



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

May 4, 2023

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

*RE: CAP-09-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Regional Project Plan for Honorable Vince R. James Delegate Region (Chapter: Jeddito, Cornfields, Ganado, Kinlichee, Steamboat), to include Additional projects for this Delegate region.*

Dear Speaker Curley,

I am pleased to sign into law this resolution CAP-09-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable James's Delegate Region in the amount of \$560,000.

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

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

Now let's get to work!

Sincerely,

  
Dr. Buu Nygren, President  
THE NAVAJO NATION

RESOLUTION OF THE  
 NAVAJO NATION COUNCIL  
 25<sup>th</sup> NAVAJO NATION COUNCIL - FIRST YEAR, 2023

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;  
 AMENDING CD-61-22, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE  
 REGION PROJECT PLAN FOR HONORABLE VINCE R. JAMES' DELEGATE REGION  
 (CHAPTERS: JEDDITO, CORNFIELDS, GANADO, KINLICHEE, STEAMBOAT), TO  
 INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- B. The Naabik'iyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- D. Navajo Nation Council Resolution No. CD-61-22, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Vince R. James' Delegate Region (Chapter: Jeditio, Cornfields, Ganado, Kinlichee, Steamboat) be approved by a Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

SECTION TWO. FINDINGS

- A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY

PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.

B. CJN-29-22, Section Three, states, in part and among other things, that

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

5. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ initial eligibility determination. See CJN-29-22, Section Three (L) (5) and (L) (6).
- C. The Navajo Nation Council Resolution No. CD-61-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE VINCE R. JAMES' DELEGATE REGION (CHAPTERS: JEDDITO, CORNFIELDS, GANADO, KINLICHEE, STEAMBOAT), was signed into law by the President of the Navajo Nation on January 6, 2023.
- D. The CD-61-22, Section Four, states that:
1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164 (A) (17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- E. All additional projects listed in the Hon. Vince R. James' Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Vince R. James' Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- F. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Vince R. James' Delegate Region Chapters and communities to approve and adopt the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Vince R. James' Delegate Region (Chapters: Jeddito, Cornfields, Ganado, Kinlichee, Steamboat) as set forth in Exhibit A.

**SECTION THREE. AMENDING CD-61-22, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE VINCE R. JAMES' DELEGATE REGION (CHAPTERS: JEDDITO, CORNFIELDS, GANADO, KINLICHEE, STEAMBOAT), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION**

- A. The Navajo Nation hereby approves the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Vince R. James' Delegate Region (Chapters: Jeddito, Cornfields, Ganado, Kinlichee, Steamboat) 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**

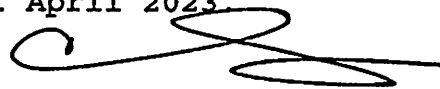
This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221(B), 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

**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 25<sup>th</sup> Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 21 in Favor, and 00 Opposed, on this 18<sup>th</sup> day of April 2023.



Honorable Crystalyne Curley, Speaker  
25<sup>th</sup> Navajo Nation Council

4/27/23


DATE

Motion: Honorable Helena Nez Begay  
Second: Honorable Shaandiin Parrish

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 MAY, 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**



**COUNCIL DELEGATE:** Delegate Vince R. James

**CHAPTERS:** Jeddito, Cornfields, Ganado, Kinlichee, Steamboat

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED in CD-61-22 on January 6, 2023				\$ 7,110,000.00
Division of Community Development	*Cornfields Chapter	Cornfields Chapter Hazard/Premium Pay for Employees	Division of Community Development	4.0	HK0230-2	\$ 40,000.00
Division of Community Development	*KinDahLichii Chapter	KinDahLichii Chapter Health Warehouse	Division of Community Development	6.1	HK0255	\$ 100,000.00
Division of Community Development	*KinDahLichii Chapter	KinDahLichii Chapter Combine Septic and Sewer Infrastructure	Division of Community Development	5.5	HK0254	\$ 420,000.00
		UN-ALLOCATED AMOUNT				\$ 1,132,340.00

<b>TOTAL:</b>	<b>\$ 8,802,340.00</b>
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\*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."

# **Cornfields Chapter**

## **Hazard/Premium Pay**





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 0230-2 [REISSUED]

Date & Time Received: 12/28/2022 18:23

Date & Time of Response: 01/03/2023 17:00; Reissued 3/1/2023 5:00 P.M.

Entity Requesting FRF: Cornfields Chapter Government

Title of Project: Hazard/ Premium Pay for Employees

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$40,000.00

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: 4. Premium Pay

**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:** DOJ is reissuing this initial eligibility determination in order to correct an error with the identified identified Administrative Oversight entity. We recommend that the Administrative Oversight entity for this expenditure plan be the Division of Community of Development rather than the Cornfields Chapter Government. In accordance with, Council resolution CJN-29-22, Section 3(E), "[t]he Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Departments, 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."

