



The Navajo Nation **DR. BUU NYGREN** *PRESIDENT*
Yideeskáądi Nitsáhákees **RICHELLE MONTOYA** *VICE PRESIDENT*

August 30, 2023

Honorable Crystalene Curley, Speaker
Navajo Nation Council
Post Office Box 3390
Window Rock, AZ 86515

RE: CAU-72-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Amending CJY-51-23, the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Herman M. Daniels Jr.'s Delegate Region (Chapters: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato), to Include Additional Projects for this Delegate Region

Dear Speaker Curley,

I am pleased to sign into law Resolution CAU-72-23 approving the amendments to the Fiscal Recovery Funds Delegate Regional Plan for Honorable Herman M. Daniels Jr.'s Delegate Region for a total of \$6,875,374.99 out of a potential allocated amount of \$8,802,340.00.

My Administration supports the plans of these Chapters we have worked very hard to put together their Regional Plans and are working 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 we will work together to overcome it. As you know, my Administration has been working to put in place quicker and more flexible Navajo Nation systems. I look forward to working with you and the entire Council to improve Navajo Nation systems so that we are supporting our communities and taking advantage of this historic funding.

I do want us to be cognizant that the prior Navajo Nation Council has set the expectation that Fiscal Recovery Funds be encumbered by June 30, 2024. This date 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 a proposed timeline.

Now let's get to work!

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "B. Nygren".

Dr. Buu Nygren, President
THE NAVAJO NATION

RESOLUTION OF THE
 NAVAJO NATION COUNCIL
 25th NAVAJO NATION COUNCIL - FIRST YEAR, 2023

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;
 AMENDING CJY-51-23 AND CAP-21-23, THE NAVAJO NATION FISCAL
 RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE HERMAN M.
 DANIELS, JR.'S DELEGATE REGION (CHAPTERS: TSAH BII KIN, NAVAJO
 MOUNTAIN, SHONTO, OLJATO), TO INCLUDE ADDITIONAL PROJECTS FOR THIS
 DELEGATE REGION

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).
- D. Navajo Nation Council Resolution No. CAP-21-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Herman M. Daniels, Jr.'s Delegate Region (Chapter: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato) be approved by a Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- E. Navajo Nation Council Resolution No. CJY-51-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Herman M. Daniels, Jr.'s Delegate Region (Chapter: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato) be approved by a Navajo Nation Council resolution and signed into law by the President of the

Navajo Nation pursuant to 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

SECTION TWO. FINDINGS

- A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.
- B. CJN-29-22, 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. The Navajo Nation Council Resolution No. CAP-21-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE HERMAN M. DANIELS, JR.'S DELEGATE REGION (CHAPTERS: TSAH BII KIN, NAVAJO MOUNTAIN, SHONTO, OLJATO), was signed into law by the President of the Navajo Nation on May 5, 2023.
- D. CAP-21-23, Section Four, states that:
1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- E. The Navajo Nation Council Resolution No. CJY-51-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING CAP-21-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE HERMAN M. DANIELS, JR.'S DELEGATE REGION (CHAPTERS: TSAH BII KIN, NAVAJO MOUNTAIN, SHONTO, OLJATO), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION was signed into law by the President of the Navajo Nation on August 4, 2023.
- F. CJY-51-23, Section Four, states that:
1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of

the President of the Navajo Nation pursuant to 2 N.N.C. § 164 (A) (17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

- G. All additional projects listed in the Hon. Herman M. Daniels, Jr.'s Delegate Region Projects Plan, attached as **Exhibit A**, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Herman M. Daniels, Jr.'s Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- H. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Herman M. Daniels, Jr.'s Delegate Region Chapters and communities to approve and adopt the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Herman M. Daniels, Jr.'s Delegate Region (Chapters: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato) as set forth in **Exhibit A**.

SECTION THREE. AMENDING CJY-51-23 AND CAP-21-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE HERMAN M. DANIELS, JR.'S DELEGATE REGION (CHAPTERS: TSAH BII KIN, NAVAJO MOUNTAIN, SHONTO, OLJATO), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION

- A. The Navajo Nation hereby approves the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Herman M. Daniels, Jr.'s Delegate Region (Chapters: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato) 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 25th 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 16 in Favor, and 00 Opposed, on this 25th day of August 2023.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

8/28/23

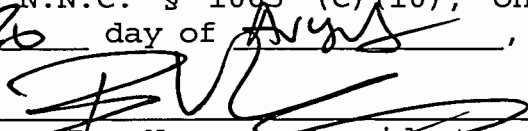
DATE

Motion: Honorable Seth Damon
Second: Honorable Shaandiin Parrish

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 30 day of August, 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. Herman M. Daniels, Jr.

CHAPTERS: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato

| FUNDING RECIPIENT | SUBRECIPIENT | EXPENDITURE PLAN / PROJECT | ADMIN OVERSIGHT | FRF CATEGORY | DOJ REVIEW # | AMOUNT |
|-----------------------------------|-----------------|-----------------------------------------------------------------------|-----------------------------------|--------------|---------------|------------------------|
| | | TOTAL AMOUNT APPROPRIATED in CAP-21-23 on May 5, 2023 | | | | \$ 3,487,559.00 |
| | | TOTAL AMOUNT APPROPRIATED in CJY-51-23 on August 4, 2023 | | | | \$ 2,405,791.34 |
| Division of Community Development | None Identified | Oljato Chapter Community Bathroom Additions (for 10-Families) Project | Division of Community Development | 1.14 | HK0539 | \$ 420,000.00 |
| Division of Community Development | None Identified | Oljato Chapter Purchase of Motor Grader Project | Division of Community Development | 6.1 | HK0537 | \$ 435,383.00 |
| Division of Community Development | None Identified | Oljato Chapter Purchase of Truck and Gooseneck Trailer Project | Division of Community Development | 6.1 | HK0572 | \$ 126,641.65 |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | UNALLOCATED AMOUNT | | | | \$ 1,926,965.01 |
| | | | | | | |
| | | | | | TOTAL: | \$ 8,802,340.00 |

*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."



