



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

The Navajo Nation | Yideeskáądi Nitsáhákees

November 8, 2023

**TRANSMITTAL**

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

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

*BU on Projects / Activities for Tsaile/Wheatfields Chapter, Lukachukai Chapter, Round Rock Chapter, Tse'ch'izhi' Chapter and Rock Point Chapter- ARPA Funds Allocated to Delegate Carl Slater*

SUBJECT : Slater

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

Tsaile/Wheatfields Chapter, Lukachukai Chapter, Round Rock Chapter, Tse'Ch'izhi Chapter, and Rock Point Chapter		U.S. Treasury American Recovery Plan Act (ARPA)		21.027
Title of Contract		Funding Agency		CFDA No. - Federal
CJY--64-23	\$ 8,802,340.00	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#) K2115368 to K2115390

Contract Mod No. \_\_\_\_\_

Amt of Budget Increase \$5,200,386.00 \$0.00 to \$5,200,386.00

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 CJY-64-23

**III. Comments by CGS:**

This transmittal documents 1st budget entered in FMIS on \$8.8 mil ARPA funds allocated to CD Carl Slater Region. Y-T-D budget in FMIS for CD Carl Slater totals \$5,200,386. 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  
 Tom Platero, Executive Director - NN FRF Office



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

August 4, 2023

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

RE: *CJY-64-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tsé Ch'ízhí, Rock Point)*

Dear Speaker Curley,


I am pleased to sign into law this resolution CJY-64-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Slater's Delegate Region in the amount of \$5,200,386.

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

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

Now let's get to work!

Sincerely,

  
Dr. Buu Nygren, President  
**THE NAVAJO NATION**

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

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;  
APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION  
PROJECT PLAN FOR HONORABLE CARL R. SLATER'S DELEGATE REGION  
(CHAPTERS: TSAILE/WHEATFIELDS, LUKACHUKAI, ROUND ROCK, TSÉ  
CH'ÍZHÍ, ROCK POINT)

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- B. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

SECTION TWO. FINDINGS

- A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.
- B. CJN-29-22, Section Three, states, in part and among other things, that

1. The Navajo Nation hereby approves total funding for the NNFRF Chapter and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred eleven million two hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148) to be divided equally between the twenty-four (24) Delegate Regions in the amount of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340) per Delegate Region . . . and allocated through Delegate Region Project Plans approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation . . . . See CJN-29-22, Section Three (B).
  2. The Delegate Region Project Plan funding will be allocated to the Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, to implement the projects rather than directly to the Chapters. See CJN-29-22, Section Three (D).
  3. The Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, shall manage and administer funds and Delegate Region Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans. See CJN-29-22, Section Three (E).
  4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects within their Delegate Region to be funded by the NNFRF Chapter and Regional Projects Expenditure Plan through a Delegate Region Projects Plan. The total cost of projects selected by each Delegate shall not exceed their Delegate Region distribution of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340). See CJN-29-22, Section Three (F).
  5. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ initial eligibility determination. See CJN-29-22, Section Three (L) (5) and (L) (6).
- C. All projects listed in the Hon. Carl R. Slater's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Carl

R. Slater's Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).

- D. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Carl R. Slater's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tsé Ch'ízhí, Rock Point) as set forth in **Exhibit A**.

**SECTION THREE. APPROVAL OF HON. CARL R. SLATER'S DELEGATE REGION PROJECT PLAN**

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Carl R. Slater's Delegate Region (Chapters: Tsaile/Wheatfields, Lukachukai, Round Rock, Tsé Ch'ízhí, Rock Point) set forth in **Exhibit A**.
- B. The Delegate Region Project Plan approved herein shall comply with all applicable provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
- C. Any inconsistencies between this legislation, the Delegate Region Project Plan, and the individual project appendix, shall be resolved in favor of the project appendix reviewed by Department of Justice during their eligibility determination(s).

**SECTION FOUR. AMENDMENTS**

Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

**SECTION FIVE. EFFECTIVE DATE.**

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

**SECTION SIX. SAVING CLAUSE**

If any provision of this legislation is determined invalid by the Navajo Nation Supreme Court, or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, those provisions

of this legislation not determined invalid shall remain the law of the Navajo Nation.

**CERTIFICATION**

I, hereby, certify that the foregoing resolution was duly considered by the 25<sup>th</sup> Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 20 in Favor, and 00 Opposed, on this 19<sup>th</sup> day of July 2023.



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

7/27/23

DATE

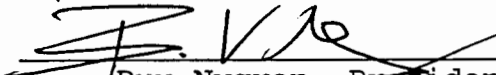
Motion: Honorable Rickie Nez

Second: Honorable Andy Nez

Speaker Crystalyne Curley not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I, hereby, sign into law the foregoing legislation, pursuant to 2 N.N.C. § 1005, (C) (10), on this 4 day of August, 2023.

  
\_\_\_\_\_  
Buu Nygren, President  
Navajo Nation

2. I, hereby, veto the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C) (11), on this \_\_\_\_\_ day of \_\_\_\_\_, 2023 for the reason(s) expressed in the attached letter to the Speaker.

\_\_\_\_\_  
Buu Nygren, President  
Navajo Nation

3. I, hereby, exercise line-item veto pursuant to the budget line-item veto authority delegated to the President by vote of the Navajo People in 2009, on this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Buu Nygren, President  
Navajo Nation

**NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN**

**Exhibit A**

**COUNCIL DELEGATE:** Hon. Carl R. Slater

**CHAPTERS:** Tsaile/Wheatfields, Lukachukai, Round Rock, Tsé'ch'izhí, Rock Point

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
Division of Community Development	None Identified	Round Rock Chapter Convenience Store/Shopping Center Project	Division of Community Development	6.1	HK0460-2	\$ 650,000.00
Division of Community Development	None Identified	Round Rock Chapter Community Cemetery Project	Division of Community Development	6.1	HK0464	\$ 200,000.00
Division of Community Development	None Identified	Round Rock Chapter Recreation Park Project	Division of Community Development	2.22	HK0494	\$ 700,000.00
Division of Community Development	None Identified	Round Rock Chapter Upgrade to Sewer Lagoon Project	Division of Community Development	5.5	HK0495	\$ 60,000.00
Division of Community Development	None Identified	Round Rock Chapter Diversion/Irrigation System Project	Division of Community Development	5.11	HK0461	\$ 150,000.00
Division of Community Development	None Identified	Rock Point Chapter Community Propane Assistance Project	Division of Community Development	2.18	HK0563	\$ 84,375.00
Division of Community Development	None Identified	Rock Point Chapter Sewage & Drain Fields	Division of Community Development	5.3	HK0565	\$ 136,203.00
Division of Community Development	None Identified	Rock Point Chapter Community Trash Bins Project	Division of Community Development	2.22	HK0567	\$ 100,800.00
Division of Community Development	None Identified	Rock Point Chapter Water Delivery Project	Division of Community Development	1.14	HK0566	\$ 172,117.00
Division of Community Development	None Identified	Rock Point Chapter Bathroom Renovations Project	Division of Community Development	1.14	HK0564	\$ 320,000.00
<b>TOTAL:</b>						<b>\$ 2,573,495.00</b>