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Name of DOJ Reviewer: MacArthur Stant

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

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

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

**Part 1. Identification of parties.**

Governance-Certified Chapter requesting FRF: Cornfields Chapter Date prepared: 09/18/2022

Chapter's P.O. Box 478 phone & email: (928) 755-5912 aearle@nnchapters.org  
mailing address: Ganado, Arizona 86505 website (if any): \_\_\_\_\_

This Form prepared by: Alfreda Earle phone/email: (928) 755-5912 aearle@nnchapters.org  
Alfreda Earle, Chapter Manager (928) 755-5912 aearle@nnchapters.org  
*CONTACT PERSON'S name and title* *CONTACT PERSON'S info*

Title and type of Project: Hazard/Premium Pay for Employees

Chapter President: Morgan Cleveland, Sr. phone & email: (928) 755-5912

Chapter Vice-President: Wallace James, Jr. phone & email: (928) 755-5912 wjamesjr@naataanii.org

Chapter Secretary: Caleb Roanhorse phone & email: cr.horse@yahoo.com

Chapter Treasurer: Caleb Roanhorse phone & email: \_\_\_\_\_

Chapter Manager or CSC: Alfreda Earle phone & email: (928) 755-5912 aearle@nnchapters.org

DCD/Chapter ASO: Toni Mina phone & email: (928) 654-3933 tmina@nndcd.org

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

document attached

Amount of FRF requested: 40,000.00 FRF funding period: September 2022 - December 2026 9/1/22-12/31/26  
*indicate Project starting and ending/deadline date*

**Part 2. Expenditure Plan details.**

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

Funds will be use for hazard/premium pay for essential personnel whose duties are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. The project will provide hazard/premium pay retrospectively for work performed an any time since the start of the COVID-19 public health emergency. The expenditures set forth are necessary, since March 2020 we had essential workers who work to mitigating or responding to the COVID-19 pandemic.

document attached

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

Essential personnel worked the front lines throughout the COVID-19 pandemic to help mitigate and responded to the emergency crises.

document attached

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

**APPENDIX A**

The project will have funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026.

document attached

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

Cornfields Chapter.

document attached

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

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:

This project is covered under Expenditure Category 4.1 Premium Pay: Public Sector Employees.

document attached

**Part 3. Additional documents.**

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

Expenditure Categories Table Indicating 4.1. Chapter Resolution.

Chapter Resolution attached

**Part 4. Affirmation by Funding Recipient.**

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

Chapter's Preparer: Stephane E. A. B.  
signature of Preparer/CONTACT PERSON

Approved by: Nyan Chantel Sr.  
signature of Chapter President (or Vice-President)

Approved by: Stephane E. A. B.  
signature of Chapter Manager or CSC

Approved by: Sarah J.  
signature of DCD Chapter ASO

Approved to submit for Review: 6-21-11/1/2022  
signature of DCD Director

FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

Page \_\_\_ of \_\_\_  
BUDGET FORM 1

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Cornfields Chapter Hazard/Premium Pay for Employees</u>		Division/Branch: <u>DCD</u>				
Prepared By: <u>Alfreda Earle</u>		Phone No.: <u>(928) 755-5912</u>		Email Address: <u>aearle@nnchapters.org</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	9/1/22-12/31/26	40,000.00	100%	2001 Personnel Expenses	6	Att	40,000.00	40,000.00
				3000 Travel Expenses	Att			Att
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	6	Att	40,000	40,000
				9000 Capital Outlay	Att	Att	Att	Att
				9500 Matching Funds				
				9500 Indirect Cost				
TOTAL:						\$0.00	40,000.00	40,000.00
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:				\$40,000.00	100%			
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Alfreda Earle</u>			APPROVED BY: <u>Paula Williams</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
<u>Alfreda Earle</u>			<u>Paula Williams 11.1.22</u>					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					



FY 2023

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

Page \_\_\_ of \_\_\_  
BUDGET FORM 2

PART I. PROGRAM INFORMATION:									
Business Unit No.: <u>        </u> <u>New</u>			Program Name/Title: <u>Cornfields Chapter Hazard/Premium Pay for Employees</u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
Provide premium/hazard pay for essential workers									
Program Performance Measure/Objective:									
Pay premium/hazard pay to essential workers who worked throughout the COVID-19 Emergency								7	
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.									
<u>Alfreda Earle</u> Program Manager's Printed Name				<u>Realyellona</u> Division Director/Branch Chief's Printed Name					
<u>Alfreda Earle</u> Program Manager's Signature and Date				<u>Realyellona 11.1.22</u> Division Director/Branch Chief's Signature and Date					

FY 2003

THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION

Page      of       
BUDGET FORM 4

PART I. PROGRAM INFORMATION: Cornfields Chapter He Zaid / Permun Bay Business Unit No.:      New       
Program Name/Title: for employees

