



**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 : C. Montoya  
 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 \_\_\_\_\_

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

Low Mtn Chp New  
Homes Waterline  
Extension 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 #: HK0336

Date & Time Received: 12/16/22 14:04

Date & Time of Response: 12/22/22 at 1:41

Entity Requesting FRF: Low Mountain Chapter

Title of Project: ~~New Homes Waterline Extension Project~~

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$48,000.00

**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: 5.13 Drinking Water: Source

**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 NON-GOVERNANCE CERTIFIED CHAPTERS**

**Part 1. Identification of parties.**

Non-Governance Certified Chapter requesting FRF: LOW MOUNTAIN CHAPTER Date prepared: 11/28/2022

Chapter's mailing address: PO BOX 4416 Blue Gap, Arizona 86520 phone/email: 928-725-3700  
website (if any): lowmountainchapter

This Form prepared by: Mareita Denny, Project Manager phone/email: 505-979-3001 mareitadenny@yahoo.com  
Roger George, Chapter Vice-President 928-401-1935 rgeorge@naataanii.org  
*CONTACT PERSON'S name and title* *CONTACT PERSON'S info*

Title and type of Project: NEW HOMES WATERLINE EXTENSION.

Chapter President: Ben L. Gonnie phone & email: 928-313-8726 m63563963@gmail.com

Chapter Vice-President: Roger B. George phone & email: 928-401-1935 rgeorge@naataanii.org

Chapter Secretary: Rose Ann Charley phone & email: 928-386-3511 girlyazzie1947@hotmail.com

Chapter Treasurer: Roses Ann Charley phone & email: 928-386-3511 girlyazzie1947@hotmail.com

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

DCD/Chapter ASO: Robert Jumbo, ASO-ASC-DCD phone & email: 928-674-2251 rjumbo@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Tribal Utility Authority

document attached

Amount of FRF requested: 48,000.00 FRF funding period: Febraury 2023 - December 31, 2025  
*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:

This electric and powerline project is critical and connection must by planned before completion of new house construction. An application for water connection must be submitted earlier due to NTUA work load and schedule. Thsi portion of waterline extension will occur in conjunction with new house construction. New houses are provided to families whom are susceptible to virus particularly COVID and to control the spread of virus.

document attached

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

New houses construction benefits the elderies, handicapped, disabled, and any families who lived in dilapidated shelters. Any rights of ways for waterline to new house will be first studies ir ROW can ve walvered. Discusson of ROW issue will be cleared by NTUA and BIA before completion.

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:  
Procurement time: Practice Sole Source Procurement beginning March 01, 2024.  
Construction by NTUA.  
Project Period: Begin March 13, 2023 and ending December 2025.  document attached

(d) Identify who will be responsible for implementing the Program or Project:  
Low Mountain chapter and the administration.  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:  
Homeowners will be responsible for maintenance as required by NTUA from meter loop to the house. NTUA will be responsible from main waterline to meterbody. This is standard respective cost operation duties between homeowners and NTUA.  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:  
Fiscal Recovery Fund expenditure categories - Housing Support: Other Housing Assistance 5.15  
To complete new house construction, water connection budget is necessary.  document attached

**Part 3. Additional documents.**

List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):  
Low Mountain 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] CONTACT PERSON  
Approved by: [Signature] signature of Chapter President (or Vice-President)  
Approved by: [Signature] signature of Chapter ASO 12/12/2022  
Approved to submit for Review: [Signature] signature of DOD Director



THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:

Business Unit No.: NEW

Program Name/Title:

LOW MOUNTAIN CHAPTER  
NEW HOME  
WATERLINE EXTENSION

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

PART III. PROGRAM PERFORMANCE CRITERIA:

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

1. Goal Statement:

Assist Community Members with Waterline Extension.

Program Performance Measure/Objective:

Assist Community Members with Waterline Extension.

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.

Sorbesta Jim-Merita

Program Manager's Printed Name

12/12/2022

Program Manager's Signature and Date

Dr. Pearl Yelkomin

Division Director/Branch Chief's Printed Name

2/15/22

Division Director/Branch Chief's Signature and Date

James Adakai, Deputy Director

Calvin Castillo, Executive Director

2-10-23

2/10/2023

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 CHARTER *New home*  
*waterline*

Business Unit No.: *New*  
*Expansion*

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)
8500	Infrastructure - (non-csp) 8550 - Waterline Extension: Asteel 3-Community Members with Waterline Extension @ \$12,000.00 = 348,000.00.	48,000.00	48,000
TOTAL		48,000.00	48,000.00

*1.2M/2023*

THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE

PART I.

Business Unit No.: NEW  
Project Title: Low Mountain Chapter Waterline Extension Project  
Project Description: Waterline Extension for new unit houses.

PART II.

Project Information  
Project Type: Waterline Extension Project  
Planned Start Date: 02/01/2023  
Planned End Date: 12/31/2025  
Project Manager: Maretha Danny

Check one box:

- Original Budget     Budget Revision     Budget Reallocation     Budget Modification

PART III.

List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.

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

	FY 2023				FY 2024				Date	Expected Completion Date if project exceeds 8 FY Qtrs.			
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.					
1) Assessment/Eligibility - New Homes		X											
2) Utility/Clearances - ROW		X	X										
3) Draw Sale Source Contract - Submit Sale Source Contract to DOJ - Award Contract with Drawdown @ 50%			X	X									
5) Construction - Inspection					X	X	X	X	X	X	X		
5) Completion - Final Inspection									X	X	X		
7) Close Out - Compile Reports/Expenditures - Final Payout										X	X		
PART V. Expected Quarterly Expenditures	\$ 0.00	\$ 0.00	\$ 0.00	\$ 24,000.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 24,000.00	\$ 0.00	\$ 24,000.00	PROJECT TOTAL	\$48,000.00

FOR OMB USE ONLY: Resolution No: \_\_\_\_\_ FMIS 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 \$48,000.00 FROM THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST AND EXPENDITURE PLANS AS AUTHORIZED BY THE AMERICAN RESCUE PLAN ACT (ARPA) FOR LOW MOUNTAIN CHAPTER WATERLINE EXTENSION PROJECT TO ASSIST [E] 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. Low Mountain Chapter will be constructing 3 New houses for overcrowding and shortage of housing, which will need to be connected with waterline; AND,

4. According to a study from the Indian Health Services about 60% of Navajo families are without indoor plumbing for bathroom and drinking water; AND,

5. Insufficient access to indoor plumbing and drinking water is what are community members are struggling from, especially in areas of personal hygiene, therefore indoor plumbing facility is in dire need.

NOW, THEREFORE BE IT RESOLVED, THAT:

Supporting Resolution Requesting The Navajo Nation To Fund The Low Mountain Chapter In The Amount Of \$48,000.00 From The Navajo Nation Fiscal Recovery Funds Request And Expenditure Plans As Authorized By The American Rescue Plan Act (ARPA) For Low Mountain Chapter Waterline Extension Project to assist 3 Community members.

Motion By: John Polkin

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, 0 abstained on this 10<sup>th</sup> day of Nov, 2022.

Ben L. Gonnle  
Chapter President

Roger B. George  
Chapter Vice President

Rose Ann Charley  
Chapter Secretary/Treasurer