



DR. BUU NYGREN *PRESIDENT*
RICHELLE MONTOYA *VICE PRESIDENT*

The Navajo Nation | Yideeskáądi Nitsáhákees

March 22, 2023

TRANSMITTAL

TO : Calvin Castillo, Executive Director
 Division of Community Development (DCD)

FROM : *CMS*
 Cordell Shortey, Contracting Officer
 Contracts & Grants Section (CGS) / OMB

SUBJECT : Chinle Chapter House - ARPA Funds Allocated to Delegate Claw Region

I. Information on Contract (per Original Award):

Chinle Chapter House	U.S. Treasury American Recovery Plan Act (ARPA)		21.027
Title of Contract	Funding Agency		CFDA No. - Federal
CD-70-22	\$ 1,756,490.00	2022	03/11/2021 to 12/31/2026
Grant No.	Amount	Fiscal Year	Term - Begin and End Date

II. Data Entered in FMIS Regarding:

- New Contract or Grant Company No. 8059 Business Unit (K#) K211578 - K211582
- Contract Mod No. _____
- Amt of Award _____ to _____
AMOUNT FROM TO
- Budget Period - Extend End Date: From _____ To _____
- Other, specify: _____

Authorizing Document - Attached:

- Contract / Agreement - Date executed _____
- NNC / Committee Resolution - No. & Date _____
- Other, specify: NN Council Resolution CD-68-22

III. Comments by CGS:

Budget received on March 14, 2023 is authorized for implementation pursuant to FY 2023 NN BIM Appendix L Section II. B. and concurred by Navajo Nation Fiscal Recovery Fund (NN FRF) Office by memorandum of February 27, 2023. CGS received complete packet until 3/14/23 to set up budget and issue this Transmittal. To not delay execution of allocation, CGS entered budget in FMIS at Level of Detail (LOD) 6 although budget was submitted at different Level of Details and not 6.

Attachments
 Attachment
 Copy: Contract files
 Contract Accounting / OOC / DPM
 Tom Platero, Executive Director - NN FRF Office

Revised February 2023



DR. BUU NYGREN *PRESIDENT*
RICHELLE MONTOYA *VICE PRESIDENT*


The Navajo Nation | Yideeskáądi Nitsáhákees

MEMORANDUM



TO : Dominic Beyal, Director
 Navajo Nation Office of Management & Budget

 Cordell Shortey, Contracting Officer
 Navajo Nation Office of Management & Budget

FROM : 
 Lisa Jymm, Deputy Executive Director
 Navajo Nation Fiscal Recovery Fund Office

DATE : February 27, 2023

SUBJECT : CD-70-22 – Allocation of \$8,802,340 in Navajo Nation Fiscal Recovery Funds per Delegate Shawna Claw’s Delegate Region. NNRFO is requesting new business units in the amount of \$1,756,490.

The Navajo Nation Fiscal Recovery Fund Office (NNRFO) is requesting new business units equaling \$1,756,490 per CD-70-22. The \$7,045,850 was previously requested by NNRFO in a prior memo. The current NNRFO request is listed in the table below:

No.	Description	Category	\$
1	Chinle/Ft. Defiance Alcohol and Substance Abuse Recovery – Day At A Time Club, Inc.	1.13	\$250,000.00
2	Chinle Chp Equipment Project	6.1	\$288,500.00
3	Chinle Chp Wellness Center	2.22	\$750,000.00
4	Chinle Chp Emergency Funding	6.1	\$250,500.00
5	Chinle Chp N8095 Road Crossing Project	2.22	\$217,490.00
TOTAL:			\$1,756,490.00

K211578
 K211579
 K211580
 K211581
 K211582

Due to the change in administration, FRFO is in the process of providing these project documents contained in this resolution to the newly appointed DCD Division Director for his review, acknowledge and signature. Attached are copies of the resolution with updated signatures and documents.

FRFO will be forwarding these documents to OMB, upon obtaining the signature of the current DCD Director Calvin Castillo, to set-up the new business units in FMIS/JDE.

If you have any questions, please feel free to contact me by phone at (928) 309-5535 or by email at ljymm@navajo-nsn.gov. Thank you.

CC: Germaine Jones, Deputy Contracting Officer, OMB
 Christine Chavez, Director, Contract Acctg/OOC

Chinle Chp Equipment Project

NNDOJ
Initial Eligibility
Determination



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 #: HK0268 [REISSUED]

Date & Time Received: 12/06/2022 5:00 p.m.

Date & Time of Response: 12/13/2022 5:00 p.m; Reissued 3/1/2023 5:00 p.m.

Entity Requesting FRF: Chinle Chapter Government

Title of Project: Chinle Chapter Equipment Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$288,500.00

Eligibility Determination:

- FRF eligible
FRF ineligible
Additional information requested

FRF Eligibility Category:

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

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

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

- | | |
|--|--|
| <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 Administrative Oversight entity. We recommend that the Administrative Oversight entity for this expenditure plan be the Division of Community of Development rather than the Chinle Chapter Government. In accordance with, Council resolution CJN-29-22, Section 3(E), "[t]he Navajo Nation Central Government, specifically the Division of Community of Development or other appropriate Navajo appropriate Navajo Nation Divisions 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."