\*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**

**Exhibit A**

**COUNCIL DELEGATE:** Hon. Carl R. Slater

**CHAPTERS:** Tsaille/Wheatfields, Lukachukai, Round Rock, Tséch'izhí, Rock Point

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01.....				\$ 2,573,495.00
Division of Community Development	None Identified	Rock Point Chapter Homesite-Compliance and Archeological Clearance Assistance Project	Division of Community Development	2.18	HK0569	\$ 37,500.00
Division of Community Development	None Identified	Rock Point Chapter Homesite Lease Land Survey Fee Assistance Project	Division of Community Development	2.18	HK0570	\$ 37,500.00
Division of Community Development	None Identified	Rock Point Chapter Community Weatherization Project	Division of Community Development	2.18	HK0560	\$ 288,000.00
Division of Community Development	None Identified	Rock Point Chapter Community Septic-Cleaning Assistance Project	Division of Community Development	5.5	HK0568	\$ 135,150.00
Division of Community Development	None Identified	Rock Point Chapter Dump Truck Project	Division of Community Development	6.1	HK0573	\$ 200,000.00
Division of Community Development	None Identified	Rock Point Chapter Community Warehouse Project	Division of Community Development	1.14	HK0596	\$ 200,000.00
Division of Community Development	None Identified	Tse Ch'izhi Chapter Community Trash Bins Project	Division of Community Development	2.22	HK0613	\$ 81,600.00
Division of Community Development	None Identified	Tsaille/Wheatfields Chapter Community Housing Weatherization and Renovation Project	Division of Community Development	2.18	HK0591	\$ 460,468.00
Division of Community Development	None Identified	Tsaille/Wheatfields Chapter Public Employment Project	Division of Community Development	2.18	HK0592	\$ 205,938.00

**TOTAL:** \$ 4,219,651.00

\*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**

**Exhibit A**

COUNCIL DELEGATE: Hon. Carl R. Slater

CHAPTERS: Tsaile/Wheatfields, Lukachukai, Round Rock, Tséché'izhí, Rock Point

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 02.....				\$ 4,219,651.00
Division of Community Development	None Identified	Lukachukai Chapter Renovation of Chapter House Roof Project	Division of Community Development	2.22	HK0587	\$ 43,900.00
Division of Community Development	None Identified	Lukachukai Chapter Track Construction Project	Division of Community Development	2.22	HK0586	\$ 449,685.00
Division of Community Development	None Identified	Lukachukai Chapter Renovation/Replacement of Chapter Fieldhouse Roof Project	Division of Community Development	2.22	HK0588	\$ 87,150.00
Division of Community Development	None Identified	Lukachukai Chapter Public Employment for Illegal Trash-Dump Clean-Up Project	Division of Community Development	1.14	HK0589	\$ 400,000.00
		UN-ALLOCATED AMOUNT				\$ 3,601,954.00

\*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**



**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 #: HK0464

Date & Time Received: 4/11/2023 at 10:54

Date & Time of Response: 4/25/23 at 8:44 am

Entity Requesting FRF: Round Rock Chapter

Title of Project: Community Cemetery

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$200,000

**Eligibility Determination:**

- FRF eligible  
 FRF ineligible  
 Additional information requested

**FRF Eligibility Category:**

- (1) Public Health and Economic Impact  
 (3) Government Services/Lost Revenue  
 (2) Premium Pay  
 (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: \_\_\_\_\_  
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Name of DOJ Reviewer: Veronica Blackhat, Asst. Attorney General, Natural Resources Unit

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.

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: Round Rock Chapter Date prepared: 02/18/2023

Chapter's mailing address: P.O. Box 10 Round Rock, AZ 86547 phone/email: 928-787-2510 website (if any): roundrock@navajochapters.org

This Form prepared by: Bernita Wheeler phone/email: 928-658-8022, bwheeler@navajochapters.org  
Ramona Rogers, Chapter President phone/email: roundrock@navajochapters.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Round Rock Community Cemetery

Chapter President: Ramona Rogers phone & email: (928) 814-1344, rrchprz@gmail.com  
Chapter Vice-President: Paul Jim phone & email: 928-787-2510 pjim@naataanii.org  
Chapter Secretary: Bernita Wheeler phone & email: 928-658-8022 bwheeler@navajochapters.org  
Chapter Treasurer: Bernita Wheeler phone & email: 928-658-8022 bwheeler@navajochapters.org  
Chapter Manager or CSC: Vacant phone & email: \_\_\_\_\_  
DCD/Chapter ASO: Robert Jumbo phone & email: 928-674-2251 rjumbo@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): \_\_\_\_\_  
selection of contractor will be determine after bids are open and evaluated  document attached

Amount of FRF requested: \$200,000.00 FRF funding period: 04/01/2023 to 12/30/26  
indicate Project starting and ending/deadline date

**Part 2. Expenditure Plan details.**

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

Funds will be to acquire land, and easements/ROWs, archaeological and environmental studies, plan, design and construct new community cemetery in Round Rock Arizona within District 11, Apache County. The chapter wants to secure a new cemetery to include 10 acres. The Project will include the land withdrawal (acquisition), archaeological and environmental studies, and a 6 ft chain-link fence (approximately 3,374 ft long) of the proposed cemetery. As death rate double during COVID-19 pandemic, the cemetery the community uses has reached it's capacity and request has been made to Round Rock to build it's own cemetery. The cemetery will serve our local community and other nearby communities.  document attached

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

The Community Cemetery will alleviate the Grazing Committee, Chapter and Nation from dealing with issues involving burials, where people are burying their deceased loved ones out on rangelands, within farm plots and within or near their homesite leases, creating controversies and conflicts. The neighboring chapter communities have reached their maximum capacity within their cemeteries. The new cemetery will offer a final resting place for a family's dearly departed.  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

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

2023 - Chapter will work with GLDD, CPMD, Grazing Committee, CLUPC to finalize the land withdrawal, feasibility studies and clearances. 2024 - Agents will bid for private contractor to complete the development and construction of the community cemetery. Challenges - land, unforeseen disturbances/weather & additional fees, cost of inflations for materials, equip., labor & supplies  document attached

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

The Round Rock Chapter Officials, Staff, Community Land Use Planning Committee and the Navajo Nation Division of Community Development.

