



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

**The Navajo Nation | Yideeskąądi 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 : Many Farms Chapter House & Low Mountain Chapter House - ARPA Funds Allocated to Delegate Curley Region

**I. Information on Contract (per Original Award):**

Many Farms Chapter House & Low Mountain Chapter House	U.S. Treasury American Recovery Plan Act (ARPA)	21.027
Title of Contract	Funding Agency	CFDA No. - Federal
CD-62-22	2022	03/11/2021 to 12/31/2026
Grant No.	Amount	Term - Begin and End Date
	\$ 2,429,000.00	

**II. Data Entered in FMIS Regarding:**

- New Contract or Grant Company No. 8059 Business Unit (K#) K211567 - K211575
- 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-62-22

**III. Comments by CGS:**

Budget received on March 13, 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 3/13/23 to set up budget and issue this Transmittal. To not delay execution of allocation, CGS entered budget in FMIS although budget was submitted at Level of Detail (LOD) 7 and not 6. Also, budget submitted for Low Mountain Chapter New Homes Waterline Extension Project was missing NNBF (1). DCD will need to provide NNBF (1) immediately.

*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 to 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-62-22 – Allocation of \$5,948,733 in Navajo Nation Fiscal Recovery Funds per Delegate Crystalayne Curley’s Delegate Region. Requesting new business units in the amount of \$2,429,000.00.



The Navajo Nation Fiscal Recovery Fund Office (NNFRFO) is requesting business units equaling \$2,429,000 per CD-62-22, Exhibit A. The \$3,519,733 was previously requested by NNFRFO in a prior memo. NNFRFO request is listed in the table below:

No.	Description	Category	\$
1	Many Farms Chp House Support: Bathroom Additions	1.14	\$400,000.00
2	Many Farms Chp Local Rural Addressing - E911	2.22	\$100,000.00
3	Many Farms Chp HVAC Systems	1.4	\$150,000.00
4	Many Farms Chp Broadband/Cellular Tower	1.14	\$750,000.00
5	Low Mountain Chp Elderly Bathroom Makeover/Modification Project	1.14	\$81,000.00
6	Low Mountain Chp Cellular Tower Project	1.14	\$700,000.00
7	Low Mountain Chp New Homes Waterline Extension Project	5.13	\$48,000.00
8	Low Mountain Chp Drainage/Septic System Project	5.5	\$140,00.00
9	Low Mountain Chp New Homes Electric and Powerline Ext.	2.18	\$60,000.00
		<b>TOTAL:</b>	<b>\$2,429,000.00</b>

K211567  
 K211568  
 K211569  
 K211570  
 K211571  
 K211572  
 K211573  
 K211574  
 K211575

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 [lijymm@navajo-nsn.gov](mailto:lijymm@navajo-nsn.gov). Thank you.

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




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**RICHELLE MONTOYA** *VICE PRESIDENT*

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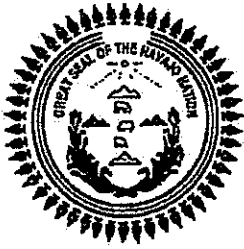
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CC: Germaine Jones, Deputy Contracting Officer, OMB  
 Christine Chavez, Director, Contract Acctg/OOC

Low Mtn Chp  
Drainage/Septic System  
Project



**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 #: HK0312

Date & Time Received: 12/16/22 13:46

Date & Time of Response: 12/28/2022 5:00 PM

Entity Requesting FRF: Low Mountain Chapter

Title of Project: ~~Drainage/Septic System Project - Failed Septic Services~~

Administrative Oversight: \_\_\_\_\_

Amount of Funding Requested: \$140,000.00

**Eligibility Determination:**

- FRF eligible  
 FRF ineligible  
 Additional information requested

**FRF Eligibility Category:**

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**U.S. Department of Treasury Reporting Expenditure Category: 5.5 Clean Water: Other Sewer Infrastructure**

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

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

**Other Comments:** \_\_\_\_\_

Name of DOJ Reviewer: Kristen A. Lowell

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 NON-GOVERNANCE CERTIFIED CHAPTERS**

**Part 1. Identification of parties.**

Non-Governance Certified Chapter requesting FRF: Low Mountain Chapter Date prepared: 10/26/2022

