



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

The Navajo Nation | Yideeskáądi Nitsáhákees

May 2, 2024

TRANSMITTAL

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

FROM : 
 Cordell Shortell, 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
_____	_____	_____
Title of Contract	Funding Agency	CFDA No. - Federal
NABIF-16-24; NABID-57-23; NABIO-27-23; CMY-36-23	2022	03/11/2021 to 12/31/2026
_____	_____	_____
Grant No.	Amount	Term - Begin and End Date
	\$ 8,802,340.00	

II. Data Entered in FMIS Regarding:

New Contract or Grant Company No. 8059 Business Unit (K#) K2115497 to K2115498

Contract Mod No. _____ Internal Modification No. 3

Amt of Budget Increase \$766,513.71 \$8,115,826.29 to \$8,882,340.00

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 NABIF-16-24

III. Comments by CGS:

This Transmittal documents 4th 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 \$8,882,340 which is \$80,000 over actual allocation of \$8,802,340. Project for Mexican Water Chapter Scattered Bathroom Additions Project was removed per Resolution NABID-57-23, therefore Summary of Change Form needs to be submitted immediately to CGS in the amount of \$80,000. 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
 Lisa Jymm, Executive Director - NN FRF Office


 5/2/24

Revised February 2023



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	K2115497	US TRESURY-MW CHPTR- HOUSE FOU	55261
ENTERED BY (Step A to F) :		EXPLANATION/REFERENCE NO:	DATE:
Lorena Atene / OMB-CGS (Initial) <i>la</i>		Setup New BU #	4/3/2024

TASK	√	TASK DESCRIPTION	APPLIC	TASK EXPLANATION
A. Create New Fund		1. Copy Address Book Record – “O” Search Type (Company ST)	P01012	Use “COPY” of similar Address Book. Complete vital fields: 1) Enter Tax ID 860092335, 2) Related Address tab-5 th Address Number field enter “10” (Gen Fund)
		2. Add Fund/Company (CO)	P0010	Use “ADD” in CO Names & Numbers-Setup, use CO 10 info, *CO Number. & *CO Address number are identical.
B. Create Balance Sheet Business Unit		Create Balance Sheet BU by Copying	P0006	Use “COPY” of similar Balance Sheet (BS) Business Unit
C. Attach Objects to Balance Sheet BU		1. Operating	P09804	Copy from Model “1” Bus Unit to BS Business Unit (Obj 0100 thru 0999 only)
D. Create New Business Unit *:		1. a) Operating BU		Copy from model BU 1 to IS BU (Obj 0100 thru 0999) of similar Business Unit.
		3. a) Operating BU Create AB Facility		Click “More” tab-Address Number (Job Site) Assist search type “F” (facility), select AB#
	√	1. b) Project BU (Job)		Copy from model BU of similar Project BU
	√	2. Project Job Data		Copy from model BU of similar Project BU. Deleted master, set job dates
	√	3. b) Project BU-CO AB Facility		Click “More” tab-Address Number (Job Site) Assist search type “F” (facility), select AB#
E. Attach Objects to Business Unit		1. a) Operating (or)		Copy from model BU 2 to IS BU (Obj 1000 thru 9999)
	√	1. b) Projects BU (Job)	P51091	“Copy” from Job Cost Code “CG1” Chart Type to Job #
F. Create ICCC AAI (New CO only)		1. Operating BU (or)	P0012	“Copy” similar Company “ICCC” AAI item no. Change BU and CO Fields only (must be identical)
		2. Project BU		
SET-UP VERIFIED BY: <i>la</i>			DATE: 4/25/24	COMMENTS/ACTION: verified Business Unit

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

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

RETURN COMPLETED FORM TO ISSUING DEPARTMENT

Project

Cost Code	Cost Type	Description	L P M	DECUM	Original Budget Amt	Revised Budget Amt	Actual Amount	Open Commit Amount	Budget Balance	% Revised	
										Spent	Remaining
1710	Program Revenue	6 BN	6	T	80,000.00-	80,000.00-			80,000.00-	1.00	1.00
1710	Program Revenue	6 T	6	T	80,000.00-	80,000.00-			80,000.00-	1.00	1.00
1705	CG Revenue	5 T	5	T	80,000.00-	80,000.00-			80,000.00-	1.00	1.00
1700	External C/G Revenue Sourc	4 T	4	T	80,000.00-	80,000.00-			80,000.00-	1.00	1.00
1000	Revenues	3 T	3	T	80,000.00-	80,000.00-			80,000.00-	1.00	1.00
8780	Entities	6 BN	6	BN	80,000.00	80,000.00			80,000.00	1.00	1.00
8780	Entities	6 T	6	T	80,000.00	80,000.00			80,000.00	1.00	1.00
8700	Grants	5 T	5	T	80,000.00	80,000.00			80,000.00	1.00	1.00
8000	Assistance	4 T	4	T	80,000.00	80,000.00			80,000.00	1.00	1.00
2000	Expenses	3 T	3	T	80,000.00	80,000.00			80,000.00	1.00	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 #: HK0730

