



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

The Navajo Nation | Yideeskáadi Nitsáhákees

March 3, 2023

TRANSMITTAL

TO : Calvin Castillo, Executive Director
Division of Community Development (DCD)

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

SUBJECT : Housing Support: Connecting Homes to Electricity - ARPA Funds Allocated to DCD

I. Information on Contract (per Original Award):

Housing Support: Connecting Homes to Electricity	U.S. Treasury American Recovery Plan Act (ARPA)	21.027
Title of Contract	Funding Agency	CFDA No. - Federal
CJN-29-22	\$ 96,400,000.00	2022
Grant No.	Amount	Fiscal Year
		Term - Begin and End Date
		03/11/2021 to 12/31/2026

II. Data Entered in FMIS Regarding:

☒ New Contract or Grant Company No. 8059 Business Unit (K#) K211563
☐ 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 February 16, 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 of July 18, 2022. CGS received complete packet until 3/2/2023 to set up budget and issue this Transmittal. To not delay execution of allocation, CGS entered budget although DCD did not comply with FY'23 NN BIM Appendix L Section III. B. 3. DCD will need to provide required information immediately.

Attachment

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

Revised February 2023

Signed Budget Forms

Budget Forms 1,2 and 4

Per most recent approved Budget Instructions Manual

FY 2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>2.18: Connecting Homes to Electricity</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>Lydeil Davis</u>		Phone No.: <u>928.871.7246</u>		Email Address: <u>ldavis@nndcd.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		FY23-FY24	96,400,000.00	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					
					7000	Special Transactions					
					8000	Public Assistance			96,400,000		96,400,000
					9000	Capital Outlay					
					9500	Matching Funds					
					9500	Indirect Cost					
					TOTAL				96,400,000.00		96,400,000.00

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:			0
Total # of Vehicles Budgeted:			0

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

SUBMITTED BY: Pearl Yellowman, Executive Director **APPROVED BY:** Paulson Chaco, Chief of Staff

Program Manager's Printed Name Pearl Yellowman **Division Director / Branch Chief's Printed Name** Paulson Chaco

Program Manager's Signature and Date [Signature] **Division Director / Branch Chief's Signature and Date** [Signature]

Calvin Castillo, Executive Director

Patrick Sandoval, Chief of Staff

6/27/2023



PART I. PROGRAM INFORMATION:		2.18 Connecting Homes to Electricity									
Business Unit No.:	NEW	Program Name/Title:									
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:											
C.IN-29-22 Chapter and Regional Projects.											
PART III. PROGRAM PERFORMANCE CRITERIA:				1st QTR		2nd QTR		3rd QTR		4th QTR	
				Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:											
Obtain land access as necessary for right-of-ways											
Program Performance Measure/Objective:											
Receiving approvals for land access											
2. Goal Statement:											
Obtaining required permits: engineering, survey, design, cultural and biological compliance											
Program Performance Measure/Objective:											
Have all reports completed.											
3. Goal Statement:											
To provide electricity to all homes in need.											
Program Performance Measure/Objective:											
Connect homes by December 31, 2026.										1	
4. Goal Statement:											
Program Performance Measure/Objective:											
5. Goal Statement:											
Program Performance Measure/Objective:											
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.											
Paulson Chaco, Chief of Staff				Division Director/Branch Chief's Printed Name							
Pearl Yellowman, Executive Director				12/30/22							
Program Manager's Printed Name				Division Director/Branch Chief's Signature and Date							
Pearl Yellowman 12.19.22				[Signature]							
Program Manager's Signature and Date				2/9/2023							
[Signature]				[Signature]							
Calvin Castillo, Executive Director				Patrick Sandoval, Chief of Staff							

Navajo Nation Fiscal Recovery Fund Office (NNFRFO)
PO Box 2469 Window Rock, AZ 86515
(928) 309-5532

DOCUMENT CHECKLIST

**Information and documents submitted to NN OMB for OMB's immediate
Set-up of Business Unit Account in the NN's Enterprise System (FMIS) and
for OMB to Issue the Transmittal Letter with the official BU Number.**

Division/Program Information:

Date Submitted: 2/16/2023
Program/Division: DCD - Executive Admin
Contact Person: Shawna Ballay, DCD Exec Admin
Phone: (505) 382-4745 Email: sballay@nndcd.org
Project Mngr/Dept: Shawna Ballay, DCD Exec Admin