Chapter's mailing address: PO Box 4416 phone/email: (928) 725 - 3700 / lowmountain@navajochapters.org  
Blue Gap, AZ. 86520 website (if any): http://lowmountain.ndes.org

This Form prepared by: Mareita Denny, Project Manager. phone/email: (505) 879 - 2001 / mareitadenny@earthlink.net  
Roger George, Chapter Vice President. phone/email: (928) 401 - 1935 / rgeorge@naataanil.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Drainage/ Septic System Project - Failed Septic Services

Chapter President: Ben L. Ginnie phone & email: (928) 313 - 8726 / m63563963@gmail.com

Chapter Vice-President: Roger B. George phone & email: (928) 401 - 1935 / rgeorge@naataanil.org

Chapter Secretary: Rose A. Charley phone & email: (928) 388 - 3511 / girlyazzie1947@hotmail.com

Chapter Treasurer: Rose A. Charley phone & email: (928) 386 - 3511 / girlyazzie1947@hotmail.com

Chapter Manager or CSC: Ella Nelson, AMS / Acting CSC phone & email: (928) 814 - 7122 / enelson@navajochapters.org

CCD/Chapter ASO: Robert Jumbo, ASO - ASC / DCD phone & email: rjumbo@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): NTUA, I.H.S. OR CONTRACTOR

document attached

Amount of FRF requested: \$140,000.00 FRF funding period: January 1, 2023-December 31, 2024  
Indicate Project starting and ending/deadline date

**Part 2. Expenditure Plan details.**

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

Drainage/Septic System Project/Failed Septic Services: According to LMC project plans, the 2021 needs assessments, approximately 18 homes were in dire need of drainage septic system replacements. Homes built in the early 1980s and drainage/septic systems installed early 1980s and in May and June 2022 many of these systems have failed to operate or function properly for home ownership. The LMC did give the Sterling Foundation a price quote of \$262,568.00 for the replacement project but they deemed this to be costly and excessive for the foundation to assist funding the drainage system project.

With the COVID-19 pandemic still on the Navajo Nation, the local officials concerns are in some homes where there are more than one family. It's critical when the family needs to quarantine and go into isolation due to COVID-19 infection of other family members. The overcrowding and closeness within these home situations become critical that leads to rampant unchecked growth or spread of COVID-19 infections of the whole household.

Upon completion of the proposed drainage/septic system, replacement projects will effectuate a better living condition for all the family members and improve their health environments as well.

document attached

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

Whether we know it or not, living conditions within our communities have been cited as comparable to third world living (Gallup Independent) It is impossible to succinctly describe the many factors that have contributed to the challenges that our communities face today, but the following facts about the most pressing issues of economic, health and better homes gives a hint of what life is like for many of our chapter's memberships. The lack of better homes is a public health crisis where some family, due to the pandemic, the LMC may have some of the worst social and economic outcomes. We are more likely to be negatively affected by funding cuts, lack of the same and policy changes. We can just hope for the best with this ARPA funding request. The Navajo Nation can learn from this and can be very beneficial.

document attached

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

**APPENDIX A**

Program(s) or Project(s) by December 31, 2026:

ARPA funding meeting the specified needs will expedite to carry or cause to go with haste completion on or before December 31st, 2024 or fully expand funds and completion of project by December 31st, 2026. Precise scheduling and commitment, funding can be incurred by December 31st, 2024.

document attached

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

Main responsibility with the appointed project manager and community service coordinator in coordination with Chapter officials. Chapter advisements and some trainings to home ownership with primary responsibilities and maintenance upkeep.

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:

Selected home ownerships will be charged with operations and maintenance upkeep and costs for the project once completed prospectively. Maybe deferred to the Navajo Nation Aging Services Program.

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:

5.4 Under this category, because bathrooms are an important support necessity for cleanliness, especially for the elderly population, people with disabilities, single parents, children and older veterans.

document attached

**Part 3. Additional documents.**

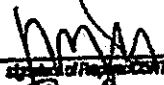

List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):


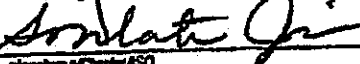
- 1. Existing chapters, proposal for support information
- 2. June 4th, 2022 Kee Allen Begay Jr. Delegates memorandum.
- 3. others.