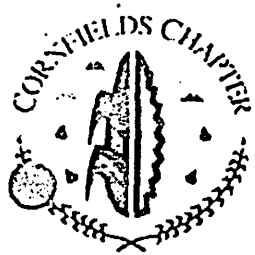
PART II. DETAILED BUDGET:		(C)	(D)
(A)	(B)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)		
2001 2710 AKK	<p><i>Personnel Expense AKK</i></p> <p><i>Regular Pay - Lump Sum AKK</i></p> <p><i>2750 Hazard Pay - Lump Sum AKK</i></p> <p>1 Staff at 12,000</p> <p>1 Staff at 8,000</p> <p>2 Staff at 5,000 ea</p> <p>4 Staff at 2,500 ea.</p>	40,000	40,000
<b>TOTAL</b>		40,000	40,000

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I. Business Unit No.:</b> <u>New</u>															<b>PART II. Project Information</b>																																												
Project Title: <u>Cornfields Chapter: Hazard/Premium Pay for Employees</u>															Project Type: <u>Hazard/Premium Pay</u>																																												
Project Description <u>Delegate Regional Projects Plan</u>															Planned Start Date: <u>5/1/2023</u>																																												
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification															Planned End Date: <u>9/30/2026</u>																																												
Project Manager: <u>Div of Community Development</u>																																																											
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.															<b>PART IV.</b> Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.																																												
															Expected Completion Date if project exceeds 8 FY Qtrs.																																												
															FY <u>2023</u>															FY <u>2024</u>															Date <u>2026</u>														
															1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date																				
															O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M															
Setting Up Business Units - OMB																																																											
Procurement (Bidding, Contracts)																																																											
Labor and Construction Phase																																																											
Project Close Outs																																																											
<b>PART V.</b>															\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL																				
Expected Quarterly Expenditures																																																											

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





# CORNFIELDS CHAPTER

P.O. Box 478, Ganado, Arizona 86505 – PH# (928) 755-5912 – FAX# (928) 755-5917  
Email: [cornfields@navajochapters.org](mailto:cornfields@navajochapters.org) Website: [cornfields.navajochapters.org](http://cornfields.navajochapters.org)

Page 1  
CF-SEPT2022-059

## RESOLUTION OF THE CORNFIELDS CHAPTER

Approve and Request the Navajo Nation Office of the President and Vice-President, the Naabik'iyati' Committee, Navajo Nation Council, and the Budget and Finance Committee to Support and Approve the Cornfields Chapter Expenditure Plans for: Powerline Project, Community/Veterans Fencing Project, Assistance, Home Renovation/Improvement Project, Housing Projects, Technology Equipment, Medical Supply Storage Building and Special Duty/Premium Pay.

### WHEREAS:

1. Cornfields Chapter is a recognized as certified chapter of the Navajo Nation and is vested with the authority and responsible to plan and implement all things that are in the best interest of its community; and
2. Cornfields Chapter realize that pursuant to CAP-34-98, the Local Governance Act allows all chapters to make decisions over local matters; this authority will improve community decision making, allow communities to excel and flourish, enabling Navajo Nation leaders to lead towards a prosperous future of its community; and improve the strength and sovereignty of the Navajo Nation; and
3. Cornfields Chapter is delegated to act within its authority to review all local matters affecting the Community members consistent with Navajo Nation law, including custom and tradition with compel the Chapter to govern with responsibility and accountability to the community members; and
4. Cornfields Chapter, at its recent Planning Meeting on August 02, 2022 discussed the Navajo Nation Fiscal Recovery Funds; and
5. Cornfields Chapter, knows that the Fisceal Recovery Funds are specifically intend to respond to the COVID-19 public health emergency and its negative economic impacts, including assistance to households, and respond to workers performing essential work during the COVID-19 public health emergency by providing hazard and premium pay to eligible workers, and make necessary investments in water, sewer, and/or broadband infrastructure; and
6. Pursuant to CJN-29-22 the Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects. Cornfields Chapter would like to exercise its LGA authority to receive the Navajo Nation Fiscal Recovery Fund and manage the projects; and

Approved by the Cornfields Chapter Council on September 15, 2022. President: [Name], Vice-President: [Name], Secretary: [Name], Treasurer: [Name], Council Members: [List of Names].  
Cornfields Chapter Council Meeting - [Date] - [Location] - [Time] - [Address]



# CORNFIELDS CHAPTER

P.O. Box 478, Ganado, Arizona 86505 – PH# (928) 755-5912 – FAX# (928) 755-5917

Email: [cornfields@navajochapters.org](mailto:cornfields@navajochapters.org) Website: [cornfields.navajochapters.org](http://cornfields.navajochapters.org)

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CF-SEPT2022-059

7. Cornfields Chapter believes it is in the best interest of the community and its chapter to support and approve the Cornfields Chapter Expenditure Plans for the benefit of its community, especially during the on-going COVID-19 pandemic.

