



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

**The Navajo Nation | Yideeskáadi Nitsáhákees**

December 29, 2023

**TRANSMITTAL**

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

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

SUBJECT : BU on Projects / Activities for Mexican Water Chapter, To'likan Chapter, Tees Nos Pos Chapter, Aneth Chapter, and Red Mesa Chapter- ARPA Funds Allocated to Delegate Curtis Yanito

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

Mexican Water Chapter, To'likan Chapter, Tees Nos Pos Chapter, Aneth Chapter, and Red Mesa	U.S. Treasury American Recovery Plan Act (ARPA)	21.027
<u>Title of Contract</u>	<u>Funding Agency</u>	<u>CFDA No. - Federal</u>
NABIO-27-23; CMY-36-23	2022	03/11/2021 to 12/31/2026
<u>Grant No.</u>	<u>Amount</u>	<u>Term - Begin and End Date</u>
	\$ 8,802,340.00	

- II. Data Entered in FMIS Regarding:**
- New Contract or Grant Company No. 8059 Business Unit (K#) K2115432 - K2115437
  - Contract Mod No. Internal Modification No. 1
  - Amt of Budget Increase \$3,800,882.84 \$1,817,357.00 to \$5,618,239.84
  - 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 NABIO-27-23

**III. Comments by CGS:**

This transmittal documents 2nd budget entered in FMIS on \$8.8 mil ARPA funds allocated to CD Curtis Yanito Region. Y-T-D budget in FMIS for CD Curtis Yanito totals \$5,618,239.84. 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

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

**Exhibit A**

COUNCIL DELEGATE: Hon. Curtis Yanito

CHAPTERS: Mexican Water, To'likan, Tees Nos Pos, Aneth, Red Mesa

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED IN CMY-36-23 on June 8, 2023				\$ 1,817,357.00
Division of Community Development	None Identified	Mexican Water Chapter Scattered Bathroom-Additions (2-Clients) Project	Division of Community Development	1.14	HK0359-2	\$ 80,000.00
Division of Community Development	None Identified	Red Mesa Chapter House Renovation Project	Division of Community Development	2.22	HK0501	\$ 521,520.00
Division of Community Development	None Identified	Teec Nos Pos Chapter Warehouse (for Storage of Heavy Equipment and PPE) Project	Division of Community Development	6.1	HK0522	\$ 1,267,200.00
Division of Community Development	None Identified	Teec Nos Pos Chapter Purchase of Motor Grader Project	Division of Community Development	6.1	HK0548	\$ 460,799.27
Division of Community Development	None Identified	Teec Nos Pos Chapter Purchase of Backhoe Project	Division of Community Development	6.1	HK0585	\$ 204,163.57
Division of Community Development	None Identified	Red Mesa Chapter Warehouse (for Storage of Heavy Equipment and PPE) Project	Division of Community Development	6.1	HK0594	\$ 1,267,200.00
		UN-ALLOCATED AMOUNT				\$ 3,184,100.16
					TOTAL:	\$ 8,802,340.00

\*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."

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

AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING CMY-36-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE CURTIS YANITO'S DELEGATE REGION (CHAPTERS: MEXICAN WATER, TO'LIKAN, TEES NOS POS, ANETH, RED MESA), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Naabik'íyáti' Committee is established as a standing committee of the Navajo Nation Council. 2 N.N.C. § 700(A).
- B. Navajo Nation Council Resolution No. CJN-29-22, as amended by CAU-74-23, mandates that Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance.
- C. Navajo Nation Council Resolution No. CMY-36-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Curtis Yanito's Delegate Region (Chapters: Mexican Water, To'likan, Tees Nos Pos, Aneth, Red Mesa) be approved by a Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- D. Navajo Nation Council Resolution No. CAU-74-23, which amended CJN-29-22 and CJY-41-21, included and incorporated herein by reference, delegated the Naabik'íyáti' Committee as the final approval authority for Delegate Region Project Plans funded through Navajo Nation's Fiscal Recovery Funds.

SECTION TWO. FINDINGS

- A. The Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND

PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.