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

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

RFS/HK Review #: HK0539

Date & Time Received: 06/07/23 at 16:40

Date & Time of Response: 6/16/23 at 10:30

Entity Requesting FRF: Oljato Chapter

Title of Project: Bathroom Additions for 10 Families in Oljato Chapter area

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$420,000.00

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:

1.14, Other Public Health Services

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

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

Other Comments: _____

Name of DOJ Reviewer: Rodgerick Begay

Signature of DOJ Reviewer: *Rodgerick Begay*

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@nndo.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 NON-GOVERNANCE CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Ojato Chapter Date prepared: 1/29/2023

Chapter's P.O. Box 380455 phone/email: (435) 727-5850
mailing address: Monument Valley, UT 86536 website (if any): ojato@navajochapters.org

This Form prepared by: Carl Holiday, CSC phone/email: (928) 605-7745
choliday@navajochapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Bathroom Additions for 10 families in Ojato Chapter area

Chapter President: Willis Begay phone & email: 928.278.7277 wbegay@naataanii.org

Chapter Vice-President: Jean Holiday phone & email: 602.313.2614 jholiday@naataanii.org

Chapter Secretary: Marietta Bedonie phone & email: 435.205.0212 mbedonie@navajochapters.org

Chapter Treasurer: _____ phone & email: _____

Chapter Manager or CSC: Carl Holiday, CSC phone & email: 928.605.7745 choliday@nnchapters.org

DCD/Chapter ASO: Sarah Harrison phone & email: 928.489.8199 sharrison@nndcd.org

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

document attached

Amount of FRF requested: 420,000.00 FRF funding period: 01/29/2023 - 9/30/2026
Indicate Project starting and ending/expiration 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 funds will be applied towards building bathroom addition and purchasing supplies and materials to mitigate COVID-19. The lack of running water and indoor bathrooms contributes to the spread of Covid-19.

document attached

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

There are 38 families that need bathroom additions to have a healthy living style and showering and washing hands reduce and minimize the spread of Covid-19. The Bathroom additions will provide indoor plumbing and running water so families can live healthy and safely.

document attached

(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:

The estimated construction date and completion is September 2026 or sooner.

document attached

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

The Ojato Chapter, Kayenta OEH and the Kayenta ASC will be responsible for the construction and completion of the Bathroom Additions 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.

Upon completion of the Bathroom Additions, the Homeowner will be responsible for the operation and maintenance cost of the bathroom additions.

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.

1.14 Other Public Health Services: Other The Ojato Chapter bathroom addition project has 10 customers. The OEH has determined the project feasible by publishing the SDS report.

document attached

Part 3. Additional documents.


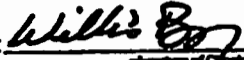
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

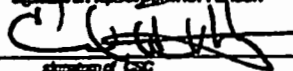

1. Approving Chapter Resolution No. OJ01-04-2023-NB4
2. Bathroom Addition List (4 Pages)
3. Proposed Bathroom Floor Plan (20 Pages)
4. Bathroom Addition Material List (8 Pages)


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 CSC signature of Chapter ASO

Approved to submit for Review: 
signature of OCO Director

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

| PART I. Business Unit No.: <u>N11</u> | | Program Title: <u>Ojato Chapter Bathroom Additions for 10 families</u> | | Division/Branch: <u>DCD/ASC</u> | | |
|---------------------------------------|--|------------------------------------------------------------------------|------------|-----------------------------------------------|--------------------------------------------------------------------------------------------------------------|---------------------|
| Prepared By: <u>Carl Holiday, CSC</u> | | Phone No.: <u>(435) 727-5850</u> | | Email Address: <u>choliday@nnchapters.org</u> | | |
| PART II. FUNDING SOURCE(S) | | Fiscal Year /Term | Amount | % of Total | PART III. BUDGET SUMMARY | |
| NN Fiscal Recovery Funds | | 1/29/23-9/30/2026 | 420,000.00 | 100% | Fund Type Code | Original Budget |
| | | | | | | Proposed Budget |
| | | | | | | Difference or Total |
| | | | | | 2001 Personnel Expenses | |
| | | | | | 3000 Travel Expenses | |
| | | | | | 3500 Meeting Expenses | |
| | | | | | 4000 Supplies | 340,000 |
| | | | | | 5000 Lease and Rental | |
| | | | | | 5500 Communications and Utilities | |
| | | | | | 6000 Repairs and Maintenance | |
| | | | | | 6500 Contractual Services | 80,000 |
| | | | | | 7000 Special Transactions | |
| | | | | | 8000 Public Assistance | |
| | | | | | 9000 Capital Outlay | |
| | | | | | 9500 Matching Funds | |
| | | | | | 9500 Indirect Cost | |
| | | | | | TOTAL | \$420,000.00 |
| | | | | | TOTAL | 420,000.00 |
| | | | | | | 0 |
| | | | | | PART IV. POSITIONS AND VEHICLES | |
| | | | | | Total # of Positions Budgeted: | |
| | | | | | Total # of Vehicles Budgeted: | |
| | | | | | TOTAL | |
| | | | | | PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE. | |

SUBMITTED BY: James Adakai, Deputy Director
 Program Manager's Printed Name
4-27-23
 Program Manager's Signature and Date

APPROVED BY: Calvin Castillo, Executive Director
 Division Director / Branch Chief's Printed Name
4/25/23
 Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:
 Business Unit No.: New Program Name/Title: Ojiate Chapter Bathroom Additions for 10 families

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

PART III. PROGRAM PERFORMANCE CRITERIA:

| | 1st QTR | | 2nd QTR | | 3rd QTR | | 4th QTR | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|--------|---------|--------|---------|--------|---------|--------|
| | Goal | Actual | Goal | Actual | Goal | Actual | Goal | Actual |
| 1. Goal Statement: Scattered Bathroom projects to assist Clients Program Performance Measure/Objective: To assist 10 clients with bathroom additions | | | 2 | | 3 | | 5 | |
| 2. Goal Statement: Program Performance Measure/Objective: | | | | | | | | |
| 3. Goal Statement: Program Performance Measure/Objective: | | | | | | | | |
| 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.

