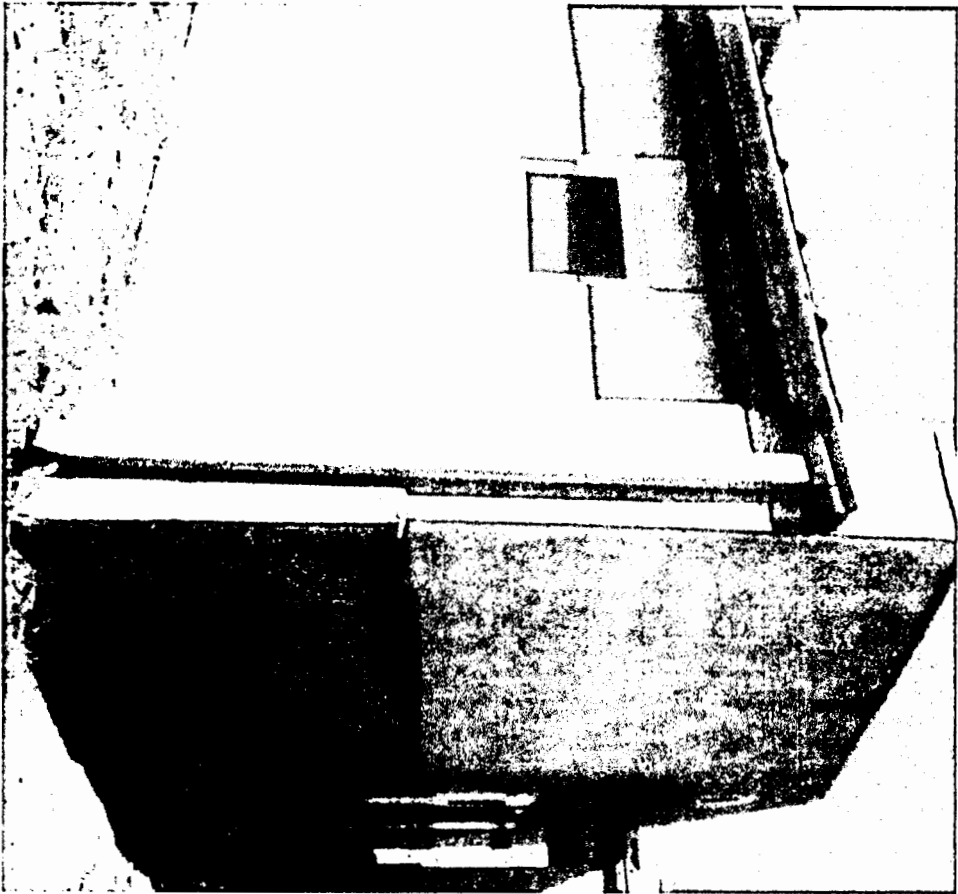
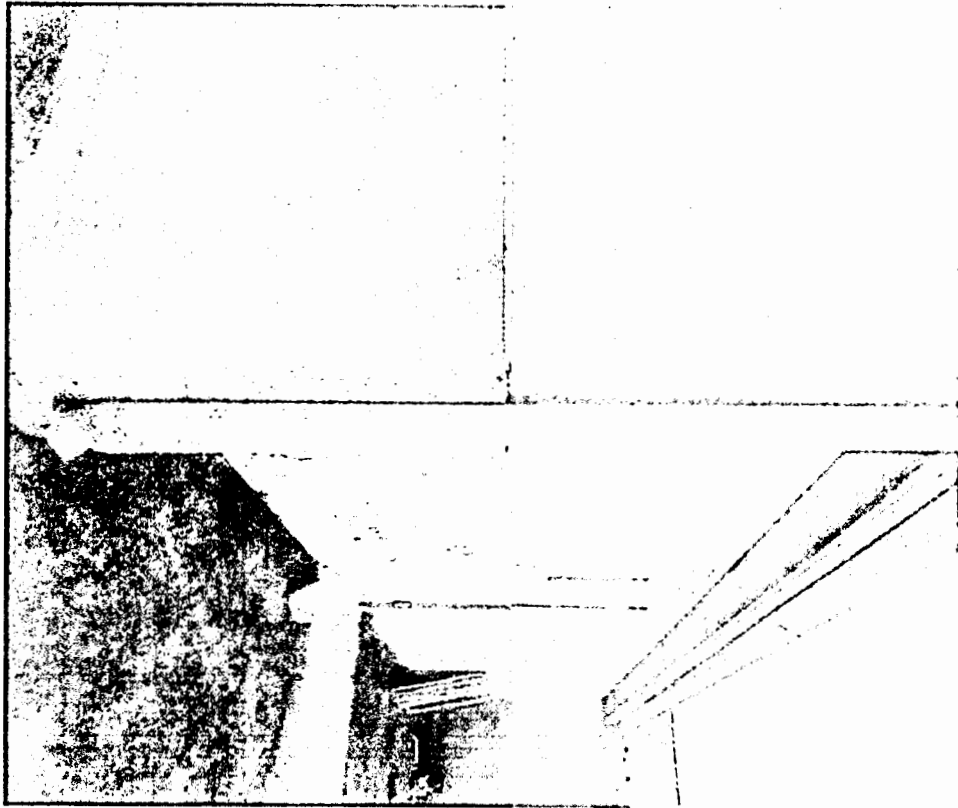
LUKACHUKAI SENIOR CENTER

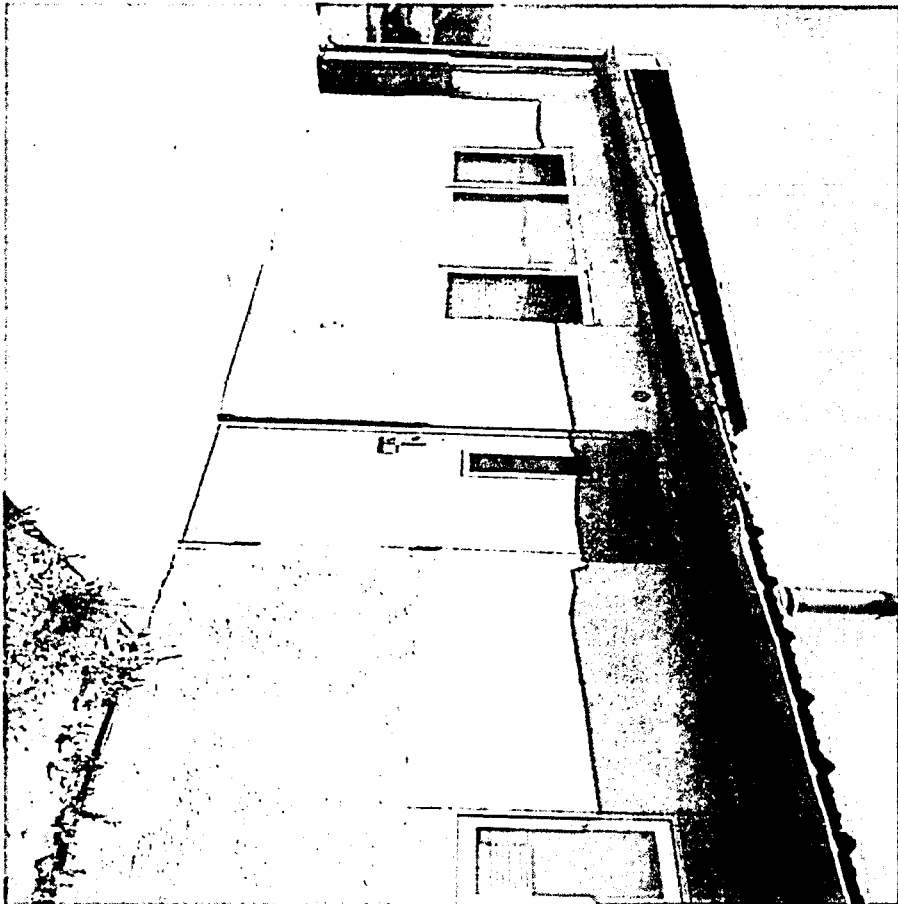
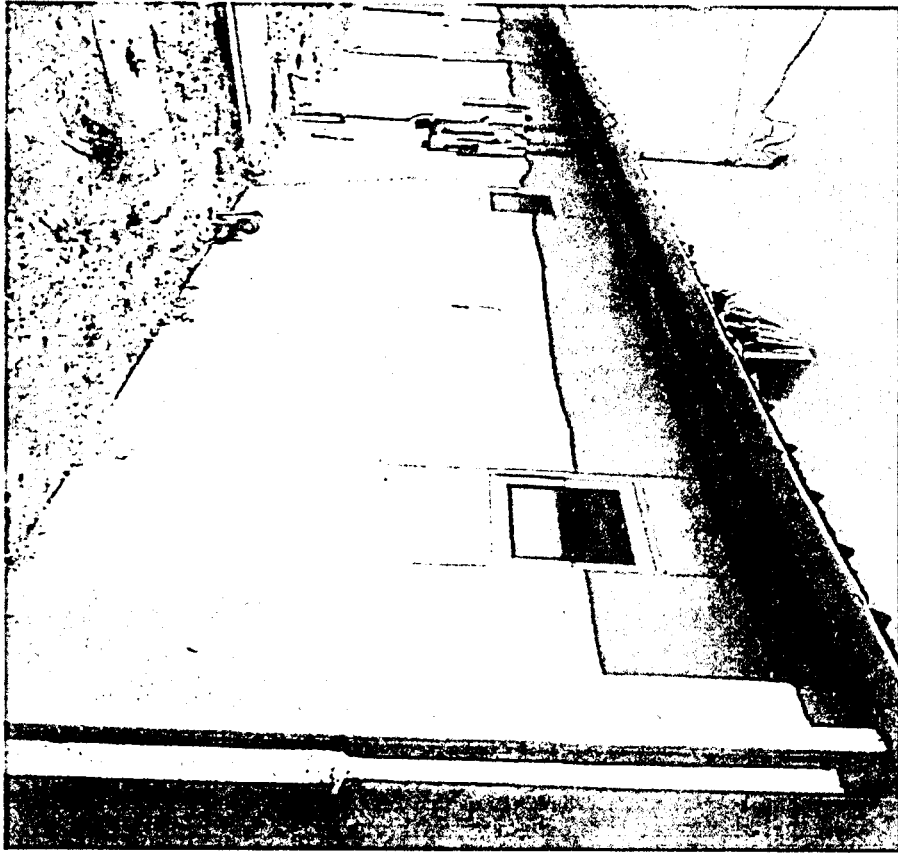


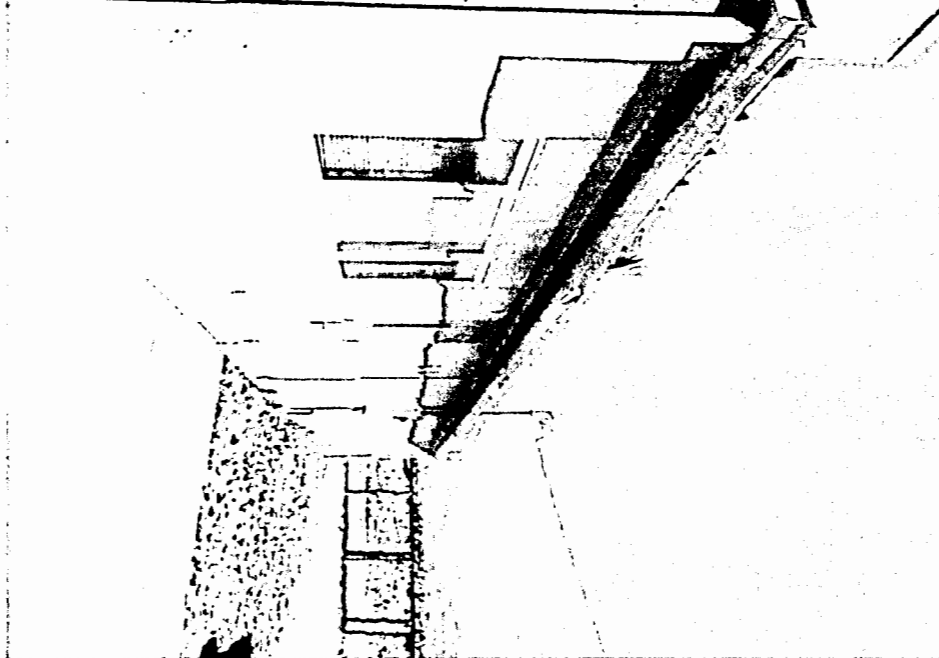
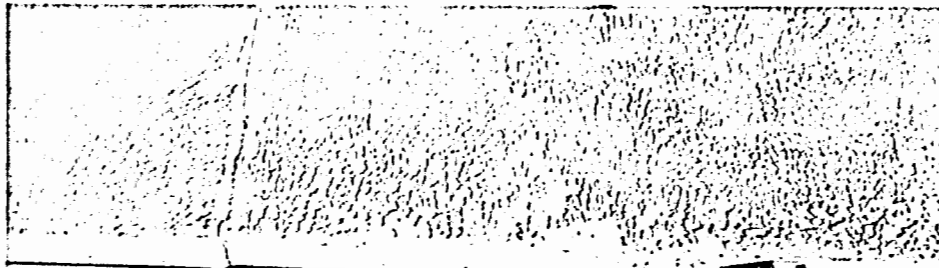
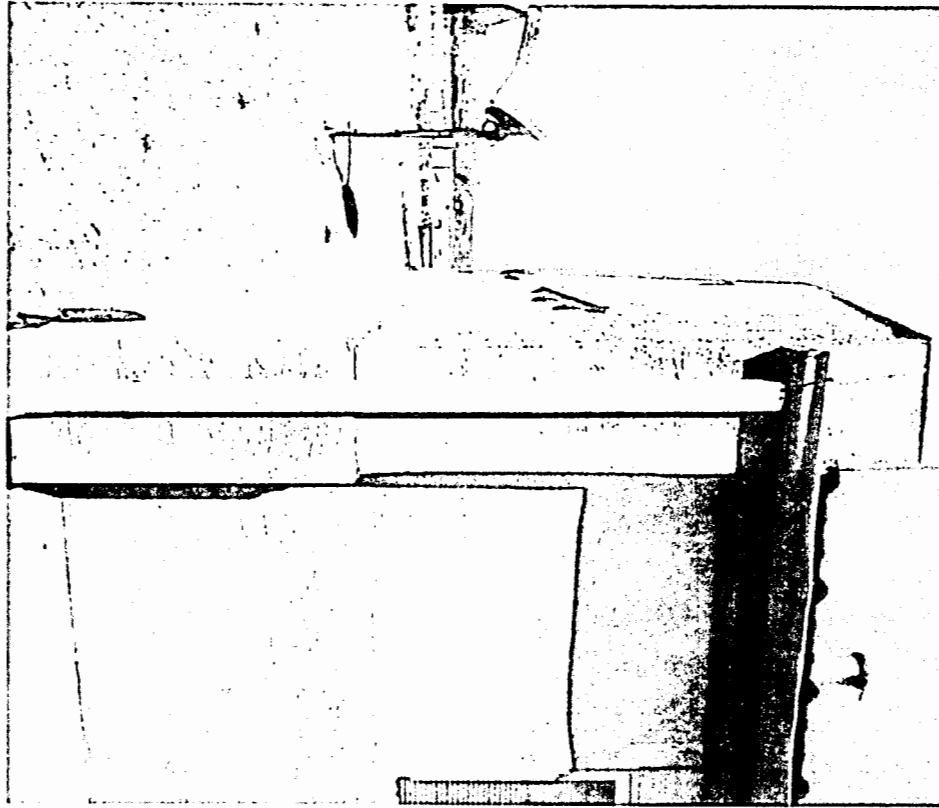