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 Round Rock Chapter will own and operate the cemetery. Operation and maintenance costs will be budgeted thru the chapter's annual operating budget and revenues generated through established fees with development of plan of operation for the community cemetery.

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:

**6.1 - Provision of Government Services**

The COVID-19 has a major impact on the communities, unfortunately, causing many individuals not surviving through the pandemic, leading to many deaths. The unforeseen affect has created controversies among the communities, families and Nation of where to bury their loved ones, having a developed community cemetery will alleviate future conflicts.

document attached

**Part 3. Additional documents.**

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

- |   |  |
|---|--|
| 1. Chapter's approved supporting resolution: ROUN2204-03, ROUN2105-02   | 6. Lukachukai  |
| 2. RR2208-01 Community Land Use Planning Committee:                     | Chapter Letter                                       |
| 3. Resources Committe Resolution: RDC-216-99                            |  |
| 4. NECA Cost Estimates (Tsalle), waiting on Round Rock's cost estimates |  |
| 5. Exhibit "A" WNA Grazing, District III Resolutions,                   | <input type="checkbox"/> 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: VACANT Approved by:   
signature of CSC signature of Chapter ASO

Approved to submit for Review:   
signature of DCD Director

FY'23

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

BUDG

FWD TO P24  
 4/16

PART I. Business Unit No.: NEW Program Title: Round Rock Chapter - Community Cemetery Division/Branch: DCD/Exec  
 Prepared By: Bernita Wheeler Phone No.: (928) 787-2510 Email Address: bwheeler@navajochapters

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A)	(B)	Difference or Total
						NNC Approved Original Budget	Proposed Budget	
American Resue Plan Act of 2021	04/01/23-09/30/26	200,000.00	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	0	25,000	25,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay	6	0	175,000	175,000
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	200,000.00	200,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
				TOTAL:		\$200,000.00	100%	

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

SUBMITTED BY: James Adakai, Deputy Director  
 Program Manager's Printed Name  
*James Adakai*  
 Program Manager's Signature and Date

APPROVED BY: Calvin Castillo, Executive Director  
 Division Director / Branch Chief's Printed Name  
*Calvin Castillo* 4/6/23  
 Division Director / Branch Chief's Signature and Date

FY'23

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

PART I. Business Unit No.: NEW Program Title: Round Rock Chapter - Community Cemetery Division/Branch: DCD/Executive  
 Prepared By: Bernita Wheeler Phone No.: (928) 787-2510 Email Address: bwheeler@navajochapters.org

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		(A)	(B)	(C)	
				Fund Type Code	NNC Approved Original Budget	Proposed Budget	Difference or Total		
American Resue Plan Act of 2021	04/01/23-09/30/26	200,000.00	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	0	25,000	25,000
				7000	Special Transactions				
				8000	Public Assistance				
				9000	Capital Outlay	6	0	175,000	175,000
				9500	Matching Funds				
				9500	Indirect Cost				
				<b>TOTAL</b>			\$0.00	200,000.00	200,000
				<b>PART IV. POSITIONS AND VEHICLES</b>		(D)	(E)		
				Total # of Positions Budgeted:		0	0		
				Total # of Vehicles Budgeted:		0	0		
<b>TOTAL:</b>				\$200,000.00	100%				

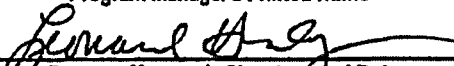
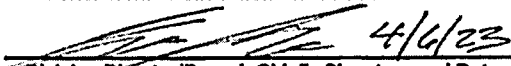
**PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.**

SUBMITTED BY: James Adakai, Deputy Director APPROVED BY: Calvin Castillo, Executive Director  
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name

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



**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.: <u>NEW</u>			Program Name/Title: <u>Round Rock Chapter - Community Cemetery</u>						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
CAP-34-98: To direct the Chapter administration and management control system, by promoting efficiency and accountability to the chapter membership and to effectuate plans of action to improved the standards of living for the chapter membership.									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
<b>1. Goal Statement:</b>									
<u>To procure for Archeological Studies and Assessment on proposed site</u>									
<b>Program Performance Measure/Objective:</b>									
<u>to attain reports on all Arch clearance, studies and assessments</u>								1	
<b>2. Goal Statement:</b>									
<u>Purchase materials: 6' Chain Link Fencing</u>									
<b>Program Performance Measure/Objective:</b>									
<u>bid and select vendor for purchases</u>								1	
<b>3. Goal Statement:</b>									
<u>Advertise for Public Employment Program (PEP) Workers for installation of chain link fence</u>									
<b>Program Performance Measure/Objective:</b>									
<u>Advertise and hire six (6) PEP Workers</u>								1	
<b>4. Goal Statement:</b>									
<u> </u>									
<b>Program Performance Measure/Objective:</b>									
<u> </u>									
<b>5. Goal Statement:</b>									
<u> </u>									
<b>Program Performance Measure/Objective:</b>									
<u> </u>									
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
James Adakai, Deputy Director				Calvin Castillo, Executive Director					
_____ Program Manager's Printed Name				_____ Division Director/Branch Chief's Printed Name					
 Program Manager's Signature and Date				 4/6/23 Division Director/Branch Chief's Signature and Date					

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Round Rock Chapter - Community Cemetery</u>		Business Unit No.: <u>NEW</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
6830	Other Technical Services	\$25,000	25,000
	6845 - Environmental Assessment/Survey	\$25,000.00	
9140	Equipment & Materials	\$175,000	175,000
	To purchase equipment and 6' Chain link fencing	\$175,000.00	
	9142 - Equipment		
<b>TOTAL</b>		200,000	200,000