James Adakai, Deputy Director
 Program Manager's Printed Name
James Adakai
 Program Manager's Signature and Date
[Signature] 4-27-23

Calvin Castillo, Executive Director
 Division Director/Branch Chief's Printed Name
Calvin Castillo
 Division Director/Branch Chief's Signature and Date
[Signature] 4/25/23

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

| PART I. PROGRAM INFORMATION: | | | |
|-----------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|---------------------------------------|------------------------------------|
| Program Name/Title: <u>Ojato Chapter Bathroom Additions for 10 families</u> | | Business Unit No.: <u>NEW</u> | |
| 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) |
| 4000 | Supplies: Purchase bathroom supplies and materials for the 14 Clients identified by OEH. | 340,000 | 420,000 |
| 6500 | Contractual Services: To hire a certified company to complete the bathroom addition projects | 80,000 | |
| TOTAL | | 420,000 | 420,000 |



OLJATO CHAPTER/ADMINISTRATION
PO BOX 360455
MONUMENT VALLEY, UTAH 84536
Email: oljato@navajochapters.org
Phone: 435-727-5850/Fax: 5852

Herman Daniels, Council Delegate
Willis Begay, President
Jean Hollday, Vice President
Marietta Bedonle, Secretary/Treasurer
Benedict Daniels, Grazing Committee Member

RESOLUTION OF THE OLJATO CHAPTER
RESOLUTION NO. OLJ01-04-2023-NB4

SUPPORTING AND APPROVING THE APPENDIX A, THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST FORM AND EXPENDITURE PLAN FOR OLJATO CHAPTER CONSTRUCTION OF A NEW BATHROOM ADDITIONS FOR 10 CHAPTER MEMBERS.

WHEREAS:

1. The Oljato Chapter is a duly recognize certified under Title 26 NNC, Section B-1, of the Navajo Nation and is vested with the authority and responsibility to plan and implement projects in the interest of the community; and
2. The Oljato Chapter has the responsibility and authority to promote, protect, and preserve the interest and general welfare including the safety of its community people, program, property; and
3. The Oljato Chapter is requesting funding from the ARPA funding in the amount of \$420,000.00 for the bathroom additions for 10 clients; and
4. The clients do not have bathroom additions with adequate indoor plumbing, potable running water, nor waterline extension which creates a risk of spread of COVID-19 and other viruses; and
5. The Oljato Chapter will work with IHS Service Unit, Office of Environmental Health for the construction of bathroom additions and installation of waterline; and
6. The project purpose is to serve Utah and Arizona residents of Oljato Chapter to address health and safety issues to improve the standard of living to all residents, with an emphasis on the mitigating the spread of COVID-19 of the community.

NOW, THEREFORE BE IT RESOLVED THAT:

1. Supporting and Approving the Appendix A, the Navajo Nation Fiscal Recovery Funds request form and Expenditure Pan for Oljato Chapter Construction of a new bathroom additions for 10 clients in the amount of \$420,000.00 for 10 Chapter members.
2. The Indian Health Service – Office of Environmental Health has determined the bathroom additions project feasible and they identified the project as funded on the SDS Report.

CERTIFICATION:

We hereby that the foregoing resolution was duly considered by the Oljato Chapter at a regular duly called meeting at Oljato, Navajo Nation, Utah at which a quorum was present and that same was passed by a vote of 3 in favor, 0 opposed, and 0 abstained, this 22nd day of January 2023.

1st Motion: Marietta Bedonie

2nd Motion: Jean Holiday

Willis Begay
Willis Begay, Chapter President

Jean Holiday
Jean Holiday, Chapter Vice President

Marietta Bedonie
Marietta Bedonie, Chapter Secretary/Treasurer



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

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

RFS/HK Review #: HK 0537

Date & Time Received: 06/07/23 at 16:16

Date & Time of Response: 6/20/23 at 1617

Entity Requesting FRF: Oljato Chapter

Title of Project: Motor Grader

Administrative Oversight: DCD

Amount of Funding Requested: \$435,383.00

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:
6.1, Provision of Government Services

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

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

Other Comments: _____

Name of DOJ Reviewer: Rudy Anaya, Tax and Finance Unit

Signature of DOJ Reviewer: 

Disclaimers:

If additional information has been requested and you wish to provide it, please resubmit all the required forms updated to include the additional information. Full resubmission will expedite the Initial Eligibility Determination process. Therefore, please include a new RFS form indicating resubmission, revised Appendix A, Budget Form 1, and other supporting documents. **Please email your resubmission to arpa@nndoj.org.** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

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

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

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Oljato Chapter Date prepared: 1/29/2023

Chapter's P.O. Box 360455 phone/email: (435) 727-5850
mailing address: Monument Valley, UT 86536 website (if any): oljato@navajochapters.org

This Form prepared by: Carl Holiday, CSC phone/email: (928) 605-7745
choliday@nnchapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S title

Title and type of Project: Motor Grader

Chapter President: Willis Begay phone & email: 928.278.7277 wbegay@naataanii.org

Chapter Vice-President: Jean Holiday phone & email: 602.313.2614 jholiday@naataanii.org