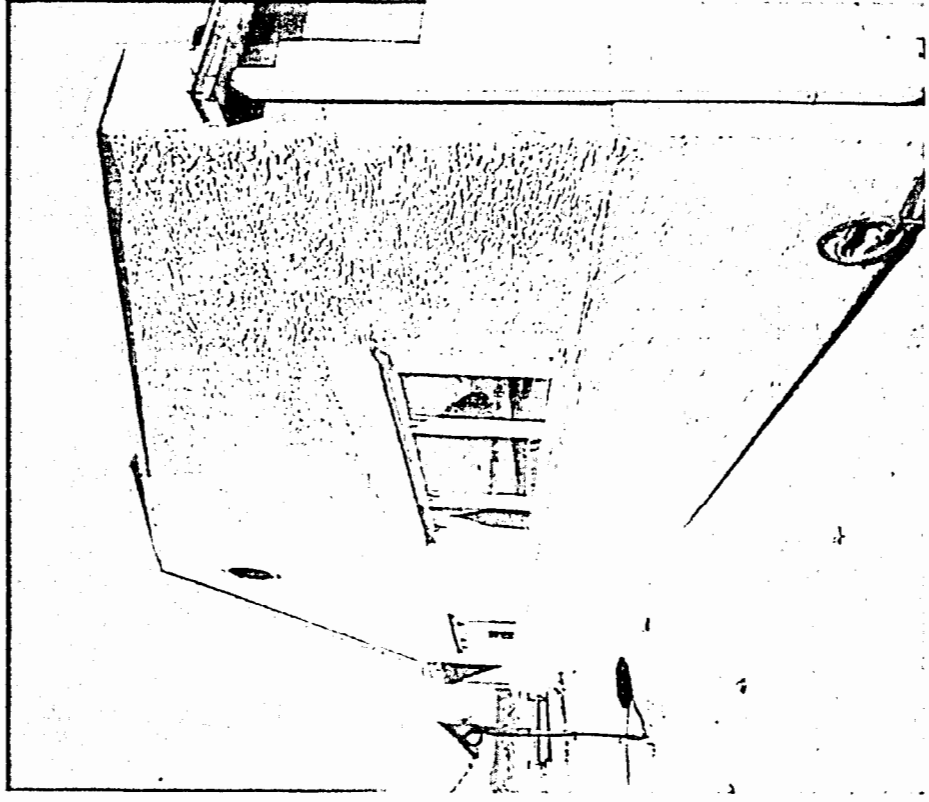
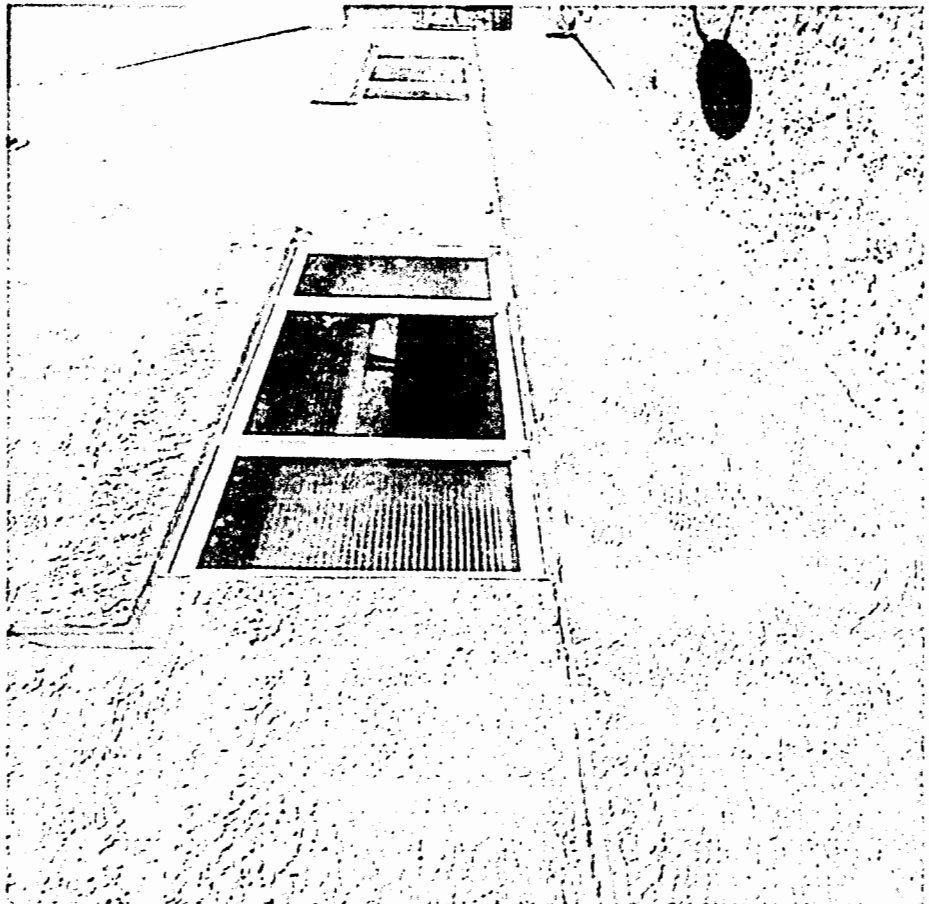


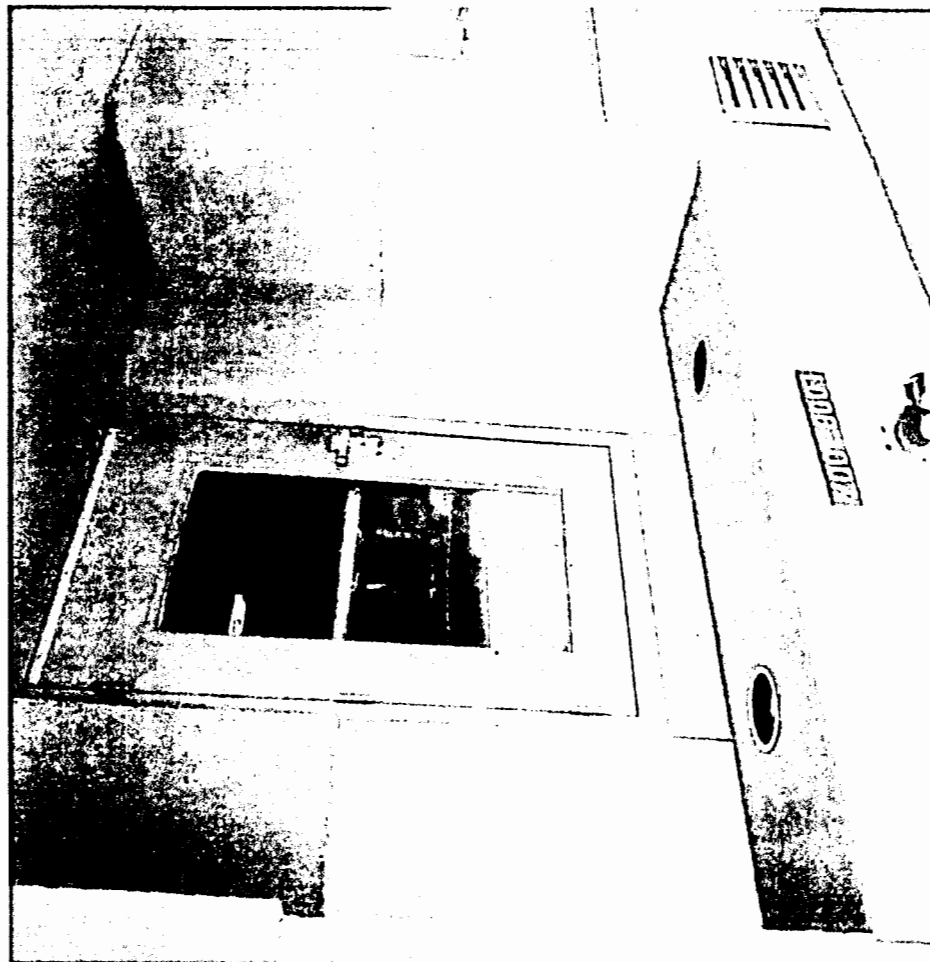
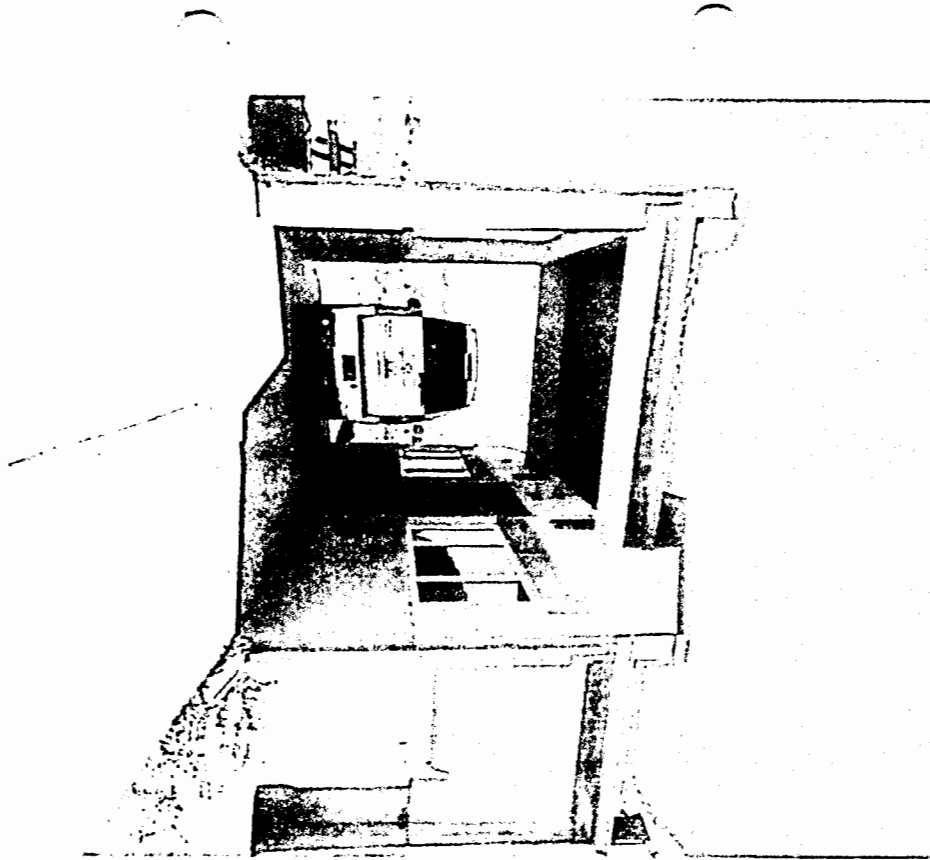














NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

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 0707

Date & Time Received: 12/10/23 at 15:31

Date & Time of Response: 12/14/2023 to 17:00

Entity Requesting FRF: Lukachukai Chapter

Title of Project: Waterline / Sewerline for Agriculture Building

Administrative Oversight: Department of Water Resources

Amount of Funding Requested: \$420,000.00

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

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

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

Other Comments: Please note we have revised the expenditure code from 2.23 Strong Healthy Communities: Demolition and Rehabilitation of Properties to 5.5 Clean Water: Other Sewer Infrastructure to be consistent with previously approved projects.