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

**The Navajo Nation | Yideeskáądi Nitsáhákees**

**MEMORANDUM**

**TO :** Division/Executive Directors and Staff  
Navajo Nation

**FROM :**   
James Adakai, Delegated Department Manager II  
Capital Projects Management Department

**DATE :** February 1, 2023

**SUBJECT:** FY 2023 Standing Delegation of Authority

During the period that I am on leave or on travel from the Capital Projects Management Department, the following individuals will be delegated in the capacity of Department Manager II (in no particular order):

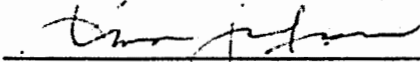
Leonard Hardy, Project Manager  
Irma Julian, Project Manager

The Delegation is limited to signature authority for the time sensitive approval and emergency leave unless they feel that matters requires the attention of the Department Manager. Policy decisions are not delegated and are reserved for the Department Manger II. Other personnel related matters will remain under the purview of the Department Manager II.

Your cooperation with the aforementioned staff is appreciated.

**ACKNOWLEDGEMENT:**

  
Leonard Hardy, Project Manager  
Capital Projects Management Department

  
Irma Julian, Project Manager  
Capital Projects Management Department

Distribution

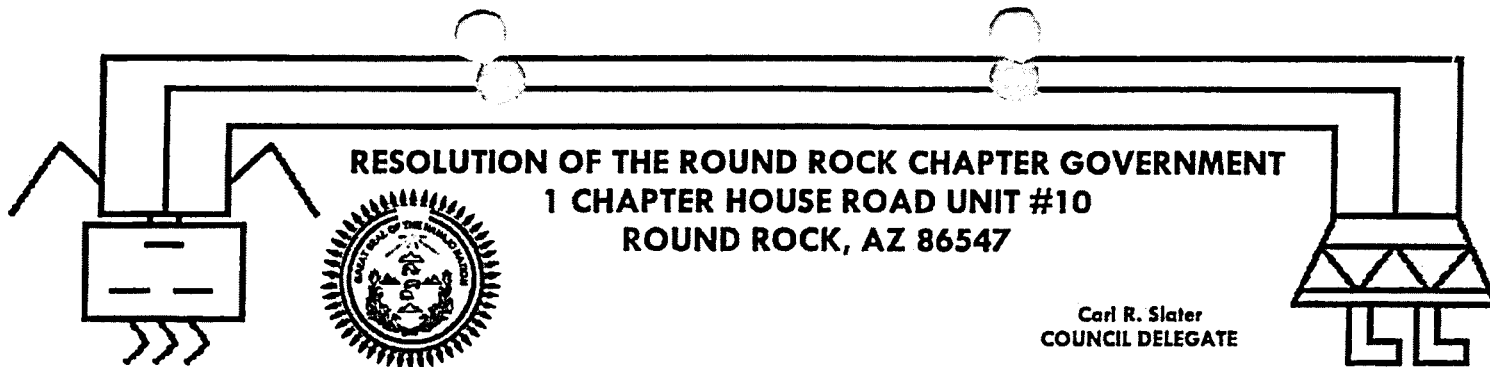
xc: Calvin Castillo, Division Director, Division of Community Development

**Capital Projects Management Department**  
**Post Office Box 1510, Window Rock, Arizona 86515**

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I.</b> Business Unit No.: <u>NEW</u> Project Title: <u>Round Rock Chapter - Community Cemetery</u> Project Description: <u>Construct 10 acre community cemetery</u>														<b>PART II.</b> Project Type: <u>Cemetery</u> Planned Start Date: <u>4/1/2023</u> Planned End Date: <u>9/30/2026</u> Project Manager: <u>NNDCC/CPMD</u>																
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification																														
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.	<b>PART IV.</b> Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.														Expected Completion Date if project exceeds 8 FY Qtrs.															
	FY 2023												FY 2024								Date <u>09/30/26</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
06/05/23 - 07/28/23 Land acquisition/Clearances									X	X																				
7/31/2023 - 08/11/23 Bid and purchase materials										X	X																			
08/07/23 - 08/21/23 Advertise & Hire Public Employment Program Workers											X																			
08/24/23 - 09/29/23 Construction and completion of Cemetery											X	X																		
<b>PART V.</b>	\$			\$			\$			\$			\$		\$		\$		\$		\$		<b>PROJECT TOTAL</b>							
Expected Quarterly Expenditures										200,000.00													\$200,000.00							

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



**RESOLUTION OF THE ROUND ROCK CHAPTER GOVERNMENT  
1 CHAPTER HOUSE ROAD UNIT #10  
ROUND ROCK, AZ 86547**



**Carl R. Slater  
COUNCIL DELEGATE**

**ROUN2303-02**

**ROUND ROCK CHAPTER AFFIRMS THAT IT WILL ONLY USE AWARDED FISCAL RECOVERY FUNDS IN THE AMOUNT OF \$1,760,000.00 ACCORDINGLY: (\$700,000.00 RECREATION PARK; \$650,000.00 C-STORE; \$150,000.00 DIVERSION/IRRIGATION SYSTEM; \$200,000.00 CEMETERY; AND \$60,000.00 UPGRADE LAGOON) TO PERFORM THE PRELIMINARY ACTIVITIES, DESIGNS, AND IMPLEMENT THE FRF EXPENDITURE PLAN IN COMPLIANCE WITH THE ARPA REGULATIONS, AND WITH ALL APPLICABLE FEDERAL AND NAVAJO NATION LAWS, REGULATIONS, AND POLICIES**