Chapter Secretary: Marietta Bedonie phone & email: 435.205.0212 mbedonie@navajochapters.org

Chapter Treasurer: _____ phone & email: _____

Chapter Manager or CSC: Carl Holiday, CSC phone & email: 928.605.7745 choliday@nnchapters.org

DCD/Chapter ASO: Sarah Harrison phone & email: 928.489.8199 sharrison@nndcd.org

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

document attached

Amount of FRF requested: \$435,383. FRF funding period: 1/29/2023 - 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:

The 2023 John Deere 672G Motor Grader will be used for road grading during emergencies for snow, blow sand removal and repairing washouts during inclement weather on the community routes for Oljato Chapter members. The Motor Grader will be used to clear debris around the community cemetery.

document attached

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

The Motor Grader will be used to backfilled washout out roadways in the community, maintain and make roads passable roads for bus routes, emergency and non-emergency vehicles.

document attached

(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:

The estimated purchase date September 2026 or sooner.

document attached

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

The Ojato Chapter and the Kayenta ASC will be responsible for purchasing the Motor Grader and getting proper insurance through NN Risk Management.

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.

Upon purchasing the Motor Grader, the Ojato Chapter will be responsible for the operation and preventive maintenance costs of the heavy equipment using the Navajo Nation Funds. The price quotation includes a 60 month comprehensive warranty and 3000 hours of preventative maintenance.

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.

6.1 Provision of Government Services. The Ojato Chapter will assist community members with road grading, sand removal off roadways, debris removal at the Community Cemetery, snow and ice removal, blow sand removal and assist with home site lease clearing.

document attached

Part 3. Additional documents.

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

- 1. Approving Chapter Resolution No. OLJ01-06-2023-NB6
- 2. Cost Estimates (2 Pages)

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:

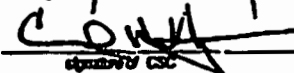
Chapter's Preparer:


signature of Preparer/CONTACT PERSON

Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature of CSC

Approved by:


signature of Chapter ASC

Approved to submit for Review:


signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

| | | | | | | |
|--------------------------------|--|---------------------------|----------------|------------------|-------------------------|--|
| PART I. Business Unit No.: | | Ojato Chapter Motorgrader | | Division/Branch: | DCD/ASC | |
| Prepared By: Carl Holiday, CSC | | Phone No.: | (435) 727-5850 | Email Address: | choliday@nnchapters.org | |
| Program Title: | | | | | | |

| PART II. FUNDING SOURCE(S) | Fiscal Year /Term | Amount | % of Total | PART III. BUDGET SUMMARY | | Fund Type Code | (A) NNC Original Budget | (B) Proposed Budget | (C) Difference or Total |
|----------------------------|-------------------|---------|------------|-----------------------------------|--|----------------|-------------------------|---------------------|-------------------------|
| | | | | | | | | | |
| NN Fiscal Recovery Fund | 12/23-9/30/2026 | 435,383 | 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 | | | 435,383 | | 135,383 |
| | | | | 8000 Public Assistance | | | | | |
| | | | | 9000 Capital Outlay | | | | | |
| | | | | 9500 Matching Funds | | | | | |
| | | | | 9500 Indirect Cost | | | | | |
| | | | | TOTAL | | | \$435,383 | 435,383 | 435,383 |

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

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

SUBMITTED BY: James Adakai, Deputy Director
 Program Manager's Printed Name: Calvin Castillo, Executive Director
 Signature: [Signature] Date: 4/25/23
 Program Manager's Signature and Date: [Signature] 4/25/23

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

| | | | | | | | | | |
|-----------------------------------------------------------------------------------------------|--|--------------------|--------|-------------------------------------|--------|---------------------------|--------|---------|--------|
| PART I. PROGRAM INFORMATION: | | Business Unit No.: | | Program Name/Title: | | Ojato Chapter Motorgrader | | | |
| PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: | | | | | | | | | |
| PART III. PROGRAM PERFORMANCE CRITERIA: | | 1st QTR | | 2nd QTR | | 3rd QTR | | 4th QTR | |
| | | Goal | Actual | Goal | Actual | Goal | Actual | Goal | Actual |
| 1. Goal Statement: | | | | | | | | | |
| To purchase a new Motorgrader | | | | | | | | | |
| Program Performance Measure/Objective: | | | | | | | | | |
| To be used for road blading, snow, ice and sand removal. | | | | 1 | | | | | |
| 2. Goal Statement: | | | | | | | | | |
| Program Performance Measure/Objective: | | | | | | | | | |
| 3. Goal Statement: | | | | | | | | | |
| Program Performance Measure/Objective: | | | | | | | | | |
| 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. | | | | | | | | | |
| Program Manager's Printed Name | | | | James Adakai, Deputy Director | | | | | |
| Program Manager's Signature and Date | | | | - 4-27-23 | | | | | |
| Division Director/Branch Chief's Printed Name | | | | Calvin Castillo, Executive Director | | | | | |
| Division Director/Branch Chief's Signature and Date | | | | - 4/25/23 | | | | | |

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

| PART I. PROGRAM INFORMATION: Program Name/Title: _____ Business Unit No.: <u>New</u> | | | |
|------------------------------------------------------------------------------------------------|-----------------------------------------------------------|---------------------------------------|------------------------------------|
| 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) |
| 7000 | 5500 Communications and Utilities Special Transaction: | 435,383 | 435,383 |
| TOTAL | | 435,383 | 435,383 |



OLJATO CHAPTER/ADMINISTRATION
PO BOX 360455
MONUMENT VALLEY, UTAH 84536
Email: oljato@navajochapters.org
Phone: 435-727-5850/Fox: 5852

Herman Daniels, Council Delegate
Willis Begay, President
Jean Holiday, Vice President
Marietto Bedonie, Secretary/Treasurer
Benedict Daniels, Grazing Committee Member

RESOLUTION OF THE OLJATO CHAPTER
RESOLUTION NO. OLI01-06-2023-NB6

SUPPORTING AND APPROVING THE APPENDIX A, THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST FORM AND EXPENDITURE PLAN FOR OLJATO CHAPTER TO PURCHASE A NEW MOTOR GRADER FOR RESIDENTIAL ROAD BLADING, HEALTH AND SAFETY CONDITIONS FOR ALL RESIDENTS WITH AN EMPHASIS ON MITIGATING THE SPREAD OF COVID-19.

