



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

The Navajo Nation | Yideeskąądi Nitsáhákees

November 8, 2023

**TRANSMITTAL**

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

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

*BU on Projects / Activities for Baahaali Chapter, Chichiltah Chapter, Manuelito Chapter, TseLichii (Red Rock) Chapter, Rock Springs Chapter, and Tsayatoh Chapter- ARPA Funds Allocated to*

SUBJECT : Delegate Seth Damon

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

Baahaali Chapter, Chichiltah Chapter, Manuelito Chapter, Red Rock Chapter, Rock Springs Chapter, and Tsayatoh Chapter		U.S. Treasury American Recovery Plan Act (ARPA)	21.027
Title of Contract		Funding Agency	CFDA No. - Federal
CJY-52-23	\$ 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#) K2115335 to K2115356

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

Amt of Budget Increase \$8,802,340.00 \$0.00 to \$8,802,340.00

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 CJY-52-23

**III. Comments by CGS:**

This transmittal documents 1st budget entered in FMIS on \$8.8 mil ARPA funds allocated to CD Seth Damon Region. Y-T-D budget in FMIS for CD Seth Damon totals \$8,802,340. 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.

*Handwritten initials/signature*

Attachment  
 Copy: Contract files  
 Contract Accounting / OOC / DPM  
 Tom Platano, 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-52-23 *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 Seth Damon's Delegate Region (Chapters: Bááhááli, Chichiltah, Manuelito, Tsé Łichíí, Rock Springs, Tsayatoh)*

Dear Speaker Curley,

I am pleased to sign into law this resolution CJY-52-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Damon's Delegate Region in the amount of \$8,802,340.

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 SETH DAMON'S DELEGATE REGION (CHAPTERS:  
 BÁÁHÁÁLÍ, CHICHILTAH, MANUELTITO, TSÉ ŁICHÍÍ, ROCK SPRINGS,  
 TSAYATOH)

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. 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, 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. Seth Damon's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal

Recovery Fund eligible by NNDOJ. In addition, Hon. Seth Damon'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. Seth Damon's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Seth Damon's Delegate Region (Chapters: Bááháálí, Chichiltah, Manuelito, Tsé Łichíí, Rock Springs, Tsayatoh) as set forth in **Exhibit A**.

**SECTION THREE. APPROVAL OF HON. SETH DAMON'S DELEGATE REGION PROJECT PLAN**

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Seth Damon's Delegate Region (Chapters: Bááháálí, Chichiltah, Manuelito, Tsé Łichíí, Rock Springs, Tsayatoh) 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 21 in Favor, and 00 Opposed, on this 18<sup>th</sup> day of July 2023.



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

7/27/23

DATE

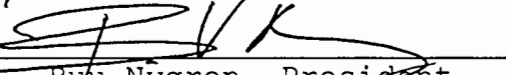
Motion: Honorable George H. Tolth

Second: Honorable Rickie 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 April, 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. Seth Damon

**CHAPTERS:** Baahaali, Chichiltah, Manuelito, Red Rock, Rock Springs, Tsayatoh

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
Division of Community Development	None Identified	Rock Springs Chapter E911 Rural Addressing Project	Division of Community Development	1.14	HK0423	\$ 200,000.00
Division of Community Development	None Identified	Rock Springs Chapter Housing Material Assistance Project	Division of Community Development	2.18	HK0421	\$ 600,000.00
Division of Community Development	None Identified	Rock Springs Chapter Warehouse Addition Project	Division of Community Development	1.14	HK0422	\$ 800,000.00
Division of Community Development	None Identified	Tsayatoh Chapter Rural Addressing Project	Division of Community Development	1.14	HK0415	\$ 200,000.00
Division of Community Development	None Identified	Tsayatoh Chapter New Warehouse Project	Division of Community Development	1.14	HK0412	\$ 800,000.00
Division of Community Development	None Identified	Tsayatoh Chapter Solid Waste Convenience Center Project	Division of Community Development	2.22	HK0411	\$ 400,000.00
Division of Community Development	None Identified	Manuelito Chapter Scattered Home Renovation Project	Division of Community Development	2.18	HK0372-2	\$ 200,000.00
Division of Community Development	None Identified	Manuelito Chapter Septic Tank Clean-Out Project	Division of Community Development	5.5	HK0331-2	\$ 100,000.00
Division of Community Development	None Identified	Manuelito Chapter Rural Addressing (for E911) Project	Division of Community Development	1.14	HK0375	\$ 284,840.00
Division of Community Development	None Identified	Manuelito Chapter Construction/Addition of New Warehouse Building Project	Division of Community Development	1.14	HK0480	\$ 900,000.00
<b>TOTAL:</b>						<b>\$ 4,484,840.00</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. Seth Damon