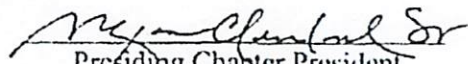
## NOW THEREFORE BE IT RESOLVED THAT:

The Cornfields Chapter hereby approves and request the Navajo Nation Office of the President and Vice-President, the Naabik'iyati' Committee, Navajo Nation Council, and the Budget and Finance Committee to Support and Approve the Cornfields Chapter Expenditure Plans for: Powerline Project, Community/Veterans Fencing Project, Assistance, House Renovation/Improvement Project, Housing Projects, Technology Equipment, Medical Supply Storage Building and Special Duty/Premium Pay.

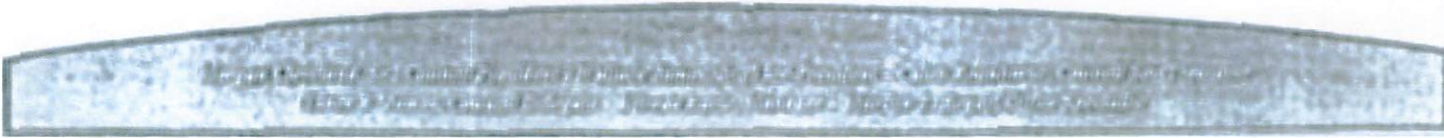
Furthermore, the Cornfields Chapter would like to exercise its LGA authority to receive the Navajo Nation Fiscal Recovery Fund and manage the projects.

## CERTIFICATION

I hereby certify that the Cornfields Chapter duly considered the foregoing resolution at a duly called meeting at Cornfields Chapter, Navajo Nation (ARIZONA) at which a quorum was present and was passed by a vote of 10 in favor, 00 opposed and 07 abstained on this 12<sup>th</sup> day of September 2022.

  
 Presiding Chapter President  
 CORNFIELDS CHAPTER

Motion: Mr. Murray Lee  
 Second: Mr. Bennett Dineyazhe



# **Kim Dah Lichi Chapter**

## **Health Warehouse**



**NAVAJO NATION DEPARTMENT OF JUSTICE**  
**OFFICE OF THE ATTORNEY GENERAL**

DOREEN N. MCPAUL  
Attorney General

KIMBERLY A. DUTCHER  
Deputy Attorney General

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

RFS/HK Review #: HK0255

Date & Time Received: 12/5/2022 at 08:55

Date & Time of Response: 12 December, 2022; 1:57 pm

Entity Requesting FRF: Kin Dah Lichii Chapter

Title of Project: Health Warehouse

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$100,000

**Eligibility Determination:**

- FRF eligible  
 FRF ineligible  
 Additional information requested

**FRF Eligibility Category:**

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

U.S. Department of Treasury Reporting Expenditure Category: 6.1, Provision of Government Services

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

- |  |  |
|--|--|
| <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: \_\_\_\_\_

Signature of DOJ Reviewer:  \_\_\_\_\_

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

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

**Part 1. Identification of parties.**

Governance-Certified Chapter requesting FRF: Kin Dah Lichii Chapter Date prepared: 10/3/22

Chapter's mailing address: PO Box 860 St. Micheals, AZ phone & email: 9287553821  
website (if any): kinlichee@navajochapters.org

This Form prepared by: Maybelle Kelewood phone/email: 9287553821  
maybelle.kelewood@nnchapters.org Chapter Manager  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Health Warehouse

Chapter President: Larry President phone & email: (928)309-9712

Chapter Vice-President: Alfred James phone & email: (928)797-5192

Chapter Secretary: Mike Tsosie phone & email: (928)206-1950

Chapter Treasurer: Mike Tsosie phone & email: (928)206-1950

Chapter Manager or CSC: MKelewood phone & email: (928)755-3821

DCD/Chapter ASO: Dilcon phone & email: (928)654-3933

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

Amount of FRF requested: \$100,000 FRF funding period: 11/1/2023 - 11/1/2026  
Indicate Project starting and ending/deadline date

**Part 2. Expenditure Plan details.**

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

The Kin Dah Lichii community is requesting for funds to purchase a fabricated warehouse which will have two bays one will house the heavy equipment and the other bay will be used as a storage for PPE and COVID related materials. Kin dah lichii chapter administration is still receiving requests for PPEs and referrals from local hospitals.  
 document attached

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

The warehouse is a multi purpose building for storage for heavy equipment and PPEs for the community members.  
 document attached

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

**APPENDIX A**

The estimated time frame is to purchase the fabricated building before or after May 20, 2024 and the chapter needs to build the foundation and then installed the building. The company will installed the building.

document attached

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

The responsible party will the KinDah Lichii Chapter Administration, Chapter Planner, Chapter Officials and other construction crew.

