

RESOLUTION OF THE
BUDGET AND FINANCE COMMITTEE
OF THE NAVAJO NATION COUNCIL

25TH NAVAJO NATION COUNCIL - First Year, 2023

AN ACTION

RELATING TO THE BUDGET AND FINANCE COMMITTEE; APPROVING
AMENDMENTS TO THE NAVAJO NATION'S FISCAL RECOVERY FUND
APPLICATION PROCEDURES AND FORMS, AS APPROVED IN BFS-31-21

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Budget and Finance Committee is a standing committee of the Navajo Nation Council that is authorized to review matters and make recommendations concerning the budgeting and management of all Navajo Nation funds. 2 N.N.C. § 300(A), 2 N.N.C. § 301(B)(2).
- B. In Resolution No. CJY-41-21 (signed into law on August 2, 2021) the Navajo Nation Council established the Navajo Nation Fiscal Recovery Fund Office to administer and manage expenditures of Fiscal Recovery Funds ("FRF") received by the Navajo Nation from the federal government under the 2021 American Rescue Plan Act ("ARPA").
- C. In Section Four (C) of CJY-41-21 the Council delegated to the Budget & Finance Committee the authority to develop and approve application procedures to be used by parties seeking FRF/ARPA money. CJY-41-21 is incorporated herein by this reference.

SECTION TWO. FINDINGS

- A. In accordance with its authority under CJY-41-21, in Resolution BFS-31-21 (signed into law on September 1, 2021) the Budget & Finance Committee approved FRF application procedures and instructions, along with forms and templates, for parties to use in applying for funds from the Navajo

Nation's FRF/ARPA allocation. A copy of BFS-31-21 (Resolution only) is attached hereto as **EXHIBIT A**.

- B. Specifically, BFS-31-21 approved FRF application procedures, instructions, and forms/templates for Chapters not local-governance certified under 26 N.N.C. § 102 ("Non-Governance-Certified Chapters") and for Chapters that are local-governance-certified ("Governance-Certified Chapters"). See items 2 and 3 under Section Four of BFS-31-21, and items 2 and 3 under Section Four of BFS-31-21.
- C. Regarding Chapter FRF applications, the Executive Director of the FRF Office has found that the procedures, instructions, and forms/templates approved in BFS-31-21 are too restrictive and cumbersome in practice. This has caused concern among some Chapters because they fear that funding delays may result in the loss of FRF funds for needed projects in their communities. In particular, the existing requirement for Chapter resolutions, with specific mandatory language included therein, and Chapter Officials' signatures on application forms, has proved unworkable. The Executive Director's explanatory memorandum is attached hereto as **EXHIBIT B**.
- D. In addition, after Chapter applications are approved, often modifications must be made to the funded Chapter projects, which requires new Chapter resolutions and revised FRF Expenditure Plans. This has caused significant delays in the completion of Chapter projects. **EXHIBIT B**.
- E. As explained by the Executive Director, the Navajo Nation is quickly approaching the deadline to use the FRF/ARPA funds provided to the Navajo Nation by the federal government. According to U.S. Department of Treasury Guidelines, all FRF funds must be encumbered by December 31, 2024, or the Navajo Nation may be required to return the FRF/ARPA funds back to the federal government. **EXHIBIT B**. It will be difficult for Chapters to meet this December 31, 2024 deadline under the current FRF procedures.
- F. Given the above, the Budget & Finance Committee has determined that revising the FRF procedures, instructions, and forms/templates approved in BFS-31-21 is in the best interests of the Navajo Nation and the Navajo People.

SECTION THREE. APPROVING AMENDMENTS TO THE NAVAJO NATION'S FISCAL RECOVERY FUND APPLICATION PROCEDURES AND FORMS, AS APPROVED IN BFS-31-21

A. Pursuant to its authority under CJY-41-21, the Budget & Finance Committee hereby approves amendments to the Navajo Nation's FRF application procedures, instructions, and forms/templates, as approved in BFS-31-21. Said amendments are shown in paragraphs B and C below.