- B. CJN-29-22, as amended by CAU-74-23, Section Three, now states, in part and among other things, that
1. The Navajo Nation hereby approves total funding for the NNFRF Chapter and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred eleven million two hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148) to be divided equally between the twenty-four (24) Delegate Regions in the amount of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340) per Delegate Region . . . and allocated through Delegate Region Project Plans approved by two-thirds (2/3) vote of the Naabik'iyáti' Committee members in attendance. . . . See CJN-29-22, as amended by CAU-74-23, Section Three (B).
  2. The Delegate Region Project Plan funding will be allocated to the Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, to implement the projects rather than directly to the Chapters. See CJN-29-22, Section Three (D).
  3. The Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, shall manage and administer funds and Delegate Region Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans. See CJN-29-22, Section Three (E).
  4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects within their Delegate Region to be funded by the NNFRF Chapter and Regional Projects Expenditure Plan through a Delegate Region Projects Plan. The total cost of projects selected by each Delegate shall not exceed their Delegate Region distribution of eight million eight hundred two thousand

three hundred forty dollars (\$8,802,340). See CJN-29-22, Section Three (F).

5. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ initial eligibility determination. See CJN-29-22, Section Three (L) (5) and (L) (6).
- C. The Navajo Nation Council Resolution No. CMY-36-23, 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 CURTIS YANITO'S DELEGATE REGION (CHAPTERS: MEXICAN WATER, TO'LIKAN, TEES NOS POS, ANETH, RED MESA), was signed into law by the President of the Navajo Nation on June 8, 2023.
- D. CMY-36-23, Section Four, states that:
1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A) (17) and 2 N.N.C. §§ 1005(C) (10), (11), and (12).
- E. The Navajo Nation Council Resolution No. CAU-74-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING COUNCIL RESOLUTIONS CJY-41-21 AND CJN-29-22; DELEGATING THE NAABIK'ÍYÁTI' COMMITTEE AS THE FINAL APPROVAL AUTHORITY FOR DELEGATE REGION PROJECT PLANS FUNDED THROUGH THE NAVAJO NATION'S FISCAL RECOVERY FUNDS was signed into law by the President of the Navajo Nation on September 6, 2023.
- F. CJN-29-22, as amended by CAU-74-23, Section Three, now states, in part and among other things, that
1. The Navajo Nation hereby approves total funding for the NNFRF Chapter and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred eleven million two hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148) to be divided equally between the twenty-four (24) Delegate Regions in the amount of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340) per Delegate Region . . . and allocated through Delegate Region Project Plans approved by two-thirds (2/3) vote of the Naabik'iyáti' Committee members in attendance. . . . See CJN-29-22, as amended by CAU-74-23, Section Three (B).

- G. All additional projects listed in the Hon. Curtis Yanito's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Curtis Yanito's Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- H. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Curtis Yanito's Delegate Region Chapters and communities to approve and adopt the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Curtis Yanito's Delegate Region (Chapters: Mexican Water, To'likan, Tees Nos Pos, Aneth, Red Mesa) as set forth in Exhibit A.

**SECTION THREE. AMENDING CMY-36-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE CURTIS YANITO'S DELEGATE REGION (CHAPTERS: MEXICAN WATER, TO'LIKAN, TEES NOS POS, ANETH, RED MESA), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION**

- A. The Navajo Nation hereby approves the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Curtis Yanito's Delegate Region (Chapters: Mexican Water, To'likan, Tees Nos Pos, Aneth, Red Mesa) 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 and approved by resolution of the Naabik'iyáti' Committee.

**SECTION FIVE. EFFECTIVE DATE**

This legislation shall be effective upon its approval pursuant to two-thirds (2/3) vote of the Naabik'iyáti' Committee members in attendance.

**SECTION SIX. SAVING CLAUSE**

If any provision of this legislation is determined invalid by the Navajo Nation Supreme Court, or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, those provisions of this legislation not determined invalid shall remain the law of the Navajo Nation.

**CERTIFICATION**

I, hereby certify that the foregoing resolution was duly considered by the Naabik'iyáti' Committee of 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 19 in Favor, and 00 Opposed, on this 12<sup>th</sup> day of October 2023.