document attached

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

The Chapter Administration, Chapter Planner, Chapter Officials. Possibly the company assisting to installed the 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:

1.5 and 1.8 storage and providing PPEs and isolation room.

document attached

**Part 3. Additional documents.**

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

Chapter resolution

Chapter Resolution attached

**Part 4. Affirmation by Funding Recipient.**

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

Chapter's Preparer:   
signature of Preparer/CONTACT PERSON

Approved by:  11/04/2022  
signature of Chapter President (or Vice President)

Approved by:   
signature of Chapter Manager or CSC

Approved by:  11/04/22  
signature of DCD Chapter ASO

Approved to submit for Review:  NMFPO  
signature of DCO Director

**PART I.** Business Unit No.: New Program Title: Kin San Lichee Chapter Health Warehouse Division/Branch: Division of Community Development / Executive

Prepared By: Mkelewood Phone No.: (928)755-3821 Email Address: kinlichee@nnchapters.org

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A)	(B)	(C)
						NNC Approved Original Budget	Proposed Budget	Difference or Total
CJN-29-22 ARPA FUNDS	2023	100,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	6	<del>100,000</del>	<del>100,000</del>	<del>100,000</del>
				9000 Capital Outlay	6 M	0	100,000 M	100,000 M
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		<del>100,000.00</del>	100,000.00	100,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0 kw	0 kw	
				Total # of Vehicles Budgeted:		0 kw	0 kw	
TOTAL:				\$100,000.00	100%			

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

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

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

Sonlatsa Jim-Martin Program Manager's Signature and Date 11.4.22 Division Director / Branch Chief's Signature and Date



FY 2023  
AK

THE NAVAJO NATION  
 PROGRAM PERFORMANCE CRITERIA

Page \_\_\_ of \_\_\_  
 BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: New AK

Program Name/Title: Kin Dah Lichii' chapter : Health Warehouse AK

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

PART III. PROGRAM PERFORMANCE CRITERIA:

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

1. Goal Statement:

Warehouse to house health supplies and Heavy Equipment AK

Program Performance Measure/Objective:

To be utilized to store PPE & COVID supplies and chapter

								1	
--	--	--	--	--	--	--	--	---	--

2. Goal Statement:

Heavy Equipment AK

AK

Program Performance Measure/Objective:

--	--	--	--	--	--	--	--	--	--

3. Goal Statement:

Program Performance Measure/Objective:

--	--	--	--	--	--	--	--	--	--

4. Goal Statement:

Program Performance Measure/Objective:

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5. Goal Statement:

Program Performance Measure/Objective:

--	--	--	--	--	--	--	--	--	--

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

James Adalcan, Deputy Director

Program Manager's Printed Name

Calvin Castillo, Executive Director

Division Director/Branch Chief's Printed Name

Program Manager's Signature and Date

Division Director/Branch Chief's Signature and Date

FY 2023  
*Att*

THE NAVAJO NATION  
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Kin Duh Lichit'i chapter: Health Warehouse <i>Att</i></u>		Business Unit No.: <u>New <i>Att</i></u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
9000 9050 <sup>MA</sup> <i>Att</i>	Capital Outlay <i>Att</i> Building <i>Att</i> 9052 Buildings <i>Att</i>	100,000 <i>Att</i>	100,000 <i>Att</i>
TOTAL		100,000 -	100,000 -

*Att* *Att*

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I. Business Unit No.:</b> <u>New</u>															<b>PART II. Project Information</b> KinDahLichii Chp: Health Warehouse Project Type: <u>Warehouse</u> Planned Start Date: <u>5/1/2023</u> Planned End Date: <u>9/30/2026</u> Project Manager: <u>Div of Community Development</u>																		
Project Title: <u>Kin Dah Lichii Chapter: Health Warehouse</u>																																	
Project Description <u>Delegate Regional Projects Plan</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																																	
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.	<b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																																
	FY <u>2023</u>												FY <u>2024</u>						Expected Completion Date if project exceeds 8 FY Qtrs. Date <u>2026</u>														
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.											
	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M			
	Setting Up Business Units - OMB Procurement (Bidding, Contracts) Labor and Construction Phase Project Close Outs																																
<b>PART V.</b> Expected Quarterly Expenditures	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL								
							10%																					100%					