Name of DOJ Reviewer: Erika Pirotte

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: LUKACHUKAI CHAPTER Date prepared: 7/5/23

Chapter's mailing address: PO BOX 248 LUKACHUKAI, AZ 86507 phone/email: (928) 787-2500 website (if any): lukachukai@navajochapters.org

This Form prepared by: PAULA S. BEGAY phone/email: (928) 266-7426
CHAPTER PRESIDENT psbegay@naataanii.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: WATERLINE/SEWERLINE FOR AGRICULTURE BUILDING

Chapter President: PAULA S. BEGAY phone & email: (928) 266-7426, psbegay@naataanii.org

Chapter Vice-President: CONNETTE BLAIR phone & email: (505) 860-8757, cblair@naataanii.org

Chapter Secretary: MARY ANN LEONARD phone & email: (928) 797-1081, mleonard@navajochapters.org

Chapter Treasurer: SAME AS ABOVE phone & email: _____

Chapter Manager or CSC: VACANT phone & email: _____

DCD/Chapter ASO: CHINLE/EDGERTON GENE phone & email: (928) 674-2251, egene@nndcd.org

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

Amount of FRF requested: \$420,000.00 FRF funding period: 7/1/23 - 12/13/26
Indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

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

The Lukachukai Chapter will use the funds to install water and sewer line for the Agriculture Building. The Lukachukai Chapter will work with the contractor to extend and install the lines for the building. The Lukachukai Chapter will ensure that the funds expended will address public health challenges that partly caused the unequal impact on the Navajo Nation. During the pandemic, having extra facilities for the community's health and cleanliness was noted and thus some community members had to do without, especially those who depend on the chapter for water and some place to shower or access to clean water. Safety and concerns were brought up during meetings. document attached

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

Within the Lukachukai Chapter, they worked tirelessly to assist their community by having events that would keep their residents safe. The Agriculture Building was not in use due to the despair it was in. Having the water and sewage lines means the chapter will have the building available for healthy activities along with emergency usage. 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

This project estimates the successful completion of the extension and will obligate the funds no later than December 31, 2024 and will fully expend the funds no later than December 13, 2026.

document attached

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

DCD will be the oversight of the sub-recipient agreement with Lukachukai Chapter to complete the services needed to facilitate the water and sewer line extension.

document attached

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

After the initial construction warranty, the Chapter will assume all routine maintenance to ensure the viability of the Agriculture Building.

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.

2.23 STRONG HEALTHY COMMUNITIES: Demolition and Rehabilitation of Properties. The Lukachukai Chapter Agriculture Building falls under this as the water and sewer line extension will allow the community to use the chapter field house for activities that would promote a healthy community and a healthy family along with being available for emergency usage.

document attached

Part 3. Additional documents.

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

Resolution
Quote

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 all applicable federal and Navajo Nation laws, regulations, and policies.

Chapters
Prepared by:

Paula S. Bzoz
Signature

Approved by:

VACANT
Signature

Paula S. Bzoz
Signature

E. Johnson
Signature

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>AGRICULTURE BUILDING</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>PAULA S. BEGAY</u>		Phone No.: <u>(928) 266-7426</u>		Email Address: <u>psbegay@naaiaanii.org</u>	
Fiscal Year / Term		Amount		% of Total	
7/1/23-12/31/26		420,000.00		100%	
PART II. FUNDING SOURCE(S)					
PART III. BUDGET SUMMARY					
		Fund Type Code	NNC Approved 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		420,000	420,000
9500	Matching Funds				
9500	Indirect Cost				
TOTAL			50.00	420,000.00	420,000
PART IV. POSITIONS AND VEHICLES					
TOTAL:			0	0	0
Total # of Positions Budgeted:			0	0	0
Total # of Vehicles Budgeted:			0	0	0
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY: <u>Jaron Charley, Department Manager</u>		APPROVED BY: <u>Arbin Mitchell, Division Director</u>			
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name			
11/08/2023		Division Director / Branch Chief's Signature and Date			
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date			

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No.: <u>NEW</u>		Program Name/Title: <u>LUKACHUKAI WATERLINE/SEWERLINE FOR AGRICULTURE BUILDING</u>					
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: Goals to extend and install water and sewer lines extensions into the Agriculture Building.									
PART III. PROGRAM PERFORMANCE CRITERIA:		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: <u>Extend and install water and sewer line into Agriculture Building.</u> Program Performance Measure/Objective: <u>Complete the extension and installation of the water and sewer line into the Agriculture Building.</u>								1	
2. Goal Statement: <u>Program Performance Measure/Objective:</u>									
3. Goal Statement: <u>Program Performance Measure/Objective:</u>									
4. Goal Statement: <u>Program Performance Measure/Objective:</u>									
5. Goal Statement: <u>Program Performance Measure/Objective:</u>									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
Program Manager's Signature and Date <u>Jaron Charley, Department Manager</u> 11/08/2023			Division Director/Branch Chief's Signature and Date <u>Arbin Mitchell, Division Director</u>						

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No.:	
Program Name/Title: LUKACHUKAI WATERLINE/SEWERLINE FOR AGRICULTURE BUILDING		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)
8000	CAPITAL OUTLAY		420,000
9000	BUILDING IMPROVEMENTS	420,000	
	9004 Building Improvements		
TOTAL		420,000	420,000

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: <u>NEW</u>		PART II. Project Information	
Project Title: <u>WATERLINE/SEWERLINE FOR AGRICULTURE BUILDING</u>		Project Type: <u>Waterline/Sewerline</u>	
Project Description: <u>Lukachukai Chapter Agriculture Building Waterline & Sewerline</u>		Planned Start Date: <u>7/1/2023</u>	
		Planned End Date: <u>12/13/2026</u>	
Check one box:		Project Manager: <u>DCD</u>	
<input checked="" type="checkbox"/> Original Budget		<input type="checkbox"/> Budget Modification	
<input type="checkbox"/> Budget Revision		<input type="checkbox"/> Budget Reallocation	
PART III. List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.			
PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.			
Expected Completion Date if project exceeds 8 FY Qtrs.			
FY 2023			
FY 2024			
12/13/2026			
7/1/23 - 12/31/23		Secure contractor for project	
1/1/24 - 9/30/26		Complete Water & Sewer Line Extension	
O		N	
D		A	
J		F	
M		M	
A		A	
M		M	
J		J	
J		J	
A		A	
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NECA COST ACCOUNTING ESTIMATING SHEET

PROJECT NO Cost Estimate for LUK23-15
 DESCRIPTION Water/Sewer to Lukachukai Agriculture Building
 NO. OF HOMES 5

Overhead rate =
 Burden Rate =
 Pension Rate =

55% Ft. Defiance Revision Date =
 23%
 2%

JCA REVISION DATE = 1/27/2009
 4/22/2021

PROJECT JCA DATE = 3/15/2023

PAY	COST	COST				UNIT	TOTAL COST	TOTAL COST
ITEM	CODE	TYPE	DESCRIPTION	U.M		COST	BY COST TYPE	BY COST CODE
010	0010	E	LINEAL SURVEY & DRAFTING	LF	3925	\$0.27	\$1,059.75	
010	0010	L				\$0.36	\$1,413.00	
010	0010	R					\$0.00	
010	0010	T					\$0.00	\$2,472.75
010	0050	R	ARCH CLEARANCE	AC	25	\$450.00	\$11,277.33	
010	0050	S					\$0.00	\$11,277.33
010	0060	R	ENDANGERED SPECIES SURVEY	LS	1	\$6,300.00	\$6,300.00	\$6,300.00
010	0070	E	STORMWATER POLLUTION PREVENTION	LS	1	\$1,440.00	\$1,440.00	
010	0070	I				\$1,584.00	\$1,584.00	
010	0070	L				\$3,600.00	\$3,600.00	
010	0070	M				\$2,700.00	\$2,700.00	\$9,324.00
020	0200	E	2-INCH WATERLINE (COMPLETE)	LF	400	\$3.82	\$1,526.40	
020	0200	I				\$1.85	\$744.48	
020	0200	L				\$4.23	\$1,692.00	
020	0200	M				\$4.50	\$1,800.00	
020	0200	S					\$0.00	\$5,762.88
110	1100	E	RIGHT OF WAY CLEARING	LF	3925	\$0.72	\$2,826.00	
110	1100	I				\$0.40	\$1,554.30	
110	1100	L				\$0.90	\$3,532.50	
110	1100	M				\$0.90	\$3,532.50	
110	1100	S					\$0.00	\$11,445.30
111	1110	E	PRESSURE TESTING (WATERLINE)	LF	400	\$0.45	\$180.00	
111	1110	I				\$0.12	\$47.52	
111	1110	L				\$0.27	\$108.00	
111	1110	M				\$0.18	\$72.00	
111	1110	S					\$0.00	\$407.52
112	1120	E	DISINFECTION OF WATER FACILITIES	LF	400	\$0.23	\$90.00	
112	1120	I				\$0.06	\$23.76	
112	1120	L				\$0.14	\$54.00	
112	1120	M				\$0.09	\$36.00	
112	1120	S					\$0.00	\$203.76
118	1180	E	ROAD CROSSING - OPEN-CUT	LF	80	\$12.60	\$1,008.00	
118	1180	I				\$9.50	\$760.32	
118	1180	L				\$21.60	\$1,728.00	
118	1180	M				\$27.00	\$2,160.00	
118	1180	S					\$0.00	\$5,656.32
400	4000	E	1-INCH HOUSE SERVICE	EA	1	\$612.00	\$612.00	
400	4000	I				\$269.28	\$269.28	
400	4000	L				\$612.00	\$612.00	
400	4000	M				\$1,080.00	\$1,080.00	
400	4000	S					\$0.00	\$2,573.28
700	7000	E	SEPTIC TANK	EA	1	\$675.00	\$675.00	
700	7000	I				\$297.00	\$297.00	
700	7000	L				\$675.00	\$675.00	
700	7000	M				\$2,880.00	\$2,880.00	
700	7000	S					\$0.00	\$4,527.00
700	7020	R	SEPTIC TANK (PUMPING)	EA	4	\$450.00	\$1,800.00	\$1,800.00
708	7080	E	8-INCH SEWERLINE - COMPLETE	LF	2500	\$10.90	\$27,000.00	
708	7080	I				\$5.94	\$14,850.00	
708	7080	L				\$13.50	\$33,750.00	
708	7080	M				\$16.20	\$40,500.00	
708	7080	S					\$0.00	\$116,100.00
750	7500	E	MANHOLES	EA	7	\$1,350.00	\$9,450.00	
750	7500	I				\$712.80	\$4,989.60	
750	7500	L				\$1,620.00	\$11,340.00	
750	7500	M				\$2,340.00	\$16,380.00	
750	7500	S					\$0.00	\$42,159.60
780	7800	E	INDIVIDUAL LAGOON CONSTRUCTION - COM	LS	3	\$5,400.00	\$16,200.00	
780	7800	I				\$2,455.20	\$7,365.60	
780	7800	L				\$5,580.00	\$16,740.00	
780	7800	M				\$4,500.00	\$13,500.00	\$53,805.60
795	7950	E	SEWER SERVICE LINE	LF	1025	\$7.20	\$7,380.00	
795	7950	I				\$4.16	\$4,251.95	
795	7950	L				\$9.45	\$9,686.25	
795	7950	M				\$9.00	\$9,225.00	
795	7950	S					\$0.00	\$30,563.20
900	9001	E	BUNK VAN	WK	11	\$360.00	\$3,960.00	\$3,960.00
900	9002	IT	SMALL TOOLS AND SUPPLIES	WK	11	\$150.00	\$1,650.00	

900	9002	S					\$0	\$1,650.00
900	9003	E	SET UP CAMP	EA	1	\$800.00	\$600	
900	9003	I				\$580.80	\$581	
900	9003	L				\$1,320.00	\$1,320	\$2,500.80
900	9004	E	MECHANIC AND SERVICES	WK	11	\$45.00	\$495	
900	9004	I				\$17.60	\$184	
900	9004	L				\$40.00	\$440	\$1,128.60
900	9005	R	OUTSIDE ENGINEERING	JB	0		\$0	\$0.00
900	9008	E	ENGINEERING ASSISTANCE (NECA tech)	EA	1	\$2,320.00	\$2,320	
900	9008	I				\$2,200.00	\$2,200	
900	9008	L				\$5,000.00	\$5,000	\$9,520.00
900	9007	V	TRAVEL AND RELATED EXP.	WK	11	\$300.00	\$3,300	\$3,300.00
900	9009	E	MOBILIZATION (ALL JOBS)	LD	2	\$1,180.00	\$2,360	
900	9009	I				\$880.00	\$1,320	
900	9009	L				\$1,500.00	\$3,000	\$6,680.00
900	9012	E	JOB SUPERVISION (UTILITIES)	WK	11	\$680.00	\$7,480	
900	9012	I				\$387.20	\$4,259	
900	9012	L				\$880.00	\$9,680	\$21,419.20
900	9015	I	TIMEKEEPER	WK	11	\$154.00	\$1,694	
900	9015	L				\$350.00	\$3,850	\$5,544.00
900	9016	E	SECURITY	WK	11	\$75.00	\$825	
900	9016	I				\$334.40	\$3,678	