Honorable Crystalyne Curley, Chairwoman  
Naabik'iyáti' Committee

10/17/2023

Date

Motion: Honorable Vince R. James  
Second: Honorable Curtis Yanito

Chairwoman Crystalyne Curley not voting



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

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

Company	*New Business Unit	Description	*Facility/Job Site#
8059	K2115436	US Treasury – Teec Nos Pos Chapter Purchase of Backhoe Project	55261
<b>ENTERED BY (Step A to F) :</b>		<b>EXPLANATION/REFERENCE NO:</b>	<b>DATE:</b>
Germaine Jones		Setup New Business Unit	12/20/2023
<b>TASK</b>	<input checked="" type="checkbox"/> <b>TASK DESCRIPTION</b>	<b>APPLIC</b>	<b>TASK EXPLANATION</b>
A. Create New Fund	1. Copy Address Book Record – “O” Search Type (Company ST)	P01012	Use “COPY” of similar Address Book. Complete vital fields: 1) Enter Tax ID 860092335, 2) Related Address tab-5 <sup>th</sup> Address Number field enter “10” (Gen Fund)
	2. Add Fund/Company (CO)	P0010	Use “ADD” in CO Names & Numbers-Setup, use CO 10 info, *CO Number. & *CO Address number are identical.
B. Create Balance Sheet Business Unit	Create Balance Sheet BU by Copying	P0006	Use “COPY” of similar Balance Sheet (BS) Business Unit
C. Attach Objects to Balance Sheet BU	1. Operating	P09804	Copy from Model “1” Bus Unit to BS Business Unit (Object range 0100 thru 0999 only)
D. Create New Business Unit *:	1. a) Operating BU (or)	P0006	Use “COPY” of similar Business Unit.
	3. a) Operating BU-Create AB Facility	P0006	In BU Master “More” tab-Address Number (Job Site) field-Visual Assist search type “F” (facility), select AB#
	<input checked="" type="checkbox"/> 1. b) Project BU (Job)	P51006	Use “COPY” of similar Project BU
	<input checked="" type="checkbox"/> 2. Project Job Dates	P51006	Create extended master, set job dates
	<input checked="" type="checkbox"/> 3. b) Project BU-Create AB Facility	P51006	In Job Master “More” tab-Address Number (Job Site) field- Visual Assist search type “F” (facility), select AB#
E. Attach Objects to Business Unit	1. a) Operating (or)	P09804	“Copy” from model BU 2 to IS BU (Obj 1000 thru 9999)
	<input checked="" type="checkbox"/> 1. b) Projects BU (Job)	P51091	“Copy” from Job Cost Code “CG1” Chart Type to Job #
F. Create ICCC AAI (New CO only)	1. Operating BU (or)	P0012	“Copy” similar Company “ICCC” AAI item no. Change BU and CO Fields only (must be identical)
	2. Project BU		
<b>SET-UP VERIFIED BY:</b>		<b>DATE:</b>	<b>COMMENTS/ACTION:</b>

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

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

**RETURN COMPLETED FORM TO ISSUING DEPARTMENT**



Job K2115436 US TREASURY-TEEC NOS POS BCKHE

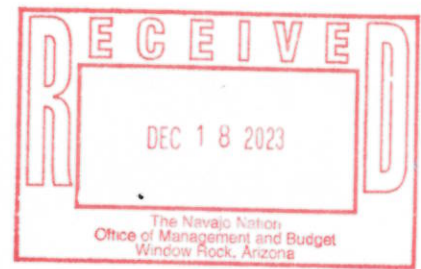
Thru Date 12/20/2023

Project

Cost Code	Cost Type	Description	L P M	Original Budget Amt	Revised Budget Amt	Actual Amount	Open Commit Amount	Budget Balance	% Revised Spent	% Revised Remaining
1710	Program Revenue	6 BN	204,163.57-	204,163.57-				204,163.57-		1.00
1710	Program Revenue	6 T	204,163.57-	204,163.57-				204,163.57-		1.00
1705	CG Revenue	5 T	204,163.57-	204,163.57-				204,163.57-		1.00
1700	External C/G Revenue Sourc	4 T	204,163.57-	204,163.57-				204,163.57-		1.00
1000	Revenues	3 T	204,163.57-	204,163.57-				204,163.57-		1.00
9160	Vehicles	6 BN	204,163.57	204,163.57				204,163.57		1.00
9160	Vehicles	6 T	204,163.57	204,163.57				204,163.57		1.00
9100	Personal Property	5 T	204,163.57	204,163.57				204,163.57		1.00
9000	Capital Outlay	4 T	204,163.57	204,163.57				204,163.57		1.00
2000	Expenses	3 T	204,163.57	204,163.57				204,163.57		1.00



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 #: HK0585

Date & Time Received: 06/20/23 at 15:45

Date & Time of Response: 7/4/23 at 7:33

Entity Requesting FRF: Teec Nos Pos Chapter

Title of Project: Backhoe

Administrative Oversight: DCD

Amount of Funding Requested: \$204,163.57

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: Rudy Anaya, Tax and Finance 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@nndo.org](mailto:arpa@nndo.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: Teec Nos Pos Chapter Date prepared: 5/4/2023