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

# KIN DAH LICHII" CHAPTER

Mr. Larry Curtis  
PRESIDENT

Mr. Alfred James  
VICE PRESIDENT

Mr. Mike Tesse  
SECRETARY/TREASURER



Mr. Vince R. James  
COUNCIL DELEGATE

Mr. Edward David  
GRAZING OFFICIAL

Maybelle Kelewood  
CHAPTER MANAGER

VACANT  
Administrative Assistant

KDLC 09-058-2022

**RESOLUTION OF THE KINDAHLICHII CHAPTER**  
**RESPECTFULLY REQUESTING THE NAVAJO NATION DIVISION OF COMMUNITY DEVELOPMENT,**  
**OFFICE OF THE NAVAJO PRESIDENT, VICE PRESIDENT, OFFICE OF THE SPEAKER AND THE**  
**NAVAJO NATION COUNCIL FOR ALLOCATION OF AMERICAN RELIEF PROTECTION ACT FUNDS**  
**FOR INFRASTRUCTURE DEVELOPMENT AND TO ADDRESS OTHER KINDAHLICHII CHAPTERS**  
**COMMUNITY UNMET/UNFUNDED NEEDS (EXHIBIT B)**

**WHEREAS.**

1. Kindahlichii Chapter is government certified pursuant to 26 NNC, Section 102(B) which permits the Kindahlichii Chapter to exercise local governance authorities contained within the 26 NNC, Section 103; and
2. The Kindahlichii Chapter pursuant to 26 N.N.C., Section 1(B) is vested with the authority to review all matters affecting the community and to make appropriate decisions when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. The Navajo Nation continues to experience the on going COVID-19 epidemic and has not fully recovered. It is for the reason for recovery efforts from the pandemic the United State President authorized American Relief Funds; and
4. The American Relief Protection Act funds are recommended to be used for Infrastructure Development for which KinDahLichii Chapter identified powerline and water line extensions to continue. Bathroom additions to home which do not have electricity or running water.
5. The KinDahLichii Chapter identified some priority projects for which it is seeking funds;
  1. Head start Building construction cost, 2. Paving the Chapter Parking Lot, 3. Purchase warehouse.
6. The Head Start was built in 1963 and has been cited for deficiencies as not meeting the environmental health safety standards requiring constant or continuous repairs.
7. The Kin Dah Lichii Chapter community has many projects and there should be kept as part of the equal distribution at \$1.7 million as earmarked for Kin Dah Lichee Chapter.
8. The American Relief Protection Act should be directed to benefit the Kin Dah Lichee Chapter community members.

**NOW THEREFOR BE IT RESOLVED THAT:**

Kin Dah Lichii requests the Navajo Nation Division of Community Development, Office of the President and Vice President, Office of the Speaker and the Navajo Nation Council to allocate

the \$1.7 million for Infrastructure Development to address Kin Dah Lichii Chapter community  
summer/unfunded needs.

### CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Kin Dah Lichii  
Chapter at a duly call meeting at which a quorum was present and that same was approved by a  
vote of 6 in favor, 0 opposed and 1 abstained on this 30<sup>th</sup> day of September, 2022.

SECONDED. *Alfred James*

*Alfred James*  
Alfred James, Vice-President

Edward David, Grazing Official

MOTION: *Mike Traou*

*Mike Traou*  
Larry Curtis, Sr., President

Mike Tsosie, Secretary/Treasurer

**Kim Dah Lichii Chapter  
Septic and Sewer  
Infrastructure**



**NAVAJO NATION DEPARTMENT OF JUSTICE  
OFFICE OF THE ATTORNEY GENERAL**

DOREEN N. MCPAUL  
Attorney General

KIMBERLY A. DUTCHER  
Deputy Attorney General

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

RFS/HK Review #: HK0254

Date & Time Received: 12/05/22 8:45

Date & Time of Response: 12/12/2022 3:00 PM

Entity Requesting FRF: Kin Dah Lichii Chapter

Title of Project: Combine Septic and Sewer Infrastructure

Administrative Oversight: Division of Community Development

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

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**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:** \_\_\_\_\_

**Name of DOJ Reviewer:** Navalyn R. Platero

**Signature of DOJ Reviewer:** 

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



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

**Part 1. Identification of parties.**

Governance-Certified Chapter requesting FRF: Kin Dah Lichii Chapter Date prepared: 10/3/22

Chapter's PO Box 860 phone & email: 9287553821  
mailing address: St. Micheals, AZ website (if any): kinlichee@navajochapters.org

This Form prepared by: Maybelle Kelewood phone/email: 9287553821  
maybelle.kelewood@nnchapters.org Chapter Manager  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Combine septic and sewer infrasture

Chapter President: Larry Curtis, Sr. phone & email: (928)309-9712

Chapter Vice-President: Alfred James phone & email: (928)797-5192

Chapter Secretary: Mike Tsosie phone & email: (928)206-1950

Chapter Treasurer: Mike Tsosie phone & email: (928)206-1950

Chapter Manager or CSC: Maybelle Kelewood phone & email: (928)755-3821

DCD/Chapter ASO: Eunice Begay phone & email: (928) 653-9333

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

document attached

Amount of FRF requested: \$420,000 FRF funding period: 1/1/2023 - 1/1/2026  
Indicate Project starting and ending/deadline date