WHEREAS:

1. The Oljato Chapter is a duly recognize certified under Title 26 NNC, Section B-1, of the Navajo Nation and is vested with the authority and responsibility to plan and implement projects in the interest of the community; and
2. The Oljato Chapter has the responsibility and authority to promote, protect, and preserve the interest and general welfare including the safety of its community people, program, property; and
3. The Oljato Chapter is requesting funding from the ARPA funding in the amount of \$435,383.86 to purchase a new Motor Grader; the Motor Grader will be used residential grading to fix road washouts, snow, ice and sand removal; and
4. The Motor Grader is to serve Utah and Arizona residents of Oljato Chapter to address residential road blading, health and safety issues to improve the standard of living to all residents, with an emphasis on the mitigating the spread of COVID-19 of the community.

NOW, THEREFORE BE IT RESOLVED THAT:

Supporting and Approving the Appendix A, the Navajo Nation Fiscal Recovery Funds request form and Expenditure Pan for Oljato Chapter to purchase a new Motor Grader for road blading, snow, ice and sand removal during emergencies to mitigate COVID-19 Pandemic.

CERTIFICATION:

We hereby that the foregoing resolution was duly considered by the Oljato Chapter at a regular duly called meeting at Oljato, Navajo Nation, Utah at which a quorum was present and that same was passed by a vote of 3 in favor, 0 opposed, and 0 abstained, this 22nd day of January 2023.

1st Motion: Marietta Bedonie

2nd Motion: Jean Holiday

Willis Begay

Willis Begay, Chapter President

Jean Holiday

Jean Holiday, Chapter Vice President

Marietta Bedonie

Marietta Bedonie, Chapter Secretary/Treasurer



JOHN DEERE

Investment Proposal (Quote)

RDO Equipment Co.
5500 East Penstock Avenue
Flagstaff AZ, 86004
Phone: (928) 528-0839 - Fax: (928) 528-2498

Proposal for:
OLJAYO CHAPTER
P.O. BOX 360485
MONUMENT VALLEY, UT, 84538
SAN JUAN

Investment Proposal Date: 2/1/2023
Pricing Valid Until: 2/15/2023
Deal Number: 1628604
Customer Account#: 0096048
Sales Professional: Buzz Ivick
Phone: (928) 528-0839
Fax: (928) 528-2498
Email: BuzzIvick@rdoequipment.com

Comments:
INCLUDES 60 MONTH OR 6000 COMPREHENSIVE WARRANTY.
INCLUDES 3000 HOUR PREVENTATIVE MAINTENANCE CONTRACT.

Equipment Information

| Quantity | Serial Number Stock Number | Hours (approx.) | Status / Year / Make / Model Additional Items | Cash Price |
|----------|-------------------------------|--------------------|-----------------------------------------------------------------------------------------------------|---------------------|
| 1 | TBD TBD | 0 | New 2023 JOHN DEERE 672G | \$412,851.00 |
| | | | PM Elite Final Tier 4 - 6 - 3000 Hours | \$22,210.47 |
| | | | Warranty - John Deere Comprehensive-60 Months, 6000 Hours, Deductible: 200, Exp Date: 12/30/2027 | \$0.00 |
| | | | Item Subtotal: | \$435,061.47 |
| | | | Equipment Subtotal: | \$435,061.47 |

Purchase Order Totals

| | |
|-----------------------|--------------|
| Balance: | \$435,061.47 |
| Total Taxable Amount: | \$412,851.00 |
| UT STATE TAX: | \$20,028.12 |
| UT COUNTY TAX: | \$6,184.27 |
| Sales Tax Total: | \$26,212.39 |
| Sub Total: | \$461,383.88 |
| Cash with Order: | \$0.00 |
| Balance Due: | \$461,383.88 |

Equipment Options

| Qty | Serial Number | Year / Make / Model | Description |
|------------|----------------------|----------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 | TBD | 2023 JOHN DEERE 672G | 1810 Blade Impact Absorption System 2050 14 Ft. x 24 In. x 7/8 In. (4.27M x 610mm x 22mm) w/ 6 In. x 5/8 In. (152 x 16mm) Cutting Edge & 5/8 In. (16mm) Hardware 2820 Single Input Gearbox with Slip Clutch 1240 Dual 100 Amp Alternators (200 Amp total) 7160 Deluxe Grading Lights (18 Halogen Lights) 6120 24-to-12 Volt Converter (30 amps peak / 25 amps continuous) 8290 Flip Down Cab Beacon Bracket (RH) 6710 Front Push Block 6810 Rear Mounted Ripper/Scarifier Combination with Rear Hitch and Pin 9430 (8) Extra Scarifier Shanks w/Teeth For Rear Ripper/Scarifier 9440 (2) Extra Ripper Shanks w/Teeth For Rear Ripper/Scarifier 9220 8.0 lbs. multi purpose (ABC) Dry Chemical Fire Extinguisher 6510 AutoShift Transmission 6710 Transmission Solenoid Valve Guard 4616 Michelin XTLA 7820 No Front Fenders 2805 English Manual W/ English Labels & Decals 170X JDLink™ 1610 Hydraulic Pump Disconnect 6816 Hydraulics 2775 No Topcon 3D GPS Grade Control System Installed 2575 No Grade Control Base Kit Installed 8210 Decelerator 9130 Rear Retractable Sun Shade 6510 Air Conditioner Refrigerant Charged 6850 Grade Pro Controls - Left Side 6855 Grade Pro Controls for Rear Ripper or 1 Rear Auxiliary Function 6720 No Sound Absorption Package 6140 Grade Pro Premium Hested, Leather/Fabric, High-Width Back Air Suspension Seat 6010 Powered Cab Air Pre-cleaner 6310 Lower Front Intermittent Wiper & Washer 6410 AM/FM Radio with Aux and Weather Band (WB) 8210 Exterior Mounted Rearview Mirrors 6830 Rear Camera (RA) 6080 Grade Pro Low Cab w/ Lower Front and Side Opening Windows 1020 Amrest Fingertip Controls 1320 No Quick Service Group 1420 Severe Duty Fuel & Water Filtration System 1830 Engine Exhaust W/ Final Black Stack (FT4 or Stage V only) 1140 John Deere PowerTech P88 8.0L meets EPA FT4 Emissions 6450T 672G MOTOR GRADER with 6WD |

