



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

The Navajo Nation | Yideeskáadi Nitsáhákees

January 31, 2024

TRANSMITTAL

TO : Arbin Mitchell, Executive Director
Division of Community Development (DCD)

FROM : CSM 2.1.24
Dominic Beyer, Executive Director
Contracts & Grants Section (CGS) / OMB

SUBJECT : BU on Projects / Activities for Crystal Chapter, Ft. Defiance Chapter, Red Lake Chapter, Sawmill Chapter - ARPA Funds Allocated to Delegate Dr. Nez Region

I. Information on Contract (per Original Award):

Sawmill Chapter, Ft. Defiance Chapter, Crystal Chapter, Red Lake Chapter	U.S. Treasury American Recovery Plan Act (ARPA)	21.027
Title of Contract	Funding Agency	CFDA No. - Federal
NABID-52-23; NABIO-30- 23; CJY-55-23; CAP-19-23; CD-68-22	\$ 8,802,340.00	2022
Grant No.	Amount	Fiscal Year
		03/11/2021 to 12/31/2026
		Term - Begin and End Date

II. Data Entered in FMIS Regarding:

☐ New Contract or Grant Company No. 8059 Business Unit (K#) K2115470 to K2115474

☒ Contract Mod No. Internal Modification No. 6

☒ Amt of Award Increase \$1,967,000.00 \$6,756,709.00 to \$8,723,709.00

☐ Budget Period - Extend End Date: From AMOUNT To FROM TO

☐ Other, specify: _____

Authorizing Document - Attached:

☐ Contract / Agreement - Date executed _____

☐ NNC / Committee Resolution - No. & Date _____

☒ Other, specify: NN Council Resolution NABID-52-23

III. Comments by CGS:

This transmittal documents 7th budget entered in FMIS on \$8.8 mil ARPA funds allocated to CD Dr. Andy Nez Region. Y-T-D budget in FMIS for CD Dr. Nez Region is \$8,723,709. Information on Section I. of Transmittal above reflects \$8,802,340 ARPA funding allocated for distribution to Chapters the respective Council Delegate service aka Region.

Attachment

Copy: Contract files
Contract Accounting / OOC / DPM

Revised February 2023

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

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

Exhibit A

CHAPTERS: Crystal, Fort Defiance, Red Lake, Sawmill

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED in CD-68-22 on January 6, 2023				\$ 2,280,047.00
		TOTAL AMOUNT REVERTED in CAP-19-23 on May 5, 2023				-\$ 500,000.00
		TOTAL AMOUNT APPROPRIATED in CAP-19-23 on May 5, 2023				\$ 1,033,662.00
		TOTAL AMOUNT APPROPRIATED in CJY-55-23 on August 4, 2023				\$ 3,453,000.00
		TOTAL AMOUNT APPROPRIATED in NABIO-30-23 on October 17, 2023				\$ 490,000.00
Division of Community Development	None Identified	Crystal Chapter Fire Suppression/Water Tank Installation Project	Division of Community Development	6.1	HK0677	\$ 800,000.00
Division of Community Development	None Identified	Crystal Chapter Purchase of 3/4 Ton 4x4 Truck Project	Division of Community Development	6.1	HK0679	\$ 76,000.00
Division of Community Development	None Identified	Crystal Chapter Purchase of John Deere 6WD 672G Grader Project	Division of Community Development	6.1	HK0680	\$ 375,000.00
Division of Community Development	None Identified	Crystal Chapter Multi-Purpose Building Maintenance Project	Division of Community Development	2.22	HK0683	\$ 216,000.00
Division of Community Development	*Fort Defiance Chapter	Fort Defiance Chapter Bathroom Addition Project	Division of Community Development	1.14	HK0682	\$ 500,000.00
TOTAL:						\$ 8,723,709.00

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

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

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

Exhibit A

CHAPTERS: Crystal, Fort Defiance, Red Lake, Sawmill

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01.....				\$ 8,723,709.00
Department of Dine Education	None Identified	Elevate Navajo's Elevating Navajo Youth Project	Department of Dine Education	2.25	HK0690	\$ 63,631.00
		UN-ALLOCATED AMOUNT				\$ 15,000.00
*Per CJN-29-22, Section Three (E), the "Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans."						TOTAL: \$ 8,802,340.00

RESOLUTION OF THE
NAABIK'ÍYÁTI' STANDING COMMITTEE
25th NAVAJO NATION COUNCIL -- First Year, 2023

AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING NABIO-30-23 AND CJY-55-23 AND CAP-19-23 AND CD-68-22, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE ANDY NEZ, PH.D.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The 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. CD-68-22, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) 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).
- D. Navajo Nation Council Resolution No. CAP-19-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) be approved by a Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- E. Navajo Nation Council Resolution No. CJY-55-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) 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).

