



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

The Navajo Nation | Yideeskáadi Nitsáhákees

April 20, 2023

TRANSMITTAL

TO : Sonia Nez, Department Manager
Navajo Nation Broadband Office (NNBO) / NN OPVP

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

SUBJECT : Non-Federal Match; ARPA Funds allocated to Broadband Office

I. Information on Contract (per Original Award):

Broadband: Non-Federal Cash Match	U.S. Treasury American Recovery Plan Act (ARPA)	21.027
Title of Contract	Funding Agency	CFDA No. - Federal
CJN-29-22	2022	03/11/2021 to 12/31/2026
Grant No.	Amount	Term - Begin and End Date
	\$ 20,000,000.00	

II. Data Entered in FMIS Regarding:

☒ New Contract or Grant Company No. 8059 Business Unit (K#) K2115134

☐ Contract Mod No. _____

☐ Amt of Award _____ to _____

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 CJN-29-22

III. Comments by CGS:

Budget received on March 17, 2023 is authorized for implementation pursuant to FY 2023 NN BIM Appendix L Section II. B. and concurred by Navajo Nation Fiscal Recovery Fund (NN FRF) Office by memorandum on September 30, 2022. Delay is due CGS concern of budget entry into FMIS which was verified by telephone meeting with OOC - Contract Accounting on April 18, 2023.

Attachment

Copy: Contract files
Contract Accounting / OOC / DPM
Tom Platero, Executive Director - NN FRF Office

Revised February 2023

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT

MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Oliver Arviso, Deputy Executive Director
Navajo Nation Division of General Services

Royetta Woodie, Director
Department of Information Technology
Navajo Nation Division of General Services

Sonia Nez, Department Manager I
Broadband Office
Navajo Nation Division of General Services

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

DATE : September 30, 2022

SUBJECT : CJN-29-22 – Allocation of \$1,070,298,867 in Navajo Nation Fiscal Recovery Funds
and \$125,000,000 to the Division of General Services.

The Navajo Nation Fiscal Recovery Fund Office (NNFRFO) is requesting budgets totaling \$125,000,000 for the Division of General Services per CJN-29-22, Exhibit F and Exhibit J, as listed in the table below:

Exhibit	Description	Category	\$
F-2	Cyber Security	1.14	\$5,000,000
J-1	Broadband – Middle Mile	5.21	\$60,000,000
J-2	Broadband – Last Mile	5.19	\$40,000,000
J-3	Broadband – Non-Federal Match	5.20	\$20,000,000
	Total Funding for DGS		\$125,000,000

K2115134

As applicable, prepare Budget Forms 2, 3, and 4 in accordance Budget Form 1 in approved Navajo Nation Council resolution CJN-29-22.

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.

Received 3/16/23 @ 12:10pm
3/17/23

Navajo Nation Fiscal Recovery Fund Office (NNFRFO)

PO Box 2469

Window Rock, AZ 86515

(928) 309-5532

DOCUMENT CHECKLIST

**Please submit all documents as one proposal with this checklist, otherwise
proposal will be returned to division/program.**

Division/Program Information:

Date Submitted: 8/31/2022
Program/Division: Navajo Nation Broadband Office
Contact Person: Sonia Nez, Dept Mngr I
Phone: 928-551-7509

Email: sonianez@navajo-nsn.gov



Documents needed for processing:

- ☒ Initial Eligibility Determination from NNDOJ
- ☒ Appendix A per BFS-31-21 (Check one:)
- ☒ NN Govt. Units
 - ☒ a. Attach a FRF Request Form, Expenditure Plan
 - ☐ Non-Governance Certified Chapters
 - ☐ a. Attach a duly approved Chapter Resolution supporting the project.
 - ☐ Governance Certified Chapters
 - ☐ a. Attach a duly approved Chapter Resolution supporting the project.
 - ☐ NN Owned Entities
 - ☐ a. Attach a duly approved Resolution from the Board of Directors.
 - ☐ External Entities
 - ☐ a. Attach a duly approved Resolution from the Board of Directors.
 - ☐ b. Registration Documents from DED - Business Regulatory Dept.
- ☒ Project Budget Schedule per Budget Instructions Manual, Appendix J.
- ☒ Signed Budget Forms 1, 2, and 4 (Other Budget Forms as needed)

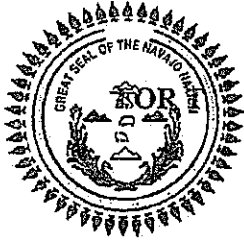
Notes:

Per CJN-29-22, Exhibit J-3, \$20,000,000 approved for Broadband Office to match federal Infrastructure Investment Jobs Act (IIJA) using US Dept of Treasury Expense Cat Code 5.20.