**CHAPTERS:** Baahaali, Chichiltah, Manuelito, Red Rock, Rock Springs, Tsayatoh

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01				\$ 4,484,840.00
Division of Community Development	None Identified	Manuelito Chapter Electrical Wiring for Homes Project	Division of Community Development	2.18	HK0371	\$ 207,500.00
Division of Community Development	None Identified	Chichiltah Chapter Powerline Extension Project	Division of Community Development	2.18	HK0313	\$ 100,000.00
Division of Community Development	None Identified	Chichiltah Chapter New Warehouse Project	Division of Community Development	1.12	HK0314	\$ 900,000.00
Division of Community Development	None Identified	Chichiltah Chapter New-House Wiring Project	Division of Community Development	2.18	HK0315	\$ 100,000.00
Division of Community Development	None Identified	Chichiltah Chapter Rural Addressing Project	Division of Community Development	2.22	HK0317	\$ 100,000.00
Division of Community Development	*Baahaali Chapter	Baahaali Chapter Water-Well Improvements Project	Division of Community Development	5.13	HK0402	\$ 250,000.00
Division of Community Development	*Baahaali Chapter	Baahaali Chapter New Warehouse Project	Division of Community Development	6.1	HK0394	\$ 800,000.00
Division of Community Development	*Baahaali Chapter	Baahaali Chapter Rural Addressing Project	Division of Community Development	1.14	HK0393	\$ 200,000.00
Division of Community Development	None Identified	Red Rock Chapter Warehouse Project	Division of Community Development	1.14	HK0511	\$ 800,000.00
<b>TOTAL:</b>						<b>\$ 7,942,340.00</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. Seth Damon

**CHAPTERS:** Baahaali, Chichiltah, Manuelito, Red Rock, Rock Springs, Tsayatoh

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 02				\$ 7,942,340.00
Division of Community Development	None Identified	Red Rock Chapter Rural Addressing Project	Division of Community Development	1.14	HK0509	\$ 100,000.00
Division of Community Development	None Identified	Red Rock Chapter House-Wiring Project	Division of Community Development	2.18	HK0512	\$ 300,000.00
Division of Community Development	None Identified	Red Rock Chapter Water-Line Project	Division of Community Development	5.11	HK0513	\$ 460,000.00
		UN-ALLOCATED AMOUNT				\$ 0.00

\*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

**DEPARTMENT OF JUSTICE**  
**INITIAL ELIGIBILITY DETERMINATION**  
**FOR NAVAJO NATION FISCAL RECOVERY FUNDS**

RFS/HK Review #: HK0402

Date & Time Received: 01/09/2023 at 10:41

Date & Time of Response: 18 January 2023; 12:37 pm

Entity Requesting FRF: Baahaali Chapter

Title of Project: Water Well Improvements

Administrative Oversight: Division of Community Development/Department of Water Resources

Amount of Funding Requested: \$250,000.00

**Eligibility Determination:**

- FRF eligible
- FRF ineligible
- Additional information requested

**FRF Eligibility Category:**

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

U.S. Department of Treasury Reporting Expenditure Category: 5.13 Drinking Water: Source

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

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

Other Comments: \_\_\_\_\_  
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Name of DOJ Reviewer: Adjua Adjei-Danso

Signature of DOJ Reviewer: Adjua Adjei-Danso

Digitally signed by Adjua Adjei-Danso  
Date: 2023.01.18 12:39:32 -0700

**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](mailto: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: Baahaali Chapter Date prepared: 11-27-22

Chapter's mailing address: P.O. Box 6118 phone & email: (505) 778-5792  
Gallup, New Mexico 87305 website (if any): http://baahaali.navajochapters.org

This Form prepared by: Gloria M. Skeet phone/email: (505) 778-5792  
Chapter Manager gmskeet@navajochapters.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Water Well Improvements

Chapter President: Lee C. Jim phone & email: (505) 778-5792 lcjim@naataanii.org

Chapter Vice-President: Gerald Skeets, Sr. phone & email: (505) 879-0759

Chapter Secretary: David M. Emerson phone & email: (505) 778-5792 demerson@navajochapters.org

Chapter Treasurer: David M. Emerson phone & email: (505) 778-5792 demerson@navajochapters.org

Chapter Manager or CSC: Gloria M. Skeet, CM phone & email: (505) 778-5792 gmskeet@nnchapters.org

DCCD/Chapter ASO: Guarena Adeky phone & email: (505) 488-8476 gmadeky@nndcd.org

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

Amount of FRF requested: 250000 FRF funding period: 10-01-22 to 9-30-2026  
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:

Baahaali has a livestock well that needs to be elevated to include human use for drinking, cooking and washing hands. The COVID19 pandemic made this abundantly clear when families with no piped water preferred to haul 500+ gallons of water for domestic use from the livestock well than the chapter's water point (installed by IHS) which had an initial limit of one 5-gallon container per family member. COVID 19 created a desperate need for more water for families without piped water in their home and this desperation continues today as we enter our 3rd year of the pandemic emergency. The water well is located at the entrance of the 22-acre chapter compound, 190 Rodeo Road.  document attached

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

The improved water well benefits families in Baahaali and two neighboring communities. Access to clean water will improve the public health of the community which is part of the Navajo Nation. With adjunct poverty and high inflation in chapter communities, driving 2/10 miles for clean water at Baahaali beats driving 13/30 miles to Gallup. Community members deserve to have reasonable and fair access to clean water in their community and this can be accomplished by upgrading the well.  document attached

(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:

Upon approval of funds, Baahaali Chapter will procure the 1st phase of the project by submitting a request for bid, followed by a selection of a contractor (3 months). A design build model will be used for the water well construction which will include replacing the 10,000 gallon water tank to 15,000 gallons and installing 30,000 gallon water storage tank. A new water pump will be installed to meet the new capacity of the water tank and area around the water well will be chipped sealed to prevent muddy conditions created by customers. These, and other improvements will take 12 months.  document attached

(d) Identify who will be responsible for implementing the Program or Project:  
The Chapter Manager will be the Lead Project Manager for the Water Well Improvements 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:  
Baahaali Chapter and Navajo Water Resources Management will have full responsibility of the maintenance and operation of the Water Well. The chapter has sufficient funds to establish a maintenance account for the well. The chapter custodian will be responsible for the daily (M - F) operation of the well for public use.  document attached




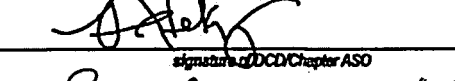
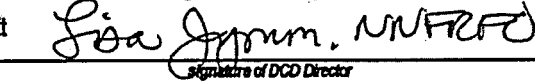
(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:  
5.13, Water Source  
5.14, Water Storage  document attached

**Part 3. Additional documents.**

List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):  
Additional documents will include the required budget forms and supporting resolution.  Chapter Resolution attached

**Part 4. Affirmation by Funding Recipient.**

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

Chapter's Preparer:  Approved by:   
*signature of Preparer/CONTACT PERSON* *signature of Chapter President (or Vice-President)*  
Approved by:  Approved by:   
*signature of Chapter Manager or CSO* *signature of DCD/Chapter ASO*  
Approved to submit for Review:   
*signature of DCD Director*

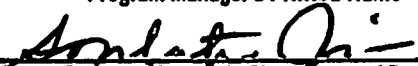
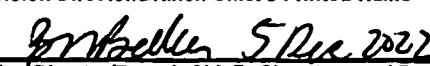
FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

Page 1 of 3  
BUDGET FORM 1

PART I. Business Unit No.: <u>    K - (New)    </u> Program Title: <u>    Baahali Chapter - Water Well Development    </u> Division/Branch: <u>    DCD/ASC    </u>								
Prepared By: <u>    Gloria M Skeet, Chapter Manager    </u> Phone No.: <u>    505-778-5796    </u> Email Address: <u>    gskeet@nnchapters.org    </u>								
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	01/01/23-09/30/2023	250,000.00	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	<u>    ⓪    </u>	250,000	<u>    250,000    </u>
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	250,000.00	<u>    250,000    </u>
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
TOTAL:		\$250,000.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>    Sonlatsa Jim-Martin    </u>			APPROVED BY: <u>    Bitdtah Becker    </u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
<u>    Sonlatsa Jim-Martin    </u>			<u>    Bitdtah Becker    </u>					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					
02/05/2022			5 December 2022					

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.: <u>    K - (New)    </u>			Program Name/Title: <u>    Baahali Chapter - Water Well Development    </u>						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
<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>    Submit request for bid for water well improvements    </u>									
<b>Program Performance Measure/Objective:</b>									
<u>    Submit contractor and establish Project Management Team (PMT)    </u>				2					
<b>2. Goal Statement:</b>									
<u>    Conduct 2 to 3 Planning Meetings with contractor and Management Team    </u>									
<b>Program Performance Measure/Objective:</b>									
<u>    Finalize Water Well Improvements with contractor    </u>				1					
<b>3. Goal Statement:</b>									
<u>    Begin construction of water well improvements with contractor    </u>									
<b>Program Performance Measure/Objective:</b>									
<u>    Management team meets with Contractor during construction to ensure timely completion    </u>				1					
<b>4. Goal Statement:</b>									
<u>    Complete construction of water well improvements    </u>									
<b>Program Performance Measure/Objective:</b>									
<u>    Navajo Water Resources provides final inspection of Water Well construction    </u>						1			
<b>5. Goal Statement:</b>									
<u>    Close out Water Well Improvement Project    </u>									
<b>Program Performance Measure/Objective:</b>									
<u>    Project completion and final close out    </u>								1	
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
<u>    Soniatsa Jim Martin    </u> Program Manager's Printed Name				Bldtah Becker Division Director/Branch Chief's Printed Name					
 Program Manager's Signature and Date				 Division Director/Branch Chief's Signature and Date					