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.** 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.

Appendix A

Per

BFS-31-21

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

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Chinle Chapter Government Date prepared: 10-19-2022

Chapter's mailing address: PO BOX 1809 Chinle, AZ 86503 phone & email: (928) 674-2052 website (if any): chinle@navajochapters.org

This Form prepared by: Dr. Rosanna Jumbo-Fitch phone/email: (928) 225-1658
Chinle Chapter President rosanna.jumbo@naataanii.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Chinle Chapter Equipment Project

Chapter President: Dr. Rosanna Jumbo-Fitch phone & email: (928) 225-1658/rosanna.jumbo@naataanii.org
 Chapter Vice-President: Shawna Claw phone & email: (928) 674-2052/sclaw@navajochapters.org
 Chapter Secretary: Roann Burbank phone & email: (928) 674-2052/rburbank@navajochapters.org
 Chapter Treasurer: Roann Burbank phone & email: (928) 674-2052/rburbank@navajochapters.org
 Chapter Manager or CSC: Walton Yazzie, Manager phone & email: (505)910-9473/wyazzie@navajochapters.org
 DCD/Chapter ASO: _____ phone & email: _____

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Chinle Chapter Government will provide quotes for vendors.
 document attached

Amount of FRF requested: 288,500.00 FRF funding period: 2023-2026
Indicate Project starting and ending/leadline 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:

Chinle Chapter Government Equipment Project includes a truck, bobcat equipment, and flat bed. The funds will be used to purchase the requested equipment in order to deliver supplies and services to the community members. The Chinle Chapter is located at Chinle, AZ. The COVID-19 related needs will be met, as the equipment will be used to serve our community members supplies, firewood, food, and meet manpower requests in hauling lumber and equipment to the project sites.

document attached

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

The Chinle Chapter Equipment project would benefit the Navajo Nation, Chinle community, and our Navajo people by providing equipment to serve our community members needs and requests. The Chapter would be able to provide additional support as the chapter currently lacking equipment to meet our members needs (bathroom additions, manpower requests, ability to haul material and equipment to project site).

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:

Chinle Chapter Government Equipment Project timeline: Chinle Chapter resolution 10/17/2022, Navajo Nation and DOJ review submissions Winter 2022, Contracting Spring 2023, Purchase Equipment Fall 2023. Delivery of Equipment by Spring 2024. Challenges would include Navajo Nation review timeline.

document attached

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

Chinle Chapter Government will be responsible for implementing the project and assistance.

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 Chinle Chapter Government will be responsible for operations and maintenance costs for the project once completed.

document attached

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

Provision of Government Services 6.1

Chinle Chapter is seeking funding for much needed equipment, Chapter truck, Chapter Bobcat, Chapter trailer and/or flatbed. The goal is to purchase and secure equipment in order to meet the current needs and requests of community members. Requests include, but not limited to, bathroom additions, project management/project coordination (waterline, bathroom, Navajo Nation projects), delivery of COVID-19 supplies (masks, sanitizer, food), firewood delivery (Elderly in remote locations), and assistance to other programs (grazing, branding), and retrieving equipment or materials (lumber, backhoe maintenance, and other supplies). Overall, the funds will be used to add assets to the Chapter that overall meet the incoming requests from local community members.

document attached

Part 3. Additional documents.

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

Chapter Resolution is attached, budget, and quotes for equipment.

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:
signature of Preparer/CONTACT PERSON signature of Chapter President (or Vice-President)

Approved by: Approved by: _____
signature of Chapter Manager or CSC signature of DCD/Chapter ASO

Approved to submit for Review:
signature of DCD Director

Appendix J:
Project Budget
Summary
Per
CJN-29-22

Signed

Budget

Forms 1, 2 & 4

(Other budget forms if needed)

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Cinle Equipment Project</u>		Division/Branch: <u>DCD / Executive Branch</u>	
Prepared By: <u>Walton Yazzie</u>		Phone No.: <u>928.674.2052</u>		Email Address: <u>wyazzie@nnchapters.org</u>	
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	
NN Fiscal Recovery Funds		FY 23-FY25	288,500.00	100%	
PART III. BUDGET SUMMARY					
	Fund Type Code	UNC 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	288,500	288,500	
9500	Matching Funds				
9500	Indirect Cost				
TOTAL			\$0.00	288,500.00	288,500
PART IV. POSITIONS AND VEHICLES					
				(D)	(E)
Total # of Positions Budgeted:				0	0
Total # of Vehicles Budgeted:				2	2
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY: <u>Walton Yazzie</u>		APPROVED BY: <u>Lisa Symm</u>		Division Director / Branch Chief's Printed Name	
<u>Walton Yazzie</u>		<u>Lisa Symm</u>		Division Director / Branch Chief's Signature and Date	
<u>10.24.23</u>		<u>10.24.23</u>			