Reviewed by:

A. Nez
Fiscal Recovery Fund Office

3/16/23
Date



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0173

Date & Time Received: 04/12/2022 at 11:05

Date & Time of Response: 04/13/2022 3:20 pm

Entity Requesting FRF: NNTRC and NN Broadband Office

Title of Project: 6.20 Non-federal Match for Other Federal Programs

Administrative Oversight: NNFRF Office

Amount of Funding Requested: \$20,000,000

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: 5.20 Broadband: IIIA Match

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

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: K. A. Lowell

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

APPENDIX A

THE NAVAJO NATION
FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN
FOR NAVAJO NATION GOVERNMENT UNITS

Part 1. Identification of parties.

NN Government Unit requesting FRF: NNTRC and NN Broadband Office Indicate Department, Program, Office, Division, or Branch Date prepared: 04/11/2022

NN Government Unit's NNTRC and NN Broadband Office phone/email: 928-382-7807 / tico.charlee@navajo-nsn.gov
mailing address: P.O. Box 7440, Window Rock, AZ 86515 website (if any): 928-871-6003 / sonlanez@navajo-nsn.gov

Form prepared by: Sonia Nez phone/email: 928-871-6003 / sonlanez@navajo-nsn.gov
Department Manager I, Navajo Nation Broadband Office 928-871-6003 / sonlanez@navajo-nsn.gov
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: 6.20 Non-federal Match for Other Federal Programs

NN Government Unit's Director or Manager: Tico Charlee/ Sonia Nez phone & email: 928-382-7807 / tico.charlee@navajo-nsn.gov

Division Director (if any): Tom Platero, DGS Director phone & email: 928-871-6003 / sonlanez@navajo-nsn.gov

Branch Chief: Paulson Chaco, Chief of Staff, Exec. Branch phone & email: 928-871-7244/paulsonchaco@navajo-nsn.gov

Funding Recipient will be working with: Division of General Services Indicate Branch and/or Division on the Project and the same will be submitting the Funding Request Package for Initial Eligibility Determination Review, and will have Administrative Oversight over this FRF Expenditure Plan.

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

☐ document attached

Amount of FRF requested: \$20,000,000 FRF funding period: FY2022-FY2026

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:

The NNTRC and the NN Broadband Office will oversee and administer \$20,000,000 in ARPA funds for Infrastructure Investment and Jobs Act (IIJA) Match & other Broadband projects by Eligible Telecommunications Carriers. These projects will deploy high-speed broadband to improve connectivity; enable telework capabilities; provide access to data and information about healthcare and communications in support of Navajo COVID-19 mitigation related operations and services; reduce the time needed to deliver high quality telehealth; support Navajo educational institutions broadband requirements to deliver and support instruction that will help retain students and faculty; enable home schooling, online schooling and allow students to attend school from home rather than sitting in vehicles at the nearest community hot spots; reduce costs for access to high speed networks; support chapter house communities; establish a diverse, and competitive broadband infrastructure that connects homes, schools, libraries, Navajo government, businesses, and other agencies (i.e. Indian Health Service, Bureau of Indian Affairs).

☐ document attached

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

High quality and high-speed broadband enable the Navajo communities to communicate, access critical information, telework, participate in online learning, take advantage of telehealth services and reduce the time needed to collect and inform the community about pandemics and other health related issues. Oversight and governance of the Infrastructure Investment and Jobs Act (IIJA) Match projects by the NNTRC and the Navajo Nation Broadband Office establishes a collaboration with all Eligible Telecommunications Carriers to plan and implement projects that introduce service competition and cost-effective service options for the Navajo community.

☐ document attached

APPENDIX A

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

NNTRC and NN Broadband Office will review Infrastructure Investment and Jobs Act (IIJA) Match projects with prospective carriers to plan and implement services based on eligible service requirements for timeline deployment and scheduling. Barriers to deployment include: right of way authorization; supply chain interruptions for the delivery of fiber, network electronics, and other equipment needed to deploy services; power delivery on Navajo for ETCs; tower use and authorization by ETCs; federal and state authorizations for land use, tower placement/use, and regulations.