**Part 2. Expenditure Plan details.**

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

The Kin Dah Lichii Chapter is requesting for funds to provide septic services for our constituents that are requesting for septic tank cleaning services. The chapter will work with the specialized contractors to provide the service, which might also include new connections or other parts of the PVC, that might have to be replaced. This job will also include hauling waste and debris from the job site. To ensure that clean water is available for use and safe to use.

document attached

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

75% of the Kin Dah Lichii community constituents have running water. 50% have had running water for the past ten years and are now at the stage for the septic tanks to be clean. We do solicit for community residents list of names and we will invite other members to submit their names for these types of service requests.

document attached

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

The estimated time frame is to implement this project will be the December 1, 2022 - 2026.  
 document attached

(d) Identify who will be responsible for implementing the Program or Project:  
The Kin Dah Lichii Chapter Administration, Planner, chapter officials will coordinate the Gallup Septic tank services along with Chinle Speedy Septic Tank Service.  
 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 Kin Dah Lichii Chapter Planner, chapter officials will coordinate and specialize compliance.  
 document attached

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

Part 3. Additional documents.

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

Update resolution, budget form and resolution. Will obtain quotations.  
 Chapter Resolution attached

Part 4. Affirmation by Funding Recipient.

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

Chapter's Preparer: [Signature] Approved by: [Signature] 11/04/2022  
signature of Preparer/CONTACT PERSON signature of Chapter President (or Vice-President)  
Approved by: [Signature] Approved by: [Signature] 11/04/22  
signature of Chapter Manager or CSC signature of DCD/Chapter ASO  
Approved to submit for Review: [Signature] MFRFO  
signature of DCD Director

PART I. Business Unit No.: <u>New</u> Program Title: <u>Kin Bah Lichi Chapter Septic and Sewer Infrastructure</u> Division/Branch: <u>Division of Community Development</u> Prepared By: <u>Mkelewood</u> Phone No.: <u>(928)755-3821</u> Email Address: <u>kinlichee@nnchapters.org</u> <i>Executive</i>								
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
CJN-29-22 ARPA FUNDS	2023	420,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	lp	420,000.00	420,000	420,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
TOTAL						<del>\$420,000.00</del>	420,000.00	420,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0 kw	0 kw	
				Total # of Vehicles Budgeted:		0 kw	0 kw	
TOTAL:				\$420,000.00	100%			
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Sonlatsa Jim-Martin, ASC Department Manager</u>				APPROVED BY: <u>Dr. Pearl Yellowman, Executive Director</u>				
<i>Sonlatsa Jim</i> 11-04-22				<i>Pearl Yellowman</i> 11.4.22				
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date				

FY 2023  
AK

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:

Business Unit No.: New AK

Program Name/Title: Kinlichee combine septic & sewer Infrastructure  
AK

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

PART III. PROGRAM PERFORMANCE CRITERIA:

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

1. Goal Statement:

Provide Septic Tank Services to the Kin Dah Lichee Community AK

Program Performance Measure/Objective:

Assist 700 community members with septic tank maintenance AK

175		175		175		175	
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2. Goal Statement:

Program Performance Measure/Objective:

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3. Goal Statement:

Program Performance Measure/Objective:

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4. Goal Statement:

Program Performance Measure/Objective:

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5. Goal Statement:

Program Performance Measure/Objective:

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

James Adakai, Deputy Director  
Program Manager's Printed Name

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

\_\_\_\_\_  
Program Manager's Signature and Date

\_\_\_\_\_  
Division Director/Branch Chief's Signature and Date

FY 2023  
*AK*

THE NAVAJO NATION  
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Kinlchee Combine Septic &amp; Sewer Infrastructure</u>		Business Unit No.: <u>105001</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
<i>8000 AK</i> <i>8500 AK</i>	<i>Provide Assistance AK</i> <i>Infrastructure (non cap) AK</i> <i>8550 water/wastewater AK</i> Contractor for septic tank services 700 community members x \$600 for septic tank cleaning	420,000	<i>420,000 AK</i>
TOTAL		420,000	420,000

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I.</b> Business Unit No.: <u>New</u>															<b>PART II.</b> <b>Project Information</b>																
Project Title: <u>Kin Dah Lichii Chapter: Combine Septic and Sewer Infrastructure</u>															KinDahLichii Chp: Combine Septic and Sewer																
Project Description <u>Delegate Regional Projects Plan</u>															Project Type: <u>Septic and Sewer</u>																
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification															Planned Start Date: <u>5/1/2023</u>																
															Planned End Date: <u>9/30/2026</u>																
															Project Manager: <u>Div of Community Development</u>																
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.		<b>PART IV.</b> Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.																				Expected Completion Date if project exceeds 8 FY Qtrs.									
		FY <u>2023</u>										FY <u>2024</u>										Date <u>2026</u>									
		1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.								
		O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M
Setting Up Business Units - OMB																															
Procurement (Bidding, Contracts)																															
Labor and Construction Phase																															
Project Close Outs																															
<b>PART V.</b>		\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL					
Expected Quarterly Expenditures								10%																		90%			100%		