B. Amendments pertaining to "Non-Governance-Certified Chapters."

On page 4 of 8 in the EXHIBIT 2 attached to BFS-31-21, in paragraph (B)(3), make the following changes:

(B)(3) provide a ~~duly approved Chapter Resolution that includes a statement supporting the Project and statement~~ affirming that the Chapter will only use awarded Funds in compliance with the ARPA, the ARPA regulations, and all other applicable Navajo Nation and federal laws and regulations

On page 4 of 8 in the EXHIBIT 2 attached to BFS-31-21, in paragraph (C)(1), make the following changes:

(C)(1) **Required Signatures.** Before submitting its Funding Request Package to DCD, the Non-Governance-Certified Chapter shall obtain the signatures of a ~~the Chapter President and the Chapter Community Services Coordinator~~ Official on its FRF Request Form & Expenditure Plan and on its FRS Expenditure Plan Budget.

Replace the APPENDIX A under the EXHIBIT 2 attached to BFS-31-21, with a new FRF REQUEST FORM & EXPENDITURE PLAN FOR NON-GOVERNANCE CERTIFIED CHAPTERS that reflects the amendments shown above. See **EXHIBIT C** attached to this Action.

C. Amendments pertaining to "Governance-Certified Chapters."

On page 4 of 9 in EXHIBIT 3 attached to BFS-31-21, in paragraph (B)(3), make the following changes:

(B)(3) provide a ~~duly approved Chapter Resolution that~~

~~includes a statement supporting the Project and statement~~ affirming that the Chapter will only use awarded Funds in compliance with the ARPA, the ARPA regulations, and all other applicable Navajo Nation and federal laws and regulations.

On page 5 of 9 in the EXHIBIT 3 attached to BFS-31-21, in paragraph (C)(1), make the following changes:

- (C)(1) **Required Signatures.** Before submitting its Funding Request Package to DCD, the Governance-Certified Chapter shall obtain the signatures of a ~~the Chapter President and the Chapter Manager~~ Official on its FRF Request Form & Expenditure Plan and on its FRS Expenditure Plan Budget.

On page 5 of 9 in the EXHIBIT 3 attached to BFS-31-21, in paragraphs (D)(1) and (D)(2), make the following changes:

- (D)(1) **Governance-Certified Chapter submits individual request.** Before submitting its Funding Request Package to DOJ, the Governance-Certified Chapter shall obtain the signatures of the a ~~Chapter President and the Chapter Manager~~ Official on its FRF Request Form & Expenditure Plan and on its FRF Expenditure Plan Budget.
- (D)(2) **DCD submits individual request.** Where an individual Funding Request is being submitted to DOJ by DCD, the Governance-Certified Chapter shall obtain the signatures of a ~~the Chapter President and the Chapter Manager~~ Official on its FRF Request Form & Expenditure Plan and on its FRF Expenditure Plan Budget before submitting its Funding Request to DCD.

Replace the APPENDIX A under the EXHIBIT 3 attached to BFS-31-21, with a new FRF REQUEST FORM & EXPENDITURE PLAN FOR GOVERNANCE CERTIFIED CHAPTERS that reflects the amendments shown above. See **EXHIBIT D** attached hereto.

SECTION FOUR. DIRECTIVES

- A. The Executive Director of the Navajo Nation Fiscal Recovery Fund Office shall prepare revised FRF application procedures, instructions, and forms/templates, consistent with the amendments approved herein. The revised/amended documents shall promptly be made available on the *navajonationarpa.org* website.
- B. All applicants for FRF funds shall use the revised/amended FRF application procedures, instructions, and forms/templates, as approved herein.

SECTION FIVE. EFFECTIVE DATE

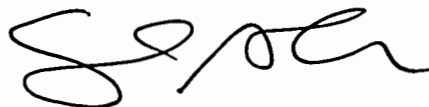
This Action shall become effective pursuant to 2 N.N.C. § 221(C).

SECTION SIX. SAVING CLAUSE

If any provision of this Action is determined invalid by the Supreme Court of the Navajo Nation, or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, the remainder of this Action shall be the law of the Navajo Nation.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Budget and Finance Committee of the Navajo Nation Council at a duly called meeting held at Window Rock, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 4 in favor and 0 opposed, this 9th day of May 2023.