Chapter's P.O. Box 1019 phone/email: (480) 708-5850  
mailing address: Teec Nos Pos, AZ 86514 website (if any): Teecnospos@nnchapters.org

This Form prepared by: Calvin Tsosie, SPPS phone/email: (928) 429-0096  
cetsoisie@nndcd.org  
CONTACT PERSON'S name and title CONTACT PERSON'S title

Title and type of Project: Backhoe

Chapter President: Kenny Victor phone & email: 435.383.7218 kvictor@naataanii.org

Chapter Vice-President: Verma Francisco phone & email: 505.258.5715 vfrancisco@naataanii.org

Chapter Secretary: Daron Yellowhorse phone & email: 505.686.2679 dyellowhorse@navajochapters.org

Chapter Treasurer: Daron Yellowhorse phone & email: 505.686.2679 dyellowhorse@navajochapters.org

Chapter Manager or CSC: Lucinda Tomchee, CSC phone & email: 480.708.8657 ltomchee@nnchapters.org

DCD/Chapter ASO: Sarah Harrison phone & email: 928.489.8199 sharrison@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Unknown  
 document attached

Amount of FRF requested: \$204,163.57 FRF funding period: 8/1/2023 - 8/30/2024  
Indicate Project starting and ending/baseline 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:

The funds will be applied towards purchasing a new backhoe for burial assistance for COVID-19 related deaths. The Backhoe will be used to unload food and water, PPE from semi truck and stored in the Warehouse.

document attached

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

The Backhoe to provide burial assistance of COVID related deaths and to unload PPE, food, water, and other supplies and materials. The Chapter does not have a backhoe and the immediate benefit is for families to contact the Chapter for burial digging and backfill at not cost to community members.

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, 2020:

July 1, 2023 to August 30, 2024 - Purchase backhoe.

document attached

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

The Tee Nos Pos Chapter and the Kayenta ASC will be responsible for purchasing the Backhoe and getting proper insurance through NN Risk Management.

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:

Upon the purchase of the Backhoe, the Tee Nos Pos Chapter will be responsible for the operation and preventive maintenance costs of the heavy equipment using the Navajo Nation Funds.

document attached

(f) State which of the 68 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 Backhoe to provide burial assistance of COVID related deaths and to unload PPE, food, water, and other supplies and materials. The Chapter does not have a backhoe and the immediate benefit is for families to contact the Chapter for burial digging and backfill at not cost to community members.

document attached

**Part 3. Additional documents.**

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

- 1. Approving Chapter Resolution No. TNPCH-05-15-2023-R-74
- 2. Cost Estimates (2 Pages)

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  
President: *[Signature]* Approved by: *[Signature]*  
Signature of Chapter President for the Funding

Approved by: *[Signature]* Approved by: *[Signature]*  
Signature of ASC Signature of ASC

Approved to submit  
for Funding: *[Signature]*  
Signature of FCFI Member

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Backhoe for Teece Nos Pos Chapter</u>		Division/Branch: <u>DCD/ASC</u>	
Prepared By: <u>Lucinda Tomchee, CSC</u>		Phone No.: <u>(480) 708-3657</u>		Email Address: <u>ltomchee@nncchapters.org</u>	
PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	
FRF FUNDS		<u>8/1/23 - 8/30/24</u>	<u>204,163.57</u>	<u>100%</u>	
PART III. BUDGET SUMMARY					
	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total	
2001	Personnel Expenses				
3000	Travel Expenses				
3500	Meeting Expenses				
4000	Supplies				
5000	Lease and Rental				
5500	Communications and Utilities				
6000	Repairs and Maintenance				
6500	Contractual Services				
7000	Special Transactions	<u>-6</u>		<u>-204,163.57</u>	<u>At</u>
8000	Public Assistance				
9000	Capital Outlay	<u>6</u>	<u>204,163.57</u>	<u>204,163.57</u>	<u>At</u>
9500	Matching Funds				
9500	Indirect Cost				
TOTAL			<u>204,163.57</u>	<u>204,163.57</u>	
PART IV. POSITIONS AND VEHICLES					
Total # of Positions Budgeted:				(D)	(E)
Total # of Vehicles Budgeted:					
TOTAL:		\$204,163.57	100%		
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY:		APPROVED BY:			
<u>James Adakal, Deputy Director</u>		<u>Calvin Castillo, Executive Director</u>			
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name			
<u>5-25-23</u>		<u>5/25/23</u>			
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date			
<u>[Signature]</u>		<u>[Signature]</u>		<u>Revised 1/20/23</u>	