**WHEREAS:**

1. Pursuant to the Navajo Nation Local Governance Act (26 N.N.C.), Chapter 1, Subchapter 1, Section 3 (A) the Round Rock Chapter Government, is a certified Chapter Organization, which elects a Delegate to the Navajo Nation Council. The Chapter is also listed as being certified at Part 1, Section 10, of 11 N.N.C., the "Navajo Nation Election Code; AND
2. Pursuant to the same "Act", Chapter 1, Subchapter 1, Section 1 (B-1), the Navajo Nation Council; delegates to our Chapter, governmental authority with respect to local matters consistent with Navajo Law, including custom and tradition; AND
3. Section 1 (B-2), authorizes our Chapter, to improve Community decision making; allow us to excel and flourish; enable our Navajo Leaders to lead towards a prosperous future, and improve the strength and sovereignty of the Navajo Nation. Our Chapter is compelled to govern with responsibility and accountability to us, the Local Citizens; AND
4. Pursuant to the Federal "Indian Self-Determination and Education Assistance Act (P.L; 93-638), as amended, our Chapter Government, is entitled and supported to initiate plans and make recommendations, requests, and thus; determine the promotion, protection, and preservation of the general welfare of our Community People, as well as the Navajo Nation; AND
5. The Round Rock Chapter Government held dialogue with membership numerous times to discuss needs and effects experienced from Covid-19; AND
6. The Covid-19 Pandemic had various effects on membership, across the Navajo Nation, and many counties; AND
7. The effected we told to take walks, gatherings were disallowed unless it is open space, such as outside, a Park would benefit both and to promote the many underlying health issues raised during this trying times; AND

**Ramona Rogers  
PRESIDENT**

**Paul Jim  
VICE-PRESIDENT**

**Bernita Wheeler  
SECRETARY/TREASURER**

**Robert Wagner  
GRAZING OFFICIAL**

**VACANT  
COMMUNITY SERVICES  
COORDINATOR**

**VACANT  
ACCOUNT  
MAINTENANCE  
SPECIALIST**

8. The basic food and cleaning necessities was scarce, the C-store can benefit the locals to not have to travel afar for basic needs, even travelers were restricted to travel to border towns; AND
9. The Navajo Nation Standing Committees and Grazing Representative has been discussing and passing resolution directing Chapters to establish a Community Cemetery; Lukachukai St. Isabel Catholic Church has been sending letters requesting for our Chapter to take action; AND
10. Economic Development is a must for our Community and it helps Operators/Business to establish within our Community with upgraded lagoons.

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Round Rock Chapter Government hereby affirms that it will only use awarded Fiscal Recovery Funds in the amount of \$1,760,000.00 accordingly: (\$700,000.00 Recreation Park; \$650,000.00 C-Store; \$150,000.00 Diversion/Irrigation system; \$200,000.00 Cemetery; and \$60,000.00 upgrade lagoon) to perform the preliminary activities, designs and implement the FRF expenditure plan in compliance with the ARPA regulations, and with all applicable federal and Navajo nation laws, regulations, and policies.

**CERTIFICATION**

We hereby certify that the foregoing Resolution was considered by the Round Rock Chapter at a duly called Chapter Meeting at Round Rock, Navajo Nation, Arizona, at which a quorum was present and that same was passed by a vote of 29 in favor, 00 opposed, and 01 abstained, on this 17<sup>th</sup> day of March, 2023.

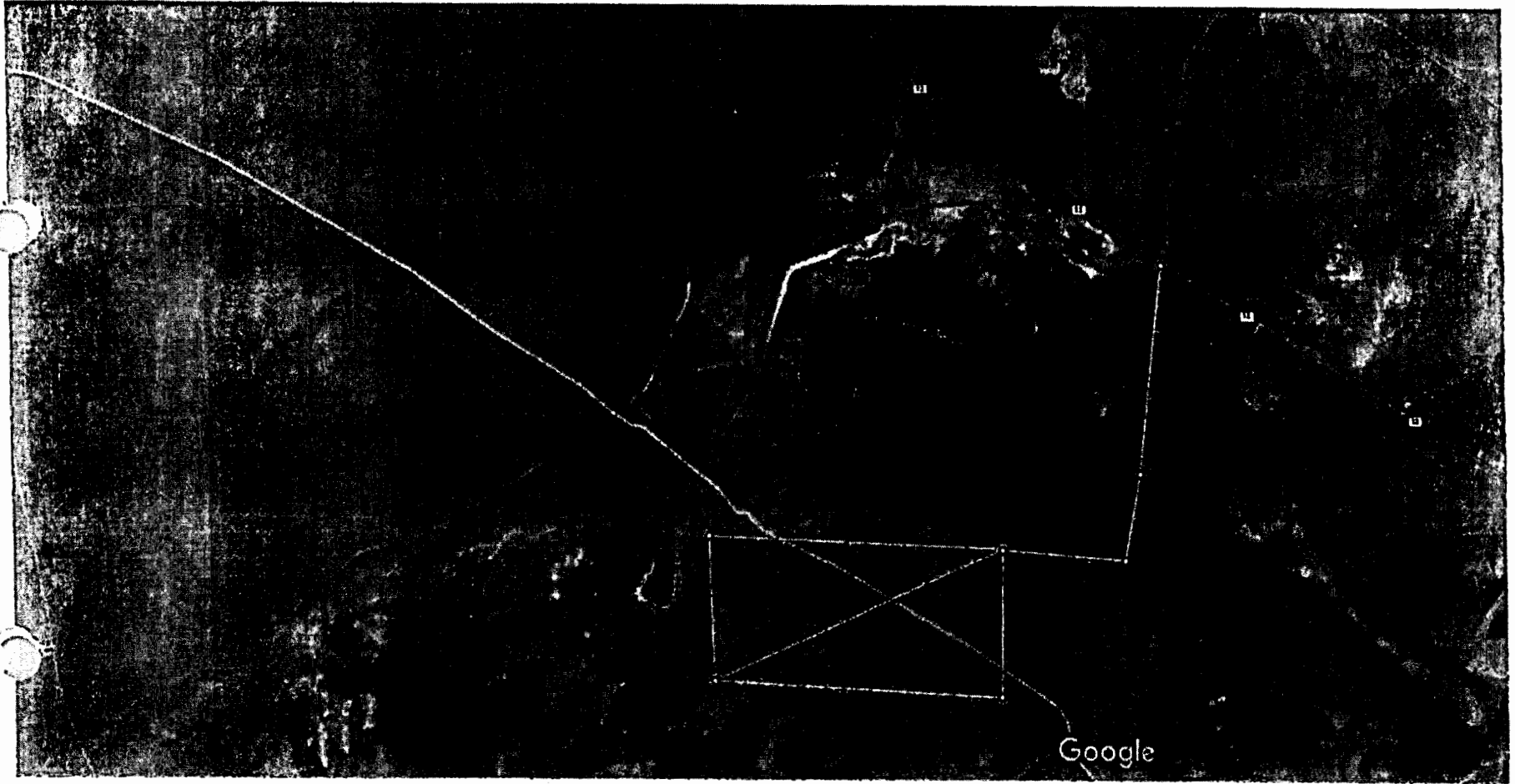
Motion by: Laverne Jones

Second by: Terrilyn Johnson

Ramona Rogers  
Ramona Rogers, President

# Google Maps Round Rock

Request area for Land for Round Rock Community Cemetery 2023 Bearings: Corner Points and Access Road N12- NE 36,48152, -109,44747 NW 36,48152, -109,45530 SW 36,47836, -109,45521 SE 36,47817, -109, - 44771