Date & Time Received: 12/28/23 at 14:26

Date & Time of Response: 1/11/24 at 17:00

Entity Requesting FRF: Mexican Water Chapter

Title of Project: Foundation, skirting, utility stubs-outs and ramps Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$80,000.00

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: _____
2.16, Long-term Housing Security: Services for Unhoused Persons

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

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

Other Comments: _____

Name of DOJ Reviewer: Veronica Blackhat, AAG - 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 GOVERNANCE-CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Mexican Water Chapter Date prepared: 12/27/23

Chapter's mailing address: Red Mesa TP#1019, HC 61 Box 38 phone & email: 928-429.0943
Teec Nox Pos, AZ 86514 website (if any): mexicanwater@navajochapters.org

This Form prepared by: Phoebe Begay, Sr. Accountant phone/email: 928-429-0943/0986/1054
pcbegay@nncchapters.org

CHAPTER CONTACT PERSON'S name and title

Title and type of Project: Foundation, skirting, utility stub-outs and ramps Project

Chapter President: Martha Saggboy phone & email: 928.429.0943

Chapter Vice-President: Cassandra Beletso phone & email: 928.429.0943 cbeletso@unhsinc.org

Chapter Secretary: Clifford Sagg phone & email: 928.429.0943 csagg@navajochapters.org

Chapter Treasurer: Clifford Sagg phone & email: 928.429.0943 csagg@navajochapters.org

Chapter Manager or CSC: Lucinda Tomchee phone & email: mexicanwater@navajochapters.org

DCD/Chapter ASO: Calvin Tsosie phone & email: 928.429.0096 cetsosie@nndcd.org

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

document attached

Amount of FRF requested: \$80,000. FRF funding period: 10/1/23-12/30/26
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 used to assist two homeless clients with new foundation, skirting, utility stub-outs and ramps for their new manufactured homes. Clients need foundation to set their home on, skirting to protect and weatherize their home, stub-out are needed for electricity and ramps are needed as both are disabled. The purchase of the two homes will separate the two homeless individuals and homeless individuals and greatly mitigate the spread of COVID-19.

document attached

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

The benefits of this procurement is to mitigate the spread of COVID-19 by relieving the stress of multi generational households. The two clients will require ADA Compliant modifications to the requested homes which will meet their needs.

document attached

APPENDIX A

(c) A prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

The project is projected to begin October 1, 2023 and be completed by December 31, 2026. The process will include the construction of the foundation, skirting, utility stub-outs and set up of the modular homes to secure permanent installation along with the ramps and finishing touches. Some challenges may include cost material inflation, availability of contractors, supplies and materials. document attached

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

The Mexican Water Chapter with technical assistance from Administrative Service Center and clients, surveyors and contractors will work together for the implementation of this project. document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Once the project is completed, the homeowners will be responsible for the maintenance and upkeep costs. 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:

2.16 Long-term Housing Security; Services for Unhoused Persons. This projects falls under this category because the two clients are homeless and will also mitigate COVID-19. document attached

Part 3. Additional documents.

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

[Empty box for listing additional supporting documents]

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:

Bucarida Tomchee
signature of Preparer/CONTACT PERSON

Approved by:

Marta Rodriguez
signature of Chapter Office

Approved to submit for Review:

[Signature]
signature of DCD or AFRFO Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