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: 1/29/2023
Program/Division: Oljato Chapter
Contact Person: Carl Holiday, CSC
Phone: (928) 605-7745 Email: chollday@nnchapters.org

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 and Expenditure Plan Budget.
 - 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.
 - c. Certificate of Good Standing from DED - Business Regulatory Dept.
- Appendix J - Project Budget Schedule per Budget Instructions Manual.
- Signed Budget Forms 1, 2, and 4 (Other Budget Forms as needed)

Notes:

Reviewed by:

Fiscal Recovery Fund Office

Date

Approved for Implementation:

Navajo Nation Dept. of Justice

Date

NAVAJO NATION DEPARTMENT OF JUSTICE



REQUEST
FOR
SERVICES

RESUBMITTAL

| |
|-------------|
| DOJ |
| DATE / TIME |
| REQUEST |
| UNIT |

*** FOR NSDDJ USE ONLY - DO NOT CHANGE OR REVISI FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

| CLIENT TO COMPLETE | | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|--------------|-------------------|
| DATE OF REQUEST: 1.29.2023 | ENTITY/DIVISION: Oljato Chapter | | |
| CONTACT NAME: Carl Holiday | DEPARTMENT: DCD/ASC | | |
| PHONE NUMBER: (928) 605-7745 | E-MAIL: choliday@nnchapters.org | | |
| COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (Attach Documents): <i>Request DOJ review of Fiscal Recovery Fund expenditure plan for eligibility determination. See Appendix A, Budget Form 1, and supporting documents for proposed Expenditure plan from STCA with administration oversight by DCD. The finding request is for \$461,333.00 for Motel Grader [insert purpose, e.g. housing water, waste water/bathroom additions] under Treasury expenditure reporting category 6.1</i> | | | |
| DEADLINE: | 2/10/2023 | REASON: | To present to NNC |
| DOJ SECRETARY TO COMPLETE | | | |
| DATE/TIME IN UNIT: | REVIEWING ATTORNEY/ADVOCATE: | | |
| DATE/TIME OUT OF UNIT: | PREPARED BY (initial): | | |
| DOJ ATTORNEY / ADVOCATE COMMENTS | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| REVIEWED BY: (PRINT) | | DATE / TIME: | |
| DOJ Secretary Called: | for Document Pick Up on | at | By: |
| PICKED UP BY: (PRINT) | | DATE / TIME: | |



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH
Attorney General

HEATHER CLAH
Deputy Attorney General

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

RFS/HK Review #: HK 0572

Date & Time Received: 06/15/23 at 10:00

Date & Time of Response: June 23, 2023 17:00

Entity Requesting FRF: Oljato Chapter

Title of Project: Truck and Gooseneck Trailer

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$126,641.65

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:
6.1, Provision of Government Services

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

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

Other Comments: _____

Name of DOJ Reviewer: Lorenzo Curley

Signature of DOJ Reviewer: 

Disclaimers:

If additional information has been requested and you wish to provide it, please resubmit all the required forms updated to include the additional information. Full resubmission will expedite the Initial Eligibility Determination process. Therefore, please include a new RFS form indicating resubmission, revised Appendix A, Budget Form 1, and other supporting documents. **Please email your resubmission to arpa@nndoj.org.** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

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

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

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Oljato Chapter Date prepared: 1/29/202

Chapter's P.O. Box 360455 phone/email: (435) 727-5850
mailing address: Monument Valley, UT 86536 website (if any): navajomountain@navajochapters.org

This Form prepared by: Carl Holiday, CSC phone/email: (928) 605-7745
choliday@nnchapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Truck and Gooseneck Trailer

Chapter President: Willis Begay phone & email: 928.278.7277 wbegay@naataanii.org

Chapter Vice-President: Jean Holiday phone & email: 602.313.2614 jholiday@naataanii.org

Chapter Secretary: Marietta Bedonie phone & email: 435.205.0212 mbadonie@navajochapters.org

Chapter Treasurer: _____ phone & email: _____

Chapter Manager or CSC: Carl Holiday, CSC phone & email: 928.605.7745 choliday@nnchapters.org

DCD/Chapter ASO: Sarah Harrison phone & email: 928.489.8199 sharrison@nndcd.org

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

document attached

Amount of FRF requested: \$ 126,491.65 FRF funding period: 1/29/2023 - 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:

The 2023 550 Truck and Gooseneck will be used to haul backhoe to job locations and burial assistance at Community Cemetery for Oljato Chapter members.

document attached

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

The 550 Truck and Gooseneck will benefit families with Oljato Chapter affected by COVID-19 and are elderlies and are on fixed income to assist them with road repairs and burial assistance.

document attached

(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

APPENDIX A

Program(s) or Project(s) by December 31, 2026:

The estimated purchase date September 2026 or sooner.

document attached

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

The Oljato Chapter and the Kayenta ASC will be responsible for purchasing the 550 Truck and Gooseneck trailer and getting proper insurance through NN Risk Management.