Imagery ©2023 CNES / Airbus, Maxar Technologies, USDA/FPAC/GEO, Map data ©2023 500 ft

# Navajo Engineering And Construction Authority

P.O. Box 969  
 No. 1 Uranium Blvd.  
 Shiprock, NM 87420

Phone: (505) 210-7070  
 Fax: (505) 210-7009

<b>To:</b>	Division Of Community Development	<b>Contact:</b>	
<b>Address:</b>	Window Rock, AZ	<b>Phone:</b>	
		<b>Fax:</b>	
<b>Project Name:</b>	Tsai/Wheatfields Chapter Cemetery Fence	<b>Bid Number:</b>	
<b>Project Location:</b>		<b>Bid Date:</b>	7/7/2022

Item #	Item Description	Estimated Quantity	Unit	Unit Price	Total Price
100	Material	1.00	LS	\$169,671.34	\$169,671.34
200	Labor	1.00	LS	\$27,626.98	\$27,626.98
300	Equipment	1.00	LS	\$13,161.91	\$13,161.91

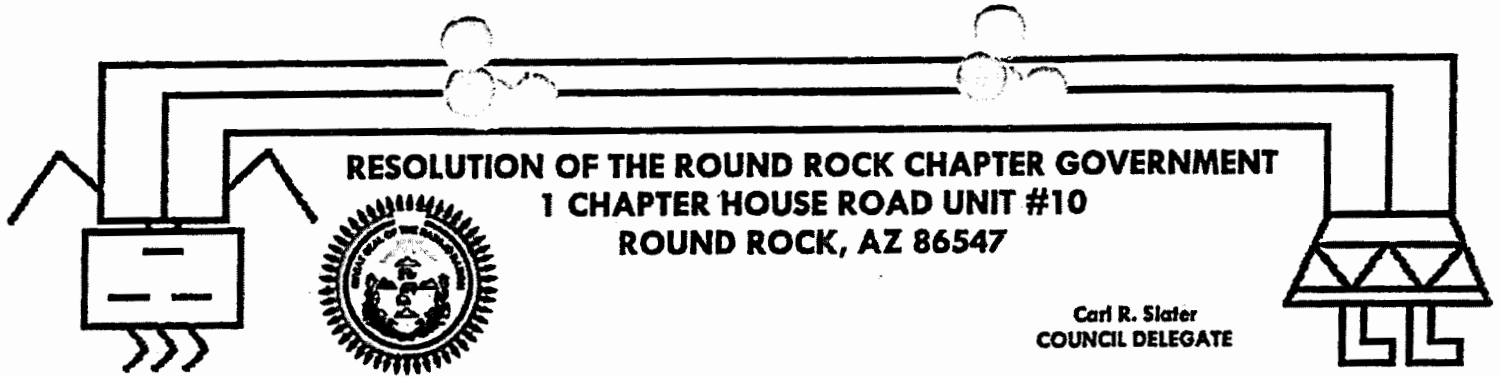
**Bid Price Subtotal:** \$210,460.23

**Total Navajo Nation Sales Tax 6.00%:** \$12,627.61

**Total Bid Price:** \$223,087.84

Notes:





**RESOLUTION OF THE ROUND ROCK CHAPTER GOVERNMENT  
1 CHAPTER HOUSE ROAD UNIT #10  
ROUND ROCK, AZ 86547**



**Carl R. Slater  
COUNCIL DELEGATE**

**ROUN2204-03**

**RESPECTFULLY REQUESTING NAVAJO NATION DIVISION OF COMMUNITY  
DEVELOPMENT SINCERELY CONSIDER ESTABLISHING ROUND ROCK  
COMMUNITY CEMETERY, LISTED IN THE INFRASTRUCTURE CAPITAL  
IMPROVEMENT PLAN (ICIP), AND TO FUND \$6,500,000.00**

**WHEREAS:**

1. Pursuant to the Navajo Nation Local Governance Act (26 N.N.C.), Chapter 1, Subchapter 1, Section 3 (A) the Round Rock Chapter Government, is a certified Chapter Organization, which elects a Delegate to the Navajo Nation Council. The Chapter is also listed as being certified at Part 1, Section 10, of 11 N.N.C., the "Navajo Nation Election Code; AND
2. Pursuant to the same "Act", Chapter 1, Subchapter 1, Section 1 (B-1), the Navajo Nation Council; delegates to our Chapter, governmental authority with respect to local matters consistent with Navajo Law, including custom and tradition; AND
3. Section 1 (B-2), authorizes our Chapter, to improve Community decision making; allow us to excel and flourish; enable our Navajo Leaders to lead towards a prosperous future, and improve the strength and sovereignty of the Navajo Nation. Our Chapter is compelled to govern with responsibility and accountability to us, the Local Citizens; AND
4. Pursuant to the Federal "Indian Self-Determination and Education Assistance Act (P.L; 93-638), as amended, our Chapter Government, is entitled and supported to initiate plans and make recommendations, requests, and thus; determine the promotion, protection, and preservation of the general welfare of our Community People, as well as the Navajo Nation; AND
5. The Round Rock Chapter Government has combated with this matter for many years; AND
6. Currently, the Lukachukai St. Isabel Church cemetery has been used for burial of love ones, by the Communities of Lukachukai, Round Rock, Tsaile/Wheatfields; AND
7. Many years the Church has requested each of the Chapter's to establish their own Community Cemetery. St. Isabel site is at full capacity and is constantly being expanded to accommodate grieving relatives; AND