K2115497

PART I Business Unit No.: <u>New</u>		Program Title: <u>Mexican Water Chapter - Housing Assistance Project</u>		Division/Branch: <u>Executive/DCD</u>	
Prepared By: <u>Phoebe Begay, Ar. Accountant</u>		Phone No.: <u>928.429.0943</u>		Email Address: <u>pcbegay@mnchapters.org</u>	
PART II. FUNDING SOURCE(S)		Fiscal Year / Term	Amount	% of Total	
ARPA		10/1/23-12/30/26	80,000.00	100%	
PART III. BUDGET SUMMARY		Fund Type Code	Original Budget	Proposed Budget	Difference or Total
2001 Personnel Expenses					0.00
3000 Travel Expenses					0.00
3500 Meeting Expenses					0.00
4000 Supplies					0.00
5000 Lease and Rental					0.00
5500 Communications and Utilities					0.00
6000 Repairs and Maintenance					0.00
6500 Contractual Services		6	80,000		80,000.00
7000 Special Transactions					0.00
8000 Public Assistance					0.00
9000 Capital Outlay					0.00
9500 Matching Funds					0.00
9500 Indirect Cost					0.00
TOTAL			\$0.00	80,000.00	80,000.00
PART IV. POSITIONS AND VEHICLES			(D)	(E)	
Total # of Positions Budgeted:			0	0	
Total # of Vehicles Budgeted:			0	0	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY:		APPROVED BY:			
Jaron Charley, Department Manager		Arbin Mitchell, Executive Director			
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name			
12-28-23					
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date			

THE NAVAJO NATION
PROGRAM PERFORMANCE MEASURES

K2115497

PART I. PROGRAM INFORMATION:		Mexican Water Chapter - Housing Assistance Project			
Business Unit No.:	New	Program Name/Title:			
PART II. PROGRAM PERFORMANCE CRITERIA:					
1. Program Performance Measure:	To purchase and build foundation, skirting, utility stub outs and ramps.	1st QTR Goal	2nd QTR Goal	3rd QTR Goal	4th QTR Goal
2. Program Performance Measure:	To provide foundation, skirting, utility stub-outs and ramps for 2 homes for 2 homeless community members.			1	1
3. Program Performance Measure:					
4. Program Performance Measure:					
5. Program Performance Measure:					
PART III. CONCURRENCE/APPROVAL:					
Jaron Charley, Department Manager		Arbin Mitchell, Executive Director			
Program Manager's Printed Name		Division Director/Branch Chief's Printed Name			
12-29-23					
Program Manager's Signature and Date		Division Director/Branch Chief's Signature and Date			

THE NAVAJO NATION
PROGRAM PERFORMANCE MEASURES

K2115497

PART I. PROGRAM INFORMATION:	Business Unit No.: _____	Program Name/Title: _____
	New <input checked="" type="checkbox"/>	Mexican Water Chapter - Housing Assistance Project
PART II. PROGRAM PERFORMANCE CRITERIA:		
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 improve the standard of living to the chapter membership.		
PART III. CONCURRENCE/APPROVAL:		
Jaron Charley, Department Manager Program Manager's Printed Name _____ Program Manager's Signature and Date _____ 12-29-23	Arbin Mitchell, Executive Director Division Director/Branch Chief's Printed Name _____ Division Director/Branch Chief's Signature and Date _____	

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2024

K2115497

PART I. PROGRAM INFORMATION: Program Name/Title: Mexican Water Chapter - Housing Assistance Project Business Unit No.: <u> </u>		<input checked="" type="checkbox"/> New
PART II. DETAILED BUDGET:		
(A) Object Code (LOD 6) 6560 6000 6100	(B) Object Code Description and Justification (LOD 7) SUBCONTRACTED SERVICES - Assistance Entities 6560 Subcontracted Services To hire contractor to build foundation, skirting, utility stub-outs and ramps for two mobile homes.	(C) Total by DETAILED Object Code (LOD 6) 80,000
		(D) Total by MAJOR Object Code (LOD 4) 80,000
TOTAL		80,000

Reviewed 4/03/24/la
ENTERED 4/03/24/la

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>K2115497</u> Project Title: Mexican Water Chapter - Foundation, skirting, utility stub-outs and ramps Project Project Description: To provide foundation, skirting, utility stub-outs and ramps for two new mobile homes for two community members		PART II. Project Information Project Type: Constructions Planned Start Date: 10/1/23 Planned End Date: 12/30/26 Project Manager: Chapter Staff							
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification		PART III. List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.							
PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.		Expected Completion Date if project exceeds 8 FY Qtrs. Date: 12/30/26							
		FY 2024				FY 2025			
	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	J A S	O N D	J F M	A M J	J A S	
Plan									
Design									
Construct		X	X	X	X	X			
Completion								X	
PART V. Expected Quarterly Expenditures	\$	\$	\$	\$	\$	\$	\$	\$	\$
			80,000.00						PROJECT TOTAL
									\$80,000.00