☐ document attached

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

Tico Charlee, Executive Director, Navajo Nation Telecommunications and Regulatory Commission and Sonia Nez, Department Manager, Navajo Nation Broadband Office.

☐ 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:

Eligible telecommunications carriers and Higher Learning Institutions will develop and implement business plans to establish sustainable financial models and maintenance of services. Fund allocations and grants will require sustainability plans, and other operational and maintenance deliverables.

☐ document attached

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

6.20 Non-federal Match for Other Federal Programs. Broadband services in support of Navajo Nation projects and initiatives identified in this request comply with service, deliverable, and outcomes to improve middle mile and network services (e.g., aggregation, management, and operations) that enable connectivity to Navajo homes and service locations between (fiber) 100 Mbps / 100 Mbps and the FCC minimum of (broadcast) 25 Mbps / 3 Mbps of effective service. NNTRC and NN Broadband Office will coordinate the deployment of broadband projects and grants with ETCs to deliver and establish competitive and cost-effective broadband services for the Navajo community.

☐ document attached


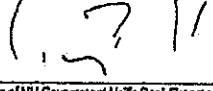
Part 3. Additional documents.


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

APPENDIX A

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:

NN Government Unit
Preparer:  Approved by: 
signature of Preparer/CONTACT PERSON signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review:  Print Name, Title,
Branch or Division: TAMM LARRO
signature of Branch Chief or Division Director print name and indicate title or position
DIVISION OF General Services
indicate Branch or Division

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u> </u> K-New		Program Title: <u>Navajo Nation Broadband Office</u>		Division/Branch: <u> </u> General Services	
Prepared By: <u>Sonia Nez</u>		Phone No.: <u>928-551-7509</u>		Email Address: sonianez@navajo-nsn.gov	

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 Fund	10/01/22 - 09/30/24	20,000,000.00	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		20,000,000	20,000,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
TOTAL:						\$0.00	20,000,000.00	20,000,000

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: <u>Sonia Nez, Department Manager I</u> <u>Sonia Nez</u> Program Manager's Printed Name <u>Sonia Nez</u> Program Manager's Signature and Date	APPROVED BY: <u>Pat Sandoval, OPVP Chief of Staff</u> <u>Pat Sandoval</u> Division Director / Branch Chief's Printed Name <u>Pat Sandoval</u> Division Director / Branch Chief's Signature and Date
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FY 2023

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

Page 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.:

K- New

Program Name/Title:

Navajo Nation Broadband Office

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

Resolution No. CJN-29-22: Services for matching funds for the federal Infrastructure Investment Jobs Act (IIJA) match requirement

PART III. PROGRAM PERFORMANCE CRITERIA:

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

1. Goal Statement:

Oversight & governance of IIJA match funds

Program Performance Measure/Objective:

Match share of the total project costs that a grantee is required to contribute

0		1		1		1	
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2. Goal Statement:

Program Performance Measure/Objective:

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3. Goal Statement:

Program Performance Measure/Objective:

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4. Goal Statement:

Program Performance Measure/Objective:

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5. Goal Statement:

Program Performance Measure/Objective:

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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Sonia Nez, Department Manager I

Program Manager's Printed Name

Program Manager's Signature and Date

Pat Sandoval, OPVP Chief of Staff

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

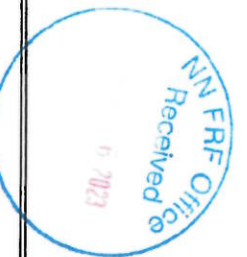
Received
MAR 6 2023

10/10/23

FY 2023

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

Page 3 of 3
BUDGET FORM 4



PART I. PROGRAM INFORMATION:

Program Name/Title: _____

Navajo Nation Broadband Office

Business Unit No.: _____

K-New

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)
	6960 - Subcontracted Services		20,000,000
	Subcontracted Services		
6960	6990 Subcontracted Services	20,000,000	
	Year 1 - \$10,000,000		
	Including but not limited to Tower Butte Tower, Fiber to the Home - Crownpoint, Little Singer Fixed wireless		
	Year 2 - \$10,000,000		
	Including but not limited to Rock Point Tower, Hunters Point Fixed Wireless, Fiber to the Home Becenti		
TOTAL		20,000,000	20,000,000

JS-9-21/2/23

Page 1 of 1
PROJECT FORM

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