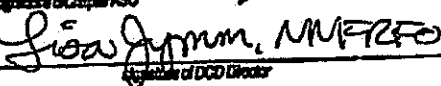
Chapter Resolution attached

**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 for this Position

Approved by:  Approved by:  12/12/2022  
signature of ESC signature of Chapter ASO

Approved to submit for Review:   
signature of DCD Director



FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: New

Program Title: LOW MOUNTAIN CHAPTER SEATC SYSTEM

Prepared By: BAILEY DENNY, Project Manager

Phone No.: 866-726-9780

Program No.: 2-10-23

Email Address: bailey.denny@navajonation.gov

Division: DC&E

PART II. FUNDING SOURCE(S)

AN ARPA FUNDS

Fiscal Year: 11/23-12/24  
Amount: 140,000.00  
% of Total: 100%

PART III. BUDGET SUMMARY

Fund Type Code

(A) NMC Approved Original Budget

(B) Proposed Budget

(C) Difference or Total

2001	Personal Expenses				
3000	Travel Expenses				
3500	Meeting Expenses				
4000	Supplies				
5000	Leases and Rental				
5500	Communications and Utilities				
6000	Repairs and Maintenance				
6500	Contract Services				
7000	Special Transactions				
8000	Public Assistance	8		140,000.00	140,000.00
9000	Capital Outlay				
9500	Matching Funds				
9900	Indirect Cost				
TOTAL				140,000.00	140,000.00

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

SUBMITTED BY: Sandra Jim Martin  
Program Manager's Printed Name

APPROVED BY: D. Pearl Yesheman  
Division Director / Branch Chief's Printed Name

Sandra Jim Martin  
Program Manager's Signature and Date  
12/12/2022

D. Pearl Yesheman  
Division Director / Branch Chief's Signature and Date  
12.13.22

James Adaka, Deputy Director

Calvin Castillo, Executive Director

2-10-23

2/10/2023

1/27/2023

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

PART I PROGRAM DESCRIPTION

Business Unit No: Neu

Program Name/Title

UGM KOUNTAIN CHAPTER *Dr Binagej Spdtk System*

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

1. Goal Statement  
 Assist community members with Customs/Spdtk Requirement.  
 Program Performance Measure/Target: \_\_\_\_\_

				14
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2. Goal Statement  
 Assist UG Community Members with Customs/Spdtk Requirement due to failure of system.  
 Program Performance Measure/Target: \_\_\_\_\_

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3. Goal Statement

Program Performance Measure/Target: \_\_\_\_\_

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4. Goal Statement

Program Performance Measure/Target: \_\_\_\_\_

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5. Goal Statement

Program Performance Measure/Target: \_\_\_\_\_

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

Signature Jim Martin, Department Manager II  
 Program Manager's Printed Name  
*Jim Martin* 12/12/2022  
 Program Manager's Signature and Date

Dr. Pearl Yellowman, Division Director  
 Division Director/Branch Chief's Printed Name  
*Pearl Yellowman* 12/13/22  
 Division Director/Branch Chief's Signature and Date

James Adakai, Deputy Director  
 2-10-23

Calvin Castillo, Executive Director  
 2/10/2023

*Jim Martin*

FY 2023

THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION

Page 3 of 3  
BUDGET FORM 4

PART I PROGRAM INFORMATION: Program Name/Title: LOW MOUNTAIN CHAPTER Drainage Sewer System Business Unit No.: New

PART II DETAILED BUDGET:

(A)	(B)	(C)	(D)
Object Description and Justification (LOD 7)		Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
8530	Infrastructure (non-cep) 8530 - Wastewater: Kasa 14-Community Members with Drinking/Water System Replacement @ \$10,000.00 = \$140,000.00.	140,000.00	140,000.00
TOTAL		140,000.00	140,000.00

*Handwritten signature/initials*

THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE

PART I.

Business Unit No.: NEW  
 Project Title: Low Mountain Chapter Drainage/Septic Replacement Project  
 Project Description: Construction to replace failed Drainage/Septic System - Replacement.