Red Mesa TP #1019 HC 61 Box 38
Teec Nos Pos, AZ 86514
PH#: (928) 429-0943/0986/1054
EMAIL: mexicanwater@navajochapters.org

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Mexican Water Chapter

December 27, 2023

Navajo Nation Fiscal Recovery Fund Office
ATTN: Wilson Stewart
PO Box
Window Rock, AZ 86515

Dear Mr. Stewart

The Mexican Water Chapter is requesting to revise their American Rescue Plan Act (ARPA) projects and to have the Navajo Nation Fiscal Recovery Office (NNFRF) provide technical assistance in processing the documents through the ARPA-FRFO review process.

Mexican Water Chapter is requesting to change \$80,000.00 which was previously allocated for a Bathroom Addition Project RFS/HK# 0359-2. This change of purpose of funds will be utilized for the foundation, skirting, utility stub outs, handicap ramps, etc to ensure the completion of the projects for the Manufactured/Modular homes.

The Mexican Water Chapter will **DELETE** the Bathroom Addition project because this project **DID NOT** receive an Navajo Nation Business Unit account number and these two (2) bathroom addition proposal doesn't meet the Indian Health Service (IHS) requirements: One of the bathroom addition proposal is sitting on slickrock formation and the second bathroom addition proposal is a dirt structured hogan.

Your understanding and technical assistance in making these changes will be greatly appreciated.

Thank you Honorable Curtis Yanito

XC: Chapter File

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

The Navajo Nation | Yideeskáądi Nitsáhákees

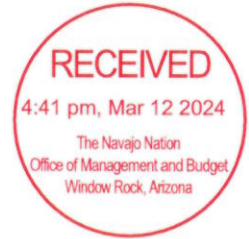
MEMORANDUM

TO : Dominic Beyal, Director
 Navajo Nation Office of Management & Budget
 Cordell Shortey, Contracting Officer
 Navajo Nation Office of Management & Budget

FROM : 
 Lisa Jymm, Executive Director
 Navajo Nation Fiscal Recovery Fund Office

DATE : March 12, 2024

SUBJECT : NABIF-16-24 – Allocation of \$766,513.71 in Navajo Nation Fiscal Recovery Funds per Delegate Curtis Yanito Delegate Region.



The Navajo Nation Fiscal Recovery Fund Office (NNFRFO) is requesting business units totaling \$766,513.71 per NABIF-16-24, Exhibit A, as listed in the table below:

No.	Description	Category	\$
1	Mexican Water Chapter New Foundation (2 clients) Project	2.16	\$80,000.00
2	ToLikan Chapter Purchase of Motor Grader, Gooseneck, Trailer, Skid Steer & 550 Truck Project	6.1	\$686,513.71
TOTAL:			\$766,513.71

K2115497
K2115498

Attached is full copy of the resolution with updated signatures and documents.

If you have any questions, please feel free to contact me by phone at (928) 309-5535 or by email at ljymm@navajo-nsn.gov. Thank you.

CC: Germaine Jones, Deputy Contracting Officer, OMB/OCG
 Christine Chavez, Accounting Manager, OOC/CA

COPY

Complete w/ exception

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
		TOTAL AMOUNT APPROPRIATED IN NABIO-27-23 on October 17, 2023				\$ 3,800,882.84
		TOTAL AMOUNT REVERTED in NABID-57-23 on January 5, 2024				-\$ 80,000.00
		TOTAL AMOUNT APPROPRIATED in NABID-57-23 on January 5, 2024				\$ 2,497,586.45
Division of Community Development	*Mexican Water Chapter	Mexican Water Chapter New Foundation (2-Clients) Project	Division of Community Development <i>ECB</i>	2.16 ✓	HK0730 ✓	\$ 80,000.00
Division of Community Development	*ToLikan Chapter <i>Sweetwater</i>	ToLikan Chapter Purchase of Motor Grader, Gooseneck Trailer, Skid Steer & 550 Truck Project	Division of Community Development <i>ECB</i>	6.1 <i>6.01</i>	HK0702 ✓	\$ 686,513.71
UN-ALLOCATED						\$ 0.00
Nation Central Implement and Delegate Re						TOTAL: \$ 8,802,340.00

Memo dated 3/12/24
Item #2 → 686,513.71
BF-4 → 725,669.24
Need clarification which amount will apply? For K 2115498