**Ramona Rogers  
PRESIDENT**

**Paul Jim  
VICE-PRESIDENT**

**Bernita Wheeler  
SECRETARY/TREASURER**

**Robert Wagner  
GRAZING OFFICIAL**

**Gayla James  
COMMUNITY SERVICES  
COORDINATOR**

**VACANT  
ACCOUNT  
MAINTENANCE  
SPECIALIST**

8. The Lukachukai Community Chapter President and members of their community has reported at our regular chapter meeting and request the sincere dire need for neighboring chapters to establish their own community cemetery for their people; AND
9. In 1989, a resolution was passed by Navajo Nation Council requesting Chapter to establish such a site in Communities, yet no funding was allocated with the request; AND
10. Such establishment will help relieve scattered developments of family plots and family division regarding such family plots; AND
11. A growing concern is Cremation, and Families are sprinkling their loved one's ashes on the grounds near homesteads or places used by the general public. Traditionally, cremation is not practiced but due to the number of individuals who did not survive Covid-19, families have resorted to this practice due to no proper burial sites. A Cemetery establishment could possibly lessen cremation options by relatives.; AND
12. With the uncertainty of where or how Covid-19 may/may not progress, having a community cemetery readily available will provide proper burial for love ones and allow families/relative to grieve and pay respect; AND
13. It is this type of rescue measures that the Navajo Nation and Community Development is to help Chapters and you directly heard it from Lukachukai Chapter President at the Central Agency meeting.

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Round Rock Chapter Government hereby approves and requests Navajo Nation Division of Community Development sincerely consider establishing Round Rock Community Cemetery, listed in the infrastructure Capital Improvement Plans (ICIP), and to fund \$6,500,000.00.

**CERTIFICATION**

We hereby certify that the foregoing Resolution was considered by the Round Rock Chapter at a duly called Chapter Meeting at Round Rock, Navajo Nation, Arizona, at which a quorum was present and that same was passed by a vote of 11 in favor, 0 opposed, and 03 abstained, on this 12<sup>th</sup> day of April, 2022.

Motion by: Charleston Wagner Second by: Fredrick Dennison

Ramona Rogers  
Ramona Rogers, President

**RESOLUTION  
OF THE RESOURCES COMMITTEE  
OF THE NAVAJO NATION COUNCIL**

**Recommending and Requesting that Each Community Designate  
Trust Land for Community Cemeteries**

**WHEREAS:**

1. Pursuant to 2 N.N.C. §§ 691 and 693, the Resources Committee is established as a standing committee of the Navajo Nation Council for the purposes of ensuring the optimum utilization of all resources of the Navajo Nation and to protect the rights, and interests and freedoms of the Navajo Nation and people to such resources; and
2. Pursuant to 2 N.N.C. § 695 (B) (14), the Resources Committee of the Navajo Nation Council serves as the legislative oversight committee for the Division of Natural Resources, District Grazing Committee, Eastern Navajo Land Board and Navajo Nation Farm Boards and overall matters affecting Navajo resources; and
3. Pursuant to 2 N.N.C. § 695 (B) (5) and (6), the Resources Committee is authorized to give final approval of all land withdrawals for residential subdivisions, rights-of-way, including all surface easements and other clearances related but not limited to powerline, waterline and sewer line extensions; and to oversee and regulate all activities within Navajo Nation lands, including actions which may involve disposition or acquisition of resources, surface disturbance, or alteration of the natural state of the resource; and
4. The District Grazing Committee has been dealing with issues involving burials. There is a prevalence of people burying their deceased loved ones out on rangelands, within farm plots and within or near their homesite leases. Land use controversies arise when other land users find a burial that interferes with their use of range or farm lands. During the funeral and burial planning process, controversies and disputes arise when a grazing permittee or land use permittee finds out that the burial is being planned on open rangelands or within or near a farm plot or homesite lease area. The District Grazing officials are being requested to handle or mediate these disputes on burials; and
5. To address these issues and to avoid any further controversies, the District Grazing Committee by resolutions, have requested that each community designate and withdraw lands in accordance with 13 N.N.C. § 1951 and 2 N.N.C. § 695 (B) (5) and (6). These resolutions of the District Grazing Committees are attached hereto and incorporated herein as Exhibit "A"; and

6. The Resources Committee is also aware that there are communities where their community cemeteries have reached their maximum use allowances and may have to withdraw more lands to handle the additional needs.

**NOW THEREFORE BE IT RESOLVED THAT:**

The Resources Committee of the Navajo Nation Council hereby requests that each community of the Navajo Nation designate lands for community cemeteries in accordance with Title 13, Navajo Nation Code, Chapter 11, Burials, Subchapter 1. Generally and Subchapter 3, Cemeteries, including 13 N.N.C. § 1951 and 2 N.N.C. § 695 (B) (5) and (6). Chapter resolutions recommending such land withdrawals shall be submitted to the Division of Natural Resources for consideration by the Resources Committee.

**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered by the Resources Committee of the Navajo Nation Council at a duly called meeting at Window Rock, Navajo Nation (Arizona), at which a quorum was present and that same was passed by a vote of 5 in favor, 0 opposed and 0 abstained, this 9th day of December, 1999.

  
Robert B. Whitehorse  
Vice Chairperson  
Resources Committee

Motion: Jack Colorado  
Second: Herman Daniels

**PROPOSED RESOLUTION OF THE  
WESTERN NAVAJO AGENCY GRAZING COMMITTEE**

**RECOMMENDING TO THE RESOURCES COMMITTEE AND GOVERNMENT  
SERVICES COMMITTEE OF THE NAVAJO COUNCIL TO REQUEST ALL  
110 CHAPTERS TO DESIGNATE AND WITHDRAW LANDS FOR CEMETERIES**

**WHEREAS :**

1. The District Grazing Committee are established within the Executive Branch of the Navajo Nation government and their Plan of Operation is codified at Title 3, Article 3 § 871, et. seq. of the Navajo Nation Code for the purpose of overseeing and enforcing and enforcing the Navajo Nation Code for the purpose of overseeing the Navajo Nation Grazing Regulations ; and
2. Pursuant to 2 N.N.C. § 695 . (B), (14), the Resource Committee of the Navajo Nation Council serves as the legislative oversight for the Division of Natural Resources, District Grazing Committee and Eastern Navajo Land Boards and overall matters affecting Navajo resources ; and
3. Pursuant to 13 N.N.C. § 1951, the Government Service Committee of the Navajo Nation Council has authority to designate lands for cemeteries ; and
4. The District Grazing Committee and the Resources Committee hear land and grazing dispute cases on a monthly and routine basis. These disputes have escalated or resulted from people burying the deceased family members in grazing areas which are claimed and grazed by other community members ; and
5. To alleviate some of the social and traditional pressures places on the District Grazing Committee to make decisions regarding such burials, this request is being forwarded to the Resources Committee of the Navajo Nation Council.