- F. 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.
- G. Naabik'íyáti' Committee Resolution No. NABIO-30-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) 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. The Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.
- B. CJN-29-22, 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. CD-68-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE WILSON C. STEWART, JR.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), was signed into law by the President of the Navajo Nation on January 6, 2023.
- D. CD-68-22, Section Four, states that:

1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- E. The Navajo Nation Council Resolution No. CAP-19-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING CD-68-22 AND THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE ANDY NEZ, PH.D.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), was signed into law by the President of the Navajo Nation on May 5, 2023.
- F. CAP-19-23, Section Four, states that:
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).
- G. The Navajo Nation Council Resolution No. CJY-55-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING CAP-19-23 AND CD-68-22, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE ANDY NEZ, PH.D.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION was signed into law by the President of the Navajo Nation on August 4, 2023.
- H. CJY-55-23, 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).
- I. 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.

- J. 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).
- K. The Naabik'íyáti' Committee Resolution No. NABIO-30-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING CJY-55-23 AND CAP-19-23 AND CD-68-22, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE ANDY NEZ, PH.D.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION, was signed into law by the Chairperson of the Naabik'íyáti' Committee on October 17, 2023.
- L. NABIO-30-23, 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.
- M. All additional projects listed in the Hon. Andy Nez, Ph.D.'s Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Andy Nez, Ph.D.'s Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- N. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Andy Nez, Ph.D.'s Delegate Region Chapters and communities to approve and adopt the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) as set forth in Exhibit A.

SECTION THREE. AMENDING NABIO-30-23 AND CJY-55-23 AND CAP-19-23 AND CD-68-22, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION

PROJECT PLAN FOR HONORABLE ANDY NEZ, PH.D.'S DELEGATE REGION
(CHAPTERS: CRYSTAL, FORT DEFIANCE, RED LAKE, SAWMILL), TO INCLUDE
ADDITIONAL PROJECTS FOR THIS DELEGATE REGION

The Navajo Nation hereby approves the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Andy Nez, Ph.D.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) set forth in Exhibit A.

- A. The Delegate Region Project Plan approved herein shall comply with all applicable provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
- B. 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 18 in Favor, and 00 Opposed, on this 28th day of December 2023.



Honorable Crystalyne Curley, Chairwoman
Naabik'íyáti' Committee

1/5/24

Date

Motion: Honorable Vince R. James

Second: Honorable Andy Nez

Chairwoman Crystalyne Curley not voting



THE NAVAJO NATION
AAI CHECK OFF LIST
FOR NEW COMPANY or BUSINESS UNIT

NOTIFICATION ON NEW COMPANY AND BUSINESS UNIT ADDED, PLEASE COMPLETE AAI CHECK OFF LIST

Company	*New Business Unit	Description	*Facility/Job Site#
8059	K2115470	US Treasury – Crystal Chapter Fire Suppression / Water Tank Installation	55261
ENTERED BY (Step A to F) :		EXPLANATION/REFERENCE NO:	DATE:
Germaine Jones <i>gmj 1/25/24</i>		Setup New Business Unit	1/25/2024