Shaandiin Parrish, Chairperson
Budget and Finance Committee

Motion: Honorable Carl R. Slater
Second: Honorable Norman M. Begay

RESOLUTION OF THE
BUDGET AND FINANCE COMMITTEE
OF THE NAVAJO NATION COUNCIL



24TH NAVAJO NATION COUNCIL - Third Year, 2021

AN ACTION

RELATING TO THE BUDGET AND FINANCE COMMITTEE; APPROVING THE
NAVAJO NATION FISCAL RECOVERY FUND APPLICATION PROCEDURES,
FORMS, AND EXPENDITURE PLAN TEMPLATE, PURSUANT TO CJY-41-21

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Budget and Finance Committee is a standing committee of the Navajo Nation Council with the authority to promulgate rules and regulations regarding financial matters. 2 N.N.C. § 300(B)(1) and § 300(B)(2).
- B. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- C. The Navajo Nation Council has the power to delegate its authority to the standing committees of the Navajo Nation Council. 2 N.N.C. § 102(G).

SECTION TWO. FINDINGS

- A. The World Health Organization ("WHO") declared a Public Health Emergency of International Concern related to the Coronavirus ("COVID-19"), a highly contagious and sometimes fatal respiratory virus, on January 30, 2020; the U.S. Department of Health and Human Services declared a Public Health Emergency related to the COVID-19 outbreak on January 31, 2020; and the WHO declared a global pandemic due to COVID-19 on March 11, 2020.
- B. The Navajo Nation Commission on Emergency Management, with the concurrence of Navajo Nation President Jonathan Nez, declared a Public Health State of Emergency on the Navajo Nation on March 11, 2020, due to the COVID-19 outbreak. See

Resolution No. CEM 20-03-11, incorporated herein by reference. The Navajo Nation Department of Health has subsequently issued numerous Public Health Emergency Orders. Public Health Orders 2020-001 through 2021-016 are incorporated herein by reference. These Public Health Emergency Orders are available at www.ndoh.navajo-nsn.gov.

- C. The coronavirus pandemic of 2019 has caused large scale infections and loss of life throughout the world, the United States, and within the Navajo Nation. As of August 9, 2021, the Navajo Nation Health Command Operations Center has confirmed 31,650 COVID-19 cases and 1,383 COVID-related deaths on the Navajo Nation. COVID-19 variants have recently emerged that threaten to increase these numbers and continue the pandemic's assault on the Navajo People.
- D. The devastating effects of COVID-19 continue throughout the Navajo Nation, and include widescale negative financial effects, such as employment losses, business closures, food and housing insecurity, and other economic disruptions.
- E. In response to the pandemic, on March 11, 2021, President Biden signed the American Rescue Plan Act ("ARPA") into law. Section 9901 of ARPA established the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund (together the "Fiscal Recovery Funds" or "FRF") by amending Title VI of the Social Security Act, which provided \$362 billion for state, local, and tribal governments, including \$20 billion designated for tribal governments.
- F. As of August 16, 2021, the United States Department of Treasury allocated \$2,079,461,464.93 to the Navajo Nation under the Fiscal Recovery Funds provisions of ARPA. The Fiscal Recovery Funds are designed to build on and expand the relief provided in the 2020 Coronavirus Aid, Relief, and Economic Security Act or CARES Act.
- G. The ARPA/Fiscal Recovery Funds are intended to support governmental efforts to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by residents and businesses.
- H. In accordance with Section 9901 of ARPA, Fiscal Recovery Funds shall only be used:

1. To respond to the COVID-19 public health emergency or its negative economic impacts, including assistance to households, small businesses, and non-profits; or aid to impacted industries such as tourism, travel, and hospitality;
2. To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers;
3. To provide government services to the extent of the reduction in Navajo Nation revenue due to the COVID-19 public health emergency, relative to revenues collected in the most recent full fiscal year prior to the emergency; and
4. To make necessary investments in water, sewer, or broadband infrastructure.