James Adakai
Deputy Director
Division of Community Development

Calvin Castillo
Division Director
Division of Community Development

3/2/2023

PART I. PROGRAM INFORMATION:	Business Unit No.: <u> </u>	Program Name/Title: <u>Chinle Equipment Project</u>																																																																																																												
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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.	<p style="text-align: center;">Walton Yazzie</p> <p>Program Manager's Printed Name: <u>Walton Yazzie</u></p> <p>Program Manager's Signature and Date: <u>[Signature] 10.24.22</u></p> <p style="text-align: center;">Lisa Symm</p> <p>Division Director/Branch Chief's Printed Name: <u>Lisa Symm, NMFO</u></p> <p>Division Director/Branch Chief's Signature and Date: <u>[Signature] 3/2/2023</u></p> <p style="text-align: center;">James Adams, Deputy Director</p> <p>James Adams, Deputy Director: <u>[Signature] 10/3/19/23</u></p> <p style="text-align: center;">Calvin Castillo, Division Director</p> <p>Calvin Castillo, Division Director: <u>[Signature] 3/2/2023</u></p>																																																																																																													

PART I. PROGRAM INFORMATION:		Chinle Equipment Project		Business Unit No.:	New
PART II. DETAILED BUDGET:		(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)		
9000	Capital Outlay (LOD 4)				
9160	Vehicles	288,500	288,500		288,500
9162	Automobile				
	<i>Purchase Equipment to deliver supplies and services to the community members. Truck, Bobcat and Flatbed.</i>				
TOTAL		288,500	288,500		288,500

(1007) ✓

V.R. 1/31/19

Chapter Resolutions
and Other
Supporting
Documents

Chinle Chapter Government

THE NAVAJO NATION

Dr. Rosanna Jumbo-Fitch
PRESIDENT

Shawna Claw
VICE PRESIDENT

RoAnn Burbank
SECRETARY/TREASURER

Eugene Tso
COUNCIL DELEGATE

Oscar Bia
GRAZING COMMITTEE MEMBER

RESOLUTION OF THE CHINLE CHAPTER NAVAJO NATION CHIN-OCT-22-676

APPROVING THE SELECTION OF THE EQUIPMENT PROJECT FOR THE INCLUSION ON THE CHINLE CHAPTER DELEGATE REGION IN THE AMOUNT OF \$288,500.00.

WHEREAS:

1. Pursuant to Navajo Nation Code, Section 4001 (d) and 4028 (2), (b) the Chinle Chapter is established and certified as a local government entity of the Navajo Nation vested with the authority to review all matters affecting the chapter and submit appropriate recommendations to the Navajo Nation government of other local agencies by resolutions; and
2. To support the efforts of the Navajo Nation to mitigate the effects of the COVID-19 Pandemic, the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic infrastructure to improve lives of people who have lived without water, electricity and basic services to support their daily activities, health, and welfare"; and
3. The Navajo Nation Council approved CHN-29-22, in response to the COVID-19 Pandemic in the best interest of the people: "An Action Relating to the Naats'iyati' Committee and Navajo Nation Council; Allocating \$1,070,298,867 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for: Chapter Assistance; Public Safety; Emergency Communications (E911); and Rural Addressing Projects; Cyber Security; Public Health Projects; Economic Development Projects; Hardship Assistance; Water and Wastewater Projects; Broadband Projects; Home Electricity Connection and Electricity Capacity Projects; Housing Projects and Manufactured Housing Facilities; Bathroom Addition Projects; Construction Contingency Funding; and Reduced Administrative Funding"; and
4. The Chinle Chapter Government has attended several meetings with Navajo Nation Division of Community Development, Navajo Tribal Utility Authority, and the Fiscal Recovery Fund Office; and
5. The eligible attached Exhibit: Chinle Chapter Equipment was selected as a Project to be included on the Navajo Nation Council Delegate Eugene Tso Chapter Region in the amount of \$288,500.00 for the Chinle Chapter; and
6. The total amount for Chinle Chapter Delegate Region is \$8,023,340.00.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Chinle Chapter Government hereby approves the selection of Chinle Chapter Equipment was a selected Project to be included on the Navajo Nation Council Delegate Eugene Tso Chapter Region in the amount of \$288,500.00.

CERTIFICATION

We hereby certify that the foregoing chapter resolution was duly considered by the Chinle Chapter at a duly called meeting at which time a quorum was present. A motion was made by Milton McLaughlin and seconded by Oscar Bia and the same was passed by a vote of 7 in favor, 1 opposed, and 2 abstained, this 17th day of October, 2022.

Dr. Rosanna Jumbo-Fitch, President

Shawna Claw, Vice President

RoAnn Burbank, Secretary/Treasurer

Equipment

3/4 truck Crew Cab,	4x4 diesel truck with a fur	85500
3/4 truck Crew Cab,	4X4 truck gasoline	65000
Stock Trailer	Haul the bobcat	26000 32'
Bobcat	Moving supplies in ware	85000
Flatbed	35' flatbed haul the back	27000 cures act backhoe

\$ 288,500.00