900	9016	L				\$762.00	\$8,360	\$12,863.40
900	9017	E	TRANSPORTATION	LD	5	\$400.00	\$2,000	
900	9017	I				\$220.00	\$1,100	
900	9017	L				\$500.00	\$2,500	\$5,600.00
900	9020	R	PORTA-POTTY	WK	11	\$400.00	\$4,400	\$4,400.00
900	9021	R	TRASH DUMPSTER	LD	2	\$300.00	\$600	\$600.00
900	9050	E	ENVIRONMENTAL CLEANUP	JB	1	\$150.00	\$160	
900	9050	I				\$193.60	\$194	
900	9050	L				\$440.00	\$440	
900	9050	R				\$400.00	\$400	
900	9050	M				\$150.00	\$150	\$1,343.60
900	9070	E	EQUIPMENT STANDBY	HR	440	\$25.00	\$11,000	\$11,000.00
900	9075	B	INCENTIVES	JB	1	\$2,988.02	\$2,988	\$2,988.02
900	9080	F	MANAGEMENT FEE	M/O	3	\$5,117.85	\$16,824	\$16,824.09
900	9650	O	NECA OVERHEAD	JB	1	\$51,957.41	\$51,957	\$51,967.41
900	9080	IW	WAREHOUSE FEE	M/O	3	\$1,511.91	\$4,158	\$4,157.75

TOTAL PROJECT COST= \$419,848.00

TOTAL NECA COST= \$419,848.00

INDIRECTS AS % OF NECA DIRECT COSTS= 0.3764

INDIRECTS AS % OF TOTAL PROJECT COSTS= 0.2751

FIRST ADVANCE = \$105,000

SECOND ADVANCE= \$306,000

SUMMARY

Water Supply		\$76,451
A. Materials	\$11,330.50	
B. Labor	\$44,042.64	
C. NECA Mgt & Crew Support	\$21,027.91	
Liquid Waste Disposal		\$343,397
A. Materials	\$62,485.00	
B. Labor	\$165,450.40	
C. NECA Mgt & Crew Support	\$94,451.54	
Solid Waste Disposal		50
A. Materials	\$0.00	
B. Labor	\$0.00	
C. NECA Mgt & Crew Support	\$0.00	
TOTAL		\$419,848
10% Contingency		\$41,985
		\$451,833
+15% Support Services		\$59,275
		\$531,108
Navajo Nation Tax		\$25,191
Navajo Regulatory Review		\$12,595
TOTAL		\$559,894
ROUND TO NEAREST \$1,000		\$559,000
COST PER HOUSE		\$113,800

Proposed Water & Sewerline Route

LUK23-15 Lukachukai Agriculture Building

Agriculture Building

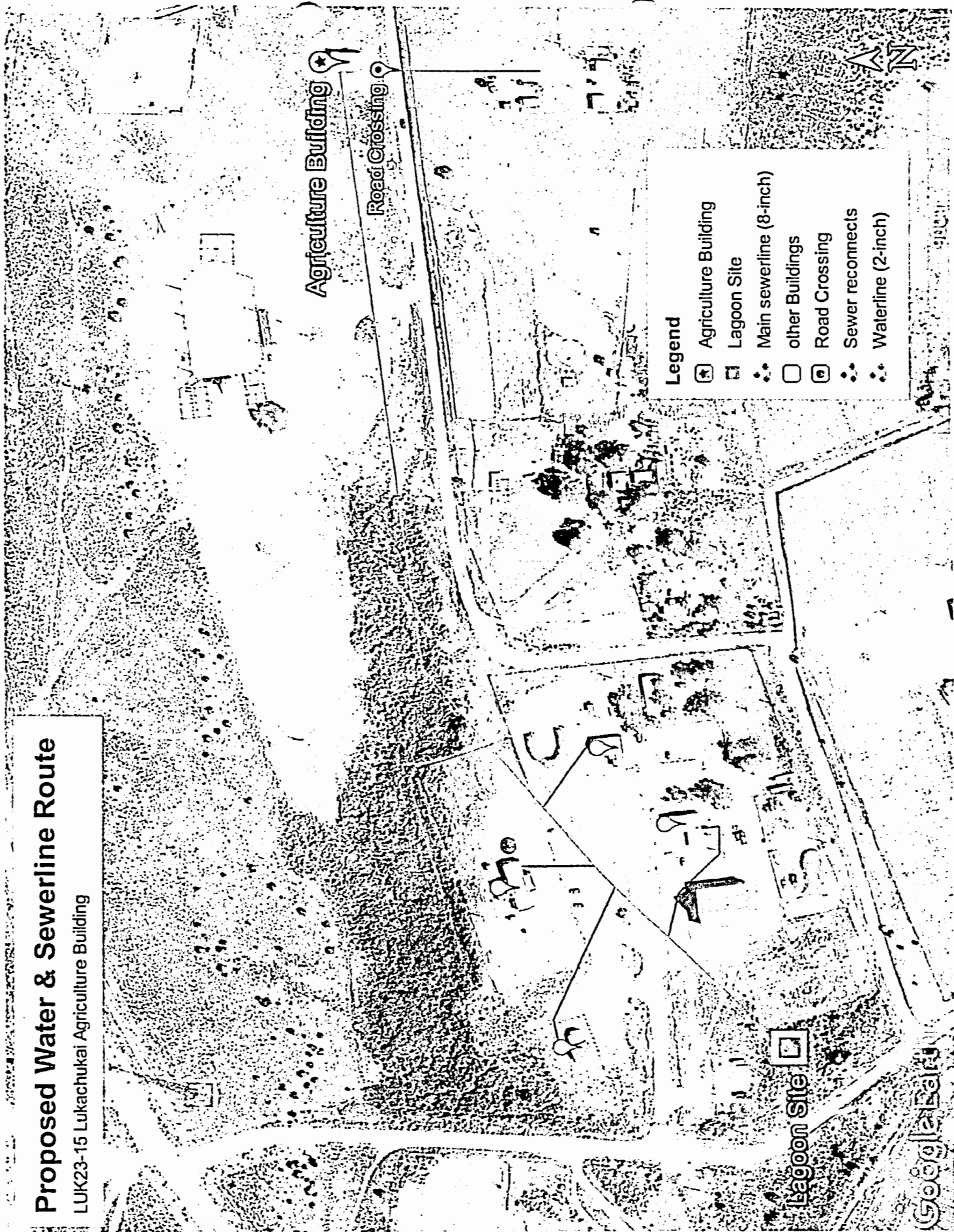
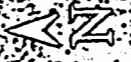
Road Crossing

Legend

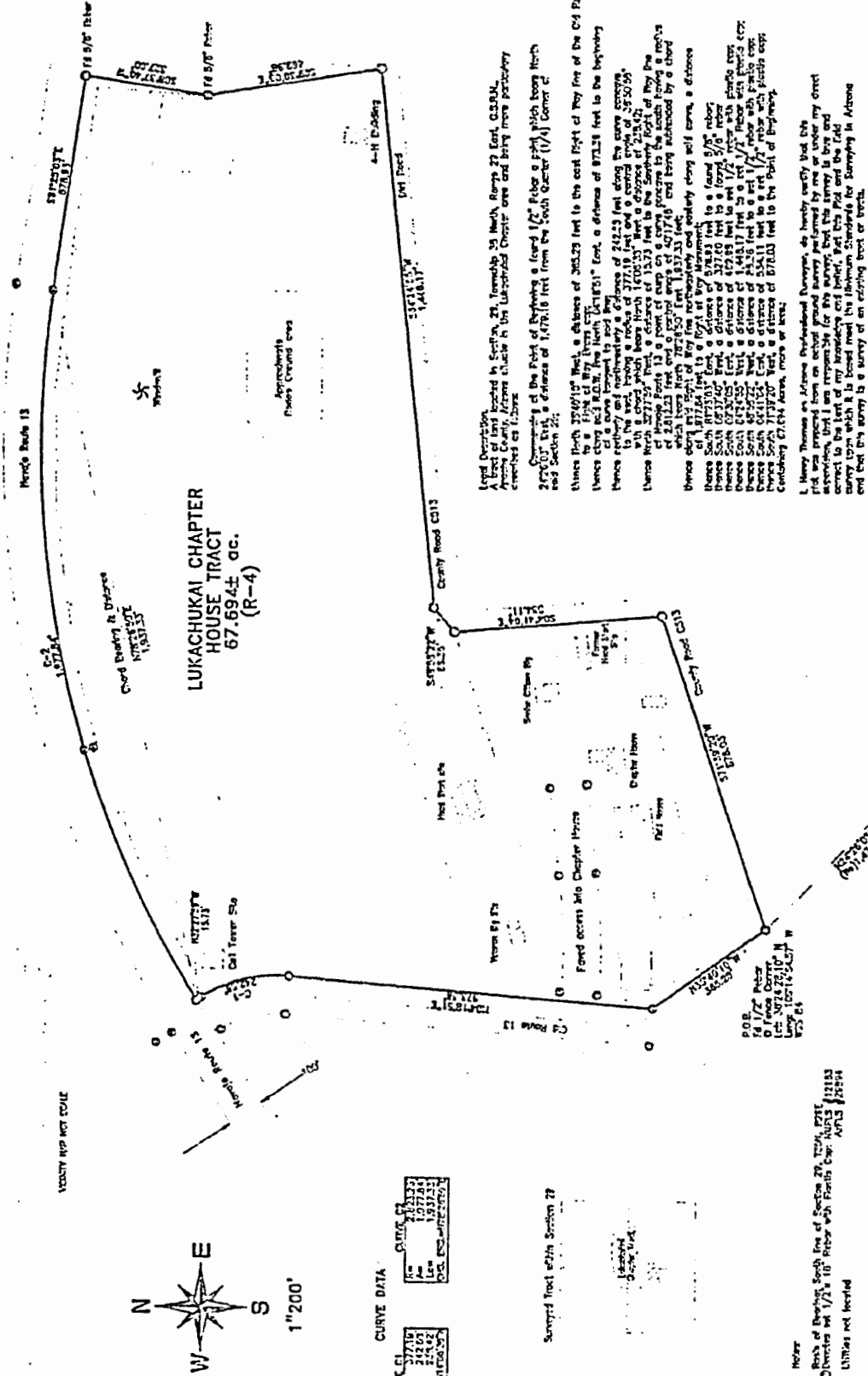
- Agriculture Building
- Lagoon Site
- Main sewerline (8-inch)
- other Buildings
- Road Crossing
- Sewer reconnects
- Waterline (2-inch)

Lagoon Site

Google Earth



A Record of Resurvey located in Section 29 T35N, R29E G&SRM Lukachukai, Apache County, Arizona



CURVE DATA

Curve No.	1
Stationing	1077.60
Length	1077.60
Chord	1077.60
Area	1077.60
Perimeter	1077.60

Legal Description:
 Located in Section 29, Township 35 North, Range 29 East, G&SRM, Apache County, Arizona, that is the Unimproved Chapter House and being more particularly described as follows:
 Commencing at the Point of Beginning a found 1/2" iron nail which bears North 29°07' East, a distance of 147.018 feet from the south corner (1/4) Corner of Section 29;
 thence North 70°07' West, a distance of 302.279 feet to the east right of way line of the Old Route 13 to 114°10' West, a distance of 104.183 feet, a distance of 871.218 feet to the beginning of a curve tangent to said line;
 thence along said curve southerly and westerly a distance of 277.118 feet along the curve southerly and westerly to said line;
 with a chord which bears North 14°02'33" West a distance of 213.421 feet;
 thence North 27°22'57" East, a distance of 13.73 feet to the Southeast right of way line of 240.000 feet to a point of curve on a 60° curve; thence to the south along a rope's end line North 72°45'50" East, a distance of 137.333 feet;
 thence along said rope's end line northerly and westerly along said curve, a distance of 117.710 feet to a 1077.60 foot curve; thence North 10°10' West, a distance of 327.10 feet to a found 5/8" iron nail;
 thence South 69°30'25" East, a distance of 472.89 feet to a found 1/2" iron nail;
 thence South 62°24'55" East, a distance of 144.81 feet to a found 1/2" iron nail;
 thence South 64°11'55" East, a distance of 534.11 feet to a found 1/2" iron nail with a 5/8" cap;
 thence South 71°37'20" West, a distance of 878.03 feet to the Point of Beginning.
 Containing 67.694 Acres, more or less.