I. Pursuant to ARPA:

1. Fiscal Recovery Fund costs must be incurred by December 31, 2024, meaning the Navajo Nation must obligate FRF funds by that date; and
2. the Fiscal Recovery Fund period of performance runs until December 31, 2026, meaning all FRF - funded projects must be completed by that date.

J. While its acceptance of the Fiscal Recovery Funds obligates the Navajo Nation to comply with ARPA and other federal laws and regulations, the Navajo Nation can and will fulfill these obligations while retaining and exercising its tribal sovereignty in allocating and disbursing Fiscal Recovery Funds.

K. On July 23, 2021 the Navajo Nation Council adopted Resolution No. CJY-41-21 that established the Navajo Nation's own Fiscal Recovery Fund ("NNFRF"), into which the Navajo Nation's allocation of \$2,079,461,464.93 has been deposited. CJY-41-21 also approved a general expenditure authorization process for Fiscal Recovery Funds. On August 2, 2021 the Navajo Nation President signed Resolution No. CJY-41-21 into law.

- L. In Section Four (A) of CJY-41-21, the Navajo Nation Council directed the Office of Management and Budget, in consultation with the Office of the Controller and the Department of Justice, to develop formal FRF application and review procedures, as well as an expenditure plan template, that shall be used for preparing and submitting requests for Navajo Nation Fiscal Recovery Funds, all of which shall be adopted by the Budget and Finance Committee. This Budget and Finance Committee legislation is intended to fulfill the Navajo Nation Council's directive in CJY-41-21.
- M. To ensure the Navajo Nation's compliance with ARPA in Section Four (B) of CJY-41-21 the Navajo Nation Council directs the Navajo Nation Department of Justice to "do an initial determination of whether a NNFRF funding request satisfies the legal requirements of the Fiscal Recovery Funds provisions of ARPA and applicable Navajo Nation laws, regulations, and policies and procedures."

SECTION THREE. ADOPTION OF APPLICATION AND REVIEW PROCEDURES

The Budget and Finance Committee hereby approves and adopts THE NAVAJO NATION FISCAL RECOVERY FUNDS APPLICATION PROCEDURES AND INSTRUCTIONS FOR REQUESTING FISCAL RECOVERY FUNDS UNDER THE AMERICAN RESCUE PLAN ACT OF 2021 ("ARPA"), as follows:

1. NAVAJO NATION GOVERNMENT UNITS - attached as **Exhibit 1**;
2. NON-GOVERNANCE-CERTIFIED CHAPTERS - attached as **Exhibit 2**;
3. GOVERNANCE-CERTIFIED CHAPTERS - attached as **Exhibit 3**;
4. NAVAJO NATION-OWNED ENTITIES - attached as **Exhibit 4**;
5. EXTERNAL ENTITIES - attached as **Exhibit 5**.

SECTION FOUR. ADOPTION OF APPLICATION FORMS AND EXPENDITURE PLAN TEMPLATE FOR FISCAL RECOVERY FUNDS

- A. The Budget and Finance Committee hereby approves and adopts THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN, which consists of five templates, as follows:
1. NAVAJO NATION GOVERNMENT UNITS - attached as **APPENDIX A** to **Exhibit 1**;