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:

Upon the purchase of the 550 Truck and Gooseneck Trailer, the Oljato Chapter will be responsible for the operation and preventive maintenance costs of the heavy equipment using the Navajo Nation Funds. The price quotation includes a 60 moth comprehensive warranty and preventative maintenance.

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:

6.1 Provision of Government Services. The Oljato Chapter will assist community members with transport to road repairs and burial assistance.

document attached

Part 3. Additional documents.

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

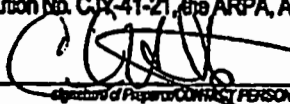
1. Approving Chapter Resolution No. OLJ01-07-2023-NB6
2. Cost Estimates (1 Page)

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. C-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

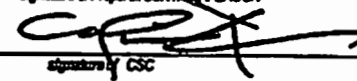
Chapter's Preparer:


signature of Preparer/CONTACT PERSON

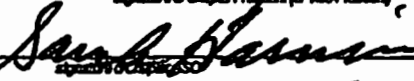
Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature by CSC

Approved by:


signature of Kayenta ASC

Approved to submit for Review:


signature of BCO Director

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

| | | | | | | | | | | | | | | |
|-----------------------------------------------------------------------------------------------|------------|---------------------|------------------------------------------------------|------|---------|------|--------|---------|--------|------|---------|-----------------------------------------------------|--------|--|
| PART I. PROGRAM INFORMATION: | | | | | | | | | | | | | | |
| Business Unit No.: | <u>New</u> | Program Name/Title: | <u>Ojato Chapter 550 Truck and Gooseneck Trailer</u> | | | | | | | | | | | |
| PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: | | | | | | | | | | | | | | |
| PART III. PROGRAM PERFORMANCE CRITERIA: | | 1st QTR | | | 2nd QTR | | | 3rd QTR | | | 4th QTR | | | |
| | | Goal | Actual | Goal | Actual | Goal | Actual | Goal | Actual | Goal | Actual | Goal | Actual | |
| 1. Goal Statement: <u>To purchase a new 550 Truck and Trailer</u> | | | | | | | | | | | | | | |
| Program Performance Measure/Objective: <u>Program Performance Measure/Objective:</u> | | | | | | | | | | | | | | |
| 2. Goal Statement: | | | | | | | | | | | | | | |
| Program Performance Measure/Objective: | | | | | | | | | | | | | | |
| 3. Goal Statement: | | | | | | | | | | | | | | |
| Program Performance Measure/Objective: | | | | | | | | | | | | | | |
| 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. | | | | | | | | | | | | | | |
| | | | | | | | | | | | | James Adakai, Deputy Director | | |
| | | | | | | | | | | | | Calvin Castillo, Executive Director | | |
| | | | | | | | | | | | | Division Director/Branch Chief's Printed Name | | |
| | | | | | | | | | | | | <u>4/25/23</u> | | |
| | | | | | | | | | | | | Division Director/Branch Chief's Signature and Date | | |

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

| PART I. Business Unit No.: <u>NCS</u> | | Program Title: <u>Ojalo Chapter 500 Truck and Gooseneck Trailer</u> | | Division/Branch: <u>DCDIASC</u> | | | |
|---------------------------------------|------------|---------------------------------------------------------------------|------------------------------------------------|---------------------------------|----------------------------------|---------------------|-------------------------|
| Prepared By: <u>Carl Holiday, CSC</u> | | Phone No.: <u>(435) 727-5850</u> | Email Address: <u>choliday@nncchapters.org</u> | | | | |
| 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 |
| 11/29/23-01/30/26 | 126,641.65 | 100% | 2001 Personnel Expenses | | | | |
| | | | 3000 Travel Expenses | | | | |
| | | | 3500 Meeting Expenses | | | | |
| | | | 4000 Supplies | | | | |
| | | | 5000 Lease and Rental | | | | |
| | | | 5500 Communications and Utilities | | | | |
| | | | 5000 Repairs and Maintenance | | | | |
| | | | 5500 Contractual Services | | | | |
| | | | 7000 Special Transactions | 6 | | 126,641.65 | 126,641.65 |
| | | | 8000 Public Assistance | | | | |
| | | | 9000 Capital Outlay | | | | |
| | | | 9500 Matching Funds | | | | |
| | | | 9500 Indirect Cost | | | | |
| TOTAL: | | | | | 5125,611.05 | 126,641.65 | 126,641.65 |
| | | | PART IV. POSITIONS AND VEHICLES | | (D) | (E) | |
| | | | Total # of Positions Budgeted: | | | | |
| | | | Total # of Vehicles Budgeted: | | | | |
| | | | TOTAL: | | 126,642 | 100% | |

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

SUBMITTED BY: James Adakai, Deputy Director APPROVED BY: Calvin Castib, Executive Director
Program Manager's Printed Name Division Director / Branch Chief's Printed Name
4-27-23 4/25/23
Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

| PART I. PROGRAM INFORMATION: Program Name/Title: <u>Ojito Chapter 550 Truck and Gooseneck Trailer</u> Business Unit No.: <u>New</u> | | | |
|-----------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|---------------------------------------|------------------------------------|
| 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) |
| 7000 | 5500 Communications and Utilities Special Transactions: | 126,641.45 | 126,641.45 |
| TOTAL | | 126,641.45 | 126,641.45 |