TASK	✓	TASK DESCRIPTION	APPLIC	TASK EXPLANATION
A. Create New Fund		1. Copy Address Book Record – “O” Search Type (Company ST)	P01012	Use “COPY” of similar Address Book. Complete vital fields: 1) Enter Tax ID 860092335, 2) Related Address tab-5 th Address Number field enter “10” (Gen Fund)
		2. Add Fund/Company (CO)	P0010	Use “ADD” in CO Names & Numbers-Setup, use CO 10 info, *CO Number. & *CO Address number are identical.
B. Create Balance Sheet Business Unit		Create Balance Sheet BU by Copying	P0006	Use “COPY” of similar Balance Sheet (BS) Business Unit
C. Attach Objects to Balance Sheet BU		1. Operating	P09804	Copy from Model “1” Bus Unit to BS Business Unit (Object range 0100 thru 0999 only)
D. Create New Business Unit *:		1. a) Operating BU (or)	P0006	Use “COPY” of similar Business Unit.
		3. a) Operating BU- Create AB Facility	P0006	In BU Master “More” tab-Address Number (Job Site) field-Visual Assist search type “F” (facility), select AB#
	✓	1. b) Project BU (Job)	P51006	Use “COPY” of similar Project BU
	✓	2. Project Job Dates	P51006	Create extended master, set job dates
	✓	3. b) Project BU-Create AB Facility	P51006	In Job Master “More” tab-Address Number (Job Site) field- Visual Assist search type “F” (facility), select AB#
E. Attach Objects to Business Unit		1. a) Operating (or)	P09804	“Copy” from model BU 2 to IS BU (Obj 1000 thru 9999)
	✓	1. b) Projects BU (Job)	P51091	“Copy” from Job Cost Code “CG1” Chart Type to Job #
F. Create ICCC AAI (New CO only)		1. Operating BU (or)	P0012	“Copy” similar Company “ICCC” AAI item no. Change BU and CO Fields only (must be identical)
		2. Project BU		
SET-UP VERIFIED BY:			DATE:	COMMENTS/ACTION:
<i>[Signature]</i>			1/24/24	Verified new BU#.

AUTOMATIC ACCOUNTING INSTRUCTIONS
(Forward to responsible section/module immediately)

MODULE	ITEM#	AAI DESCRIPTION	APPLIC	INITIAL	DATE
GEN ACCT'G	ICCC	Intercompany Settlements	P0012	New Company Only	
ACCOUNTS PAYABLE	PB	Default Bank Account (10.0120.02)	P0012	New Company Only	
	PC	Payable Class Code	P0012	New Company Only	
	PCPREP	Prepaid Voucher Offset	P0012	New Company Only	
	PCRETN	Retainage (Contract)	P0012	New Company Only	
	PKD	Discounts Available	P0012	No Discounts	
	PKL	Discounts Lost	P0012	No Discounts	
FIXED ASSETS	DEPN	*Depreciation Default Values	P12002	New BU's	
PURCHASING	4320	Received Not Vouchered	P40950	New Company Only	
		*Setup Hold Codes for each new BU(B1)	P42090	New BU's	
		*Review Hold Budget Review Hold (RW)	P42090	New BU's	
		Set default A/B for each BU		New Company Only	
		Add Purchasing Tolerance rules	P4322	New Company Only	
		*Set-up Branch/Plant Constant & Set-up Address Number	P41001	New BU's	
SECURITY	Not yet	BU Security		Not Applicable	

RETURN COMPLETED FORM TO ISSUING DEPARTMENT



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 #: HK0682

Date & Time Received: 11/02/23 at 15:41

Date & Time of Response: 11/22/23 at 17:00

Entity Requesting FRF: Fort Defiance Chapter

Title of Project: Bathroom Addition

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$500,000.00

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: _____
1.14, Other Public Health Services

<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	

[illegible]

Signature of DOJ Reviewer: Vm Blubert

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.

Page 2 of 2

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

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Fort Defiance Chapter Date prepared: 09/16/2022
 Chapter's PO Box 366 phone & email: 928-729-4352
 mailing address: Fort Defiance, AZ 86504 website (if any): _____
 This Form prepared by: Elvita Begaye phone/email: 928-729-4352
Project Manager fortdefianceprojectmanager@gmail.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Bathroom Addition

Chapter President: Aaron Sam phone & email: 505-713-8767
 Chapter Vice-President: Genevieve Jackson phone & email: gjackson@navajochapters.org
 Chapter Secretary: Grace Tracy phone & email: gtracy@navajochapters.org
 Chapter Treasurer: Grace Tracy phone & email: gtracy@navajochapters.org
 Chapter Manager or CSC: Lorraine Nelson phone & email: 928-729-4352 - ltdefiance@navajochapters.org
 DCD/Chapter ASO: Patricia Begay phone & email: pdbegay@navajochapters.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): no known
☐ document attached