2. NON-GOVERNANCE-CERTIFIED CHAPTERS - attached as **APPENDIX A** to **Exhibit 2**;
 3. GOVERNANCE-CERTIFIED CHAPTERS - attached as **APPENDIX A** to **Exhibit 3**;
 4. NAVAJO NATION-OWNED ENTITIES - attached as **APPENDIX A** to **Exhibit 4**;
 5. EXTERNAL ENTITIES - attached as **APPENDIX A** to **Exhibit 5**.
- B. The Budget and Finance Committee hereby approves and adopts NAVAJO NATION PROGRAM BUDGET SUMMARY (BUDGET FORM 1) Form, which consists of five templates, as follows:
1. NAVAJO NATION GOVERNMENT UNITS - attached as **APPENDIX B** to **Exhibit 1**;
 2. NON-GOVERNANCE-CERTIFIED CHAPTERS - attached as **APPENDIX B** to **Exhibit 2**;
 3. GOVERNANCE-CERTIFIED CHAPTERS - attached as **APPENDIX B** to **Exhibit 3**;
 4. NAVAJO NATION-OWNED ENTITIES - attached as **APPENDIX B** to **Exhibit 4**;
 5. EXTERNAL ENTITIES - attached as **APPENDIX B** to **Exhibit 5**.
- C. The Budget and Finance Committee hereby approves and adopts THE NAVAJO NATION OFFICE OF MANAGEMENT AND BUDGET - BUDGET REVISION REQUEST Form, which consists of five templates, as follows:
1. NAVAJO NATION GOVERNMENT UNITS - attached as **APPENDIX C** to **Exhibit 1**;
 2. NON-GOVERNANCE-CERTIFIED CHAPTERS - attached as **APPENDIX C** to **Exhibit 2**;
 3. GOVERNANCE-CERTIFIED CHAPTERS - attached as **APPENDIX C** to **Exhibit 3**;
 4. NAVAJO NATION-OWNED ENTITIES - attached as **APPENDIX C** to **Exhibit 4**;
 5. EXTERNAL ENTITIES - attached as **APPENDIX C** to **Exhibit 5**.

SECTION FIVE. DIRECTIVES

The Office of Management and Budget and the Office of the Controller shall post the Procedures and Forms approved herein, and Resolution No. CJY-41-21, on their respective websites.

SECTION SIX. EFFECTIVE DATE

This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221 (C).

SECTION SEVEN. SAVINGS CLAUSE

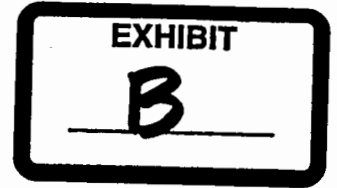
If any provision of this legislation is determined invalid by the Navajo Nation Supreme Court, or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, those provisions of this legislation not determined invalid shall remain the law of the Navajo Nation.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Budget and Finance Committee of the Navajo Nation Council at a duly called meeting held by teleconference at which a quorum was present and that the same was passed by a vote of 4 in favor and 0 opposed, this 1st day of September 2021.


Amber Kanazbah Crotty, Pro Tem Chairperson
Budget and Finance Committee

Motion: Honorable Elmer P. Begay
Second: Honorable Jimmy Yellowhair



MEMORANDUM

TO : Luralene Tapahe, Attorney
 NAVAJO NATION OFFICE OF LEGISLATIVE COUNSEL

FROM : Tom Platero
 Tom Platero, Executive Director
 NAVAJO NATION FISCAL RECOVERY FUND OFFICE

DATE : April 4, 2023

SUBJECT : Proposed Amendments to BFS-31-21

The Navajo Nation Fiscal Recovery Fund Office (NNFRFO) has been working with the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template as approved by Budget and Finance Committee resolution BFS-31-21. When Budget and Finance Committee approved these guidelines, they had not been put into practice yet. The Navajo Nation Fiscal Recovery Fund guideline has very defined processes. The implementation of these procedures has been very cumbersome.

One of the more challenging sections that has been difficult to comply with all the guideline requirements in regards to Chapter resolutions. The Navajo Nation Department of Justice required very specific language to be incorporated within all Chapter resolutions, "Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies." The first batch of approved regional expenditure plans didn't include this language in some of the resolutions and they were still approved. Only later did NNDOJ begin returning proposed expenditure packets because the Chapter resolutions were deemed insufficient because they didn't contain this language.

The Chapters primarily meet once a month. If a Chapter resolution is deemed insufficient by NNDOJ or there is a discrepancy on the resolution, the eligibility determination process stops until the following month when a Chapter meeting is held again. This delay is making the process of getting project eligibility determinations processed by NNDOJ very cumbersome.