Check one box:  Original Budget  Budget Revision  Budget Reallocation  Budget Modification

PART II. Project Information  
 Project Type: Drainage/Septic Replacement.  
 Planned Start Date: 01/01/2023  
 Planned End Date: 12/31/2024  
 Project Manager: Moneta Denny

PART III.

List  
 Prefixed

PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.  
 FY 2023  
 FY 2024

etc

	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	Date:12/31/2024
1) Assessment/Eligibility			X						
2) Draw Sole Source Contract - Submittal Sole Source Contract to DOJ - Award Contract with Drawdown @ 50%			X						
3) Construction - Inspection				X					
4) Completion - Final Inspection					X				
5) Close Out - Final Payout									X
PART V. Quarterly Expenditures	\$ ###	\$ ###	\$ ###	\$ ###	\$ ###	\$ ###	\$ ###	\$ ###	\$ ###
									PROJECT TOTAL

FOR OMB USE ONLY:

Resolution No. \_\_\_\_\_

FANS Set Up Date: \_\_\_\_\_

Company No. \_\_\_\_\_

OMB Analyst: \_\_\_\_\_

RESOLUTION OF THE (LMC)  
LOW MOUNTAIN CHAPTER  
NAVAJO NATION GOVERNMENT

SUPPORTING RESOLUTION REQUESTING THE NAVAJO NATION TO FUND THE LOW MOUNTAIN CHAPTER IN THE AMOUNT OF \$140,000.00 FROM THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST AND EXPENDITURE PLANS AS AUTHORIZED BY THE AMERICAN RESCUE PLAN ACT (ARPA) FOR THE DRAINAGE/SEPTIC SYSTEM REPLACEMENT PROJECT FOR FAILED SYSTEM FOR COMMUNITY MEMBERS.

WHEREAS:

1. Pursuant to Title 26 N.M.C., § 3 (A) and as listed pursuant to Title 11 N.M.C., Part 1 § 10 the LMC is a duly recognized certified Chapter of the Navajo Nation government and as such may preserve or promote community interests; AND,

2. Pursuant to Title 26 N.M.C., § 1 (B) the LMC is a duly certified Chapter of the Navajo Nation Government and recognized as a local tribal entity vested with the authority to review all matters affecting the community and to make appropriate recommendations to the Navajo Nation concerning matters that are in the best interest of the community; AND,

3. The Low Mountain Chapter recognizes that the financing of the Community drainage/septic system replacement projects are very critically needed and requires health officials' concerns and coordination with the local Chapter Officials and the Administrative 2021 community needs assessments, 14 homes were determined in dire need of drainage/septic replacement; AND,

4. A lot of the older homes built in the 1960s and the drainage/septic systems installed in the early 1980s, the homeowners are experiencing these difficulties and tripled with COVID-19 still on the Navajo Nation and existing home conditions with respect to need of replacing system; AND,

5. Completion of the proposed Low Mountain Chapter Septic System Pumping project, the effected community members can be able to benefit to a better healthy living standards and improved good health esp. as an actively sought goals or the state of being happy and overall healthy situated family homes.

NOW, THEREFORE BE IT RESOLVED, THAT:

1. Supporting Resolution Requesting The Navajo Nation To Fund The Low Mountain Chapter In The Amount Of \$140,000.00 From The Navajo Nation Fiscal Recovery Funds Request And Expenditure Plans As authorized by the American Rescue Plan Act (ARPA) For The Drainage/Septic System Replacement Projects to assist 14 community membership.

Motion By: John Pelton

Second By: Sullivan John

C-E-R-T-I-F-I-C-A-T-I-O-N

We hereby certify that the foregoing Chapter resolution was duly considered by the Low Mountain Chapter at a duly-called Chapter meeting at Low Mountain Chapter, Low Mountain (Navajo Nation), Arizona, at which a quorum was present and that the same was passed by a vote of 11 in favor, 0 opposed, 2 abstained on this 10 day of Nov., 2022.

Ben L. Gonnig, Chapter President

Roger B. George, Chapter Vice President

Rose Ann Charley, Chapter Secretary/Treasurer

RBG/tbg