Amount of FRF requested: 500,000.00 FRF funding period: 1/1/23 -12/21/26
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:

Our time has advance in life, technology, agriculture and has even became to where we are safe only in our communities and confront zones. We have families that live with the area that have running water to their house but there was never a bathroom in that floor plan, so many utilized outhouses (portable outdoor shack) which usually does not involve proper sanitation. Our community would greatly benefit from getting simple hygiene to having proper sanitation overall. *Needs to build 15 bathroom additions for 15 families.*
☐ document attached

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

Our community has suffered tremendously due to the current out break of Covid 19. The pandemic has caused a great scare throughout the Nation and even throughout the world. We have lost many people to this unforeseen virus. As we were encouraged to stay home and be safe. While many people were getting sick throughout the Navajo Nation, while water, food, and personal hygiene became a challenge. We have numerous families that are living with out the luxury of running water fo
☐ 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 goal of this project is to improve the community starting with helping those that do not have running water to their homes with a full functional bathroom in the comfort of their own homes.

Begin 1/1/23 and End 12/31/24

☐ document attached

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

The Fort Defiance Chapter (Chapter) Project Manager will be overseeing the project with the assistance of the Chapter Manager and the Chapter Vice-President.

☐ 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:

Once job is completed and to specs. Customer will be responsible for all maintenance cost and operation.

☐ document attached

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

Categories: 5.1; 5.2; 5.3; 5.4; 5.5; 5.7; 5.13

The community is in need of the water and bathroom addition is no longer a necessities it is need to care for self being.

☐ document attached

Part 3. Additional documents.

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

☒ Chapter Resolution attached

Part 4. Affirmation by Funding Recipient.

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

Chapter's
Preparer:

signature of Preparer/CONTACT PERSON

Approved by:

signature of Chapter President (or Vice-President)

Approved by:

signature of Chapter Manager of CSC

Approved by:

signature of DCD/Chapter ASO

Approved to submit
for Review:

signature of DCD Director

FY 2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Fort Defiance Chapter Bathroom Additions</u>		Division/Branch: <u>Division of Community Development</u>	
Prepared By: <u>Elvita Begaye</u>		Phone No.: <u>928-729-4352</u>		Email Address: <u>hdefiance@navajochapters.org</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NHC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	11/23-12/21/26	500,000.00	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	6		500,000	500,000
				7000 Special Transactions	0			
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	500,000.00	500,000

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>Patricia Begay, D. Dept. Manager</u> Program Manager's Printed Name <u>Patricia D Begay</u> 8/31/2023 Program Manager's Signature and Date	APPROVED BY: <u>Calvin Castillo, Director</u> Division Director / Branch Chief's Printed Name <u>Calvin Castillo</u> 7/31/2023 Division Director / Branch Chief's Signature and Date

FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:										
Business Unit No.: <u> </u> <u>New</u>			Program Name/Title: <u>Fort Defiance Chapter - Bathroom Addition</u>							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:										
<u>To build 15 bathroom additions.</u>										
PART III. PROGRAM PERFORMANCE CRITERIA:			1st QTR		2nd QTR		3rd QTR		4th QTR	
			Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:										
Completed Bathroom addition on approve waterlines existing										
Program Performance Measure/Objective:										
To build 15 or more Bathroom Addition							2		3	
2. Goal Statement:										
Completed Bathroom addition on approve waterlines existing										
Program Performance Measure/Objective:										
To build 15 or more Bathroom Addition			5		5					
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.										
Patricia Begay, Delegated Department Manager II Program Manager's Printed Name <u>Patricia D Begay</u> 07/31/2023 Program Manager's Signature and Date						Calvin Castillo, Director Division Director/Branch Chief's Printed Name <u>Calvin Castillo</u> 5/1/23 Division Director/Branch Chief's Signature and Date				

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3
BUDGET FORM 4

[illegible]