Due to funding capped at \$8,802,340 per region, sometimes the Chapter expenditure plans need to be modified so that the total approved funding aligns with the \$8,802,340 cap. If there are adjustments, the official Chapter resolution may not align with the funding application. i.e. Chapter resolutions supports \$1,000,000 for a warehouse but there is only \$850,000 funding available. This adjustment of reducing the amount by \$150,000 now results in the Chapter resolution not matching the funding request.

Lastly, the Navajo Nation Fiscal Recovery Funds have federal guidelines for encumbrance of these funds by December 31, 2024 and expenditure by December 31, 2026. The delay in getting the NNDOJ eligibility determination and securing Council/Office of the President-Vice President appropriation makes it more difficult for more Chapters to get their projects encumbered by the deadline. CJN-29-22 has some deadlines that are even earlier than the federal deadline requirements.

THE NAVAJO NATION
FISCAL RECOVERY FUNDS **REQUEST FORM & EXPENDITURE PLAN**
FOR NON-GOVERNANCE CERTIFIED CHAPTERS



Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: _____ Date prepared: _____

Chapter's mailing address: _____ phone/email: _____
website (if any): _____

This Form prepared by: _____ phone/email: _____

CHAPTER CONTACT PERSON'S name and title

Title and type of Project: _____

Chapter President: _____ phone & email: _____

Chapter Vice-President: _____ phone & email: _____

Chapter Secretary: _____ phone & email: _____

Chapter Treasurer: _____ phone & email: _____

Chapter Manager or CSC: _____ phone & email: _____

DCD/Chapter ASO: _____ phone & email: _____

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

document attached

Amount of FRF requested: _____ FRF funding period: _____

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:

document attached

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

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:

document attached

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

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:

document attached

Part 3. Additional documents.

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

Chapter's Preparer: _____ Approved by: _____
signature of Preparer/CONTACT PERSON *signature of Chapter Official*

Approved to submit for Review: _____
signature of DCD or NNFRFO Director

THE NAVAJO NATION
FISCAL RECOVERY FUNDS **REQUEST FORM & EXPENDITURE PLAN**
FOR GOVERNANCE-CERTIFIED CHAPTERS



Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: _____ Date prepared: _____

Chapter's mailing address: _____ phone & email: _____
website (if any): _____

This Form prepared by: _____ phone/email: _____

CHAPTER CONTACT PERSON'S name and title

Title and type of Project: _____

Chapter President: _____ phone & email: _____

Chapter Vice-President: _____ phone & email: _____

Chapter Secretary: _____ phone & email: _____

Chapter Treasurer: _____ phone & email: _____

Chapter Manager or CSC: _____ phone & email: _____

DCD/Chapter ASO: _____ phone & email: _____

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

document attached

Amount of FRF requested: _____ FRF funding period: _____

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:

document attached

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

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:

document attached

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

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:

document attached

Part 3. Additional documents.

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

Chapter's Preparer: _____ Approved by: _____
signature of Preparer/CONTACT PERSON *signature of Chapter Official*

Approved to submit for Review: _____
signature of DCD or NNFRFO Director

BUDGET AND FINANCE COMMITTEE

May 9, 2023

Special Meeting

VOTE TALLY SHEET:

Legislation No. 0090-23: An Action Relating to the Budget and Finance Committee; Approving Amendments to the Navajo Nation's Fiscal Recovery Fund Application Procedures and Forms, As Approved in BFS-31-21 *Sponsored by Seth A. Damon, Council Delegate*

Motion: Carl R. Slater

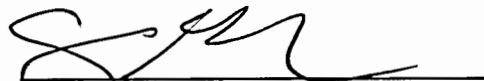
Second: Norman M. Begay

Vote: 4-0, Chairperson not voting

Final Vote Tally:

| | | |
|-------------------|------------|--|
| Lomardo Aseret | yea | |
| Norman M. Begay | yea | |
| Amber K. Crotty | | |
| Seth A. Damon | yea | |
| Shaandiin Parrish | | |
| Carl R. Slater | yea | |

Excused: Amber K. Crotty


Shaandiin Parrish, Chairperson
Budget & Finance Committee


Peggy Nakai, Legislative Advisor
Budget & Finance Committee