L. Henry Thomas as Arizona Professional Surveyor, do hereby certify that this plat was prepared from an actual ground survey performed by me or under my direct supervision, that I am responsible for the survey, that this survey is true and correct to the best of my knowledge and belief, that this plat and the field survey upon which it is based meet the minimum standards for staking in Arizona and that this survey is a survey of an existing tract or block.

Henry Thomas Az. P.L.S. No. 21254 DSI

RED VALLEY SURVEY
 C&G Div. No. 117
 P.O. Box 2027, Phoenix, New Mexico 87420
 PLS. 000-370-0078

RESURVEY OF THE LUKACHUKAI CHAPTER HOUSE TRACT
 located in the Section 29, T35N, R29E G&SRM Lukachukai, Apache County, Arizona

RVS#122-99

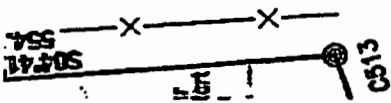
Section 29
 Section 31

Point of Beginning
 1077.60' W
 210.01'

Point of Beginning
 1077.60' W
 210.01'

Point of Beginning
 1077.60' W
 210.01'

Point of Beginning
 1077.60' W
 210.01'



Commencing at the Point of Beginning a found 1/2" Rebar a point which bears North 24°26'03" West, a distance of 1,479.16 feet from the South Quarter (1/4) Corner of said Section 29;

thence North 35°40'10" West, a distance of 365.28 feet to the east Right of Way line of the Old Route 13 to a Right of Way Brass cap;

thence along said R.O.W. line North 04°18'51" East, a distance of 973.36 feet to the beginning of a curve tangent to said line;

thence northerly and northwesterly a distance of 242.58 feet along the curve concave to the west, having a radius of 377.19 feet and a central angle of 36°50'58" with a chord which bears North 14°06'38" West a distance of 238.42;

thence North 32°27'59" West, a distance of 15.73 feet to the Southerly Right of Way line of Navajo Route 13 a point of cusp on a curve concave to the south having a radius of 2,812.23 feet and a central angle of 40°17'46" and being subtended by a chord which bears North 78°26'50" East 1,937.33 feet;

thence along said Right of Way line northeasterly and easterly along said curve, a distance of 1,977.84 feet to a Right of Way Monument;

thence South 81°25'03" East, a distance of 578.93 feet to a found 5/8" rebar;

thence South 08°37'40" West, a distance of 327.60 feet to a found 5/8" rebar

thence South 09°30'05" East, a distance of 469.98 feet to set 1/2" rebar with plastic cap;

thence South 84°24'55" West, a distance of 1,446.17 feet to a set 1/2" rebar with plastic cap;

thence South 48°58'22" West, a distance of 86.36 feet to a set 1/2" rebar with plastic cap;

thence South 04°41'04" East, a distance of 554.11 feet to a set 1/2" rebar with plastic cap;

thence South 71°39'20" West, a distance of 878.03 feet to the Point of Beginning.

Containing 67.694 Acres, more or less.;

I, Henry Thomas an Arizona Professional Surveyor, do hereby certify that this plat was prepared from an actual ground survey performed by me or under my direct supervision, that I am responsible for this survey; that this survey is true and correct to the best of my knowledge and belief; that this Plat and the field survey upon which it is based meet the Minimum Standards for Surveying in Arizona and that this survey is a survey of an existing tract or tracts.

Henry Thomas

Henry Thomas Az. P.L.S. No. 29894



Expires 3/30/22

9/30/22

DATE

RED VALLEY SURVEY
P.O. Box 2827, Shiprock, New Mexico 87420
Ph. 505-320-0479

Ch'd By: HT
Dwn By:

**RESURVEY OF THE
LUKACHUKAI CHAPTER
HOUSE TRACT**
located in the
Section 29, T35N, R29E G&SRM
Lukachukai, Apache County, Arizona

Scale: 1"=200'
DATE: 9-26-22

RVS#22-99



LUKACHUKAI CHAPTER
P. O. Box 248 Lukachukai, Arizona 86507
Telephone: (928)787-2500 Fax: (928) 787-2332
Email: lukachukai@navajochapters.org

Carl R. Slater, Council Delegate Paula S. Begay, President Connetta Blair, Vice-President Mary Ann Leonard, Sec./Treasurer Larsen Nez, Grazing Comm.

LUK23-26

**RESOLUTION OF THE
LUKACHUKAI CHAPTER #036.**

**APPROVING THE LUKACHUKAI CHAPTER AMERICAN RESCUE PLAN ACT PROJECTS AND
BUDGET IN ACCORDANCE WITH DELEGATE REGION EQUAL DISTRIBUTION OF
\$1,760,468.00.**

WHEREAS:

1. Pursuant to Navajo Nation Council Resolution No. CJ-20-55, dated November 14, 1955, the Lukachukai Chapter is vested with authority and charged with the responsibility to promote, protect and preserve the interest and general welfare, including the health and safety of its community people; AND
2. The Indian Self-Determination Act (P.L. 93-638) of the U. S. Congress and Local Governance Initiatives entitles and support us, Navajo Indians, in initiating plans making decisions, recommendation, request, etc., according to our actual needs and desires; AND
3. The Lukachukai Chapter received confirmation from its Navajo Nation Council Delegate Carl R. Slater that the five (5) Chapters under his leadership will equally distribute the \$8,802,340.00, with Lukachukai Chapter allocation of \$1,760,468.00 for projects using the ARPA funds with budget amounts as follows:

PROJECTS DESCRIPTION	AMOUNT
a. Chapter Field House Renovation/Replacement Roof	\$ 87,150.00
b. Chapter House Renovation Roof	\$ 43,900.00
c. Public Employment Program/Illegal Trash Dumping Cleanup	\$ 400,000.00
d. Community Septic Tank Cleaning	\$ 135,150.00
e. Chapter Enclosed Track	\$ 449,685.00
f. Senior Center Renovation	\$ 107,767.66
g. Police Housing Water & Sewer Line Extension	\$ 144,000.00
h. Police Housing Powerline Extension	\$
i. Agriculture Building Water & Sewer Line Extension	\$ 419,848.00
j. Agriculture Building Powerline Extension	\$

NOW THEREFORE BE IT RESOLVED THAT:

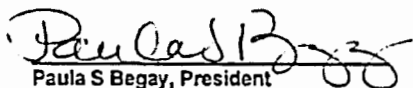
1. The Lukachukai Chapter hereby approves the American Rescue Plan Act projects and budget in accordance with Delegate Region Equal Distribution of \$1,760,468.00.
2. The Lukachukai Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable Federal and Navajo Nation Laws, Regulations, and Policies.

CERTIFICATION

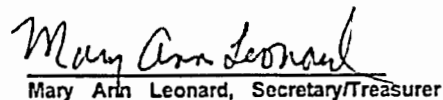
We, hereby certify the foregoing resolution was duly considered by the Lukachukai Chapter at a duly called Chapter Meeting at Lukachukai, Arizona at which a quorum was present and the same was passed by a vote of 17 in favor, 0 opposed, and 0 abstained on this 16th day of March, 2023.

Motion by: Miranda Haskie

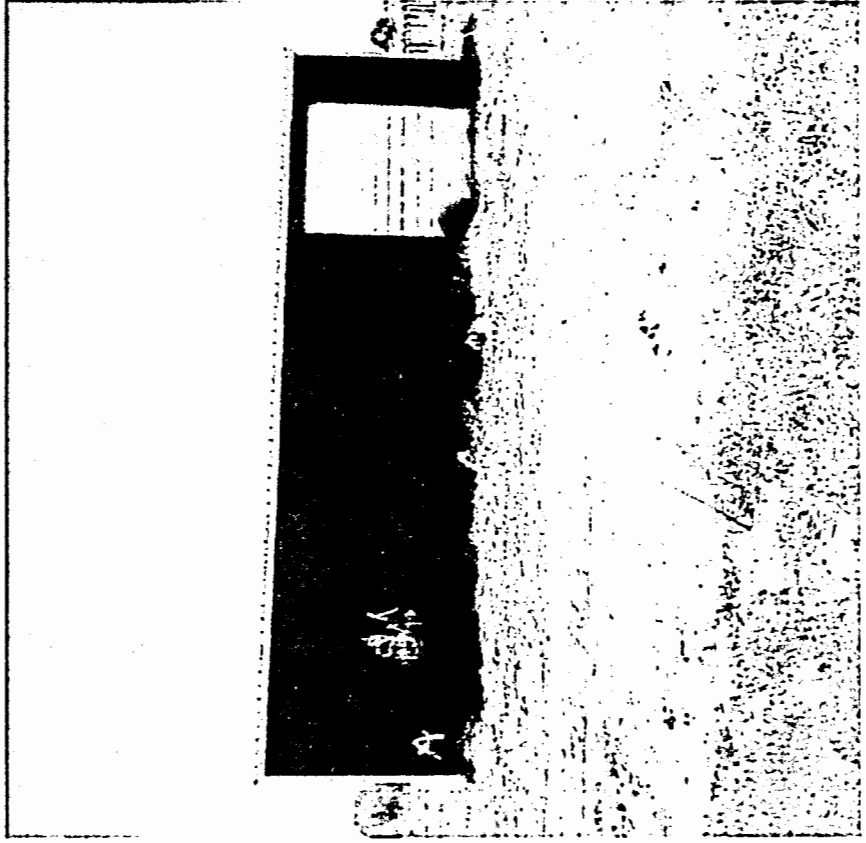
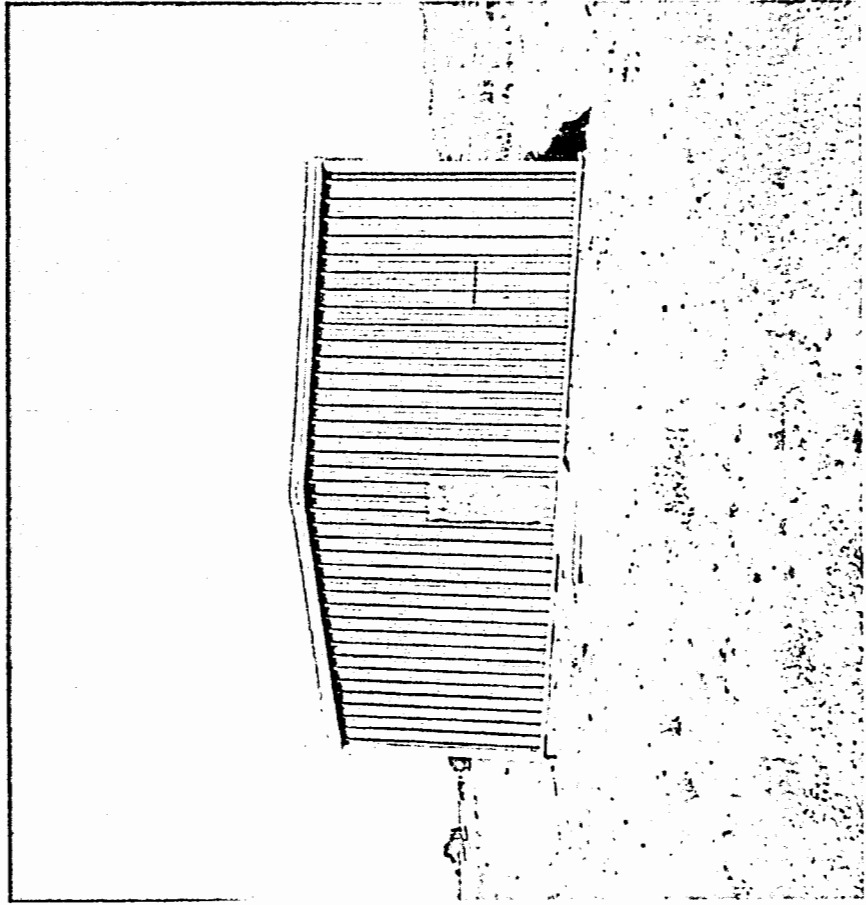
Second by: Ervin Begay