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
- ☒ CJN-29-22 Appendix J - Project Budget Schedule per Budget Instructions Manual.
- ☒ Signed Budget Forms 1, 2, and 4 (Other Budget Forms as needed)

Notes:

Per CJN-29-22, Exhibit "M-1". Documents being submitted to NN OMB to set-up Income Statement Business Unit account the NN's Enterprise system (aka FMIS), under Co./Fund #8059. Appendix "A" and the budget were reviewed, acknowledged and re-signed by the current NN Presidential Administration's appointed DCD Division Director, Mr. Calvin Castillo.

Reviewed by:

Arnold Jake, Principal Accountant
Fiscal Recovery Fund Office

Feb. 16, 2023
Date

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT

MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Dr. Pearl Yellowman, Executive Director
Division of Community Development

James Adakai, Deputy Executive Director
Division of Community Development

Patrick Dalgai, Department Manager II
Community Housing & Infrastructure Dept.
Division of Community Development

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

DATE : July 18, 2022

SUBJECT : CJN-29-22 – Allocation of \$1,070,298,867 in Navajo Nation Fiscal Recovery Funds and \$326,400,000 to the Division of Community Development.

The Navajo Nation Fiscal Recovery Fund Office (NNFRFO) is requesting budgets totaling \$326,400,000 for the Division of Community Development per CJN-29-22, Exhibits K, L, and M, as listed in the table below:

Exhibit	Description	Category	\$
K	Housing Support: Connecting homes to electricity	2.18	\$96,400,000
L-1	New Housing: CHID	2.15	\$50,000,000
L-3	Housing Manufacturing	2.15	\$30,000,000
M	Bathroom Additions	1.14	\$150,000,000
Total Funding for DCD			\$326,400,000

K211563

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.



DR. BUU NYGREN **PRESIDENT**

RICHELLE MONTOYA **VICE PRESIDENT**

The Navajo Nation | Yideeskáądi Nitsáhákees

-MEMORANDUM

To : Cordell Shortey, Contracting Officer
Contracts & Grants Section
Office of Management & Budget
(Signature)

From : Tom Platero, Executive Director
Fiscal Recovery Fund Office
Navajo Nation

Date : February 16, 2023

Subject : Fiscal Recovery Fund Business Unit Set-Up



Attached are 2 packets of documents for your office to set-up 2 Business Unit accounts in the NN's Financial Management Information System (FMIS) and to issue the Transmittal Letter/Business Unit numbers. Both projects are approved and funded from the NN Fiscal Recovery Fund (Co/Fund #8059) pursuant to NN Council resolution CJN-29-22, Exhibits:

- Exhibit "K" - \$96,400,000 for Connecting Homes to Electricity to be administered by the Capital Projects Management Department (CPMD) within the Division of Community Development.
- Exhibit "M-1" - \$150,000,000 for Bathroom Additions to be administered by the Executive Administration Office of the Division of Community Development.

Both project documents have been reviewed and acknowledged by the current DCD Division Director Mr. Calvin Castillo. Mr. Castillo has provided his signature on documents "Attachment A" and the Budgets for both projects and the current Chief of Staff, Mr. Patrick Sandoval, has provided his signature on the same documents for the \$150,000,000 Bathroom Additions project.

Please set-up these BU Accounts and issue the Transmittal Letter and BU Accounts as soon as possible to give the recipients the maximum time allowed to complete these projects within the established deadlines for the use of this fund.

Thank you and if you have any questions or require additional information, please contact Mr. Arnold Jake, Principal Accountant with FRF Office, via e-mail.