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

FY 2023

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.:	NEW	Program Name/Title:		Backhoe for Teec Nos Pos Chapter					
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		<b>1st QTR</b>		<b>2nd QTR</b>		<b>3rd QTR</b>		<b>4th QTR</b>	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
To purchase a new Backhoe									
Program Performance Measure/Objective:									
To be used for COVID-19 burial assistance and unloading PPEs, & other supplies.				1					
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:									
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
				James Adaxai, Deputy Director		Calvin Castillo, Executive Director			
				Program Manager's Printed Name		Division Director/Branch Chief's Printed Name			
				S-23-23		5/25/23			
				Program Manager's Signature and Date		Division Director/Branch Chief's Signature and Date			

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Tees Nos Pos Chapter - Backhoe</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)
9000 9160	Capital Outlay Vehicles 9164 - Specialized Vehicles	204,163.57	204,163.57
TOTAL		204,163.57	204,163.57

*Revised 10/23/23*

*Actual Alicia Hule*







PO BOX 106 TEEC NOS POS  
HIGHWAY 160 BIA SCHOOL ROAD #5114  
TELEPHONE (928) 656 - 3662

NAVAJO NATION, ARIZONA 86514  
CHAPTER GOVERNMENT BUILDING  
FAX (928) 656 - 3661

**RESOLUTION OF TEEC NOS POS CHAPTER**

**TNPCH-05-15-2023-R-74**

**SUPPORTING AND APPROVING THE APPENDIX A, THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST FORM AND EXPENDITURE PLAN FOR TEEC NOS POS CHAPTER TO PURCHASE A NEW BACKHOE IN THE AMOUNT OF \$204,163.57 FOR EMERGENCY BURIAL ASSISTANCE FOR COVID-19 RELATED DEATHS, TO UNLOAD AND LOAD PPE'S, WATER, COAL, AND FOOD FROM SEMI AND CARGO TRUCKS TO MITIGATE COVID-19 PANDEMIC.**

**WHEREAS:**


1. Pursuant to 26 N.N.C., Section 3 (A) the Teec Nos Pos Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10 and
2. Pursuant to 26 N.N.C., Section 1 (B) Teec Nos Pos Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation and other Local agencies for appropriate actions; and
3. The Teec Nos Pos Chapter is requesting funding from the ARPA funding in the amount of \$204,163.57 to purchase a new backhoe; the backhoe will be used for Covid-19 related deaths for its Chapter membership and to unload load and load PPE's, Water, Food, Coal and Heavy Equipment; and
4. The backhoe is to serve Utah and Arizona residents of Teec Nos Pos Chapter to address COVID-19 death-related, health and safety issues to improve the standard of living to all residents, with an emphasis on the mitigating the spread of COVID-19 of the community; and
5. The Teec Nos Pos Chapter affirms the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations and policies.

**NOW, THEREFORE BE IT RESOLVED THAT:**

1. The Teec Nos Pos Chapter hereby supports and approve the Appendix A, the Navajo Nation Fiscal Recovery Funds request form and Expenditure Pan for Teec Nos Pos Chapter to purchase a new backhoe in the amount of \$204,163.57 for emergency burial assistance for COVID-19 related deaths, to unload and load PPE's, Water, Wood, Coal, and Food from semi and cargo trucks to mitigate COVID-19 Pandemic..


**CERTIFICATION**

We, hereby certify that the foregoing resolution was duly considered by the Teec Nos Pos Chapter at a duly called meeting in Teec Nos Pos, Navajo Nation, Arizona at which a quorum of chapter members was present. Resolution was Motioned by: Jack Jim and Seconded by: Arlene Ayze that the same was passed by a vote of 20-in favor, 00 opposed and 04 abstained on this 15<sup>th</sup> day of May, 2023.