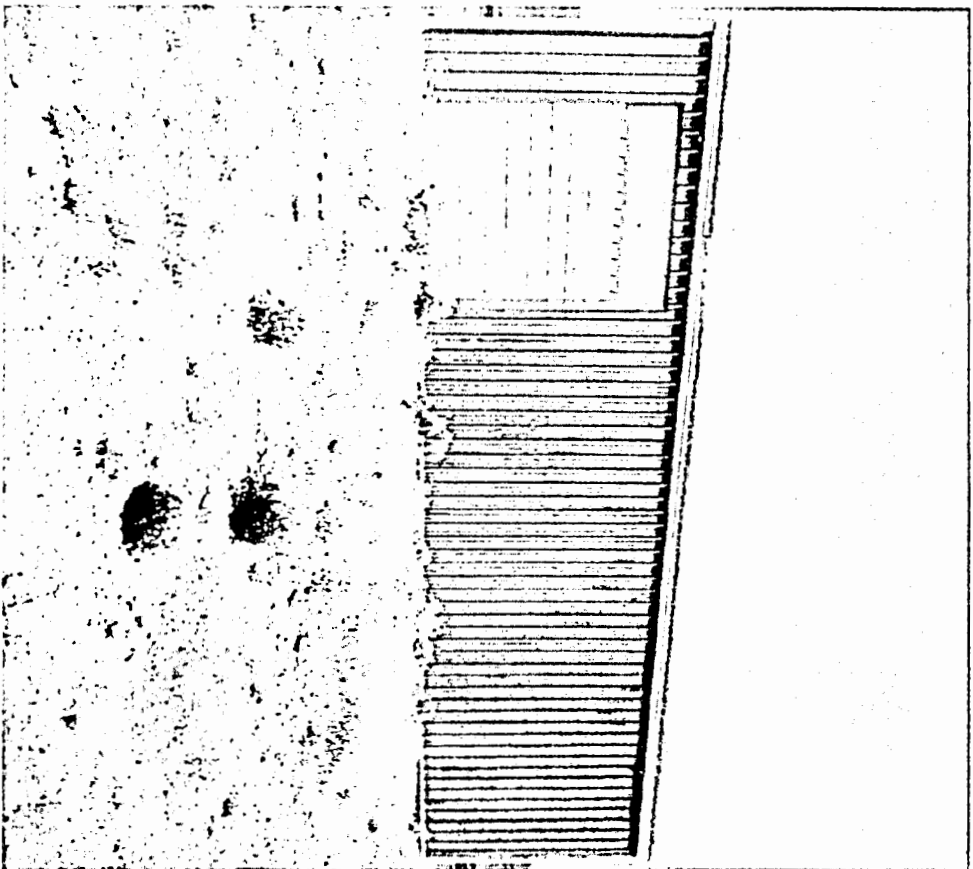
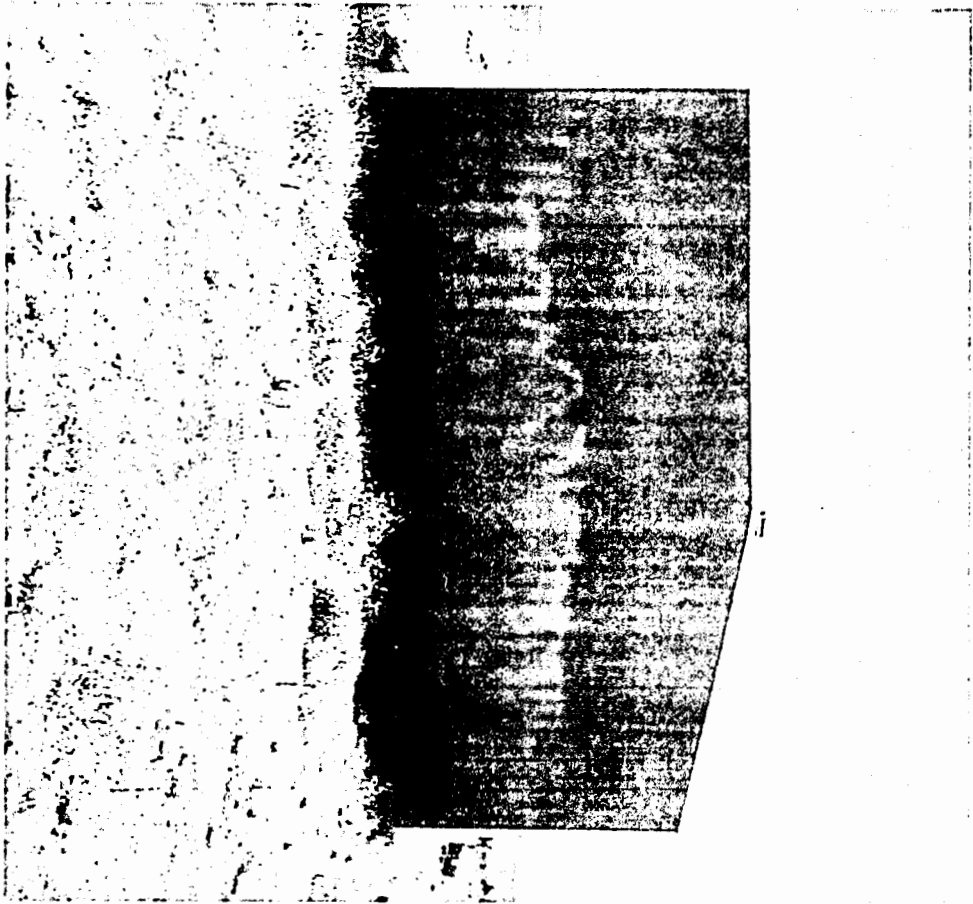

Paula S Begay, President


Connette Blair, Vice-President


Mary Ann Leonard, Secretary/Treasurer

Lukachukai Agriculture Building





FEASIBILITY STUDY

**COMMUNITY WATER SUPPLY AND WASTE DISPOSAL FACILITIES
Lukachukai Agriculture Building Waterline and Sewage Disposal System**

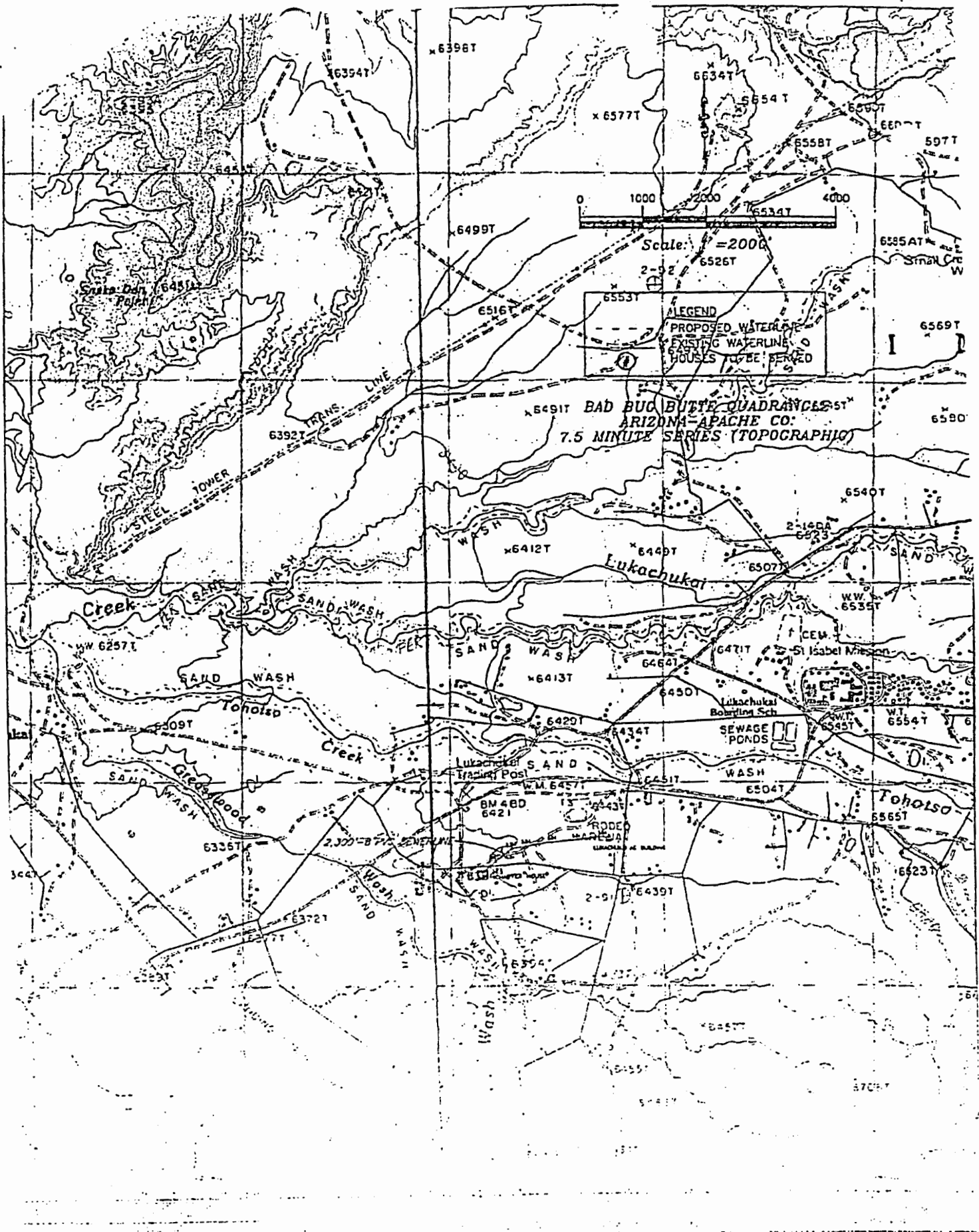
**Lukachukai Chapter, Navajo Nation
Apache County, Arizona**

Indian Health Service

Public Law 86-121

**Department of Health and Human Services
Public Health Service
Indian Health Service
Office of Environmental Health and Engineering
Division of Sanitation Facilities Construction
Navajo Area Indian Health Service
Window Rock, Arizona**

October 2005



Scale: 1" = 2000'

0 1000 2000 4000

LEGEND

- PROPOSED WATER LINE
- EXISTING WATER LINE
- HOUSES TO BE SERVED

5491T BAD BUTTE QUADRANGLE 55'
ARIZONA-APACHE CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

Lukachukai

Toholso

Lukachukai Trading Post

SEWAGE PONDS

St. Isabel Mission

Lukachukai Borington Sch

BM 48D 6421

RODENT HARBOR

2,300-FT. BENEATH

2-91 6439T

5708T

FEASIBILITY STUDY

COMMUNITY WATER SUPPLY AND WASTE DISPOSAL FACILITIES Lukachukai Agriculture Building Water and Sewage Disposal System

Lukachukai Chapter, Navajo Nation
Apache County, Arizona

Indian Health Service

Public Law 86-121

INTRODUCTION

In a letter dated July 5, 2005, the Lukachukai Chapter of the Navajo Nation requested assistance from the Indian Health Service (IHS) in performing a study to determine the feasibility of constructing water supply and wastewater collection and disposal facilities for a new agriculture building. These facilities would also provide sewer facilities for the existing Chapter House, Senior Citizen Center, Veterans Building, and Head Start Building. In response to that request, the IHS performed the study in the summer of 2005.

This Feasibility Study presents two options to accomplish the requirements for said facilities. Option 1, includes the construction of approximately 2,500 feet of 8-inch sewer trunk line with 6 manholes. The proposed sewer line would collect wastewater from each of the buildings mentioned above and direct the stream of wastewater to a proposed 2-acre, 3-cell wastewater treatment lagoon system.

Since the existing buildings currently utilize a single cell lagoon treatment system, Option 2 proposes the construction of an on-site wastewater treatment system (septic tank and drain-field) for the new agriculture building.

Both options include approximately 350 feet of 2-inch PVC waterline to connect the new agriculture building to the Lukachukai Community Water System to provide this building with a potable water supply.

The estimated total cost for Option 1 is \$352,000. The total estimated cost for Option 2 is \$58,000. Although Option 2 is the least expensive option, and either option would provide the necessary facilities, Option 1 is the recommended option for two reasons. First, the existing, single-cell lagoon currently serving the existing building in the Chapter Compound is in poor condition and is becoming too small to serve the growing compound. Second, a new, 3-cell wastewater lagoon system would serve the new agriculture building and the existing buildings more efficiently and possibly for a longer period of time. Therefore, and assuming the availability of funding, this Feasibility Study recommends Option 1.

The IHS constructs sanitation facilities under the authority of Public Law 86-121. The Public Law authorizes only the construction of sanitation facilities for residential homes. However, the study findings will be entered into the IHS Sanitation Deficiency System (SDS) in the event funding from another agency/entity should become available.

GENERAL INFORMATION

The Lukachukai Chapter is located in northeastern Arizona in Apache County on Bureau of Indian Affairs Route 2, about 15 miles south of U.S. Highway 191 and BIA route 12 junction. The Lukachukai community lies in the western foothills of the Lukachukai Mountains with elevations ranging from 6,200 to 6,900 feet above sea level. Lukachukai has a trading post, a convenience store and a BIA Boarding School. Annual precipitation in the Lukachukai area is approximately 16-20 inches, and annual evaporation is approximately 49 inches. Temperatures range from 0 to 100 degrees Fahrenheit. Vegetation typically includes Rabbit-brush, Russian Thistle, Sagebrush, Pinon Pine and Juniper trees.

Most residents in the Lukachukai community earn income by farming, raising livestock, or employment at the local school, federal or Tribal government or light industrial jobs in Chinle or Tsalle. Existing homes range from very good within the school compound to poor in the rural areas. Most homes have electrical service provided by the NTUA and either utilizes propane heaters or wood stoves.

EXISTING SANITATION FACILITIES

Water Supply

The Lukachukai community water system currently serves 459 homes including 50 NHA HUD homes. The water system has two wells, one 500,000 gal water tank, and is linked to the Tsalle water system via the Tsalle-Lukachukai Transmission Line.

Well 11T-502, a shallow alluvial well was drilled by the Navajo Tribe. Well 11T-601, was constructed under IHS project NA-88-621.