**NOW THEREFORE BE IT RESOLVED THAT**

1. The Western Navajo Agency Grazing Committee hereby respectfully request that the Resources Committee and Government Services Committee of the Navajo Nation Council request by resolution to the respective Navajo Nation Chapter Communities to designate and withdraw lands for cemeteries within each Chapter's Land Use Plan ; and
2. Each Chapter will be responsible to construct and maintain the Cemetery fences ; and each Chapter will have their own policy for interment.
3. That there will be no burials on the Navajo Nation rangeland to prevent land and grazing disputes and asserted land claims. Family burial plots will not be proper and appropriate unless it is legally withdrawn.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered and moved for adoption at a duly called Western Navajo Agency Grazing Committee meeting at Tuba City, Navajo Nation Arizona at which a quorum was present and that same was passed by a vote of 9 favor, 2 opposed and 2 abstained on this 15 day of July, 1999.

Motioned By:

THOMAS BRADLEY

Seconded By:

HARRY J. GOLDTOOTH



Thomas Walker, Chairperson  
WNA Grazing Committee

Jerry Whiterock, Vice Chairperson  
WNA Grazing Committee



Louise C. Nockideneh, Secretary  
WNA Grazing Committee

PROPOSED RESOLUTION OF THE  
DISTRICT THREE GRAZING COMMITTEE

Exhibit "A" RECEIVED  
Agriculture Department

RECOMMENDING TO THE RESOURCES COMMITTEE AND GOVERNMENT SERVICES COMMITTEE OF THE NAVAJO COUNCIL TO REQUEST ALL 110 CHAPTERS TO DESIGNATE AND WITHDRAW LANDS FOR CEMETERIES

**WHEREAS :**

1. The District Grazing Committee are established within the Executive Branch of the Navajo Nation government and their Plan of Operation is codified at Title 3, Article 3 § 871, et. seq. of the Navajo Nation Code for the purpose of overseeing and enforcing and enforcing the Navajo Nation Code for the purpose of overseeing the Navajo Nation Grazing Regulations ; and
2. Pursuant to 2 N.N.C. § 695 , (B), (14), the Resource Committee of the Navajo Nation Council serves as the legislative oversight for the Division of Natural Resources, District Grazing Committee and Eastern Navajo Land Boards and overall matters affecting Navajo resources ; and
3. Pursuant to 13 N.N.C. § 1951, the Government Service Committee of the Navajo Nation Council has authority to designate lands for cemeteries ; and
4. The District Grazing Committee and the Resources Committee hear land and grazing dispute cases on a monthly and routine basis. These disputes have escalated or resulted from people burying the deceased family members in grazing areas which are claimed and grazed by other community members ; and
5. To alleviate some of the social and traditional pressures places on the District Grazing Committee to make decisions regarding such burials, this request is being forwarded to the Resources Committee of the Navajo Nation Council.

**NOW THEREFORE BE IT RESOLVED THAT**

1. The Western Navajo District Grazing Committee hereby respectfully request that the Resources Committee and Government Services Committee of the Navajo Nation Council request by resolution to the respective Navajo Nation Chapter Communities to designate and withdraw lands for cemeteries within each Chapter's Land Use Plan ; and
2. Each Chapter will be responsible to construct and maintain the Cemetery fences ; and each Chapter will have their own policy for interment.
3. That there will be no burials on the Navajo Nation rangeland to prevent land and grazing disputes and asserted land claims. Family burial plots will not be proper and appropriate unless it is legally withdrawn.

**CERTIFICATION**

We hereby certify that the foregoing resolution was duly considered and moved for adoption at a duly called Western Navajo District Grazing Committee meeting at Coalmine, Navajo Nation Arizona at which a quorum was present and that same was passed by a vote of   2   favor,   0   opposed and   1   abstained on this 10 day of June, 1999.

Angela M. Begay  
Angela M. Begay, Chairperson  
District 3 Grazing Committee

Shirley J. Adkins

Kenneth Kerley  
Kenneth Kerley, Vice Chairperson  
District 3 Grazing Committee

Louise C. Nockideneh  
Louise C. Nockideneh, Secretary  
District 3 Grazing Committee





**LUKACHUKAI CHAPTER**  
P. O. Box 248 Lukachukai, Arizona 86507  
Telephone: (928)787-2500 Fax: (928) 787-2332  
Email: lukachukai@navajochapters.org

Carl R. Slater, Council Delegate Paula S. Begay, President Connette Blair, Vice-President Mary Ann Leonard, Sec./Treasurer Vacant, Grazing Comm. Rep.

**MEMORANDUM:**

**TO:** Chapter Officials and Chapter Administration  
Tsaile/Wheatfields Chapter  
Round Rock Chapter  
Rock Point Chapter  
Carl Slater, Navajo Nation Council Delegate  
Pearl Yellowman, Division Director, DCD  
James Adakai, Department Manager II, DCD  
Sonlatso Jim-Martin, Department Manager II, ASC  
Jonathan Nez, Navajo Nation President, OPVP

**DATE:** October 29, 2021

**RE:** Lukachukai Community Cemetery

The Lukachukai Community Cemetery has been used by neighboring community and chapters for deceased members. As of today, the land has reached its capacity, not enough space for additional gravesides. We have assisted our neighboring Chapters for many decades.

On behalf of Lukachukai Chapter, we are kindly requesting the Chapters and the Administration to develop a cemetery in its chapter area for their community membership. We kindly ask that Officials start planning on informing the people that the cemetery has reached its capacity. As for the Chapters, start planning, designing and construction of a community cemetery within their chapter community.

The Lukachukai Community Cemetery has been here for a long time, and recently land was extended, but within the last year it has been utilized excessively due to the coronavirus disease.

If you have any questions, please contact us at (928)787-2500. Thank you

Paula S. Begay, President  
Lukachukai Chapter

Connette Blair, Vice President  
Lukachukai Chapter

Mary Ann Leonard, Secretary  
Lukachukai Chapter