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

Page 1 of 1
PROJECT FORM

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>Bathroom Additions</u> <u>Fort Defiance Chapter</u> Project Description: <u>Bathroom addition for those that need bathroom addition</u> Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification															PART II. Project Information Project Type: <u>Bathroom Additions</u> Planned Start Date: <u>1/1/2023</u> Planned End Date: <u>12/21/2026</u> Project Manager: <u>Elvira Begaye</u>																																																																																																																												
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. <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="12">FY 2023</th> <th colspan="12">FY _____</th> <th colspan="2" rowspan="2"> Expected Completion Date if project exceeds 8 FY Qtrs. Date <u>12/21/26</u> </th> </tr> <tr> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> </tr> <tr> <td>O</td><td>N</td><td>D</td> <td>J</td><td>F</td><td>M</td> <td>A</td><td>M</td><td>J</td> <td>Jul</td><td>A</td><td>S</td> <td>O</td><td>N</td><td>D</td> <td>J</td><td>F</td><td>M</td> <td>A</td><td>M</td><td>J</td> <td>Jul</td><td>A</td><td>S</td> <td>O</td><td>N</td><td>D</td> <td>J</td><td>F</td><td>M</td> </tr> <tr> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td>2</td><td>2</td><td>2</td> <td>2</td><td>2</td><td>2</td> <td>2</td><td>1</td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> </table>															FY 2023												FY _____												Expected Completion Date if project exceeds 8 FY Qtrs. Date <u>12/21/26</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										2	2	2	2	2	2	2	1													
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PART V. Expected Quarterly Expenditures															<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td align="center" colspan="3">S</td> <td align="center" colspan="3">S</td> <td align="center" colspan="3">S</td> <td align="center" colspan="3">S</td> <td align="center" colspan="3">S</td> <td align="center" colspan="3">S</td> <td align="center" colspan="3">S</td> <td align="center" colspan="3">S</td> <td align="center" colspan="3">PROJECT TOTAL</td> </tr> <tr> <td align="center" colspan="3"></td> <td align="center" colspan="3"></td> <td align="center" colspan="3"></td> <td align="center" colspan="3">500,000.00</td> <td align="center" colspan="3"></td> <td align="center" colspan="3"></td> <td align="center" colspan="3"></td> <td align="center" colspan="3"></td> <td align="center" colspan="3">550,000.00</td> </tr> </table>															S			S			S			S			S			S			S			S			PROJECT TOTAL												500,000.00															550,000.00																																																										
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FOR OMB USE ONLY: Resolution No: _____ FMIS Set Up Date: _____ Company No: _____ OMB Analyst: _____

**Fort Defiance Chapter House
Waterline and Bathroom Additons**

	Name	Contact Number	Location	Homesite	GPS	Structure of Home	Bathroom Addition	Waterline
1		505-	3.1 miles North on NR 112	YES		Mobile Home - 2 Bed with Bathroom		20-30 ft away
2		928-		YES		Trailer		
3		927-	1/4 mile south of FDC			2 bd Brick house	yes	
4		505-	1 Mile south of FDC	Yes	Fort Defiance, Arizona	1 bd Brick house	Yes	
5			2.5 Mile Blue Canyon			4 bd house		20 ft away
6		928-	NR 54, RA 919 B Coalmin	Yes		BIA Building Trailer 3 bd with Bathroom		50 yards away
7		928	1/2 West of NTUA	Yes		Hogan	Yes	10 yards away
8			Blue Canyon	Yes		G Shed		
9			Black Rock	Yes	Fort Defiance, Arizona	Shack		
10			Route 7 Near Hosiptal	Yes	Fort Defiance, Arizona	2 bedroom house		
11		623-	Cedar Ridge	Yes		burnt home		
12			BIA - Fort Defiance	Yes		1 room house		
13		928-	8.2 Miles Blue Canyon	Yes		Trailer		
14		928-	Fort Defiance	Yes	Fort Defiance, Arizona	Brick Home		in home
15			Fort Defiance	YES		Hogan		

Bathroom Addition -3
Waterline - 7 people
CHHD Housing - AFRA Housing - Application Submitted for homes. 8



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

DCDA-M23087

MEMORANDUM

TO : DCD Departments and Programs
All Concerned

FROM : 
Calvin Castillo, Division Director
Division of Community Development

DATE : July 21, 2023

SUBJECT : Delegation of Authority for Administrative Service Centers

Effective today, Ms. Patricia D. Begay is delegated the authority as the Department Manager II for the Administrative Services Centers. She is responsible for managing and overseeing the department. This delegation is effective until further notice.