The Lukachukai tank is the only operating tank. The Tsalle-Lukachukai Transmission line was constructed under Project NA-86-985. The Tsalle community water system was built by Economic Development Administration Projects 08-1-1082/08-2-12083 and expanded by IHS NA-73-106, NA-80-147, and NA-82-294. This system serves the Navajo Community College, including 64 homes; an elementary school, including 28 homes; a clinic; 92 homes in two FHA housing sites; 39 homes in two HUD housing sites; 14 homes in scattered locations; 28 residents of the Tsalle Peaks community, through Project NA-84-994; 79 homes on NA-94-L06 and 19 homes on the transmission line project and 68 homes on project NA-93-792. Currently in construction in the summer of 2003 are two Lukachukai Scattered Projects NA-01-N46, 28 homes and NA-01-B42, 22 homes. Eight of these homes were added on to the Tsalle transmission line. Water is supplied by four wells, which currently supply a total of 285 gpm.

Residents without community water services currently haul water from community windmills or neighboring homes. The dual utilization of community windmills for both livestock watering and domestic use creates conditions of poor water quality.

Sewage Disposal

The Lukachukai BIA boarding school has a 2-cell sewage lagoon and the 50-unit HUD site has a 3-cell lagoon. The Chapter House, Head Start, Veteran Building and Senior Citizen Building are served by a single cell lagoon. Homes with water service that are not connected to the community sewers have individual septic tank/drain-field systems. Residents without community water use pit privies for human waste disposal.

Solid Waste

Lukachukai has no permanent sanitary landfill. There is a community garbage bin located west of the Chapter House compound.

RECOMMENDED SANITATION FACILITIES

Water Supply – Option One and Option Two

Water supply facilities to be provided for both options include the following:

Right-of-way surveys, archeological survey, and design for all water main extensions and services.

Construction of approximately 350' feet of two-inch line.

Connections of 1 Chapter buildings to the Lukachukai community water system.

Sewage Disposal (Option 1)

Sewage disposal facilities to be provided include the following:

1. Right-of-way surveys, archaeological surveys, and design.
2. The construction of a 3-cell waste collection and disposal system.
3. Approximately 2,500 feet of 8-inch sewer main with 6 manholes.
4. Approximately 700 feet of 4-inch sewer service lines for 5 community buildings.

Sewage Disposal (Option 2)

Sewage disposal facilities to be provided include the following:

Installation of individual septic tank and drain-field systems for domestic waste disposal for 1 Building.

Solid Waste

No solid waste disposal facilities are proposed under this project.

Estimated Project Costs for Recommended Facilities

Table II provides a cost estimate of the facilities recommended in this Feasibility Study.

Table II Option 1
Estimated Cost of Recommended Facilities

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>UNIT COST</u>	<u>TOTAL COST</u>
<u>WATERLINE SUPPLY FACILITIES</u>				
ROW Surveying & Drafting	1	LS	\$8,000.00	\$ 8,000
Archeological Clearance	1	LS	7,000.00	7,000
Endangered Species Survey	1	LS	4,000.00	4,000
2" PVC Waterline - 200 psi	400	LF	4.25	1,700
ROW Clearing	400	LF	1.25	500
Pressure Testing	400	LF	0.50	200
Leak Repair	1	EA	600.00	600
2" Flush Valves	1	EA	500.00	500
1" House Service Line	1	EA	1,100.00	1,100
NECA Management & Crew Support	1	LS	17,000	17,000
<u>TOTAL - WATERLINE SUPPLY FACILITIES</u>				<u>\$ 40,600</u>
<u>SEWAGE DISPOSAL FACILITIES</u>				
8-inch Sewer line	2,500	LF	12.80	32,000
Pressure Testing-Sewer line	2,500	LS	3.44	8,600
Manholes	6	EA	2,800.00	16,800
Lagoon Earthwork (cut & fill)	6,500	CY	4.20	27,300
Lagoon Earthwork (cut & waste)	750	CY	4.00	3,000
Lagoon Plumbing	1	LS	22,000.00	22,000
Lagoon Sealing	1	LS	40,400.00	40,400
Lagoon Fencing	2000	LF	4.80	9,600
4-inch House Service	700	LF	4.00	2,800
NECA Management & Crew Support	1	LS	69,000	69,000
<u>TOTAL - SEWAGE DISPOSAL FACILITIES</u>				<u>\$ 231,500</u>

COST SUMMARY

TOTAL CONSTRUCTION COST **\$ 272,100**

SUBTOTAL	\$ 272,100
+ 10% Contingencies	<u>\$ 27,210</u>
SUBTOTAL	\$ 299,310
+ 15% SUPPORT SERVICES	<u>\$ 44,897</u>
SUBTOTAL	\$ 344,207
+ 3% NAVAJO NATION SALES TAX	<u>\$ 8,163</u>
SUBTOTAL	\$ 352,370
TOTAL PROJECT COST	\$ 352,370
TOTAL PROJECT COST (Rounded)	\$ 352,000
COST PER BUILDING	[#] \$ 70,474

Table II Option 2
Estimated Cost of Recommended Facilities

<u>ITEM</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>UNIT COST</u>	<u>TOTAL COST</u>
<u>WATERLINE SUPPLY FACILITIES</u>				
ROW Surveying & Drafting	1	LS	\$8,000.00	\$ 8,000
Archeological Clearance	1	LS	7000.00	7,000
Endangered Species Survey	1	LS	4,000.00	4,000
2" PVC Waterline - 200 psi	400	LF	4.25	1,700
ROW Clearing	400	LF	1.25	500
Pressure Testing	400	LF	0.50	200
Leak Repair	1	EA	600.00	600
2" Flush Valves	1	EA	500.00	500
1" House Service Line	1	EA	1,100.00	1,100
NECA Management & Crew Support	1	LS	17,000	<u>17,000</u>
TOTAL - WATERLINE SUPPLY FACILITIES				\$ 40,600
<u>SEWAGE DISPOSAL FACILITIES</u>				
Septic Tank & Drain field	1	EA	\$890.00	\$ 890
Drain field (Infiltrator)	300	LF	8.00	2,400
NECA Management & Crew Support	1	LS	1,410	<u>1,410</u>
TOTAL - SEWAGE DISPOSAL FACILITIES				\$ 4,700

COST SUMMARY

TOTAL CONSTRUCTION COST	\$ 45,100
SUBTOTAL	45,100
+ 10% Contingencies	<u>4,510</u>

SUBTOTAL	49,610
+ 15% SUPPORT SERVICES	<u>7,442</u>
SUBTOTAL	57,052
+ 3% NAVAJO NATION SALES TAX	<u>1,353</u>
SUBTOTAL	58,405
TOTAL PROJECT COST	<u>58,000</u>
TOTAL PROJECT COST (Rounded)	58,000
COST PER BUILDING	58,000

44

FEASIBILITY STUDY

**COMMUNITY WATER SUPPLY AND WASTE DISPOSAL FACILITIES
Lukachukai Ague-culture building Waterline and Sewage Disposal System**

**Lukachukai Chapter, Navajo Nation
Apache County, Arizona**

Indian Health Service

Public Law 86-121

Prepared By:

**Aaron Jones
Environmental Engineer
Division of Sanitation Facilities Construction
Chinle Service Unit**

Date

Reviewed By:

**Jeffrey Murray, P.E.
District Engineer, DSFC
Office of Environmental Health and Engineering
Fort Defiance Service Unit**

Date

Recommended By:

**Jeffrey J. Nolte, P.E.
Director and NEPA Coordinator
Office of Environmental Health and Engineering
Window Rock Area Office**

Date



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 668

Date & Time Received: 10/11/23 at 16:16

Date & Time of Response: 10/17/23 at 17:00

Entity Requesting FRF: Lukachukai Chapter

Title of Project: Community Septic Cleaning

Administrative Oversight: NNEPA - Surface and Ground Water Protection Department

Amount of Funding Requested: \$135,150

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

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

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

Other Comments: Please note that we have modified the requested expenditure code from 6.1 (Provision of Government Services) to 5.5 (Clean Water: Other Sewer Infrastructure) to be consistent with the Nation's other projects. In addition, 5.5 is a more favorable category because it is not limited by the amount of the Nation's lost revenue.

Name of DOJ Reviewer: Erika Pirotte

Signature of DOJ Reviewer: Erika R. Pirotte

Digitally signed by Erika R. Pirotte
Date: 2023.10.17 10:11:51 -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: LUKACHUKAI CHAPTER Date prepared: 3/24/23

Chapter's mailing address: PO BOX 248 LUKACHUKAI, AZ 86507 phone/email: (928) 797-2500
website (if any): lukachukai@navajochapters.org

This Form prepared by: PAULA S. BEGAY phone/email: (928) 266-7426
CHAPTER PRESIDENT psbegay@naataanli.org
CONTACT PERSON'S name and title CONTACT PERSON'S title

Title and type of Project: COMMUNITY SEPTIC TANK CLEANING

Chapter President: PAULA S. BEGAY phone & email: (928) 266-7426, psbegay@naataanli.org

Chapter Vice-President: CONNETTE BLAIR phone & email: (505) 382-8757, cblair@naataanli.org

Chapter Secretary: MARY ANN LEONARD phone & email: (928) 797-1081, mleonard@navajochapters.org

Chapter Treasurer: SAME AS ABOVE phone & email: _____

Chapter Manager or CSC: VACANT phone & email: _____

DDC/Chapter ASO: CHINLE/EDGERTON GENE phone & email: (928) 674-2251, egene@nndcd.org

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

Amount of FRF requested: \$135,150.00 FRF funding period: 4/1/23 - 12/13/26
Indicate Project starting and ending/boedine 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 Lukachukai Chapter will use the funds to assist 300 households with septic cleaning. The Lukachukai Chapter will receive applications from households needing septic tank cleaning. Once households are approved, the chosen vendor will travel to the house and do the services for the community member. The funds will be used to clean out household septic tanks that are in dire need of this service. The Lukachukai Chapter will ensure that the funds expended will address public health challenges that partly caused the unequal impact on the Navajo Nation.

document attached

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

Within the Lukachukai Chapter, a high number of residents have followed Navajo Nation Covid-19 guidelines and stayed home more than ever. With this, their septic tanks filled up quicker as the family stayed safe at home. Having the septic tank cleaned, the continuance of staying safe will be easier on the family.

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.

This project estimates the successful completion of approximately 12 a month and will obligate the funds no later than December 31, 2024 and will fully expend the funds no later than December 13, 2026.

document attached

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

DCD will be the oversight of the sub-recipient agreement with Lukachukai Chapter to complete the services needed to facilitate the septic tank cleaning.

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 home owner will be responsible for all preventive measures to ensure their septic tank cleaning lasts.

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. Septic tank cleaning addresses the conditions that contributed to poor public health and economic outcomes during the pandemic, namely concentrated areas with limited economic opportunity.

document attached

Part 3. Additional documents.

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

Resolution

Chapter Resolution attached

Part 4. Affirmation by Funding Recipient.

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

Chapter's Preparer:

Paula B. Broy
signature of Chapter Preparer

Approved by

Paula B. Broy
signature of Chapter Preparer

Approved by

[Signature]
signature of CSC

Approved by

[Signature]
signature of Chapter AS

Approved to submit for Review

[Signature]
signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2023

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>LUKACHUKAI COMMUNITY SEPTIC TANK CLEANING</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>Paula S. Begay</u>		Phone No.: <u>(928) 266-7426</u>		Email Address: <u>psbegay@naataanii.org</u>	
PART II. FUNDING SOURCE(S)		PART III. BUDGET SUMMARY		PART IV. POSITIONS AND VEHICLES	
NN Fiscal Recovery Funds	Fiscal Year / Term	Amount	% of Total	Fund Type Code	NNC Approved Original Budget
	4/1/23-12/31/26	135,150.00	100%		Proposed Budget
				2001 Personnel Expenses	
				3000 Travel Expenses	
				3500 Meeting Expenses	
				4000 Supplies	
				5000 Lease and Rental	
				5500 Communications and Utilities	
				6000 Repairs and Maintenance	135,150
				6500 Contractual Services	
				7000 Special Transactions	
				8000 Public Assistance	
				9000 Capital Outlay	
				9500 Matching Funds	
				9500 Indirect Cost	
				TOTAL	135,150.00
				TOTAL	135,150
				Total # of Positions Budgeted: <u>0</u>	
				Total # of Vehicles Budgeted: <u>0</u>	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY: <u>Jaron Charley, Department Manager</u>		APPROVED BY: <u>Arlyn Mitchell, Executive Director</u>			
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name			
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date			

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		LUKACHUKAI COMMUNITY SEPTIC TANK CLEANING								
Business Unit No.:	NEW	Program Name/Title:								
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:										
Chapter Resolution # LUK23-26: APPROVING THE LUKACHUKAI CHAPTER AMERICAN RESCUE PLAN ACT PROJECTS AND BUDGET IN ACORDANCE WITH DELEGATE REGION EQUAL DISTRIBUTION OF \$1,760,468.00.										
PART III. PROGRAM PERFORMANCE CRITERIA:										
1. Goal Statement:			1st QTR		2nd QTR		3rd QTR		4th QTR	
Assist registered voters in Rock Point Community with Septic Tank Cleaning	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
Program Performance Measure/Objective:										
Complete septic tank cleaning at the residents.	20		20		20		20		20	
2. Goal Statement:										
OEH to provide training on septic tank usage.										
Program Performance Measure/Objective:										
Training given for homeowners' and certificate given for attendance.			1						1	
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 Signature and Date					Arbin Mitchell, Executive Director					
Jaron Charley, Department Manager					Division Director/Branch Chief's Printed Name					
Program Manager's Printed Name					Division Director/Branch Chief's Signature and Date					