  
\_\_\_\_\_  
Hon. Kenny Victor, Chapter President

  
\_\_\_\_\_  
Hon. Verma Francisco, Chapter Vice-President

  
\_\_\_\_\_  
Hon. Eileen Yellowhorse, Secretary/Treasurer

  
\_\_\_\_\_  
Hon. Curtis Yantio, Council Delegate

**CHAPTER OFFICIALS**

Kenny Victor      Verma Francisco      Daron Yellowhorse  
PRESIDENT      VICE PRESIDENT      SECRETARY/TREASURER

Robert Redhouse  
GRAZING OFFICIAL

Curtis Yantio  
COUNCIL DELEGATE

**ADMINISTRATION**

Lucinda Tomchoe  
CHAPTER SERVICE COORDINATOR



**JOHN DEERE**

# Investment Proposal (Quote)

RDO Equipment Co.  
5500 East Penslock Avenue  
Flagstaff AZ, 86004  
Phone: (928) 526-0639 - Fax: (928) 526-2498

Proposal for:  
TEEC NOS POS CHAPTER  
PO BOX 106  
TEEC NOS POS, AZ, 86514  
APACHE

Investment Proposal Date: 5-4-2023  
Pricing Valid Until: 5-18-2023  
Deal Number: 1656927  
Customer Account#: 3225004  
Sales Professional: Buzz Ivick  
Phone: (928) 526-0639  
Fax: (928) 526-2498  
Email: [Blivick@rdoequipment.com](mailto:Blivick@rdoequipment.com)

## Comments

320P Price: \$158,782.62 plus 6% Navajo tax, includes 60/5000 Warranty  
5000 hour Preventative Maintenance Contract. \$35,855.00 Non-Taxable  
Navajo Nation 6% tax: \$9,526.95  
Total Selling Price including 6% Navajo tax: \$204,163.57

## Equipment Information

Quantity	Serial Number Stock Number	Hours (approx.)	Status / Year / Make / Model Additional Items	Cash Price
1	TBD TBD	0	New 2023 JOHN DEERE 320P	\$138,777.62
			Freight in FACTORY FREIGHT	\$6,500.00
			Freight Out DELIVERY	\$2,880.00
			Prep / Reconditioning PRE-DELIVERY	\$3,300.00
			Other PREVENTATIVE MAINTENANCE 60:5000	\$34,855.00
			Warranty -John Deere Comprehensive-60 Months, 5000 Hours Deductible: 200, Exp Date: 1/3/2028	\$8,325.00
			Item Subtotal:	\$194,637.62
			Equipment Subtotal:	\$194,637.62

## Purchase Order Totals

Balance: \$194,637.62  
AZ STATE TAX: \$10,889.71  
AZ COUNTY TAX: \$2,530.29  
AZ CITY TAX: \$4,439.68  
Sales Tax Total: \$17,859.68  
Sub Total: \$212,507.30  
Cash with Order: 29.00  
Balance Due: \$212,507.30

**Equipment Options**

Qty	Serial Number	Year / Make / Model	Description
1	TBD	2023 JOHN DEERE 320P	17C0T 320 P-tier Backhoe Loader 0202 United States 0351 Translated Text Labels 0259 English 1003 Cab 8109 Sun Visor 8146 Left Side Console Storage with Cup Holders 8183 Radio, Bosch Premium Package 8207 Seat, Cloth Air-Suspension 183E JDLink™ 3009 Autoshift Transmission - Mechanical Front Wheel Drive (MFWD) with Limited Slip Differential 4006 John Deere PowerTech™ EWL 4.5L (276 cu. in.) Engine Meets Final Tier 4 and Stage IV Emissions 5245 Galaxy 19.5L-24 12PR Rear & 12.5/80-18 10PR Front 6154 Dual Maintenance Free Batteries With Disconnect, Jump Post, and Engine Block Heater 6752 Extendible Dipperstick 6577 1250 lb. (567 kg.) Front Counterweight 7002 Auxiliary Hydraulics with One & Two Way Flow (Hammer & Thumb/Swinger) 7028 Pilot Controls, Two Lever, with Pattern Selection 7041 Loader Coupler, Three-Function Hydraulics, Single Lever 8125 Heavy-Duty Backhoe Bucket Cylinder 7808 24 in. (610 mm.) Wide, Severe-Duty, 7.5 cu. ft. (0.21 cu. m.) Bucket 7712 New Series Multi-Brand Quick Coupler - 42 in, Thumb Ready 7860 92 in. (2.34 m.) Wide, 1.31 cu. yd. (1.0 cu. m.) Long-Lip Coupler Bucket 8027 Thumb - 42 in. 4 Tine 8115 MFWD Driveshaft Guard AT308139 Forks, Pallet (2) 60 in.(1.52m) with 60 in. (1.52m) Coupler Fork Carriage AT437700 BKH Pin-on Bucket 18 in (457 mm) Severe Duty 5.1 Cu. Ft. (0.14 Cu. M.)