**FOR OMB USE ONLY:**    Resolution No: \_\_\_\_\_    FMIS Set Up Date: \_\_\_\_\_    Company No: \_\_\_\_\_    OMB Analyst: \_\_\_\_\_

# KIN DAH LICHII" CHAPTER

Mr. Larry Curtis  
PRESIDENT

Mr. Alfred James  
VICE PRESIDENT

Mr. Mike Tsoste  
SECRETARY/TREASURER



Mr. Vince R. James  
COUNCIL DELEGATE

Mr. Edward David  
GRAZING OFFICIAL

Moybelle Kelewood  
CHAPTER MANAGER

vacant  
Administrative Assistant

KDLC 09-058-2022

**RESOLUTION OF THE KINDAHLICHII CHAPTER**  
**RESPECTFULLY REQUESTING THE NAVAJO NATION DIVISION OF COMMUNITY DEVELOPMENT,**  
**OFFICE OF THE NAVAJO PRESIDENT, VICE PRESIDENT, OFFICE OF THE SPEAKER AND THE**  
**NAVAJO NATION COUNCIL FOR ALLOCATION OF AMERICAN RELIEF PROTECTION ACT FUNDS**  
**FOR INFRASTRUCTURE DEVELOPMENT AND TO ADDRESS OTHER KINDAHLICHII CHAPTERS**  
**COMMUNITY UNMET/UNFUNDED NEEDS (EXHIBIT B)**

**WHEREAS.**

1. Kindahlichii Chapter is government certified pursuant to 26 NNC, Section 102(B) which permits the Kindahlichii Chapter to exercise local governance authorities contained within the 26 NNC, Section 103; and
2. The Kindahlichii Chapter pursuant to 26 N.N.C., Section 1(B) is vested with the authority to review all matters affecting the community and to make appropriate decisions when necessary and make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. The Navajo Nation continues to experience the on going COVID-19 epidemic and has not fully recovered. It is for the reason for recovery efforts from the pandemic the United State President authorized American Relief Funds; and
4. The American Relief Protection Act funds are recommended to be used for Infrastructure Development for which KinDahLichii Chapter identified powerline and water line extensions to continue. Bathroom additions to home which do not have electricity or running water.
5. The KinDahLichii Chapter identified some priority projects for which it is seeking funds; 1. Head start Building construction cost, 2. Paving the Chapter Parking Lot, 3. Purchase warehouse.
6. The Head Start was built in 1963 and has been cited for deficiencies as not meeting the environmental health safety standards requiring constant or continuous repairs.
7. The Kin Dah Lichii Chapter community has many projects and there should be kept as part of the equal distribution at \$1.7 million as earmarked for Kin Dah Lichee Chapter.
8. The American Relief Protection Act should be directed to benefit the Kin Dah Lichee Chapter community members.

**NOW THEREFOR BE IT RESOLVED THAT:**

Kin Dah Lichii requests the Navajo Nation Division of Community Development, Office of the President and Vice President, Office of the Speaker and the Navajo Nation Council to allocate

the \$1.7 million for Infrastructure Development to address Kin Dah Lichii Chapter community unmet/unfunded needs.

### CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Kin Dah Lichii Chapter at a duly call meeting at which a quorum was present and that same was approved by a vote of 6 in favor, 0 opposed and 1 abstained on this 30<sup>th</sup> day of September, 2022.

MOTION: Mike Tsosie

Larry Curtis  
Larry Curtis, Sr., President

Mike Tsosie  
Mike Tsosie, Secretary/Treasurer

SECONDED. Alfred James

Alfred James  
Alfred James, Vice-President

Edward David  
Edward David, Grazing Official



**NAVAJO NATION**

69

4/18/2023

Navajo Nation Council Spring Session

10:30:58 AM

**Amd# to Amd#**

**Consent Agenda: Legislation's**

**PASSED**

MOT Begay, H

0014-23, 0017-23, 0022-23,

SEC Parrish, S

0036-23, 0037-23, 0064-23,  
and 0050-23

**Yeas : 21**

**Nays : 0**

**Excused : 2**

**Not Voting : 0**

**Yea : 21**

Arviso, S

Damon, S

Nez, R

Slater, C

Aseret, L

Daniels, H

Notah, N

Tolth, G

Begay, H

James, V

Parrish, S

Tso, O

Begay, N

Johnson, C

Simonson, G

Yanito, C

Charles-Newton, E

Nez, A

Simpson, D

Yazzie, C

Claw, S

**Nay : 0**

**Excused : 2**

Jesus, B

Crotty, A

**Not Voting : 0**

**Presiding Speaker: Curley, C**