ROBERTS TRUCK CENTER

Roberts Truck Center
4850 Bloomfield Hwy
Farmington, NM 87401

Date: 3-Feb-22
Rep: Tommy Thompson
Cell: 505-860-6647
Attention: Calvin Tsosie
Cust PO #

QUOTE:

Bill To

Name: **Ojato Chapter**
Address: **PO BOX 360455**
City St Zip: **Monument Valley, UT 84536**
Contact: **Calvin Tsosie**
Phone: **cetsosie@nndcd.org**

Ship to

Name: **FOB Farmington, NM**
Address:
City St Zip:
Contact:
Phone:

| Qty | Description | Unit Price | Total |
|---------------------------------------------------------|------------------------------------------------------------------------------------------------|------------|-------------|
| 1 | 2023 International CV515 4DR 4X4, Diesel Eng. Auto Trns CTE 4 Yard Dump body W/Pintle Hitch | | 97,506.65 |
| 1 | 2023 Pintle Hitch 25'+5' Trailer w/Mega Ramps | | \$28,785.00 |
| 1 | Trailer Delivery Fee to Farmington | | \$350.00 |
| *Does Not Include Any Applicable Tax's | | | |
| *Includes Current Material Surcharges Subject to Change | | | |
| Purchaser Signature: _____ | | | |
| Seller Signature: _____ | | | |

Terms

Net Due Upon Receipt

Lienholder

| | |
|-----------------|---------------------|
| Sub Total | \$126,641.65 |
| State Tax | N/A |
| Title & Lic Fee | N/A |
| Total | \$126,641.65 |

Trade Unit(s) VIN

Documentary Fee: A documentary fee is not an official fee. A documentary fee is not required by law, but may be charged to buyers for handling documents and performing services related to the closing of a sale. This notice is required by law.

THANKS FOR YOUR BUSINESS

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: 1/29/2023
Program/Division: Oljato Chapter
Contact Person: Carl Holiday, CSC
Phone: (928) 605-7745 Email: choliday@nnchapters.org

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 and Expenditure Plan Budget.
 - 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.
 - c. Certificate of Good Standing from DED - Business Regulatory Dept.
- Appendix J - Project Budget Schedule per Budget Instructions Manual.
- Signed Budget Forms 1, 2, and 4 (Other Budget Forms as needed)

Notes:

Reviewed by:

Fiscal Recovery Fund Office

Date

Approved for Implementation:

Navajo Nation Dept. of Justice

Date



OLJATO CHAPTER/ADMINISTRATION
PO BOX 360455
MONUMENT VALLEY, UTAH 84536
Email: oljato@navajochapters.org
Phone: 435-727-5850/Fax: 5852

Herman Daniels, Council Delegate
Willis Begay, President
Jean Holiday, Vice President
Marietta Bedonie, Secretary/Treasurer
Benedict Daniels, Grazing Committee Member

RESOLUTION OF THE OLJATO CHAPTER
RESOLUTION NO. OJ01-07-2023-NB6

SUPPORTING AND APPROVING THE APPENDIX A, THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST FORM AND EXPENDITURE PLAN FOR OLJATO CHAPTER TO PURCHASE A NEW HEAVY DUTY 550 TUCK AND GOOSENECK TRAILER TO TRANSPORT THE BACKHOE AND BURIAL ASSISTANCE WITH AN EMPHASIS ON MITIGATING THE SPREAD OF COVID-19.

WHEREAS:

1. The Oljato Chapter is a duly recognize certified under Title 26 NNC, Section B-1, of the Navajo Nation and is vested with the authority and responsibility to plan and implement projects in the interest of the community; and
2. The Oljato Chapter has the responsibility and authority to promote, protect, and preserve the interest and general welfare including the safety of its community people, program, property; and
3. The Oljato Chapter is requesting funding from the ARPA funding in the amount of \$123,801.65 to purchase a new 550 truck and Goose Neck trailer to haul back hoe; and
4. The 550 Truck and Goose Neck Trailer is to serve Utah and Arizona residents of Oljato Chapter to address residential issues affected by COVID-19 to improve the standard of living to all residents, with an emphasis on the mitigating the spread of COVID-19 of the community.

NOW, THEREFORE BE IT RESOLVED THAT:

Supporting and Approving the Appendix A, the Navajo Nation Fiscal Recovery Funds request form and Expenditure Pan for Oljato Chapter to purchase a new 550 truck and Goose Neck to transport the Backhoe an burial assistance to mitigate COVID-19 Pandemic.

CERTIFICATION:

We hereby that the foregoing resolution was duly considered by the Oljato Chapter at a regular duly called meeting at Oljato, Navajo Nation, Utah at which a quorum was present and that same was passed by a vote of 3 in favor, 0 opposed, and 0 abstained, this 22nd day of January 2023.

1st Motion: Marietta Bedonie

2nd Motion: Jean Holiday

Willis Begay

Willis Begay, Chapter President

Jean Holiday

Jean Holiday, Chapter Vice President

Marietta Bedonie

Marietta Bedonie, Chapter Secretary/Treasurer

NAVAJO NATION

219

Navajo Nation Council Special Session

8/25/2023
02:16:05 PM

Amd# to Amd#

New Business: CONSENT AGENDA

PASSED

MOT Damon, S
SEC Parrish, S

Legislation 0201-23 & 0205-23

Yeas : 16

Nays : 0

Excused : 5

Not Voting : 2

Yea : 16

Arviso, S
Aseret, L
Begay, H
Begay, N

Charles-Newton, E
Crotty, A
Damon, S
Daniels, H

James, V
Johnson, C
Notah, N
Parrish, S

Slater, C
Tolth, G
Tso, O
Yanito, C

Nay : 0

Excused : 5

Claw, S
Nez, A

Nez, R

Simpson, D

Yazzie, C

Not Voting : 2

Simonson, G

Jesus, B

Presiding Speaker: Curley, C