CC: Germaine Jones, Deputy Contract Officer, OMB
Patrick Sandoval, Chief of Staff, OPVP
Calvin Castillo, Division Director, DCD
James Adakai, Deputy Director, DCD
Shawna Ballay, Planner, DCD
Lydell Davis, DCD
Lisa Jymm, Deputy Director, FRFO
Arnold Jake, Principal Accountant
Alicia Hale, Associate, FRFO

ATTACHMENTS:

- 1 Set of project documents for Connecting Homes to Electricity
- 1 Set of project documents for Bathroom Additions

FILE COPY

NN Dept of Justice's

Initial Eligibility Determination

For an allocation of

\$96,400,000

From the Navajo Nation Fiscal Recovery Fund/US ARPA for

Connecting Homes to Electricity

Allocated to and To Be Administered by

NN Division of Community Development

Approved and authorized via

Navajo Nation Council

Resolution CJN-29-22, Exhibit "K"



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 #: HK0181-2

Date & Time Received: 4/14/2022 10:55

Date & Time of Response: 4/15/2022 00:35

Entity Requesting FRF: Division of Community Development

Title of Project: Housing Support: Connecting Homes to Electricity

Administrative Oversight: NNFRF Office

Amount of Funding Requested: \$96,400,000

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: 2.18 (Housing Support:
Other Housing Assistance)

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: The expenditure code for other housing assistance recently changed from 3.12 to 2.18. We have updated the expenditure code.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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”

Per BFS-31-21

**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: Division of Community Development Indicate Department, Program, Office, Division, or Branch Date prepared: Revised: 2/6/23

NN Government Unit's mailing address: P.O. Box 1904 phone/email: 928.871.7172
Window Rock, AZ 86515 website (if any): _____

Form prepared by: Calvin Castillo phone/email: ccastillo@nndcd.org
Division Director
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: 2.18 Housing Support: Connecting Homes to Electricity

NN Government Unit's Director or Manager: Calvin Castillo phone & email: 928.871.7172

Division Director (if any): _____ phone & email: _____

Branch Chief: Dr. Buu Nygren, President phone & email: 928.871.7000

Funding Recipient will be working with: _____ 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):
APS, CDEC, JMEC, CDEC, SEC, NTUA, City of Farmington and other Contracted Electricians ☐ document attached

Amount of FRF requested: 96,400,000 FRF funding period: September 2022 - December 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:

Funds will be used to obtaining land access as necessary for right-of-ways, house wiring as applicable, solar units, materials for powerline connections, labor costs, main powerline upgrades as necessary, clearing land as applicable, required permits, engineering, survey, design, cultural and biological compliance reports, and supplemental consulting services as necessary.

☐ document attached

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

Electricity is required to access broadband, connect water and wastewater needs and ensures a habitable, secure home for Navajo community members.

☐ 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:

All projects will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026. Each project will have a unique timeline based on their project scope in order to meet the funding deadline objectives upon the issuance of the funding.

☐ document attached

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

The Division of Community Development.

☐ document attached

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

All projects will be operated and maintained by the local electrical utility service provider contracted to complete the work.

☐ document attached

(f) State which of the 68 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project type is covered under Expenditure Plan 2.18: Other Housing Support. By providing electricity to homes that currently do not have it, the NN will be using the NNFRF to address poor public health outcomes due to inadequate or poor housing quality. Under the Interim Final Rule, the Navajo Nation is permitted to use these funds to address the economic impacts of COVID-19 by building stronger communities and by investing in housing and neighborhoods. Specifically, the funds can be used to alleviate "the immediate impacts of COVID-19 pandemic on housing insecurity, while addressing conditions that contribute to poor public health and economic outcomes during the pandemic, namely concentrated areas with limited economic opportunity and inadequate or poor-quality housing."

☐ document attached

Part 3. Additional documents.

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

Tables indicating 3.12 NNFRF request for projects included.

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:


signature of Preparer/CONTACT PERSON

Approved by:


signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review:


signature of Branch Chief or Division Director

2/8/2023

Print Name, Title,
Branch or Division:

Patrick Sandoval, Chief of Staff

print name and indicate title or position

Executive, OPVP

indicate Branch or Division

Project Budget Schedule

Per OMB

Budget Instructions Manual

Appendix “J”

(Gantt Chart)

PART I. Business Unit No.: New		PART II. Project Information	
Project Title: <u>NNFRF Connecting Homes to Electricity - 2.18 Housing Support - Other Housing Assistance</u>		Project Type: <u>Electrical Connection Projects</u>	
Project Description <u>Provide electric connections, community projects, DCD portal projects, solar systems, and housewiring projects as listed in Legislation C.J.N-49-22 - Section 9.</u>		Planned Start Date: <u>January 15, 2023</u>	
Check one box		Planned End Date: <u>December 31, 2026</u>	
<input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification		Project Manager: <u>CPMD - James Adetaj</u>	

[illegible]

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