Northern Agency
Resolution # NABIF-16-24

K2115497
←2115498

of 1

RESOLUTION OF THE
NAABIK'ÍYÁTI' STANDING COMMITTEE
25th NAVAJO NATION COUNCIL -- Second Year, 2024

AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING NABID-57-23 AND NABIO-27-23 AND CMY-36-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE CURTIS YANITO'S DELEGATE REGION (CHAPTERS: MEXICAN WATER, TÓLIKAN, TEES NOS POS, ANETH, RED MESA)

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, Tólikan, 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.
- E. Naabik'íyáti' Committee Resolution No. NABIO-27-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Curtis Yanito's Delegate Region (Chapter: Mexican Water, Tólikan, Tees Nos Pos, Aneth, Red Mesa) be adopted and approved by resolution of the Naabik'íyáti' Committee pursuant to two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance.
- F. Naabik'íyáti' Committee Resolution No. NABID-57-23, included and incorporated herein by reference, mandated that amendments

to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Curtis Yanito's Delegate Region (Chapter: Mexican Water, Tólikan, Tees Nos Pos, Aneth, Red Mesa) be adopted and approved by resolution of the Naabik'iyáti' Committee pursuant to two-thirds (2/3) vote of the Naabik'iyáti' Committee members in attendance.

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, 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, TÓLIKAN, 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. The Naabik'iyáti' Committee Resolution No. NABIO-27-23, 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, TÓLIKAN, TEES NOS POS, ANETH, RED MESA), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION, was signed into law by the Chairperson of the Naabik'iyáti' Committee on October 17, 2023.
- H. NABIO-27-23, Section Four, states that:
1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted and approved by resolution of the Naabik'iyáti' Committee.
- I. The Naabik'iyáti' Committee Resolution No. NABID-57-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING NABIO-27-23 AND CMY-36-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE CURTIS YANITO'S DELEGATE REGION (CHAPTERS: MEXICAN WATER, TÓLIKAN, TEES NOS POS, ANETH, RED MESA), TO REMOVE A PROJECT AND INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION, was signed into law by the Chairperson of the Naabik'iyáti' Committee on January 5, 2024.
- J. NABID-57-23, Section Four, states that:

1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted and approved by resolution of the Naabik'iyáti' Committee.
- K. All 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).
- L. 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 projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Curtis Yanito's Delegate Region (Chapters: Mexican Water, Tólikan, Tees Nos Pos, Aneth, Red Mesa) as set forth in Exhibit A.

SECTION THREE. AMENDING NABID-57-23 AND NABIO-27-23 AND CMY-36-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE CURTIS YANITO'S DELEGATE REGION (CHAPTERS: MEXICAN WATER, TÓLIKAN, TEES NOS POS, ANETH, RED MESA)

- A. The Navajo Nation hereby approves the projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Curtis Yanito's Delegate Region (Chapters: Mexican Water, Tólikan, 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 25th Navajo Nation Council at a duly called meeting in Tse Bonito, New Mexico, at which a quorum was present and that the same was passed by a vote of 14 in Favor, and 00 Opposed, on this 8th day of February 2024.



Honorable Shaandiin Parrish, Chairwoman Pro Tem
Naabik'iyáti' Committee

2/15/24

Date

Motion: Honorable Norman M. Begay

Second: Honorable Danny Simpson

Chairwoman Pro Tem Shaandiin Parrish not voting

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

COUNCIL DELEGATE: Hon. Curtis Yanito

Exhibit A

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
		TOTAL AMOUNT APPROPRIATED IN NABIO-27-23 on October 17, 2023				\$ 3,800,882.84
		TOTAL AMOUNT REVERTED in NABID-57-23 on January 5, 2024				-\$ 80,000.00
		TOTAL AMOUNT APPROPRIATED in NABID-57-23 on January 5, 2024				\$ 2,497,586.45
Division of Community Development	*Mexican Water Chapter	Mexican Water Chapter New Foundation (2-Clients) Project	Division of Community Development	2.16	HK0730	\$ 80,000.00
Division of Community Development	*ToLikan Chapter	ToLikan Chapter Purchase of Motor Grader, Gooseneck Trailer, Skid Steer & 550 Truck Project	Division of Community Development	6.1	HK0702	\$ 686,513.71
		UN-ALLOCATED AMOUNT				\$ 0.00
					TOTAL:	\$ 8,802,340.00

*Per C.JN-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."