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2024

PART I. PROGRAM INFORMATION:		LUKACHUKAI COMMUNITY SEPTIC TANK CLEANING									
Business Unit No.:	NEW	Program Name/Title:									
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: Chapter Resolution # LUK23-26: APPROVING THE LUKACHUKAI CHAPTER AMERICAN RESCUE PLAN ACT PROJECTS AND BUDGET IN ACCORDANCE WITH DELEGATE REGION EQUAL DISTRIBUTION OF \$1,760,488.00.											
PART III. PROGRAM PERFORMANCE CRITERIA:		1st QTR		2nd QTR		3rd QTR		4th QTR			
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual		
1. Goal Statement:											
Assist registered voters in Rock Point Community with Septic Tank Cleaning											
Program Performance Measure/Objective:											
Complete septic tank cleaning at the residents.	20			20		20		20			
2. Goal Statement:											
OEH to provide training on septic tank usage.											
Program Performance Measure/Objective:											
Training given for homeowners and certificate given for attendance.				1				1			
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.											
				Arbin Mitchell/ Executive Director							
				Jaron Charley, Department Manager				Arbin Mitchell/ Executive Director			
				Program Manager's Printed Name				Division Director/Branch Chief's Printed Name			
				Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date			

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2025

PART I. PROGRAM INFORMATION:		Business Unit No.: <u>NEW</u>		Program Name/Title: <u>LUKACHUKAI COMMUNITY SEPTIC TANK CLEANING</u>	
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:					
Chapter Resolution # <u>LUK23-26: APPROVING THE LUKACHUKAI CHAPTER AMERICAN RESCUE PLAN ACT PROJECTS AND BUDGET IN ACORDANCE WITH DELEGATE REGION EQUAL DISTRIBUTION OF \$1,760,468.00.</u>					
PART III. PROGRAM PERFORMANCE CRITERIA:					
1. Goal Statement:	1st QTR	2nd QTR	3rd QTR	4th QTR	
Assist registered voters in Lukachukai Community with Septic Tank Cleaning	Goal	Actual	Goal	Actual	Goal
Program Performance Measure/Objective:					
Complete septic tank cleaning at the residents.	20	20	20	20	
2. Goal Statement:					
OEH to provide training on septic tank usage.					
Program Performance Measure/Objective:					
Training given for homeowners' and certificate given for attendance.		1			1
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 Signature and Date		Arbin Mitchell/ Executive Director		Division Director/Branch Chief's Printed Name	
Jaron Cherley, Department Manager					
Program Manager's Printed Name		Division Director/Branch Chief's Signature and Date			

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION: Program Name/Title: <u>LUKACHUKAI COMMUNITY SEPTIC TANK CLEANING</u>		Business Unit No.: <u>NEW</u>
PART II. DETAILED BUDGET:		
(A)	(B)	(U)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by MAJOR Subject Code (LOD 4)
6000	REPAIRS & MAINTENANCE	135,150
6200	EXTERNAL CONTRACTORS	
	6250 Waste Disposal	
		135,150
	TOTAL	135,150

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: NEW		PART II. Project Information							
Project Title: LUKACHUKAI COMMUNITY SEPTIC TANK CLEANING		Project Type: Septic Cleaning							
Project Description: Complete 300 Septic Cleaning for registered Lukachukal Residents.		Planned Start Date: 4/1/2023							
		Planned End Date: 12/13/2026							
		Project Manager: DCD							
Check one box:									
<input checked="" type="checkbox"/> Original Budget		<input type="checkbox"/> Budget Reallocation							
<input type="checkbox"/> Budget Revision		<input type="checkbox"/> Budget Modification							
PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.									
PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.									
	FY 2023				FY 2024				Expected Completion Date if project exceeds 8 FY Qtrs.
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	12/13/2026
4/1/23 - 3/31/24	O N D	J F M	A M J	J A S	O N D	J F M	A M J	J A S	O N D J F M
Complete documents for subcontractor									
164 Process									
4/1/23 - 8/30/23									
Complete listing of qualified households within the Lukachukal Chapter									
10/1/23 - 8/30/26									
Start and complete septic cleaning for residents.									
PART V.									
Expected Quarterly Expenditures	\$	\$	\$	\$	\$	\$	\$	\$	PROJECT TOTAL
					16,893.75	16,893.75	16,893.75	16,893.75	\$67,575.00

FOR OMB USE ONLY: Resolution No: _____

FAMS Set Up Date: _____

Company No: _____

OMB Analyst: _____



LUKACHUKAI CHAPTER
P. O. Box 248 Lukachukai, Arizona 86507
Telephone: (928)787-2500 Fax: (928) 787-2332
Email: lukachukai@navajochapters.org

Carl R. Slater, Council Delegate Paula S. Begay, President Connette Elair, Vice-President Mary Ann Leonard, Sec./Treasurer Larsen Nez, Grazing Comm.

LUK23-26

**RESOLUTION OF THE
LUKACHUKAI CHAPTER #036.**

**APPROVING THE LUKACHUKAI CHAPTER AMERICAN RESCUE PLAN ACT PROJECTS AND
BUDGET IN ACCORDANCE WITH DELEGATE REGION EQUAL DISTRIBUTION OF
\$1,760,468.00.**

WHEREAS:

1. Pursuant to Navajo Nation Council Resolution No. CJ-20-55, dated November 14, 1955, the Lukachukai Chapter is vested with authority and charged with the responsibility to promote, protect and preserve the interest and general welfare, including the health and safety of its community people; AND
2. The Indian Self-Determination Act (P.L. 93-638) of the U. S. Congress and Local Governance Initiatives entitles and support us, Navajo Indians, in initiating plans making decisions, recommendation, request, etc., according to our actual needs and desires; AND
3. The Lukachukai Chapter received confirmation from its Navajo Nation Council Delegate Carl R. Slater that the five (5) Chapters under his leadership will equally distribute the \$8,802,340.00, with Lukachukai Chapter allocation of \$1,760,468.00 for projects using the ARPA funds with budget amounts as follows:

PROJECTS DESCRIPTION	AMOUNT
a. Chapter Field House Renovation/Replacement Roof	\$ 87,150.00
b. Chapter House Renovation Roof	\$ 43,900.00
c. Public Employment Program/Illegal Trash Dumping Cleanup	\$ 400,000.00
d. Community Septic Tank Cleaning	\$ 135,150.00
e. Chapter Enclosed Track	\$ 449,685.00
f. Senior Center Renovation	\$ 107,767.66
g. Police Housing Water & Sewer Line Extension	\$ 144,000.00
h. Police Housing Powerline Extension	\$
i. Agriculture Building Water & Sewer Line Extension	\$ 419,848.00
j. Agriculture Building Powerline Extension	\$

NOW THEREFORE BE IT RESOLVED THAT:

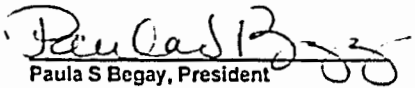
1. The Lukachukai Chapter hereby approves the American Rescue Plan Act projects and budget in accordance with Delegate Region Equal Distribution of \$1,760,468.00.
2. The Lukachukai Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable Federal and Navajo Nation Laws, Regulations, and Policies.

CERTIFICATION

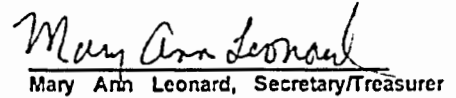
We, hereby certify the foregoing resolution was duly considered by the Lukachukai Chapter at a duly called Chapter Meeting at Lukachukai, Arizona at which a quorum was present and the same was passed by a vote of 17 in favor, 0 opposed, and 0 abstained on this 16th day of March, 2023.

Motion by: Miranda Haskie

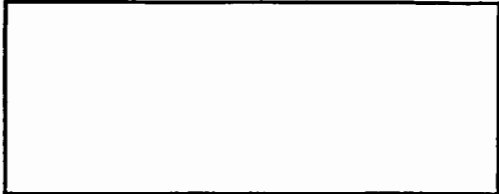
Second by: Ervin Begay


Paula S Begay, President


Connette Blair, Vice-President


Mary Ann Leonard, Secretary/Treasurer

Lukachukai Chapter
 PO Box 248 Lukachukai, AZ 86507
 Phone: (928)787-2500 Fax: (928)787-2332



SEPTIC CLEANING APPLICATION

Please print legibly and complete all fields

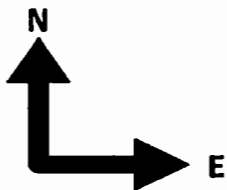
PERSONAL INFORMATION			
LAST NAME	FIRST NAME	CENSUS NUMBER	
SPOUSE		CENSUS NUMBER	
ADDRESS	CITY	STATE	ZIP CODE
CHAPTER	CELL PHONE NUMBER	MESSAGE NUMBER	
EMAIL ADDRESS:			
ARE YOU A REGISTERED VOTER OF THE NAVAJO NATION? <input type="checkbox"/> YES <input type="checkbox"/> NO			
HOMESITE LEASE (CHECK ONE BOX ONLY)			
<input type="checkbox"/> I have an approved and complete Homesite Lease <input type="checkbox"/> I am currently applying for a Homesite Lease <input type="checkbox"/> I do not have a Homesite Lease			
HOUSING INFORMATION			
TYPE OF STRUCTURE			
<input type="checkbox"/> House <input type="checkbox"/> Hogan <input type="checkbox"/> Other _____ <input type="checkbox"/> Mobile Home <input type="checkbox"/> Double Wide <input type="checkbox"/> Single Wide			
HOUSE CONDITION			
<input type="checkbox"/> Excellent <input type="checkbox"/> Good <input type="checkbox"/> Poor			
House Color: _____		House Size: _____	
No. of bedrooms? _____		No. of bathrooms? _____	
Number of people living in home? _____			
TYPE OF DWELLING:			
<input type="checkbox"/> Log <input type="checkbox"/> Brick <input type="checkbox"/> Stone <input type="checkbox"/> Cabin <input type="checkbox"/> Stucco <input type="checkbox"/> Modular Home <input type="checkbox"/> Wood Siding			
SEPTIC TANK INFORMATION			
What year was it installed? _____		Who installed the Septic Tank? _____	
When was the septic tank cleaned or drained? _____		Provide Date: _____	
Please provide a brief information, if you have any problems with the septic tank: _____			
Direction(s) to your residence: _____			
Name of Neighbor(s): _____			

LAST NAME:

FIRST NAME:

DRAW A MAP (LOCATION OF HOME)

Please draw a map of where you live and the best way to get there. Include house number, roads, neighbors, landmarks, etc. Be sure to label everything drawn and use the north arrow to orient your drawing.



PLEASE HAVE YOUR SEPTIC TANK UNCOVERED, EXPOSED AND CLEAN OF DERIS

To the best of my knowledge the above information is true and complete; I understand that the Lukachukai Chapter will use the information for service application and verification.

Print Name

Signature

Date:

ADMINISTRATIVE USE ONLY

Vendor: _____

Date of Service: _____

Address: _____

Amount: _____

Reference/Invoice Number: _____

Approved Denied Reason: _____

Chapter Administration

Date

**LUKACHUKAI CHAPTER
American Rescue Plan Act
SEPTIC TANK CLEANING LIST**

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**LUKACHUKAI CHAPTER
American Rescue Plan Act
SEPTIC TANK CLEANING LIST**

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**LUKACHUKAI CHAPTER
American Rescue Plan Act
SEPTIC TANK CLEANING LIST**

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**LUKACHUKAI CHAPTER
American Rescue Plan Act
SEPTIC TANK CLEANING LIST**

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**LUKACHUKAI CHAPTER
American Rescue Plan Act
SEPTIC TANK CLEANING LIST**

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TOTAL: 176 Applicants

**PUBLIC ANNOUNCEMENT
FOR LUKACHUKAI COMMUNITY**

LUKACHUKAI CHAPTER

**ACCEPTING APPLICATION
FOR SEPTIC TANK CLEANING
SERVICES**

FAXED
(WB) 7/25/23

**PLEASE PICKUP APPLICATION, FILL OUT
AND RETURN TO LUKACHUKAI
CHAPTER, ASAP.**

Deadline: August 2, 2023 @ 4pm

NAVAJO NATION

298

1/18/2024

Naa'bik'iyati' Committee Special Meeting

Amd# to Amd#

New Business: Item B. (MAIN)

PASSED

MOT James, V

#0015-24 - (MODIFIED)

SEC Arviso, S

Yeas : 16

Nays : 0

Excused : 4

Not Voting : 3

Yea : 16

Arviso, S

Claw, S

James, V

Simonson, G

Begay, H

Crotty, A

Johnson, C

Slater, C

Begay, N

Curley, C

Nez, A

Yanito, C

Charles-Newton, E

Daniels, H

Parrish, S

Yazzie, C

Nay : 0

Excused : 4

Simpson, D

Aseret, L

Nez, R

Notah, N

Not Voting : 3

Tolth, G

Tso, O

Jesus, B

Presiding Speaker: Damon, S