FY 2023

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page     of      
**BUDGET FORM 4**

<b>PART I. PROGRAM INFORMATION:</b>			
Program Name/Title: <u>Baahaali Chapter Water Well</u>		Business Unit No.: <u>4-08031E-17 New</u>	
<b>PART II. DETAILED BUDGET:</b>			
(A)	(B)	(C)	(D)
<b>Object Code (LOD 6)</b>	<b>Object Code Description and Justification (LOD 7)</b>	<b>Total by DETAILED Object Code (LOD 6)</b>	<b>Total by MAJOR Object Code (LOD 4)</b>
6	6500 Contract Services: To Construct, Equip and Complete Improvements to the Baahaali Water Well	250,000	250,000
<b>TOTAL</b>		250,000	250,000



+Bááháálí Chapter  
P.O. Box 6118, Gallup, New Mexico 87305  
PHONE (505) 778-5788 or 778-5796  
FAX (505) 778-5915  
<http://baahaali.navajochapters.org>

Lee C. Jim, Chapter President  
Gerald Skeets, Sr., Chapter Vice President  
David M. Emerson, Chapter Secretary/Treasurer  
Emery Chee, Land Board Member  
Seth Damon Council Delegate

Gloria M. Skeet, Chapter Manager

Jessica Robertson, Administrative Assistant

BHC-11-22-02

## RESOLUTION OF THE BÁÁHÁÁLÍ CHAPTER

### APPROVING THE REQUEST TO UTILIZE DISTRICT SIX (6) COUNCIL DELEGATE SETH DAMON'S EXPENDITURE PLAN FUNDS TO PLAN, DESIGN, CONSTRUCT AND EQUIP IMPROVEMENTS TO THE BAAHAALI WATER WELL IN THE AMOUNT OF \$250,000.

#### WHEREAS:

1. Bááháálí Chapter is a duly certified local governmental entity of the Navajo Nation pursuant to NTC § 4001 with delegated authority and responsibility to promote, to receive, act upon and protect the interest and the general welfare of its constituents and to interact with other entities of the Navajo Nation, Federal Government, Local Government Agencies that serve and affect the Bááháálí Chapter; and
2. Bááháálí Chapter recognizes and approves the need to plan, design, construct and equip a new Warehouse to store emergency supplies, heavy equipment and other supplies for infrastructure development such as bathroom addition and house wiring. The warehouse will also be used to supply emergency supplies during freezing cold temperatures and inclement weather such as coal, wood and wood pellets for community members in need.; and
3. Bááháálí Chapter is part of Honorable Council Delegate Seth Damon's District and is eligible to apply for a portion of his approved allocation from the American Rescue Plan Act (ARPA) Delegate Regional Expenditure Plan for projects related directly to the mitigation of the COVID-19 Emergency Pandemic; and
4. The COVID-19 pandemic made it abundantly clear that Bááháálí Chapter desperately needs to upgrade their existing water well for household domestic use. During the COVID-19 Pandemic Emergency, Baahaali Chapter identified twenty-four homes without a piped water system. Before and during the COVID-19 Pandemic Emergency many of these families hauled water (500 – 1,000 gallons) from the water well despite its limited use for "livestock only" because the water is free and has easy access (related to driving distance). However easy access to the water became challenging during winter months (November – March) because the water well is closed to prevent frozen and broken pipes during cold temperatures. Baahali Chapter is applying for funds to plan, design, construct and equip Improvements to the Baahaali Water Well in the amount of \$250,000.

#### NOW THEREFORE BE IT RESOLVED THAT:

1. Bááháálí Chapter hereby strong supports and approves the request in the amount of \$250,000 to plan, design, construct and equip Improvements to the Water Well to provide families with no running water in the home easy access to clean water for domestic use. The COVID-19 virus has proven that families with access to clean

water can help stop the spread of COVID-19 infections which had taken an enormous toll on our Navajo people.

2. Báháálí Chapter will utilize and expend these funds within the Navajo Nation deadlines to procure and complete the project by September 30, 2025.

### CERTIFICATION

We hereby certify that the foregoing resolution was duly considered and moved by adoption at a duly called meeting at Báháálí (Navajo Nation), New Mexico at which a quorum was present and that the same was passed by a vote of 08 in favor, 00 opposed and 03 abstaining on this 21<sup>st</sup> day of November, 2022.

  
Official

MOTIONED BY: Emery Chee

SECONDED BY: Gerald Skeets, Sr.

GMS