Your assistance and cooperation is appreciated.

ACKNOWLEDGEMENT:



Patricia D. Begay, Senior Programs and Projects Specialist
Administrative Service Centers
Division of Community Development

c



NAVAJO NATION
FORT DEFIA E CHAPTER

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

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

Dr. Buu Nygren
Navajo Nation President

Richelle Montoya
Navajo Nation Vice President

RESOLUTION OF THE FORT DEFIANCE CHAPTER

FDC-2023-MAY-15-01

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

WHEREAS:

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

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

NOW THEREFORE BE RESOLVED THAT:

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

CERTIFICATION

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

MOTIONED: *Jimmie Bitsure*
Anron Sam
Anron Sam, Chapter President

SECONDED: *Elvira Bigay*



**NAVAJO NATION
FORT DEFIANCE CHAPTER**

P.O. Box 366, Fort Defiance, Arizona 86504
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MOTIONED: _____

SECONDED: _____

Aaron Sam, Chapter President

4/24/23

FORT DEFIANCE CHAPTER

PROJECTS SUBMITTED UNDER
AMERICAN RESCUE PLAN ACT

Bathroom Addition

\$500,000.00

February 2023



**THE NAVAJO NATION
FORT DEFIANCE CHAPTER**

P.O. Box 366, Fort Defiance, Arizona 86504
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Grace Tracy, Secretary Treasurer
Herman Billie, Grazing Official
Wilson Stewart, Jr., 24th Council Delegate

JONATHAN NEZ
Navajo Nation President

MYRON LIZER
Navajo Nation Vice President

BATHROOM ADDITIONS

FORT DEFIANCE CHAPTER

INTRODUCTION

Our time has advance in life, technology, agriculture and has even became to where we are safe only in our communities and confront zones. We have families that live with the area that have running water to their house but there was never a bathroom in that floor plan, so many utilized outhouses (portable outdoor shack) which usually does not involve proper sanitization. Our community would greatly benefit from getting simple hygiene to having proper sanitation overall.

Having a bathroom to utilized in the comfort of your own home and getting the proper hygiene care is what is important for all age groups. Proper hygiene can help decrease the spread of germs, virus etc.

The Navajo Nation leadership and chapter are encouraging and advocating for Bathroom Additions as we help improve our community.

STATEMENT OF NEED AND IMPACT

Our community has suffered tremendously due to the current out break of Covid 19. The pandemic has caused a great scare throughout the Nation and even throughout the world. We have lost many people to this unforeseen virus. As we were encouraged to stay home and be safe. While many people were getting sick throughout the Navajo Nation, while water, food, and personal hygiene became a challenge. We have numerous families that are living with out the luxury of running water for their personal use. We would like to make that change and provide and help those that are in need to make a simple task more accessible.

GOAL OF THE PROJECT

The goal of this project is to improve the community starting with helping those that do not have running water to their homes with a full functional bathroom in the comfort of their own homes.

OBJECTIVES

Fort Defiance Chapter will continue to help improve the community and help many families have access to running water with a full functional bathroom in the comfort of their own homes.

PROJECT DESCRIPTION

Goal and objectives are stated above. The purpose of this project is to provide community members with bathroom additions that have all the necessity to practice self-care, personal hygiene and create a better environment for themselves and as well as their families.

PLANS OF ACTION

1. Fort Defiance Chapter has started a need assessment from the community
2. Fort Defiance Chapter will assist in providing the vendor with all supporting documents
3. Fort Defiance Chapter will work closely with the vendor until project is completed.
4. Requirements by the funding source will be met and closely followed throughout the entire duration of the project.

TIMELINE

This will be determined by the vendors involved.

BUDGET

Estimate will be provided as we do the procurement process.

EVALUATION

The general process used by the vendors or others will be utilized.

COMPLETION REPORT

Project Manager of the Chapter will work with companies to close out the project, with the assistance of the Chapter Manager, Officials and Navajo Nation programs involved.