



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

August 4, 2023

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

RE: *CJY-53-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Amending CAP-20-23, The Navajo Nation Fiscal Recovery Fund Delated Region Project Plan for Honorable Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'), To include Additional Projects for this Delegate Region*

Dear Speaker Curley,

I am pleased to sign into law this resolution CJY-53-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Notah's Delegate Region in the amount of \$2,933,682.30.

My Administration supports the plans of these Chapters who have worked very hard to put together their Regional Plans and is working very closely with the Fiscal Recovery Fund Office to ensure that these funds are put to use. As such, when Chapters are running into roadblocks in expending their Fiscal Recovery Funds and the roadblock is coming from the Executive Branch, I encourage them to reach out to the Office of the President and Vice President and inform my office of the roadblock and we will work to overcome those roadblocks.

I do want to take the moment to express my concern that any amendments to the Regional Plans must be approved by the Council. In addition, the prior Navajo Nation Council has set the expectation that Fiscal Recovery Funds be encumbered by June 30, 2024. This deadline is not far off. As a construction expert, I know that there are unpredictable factors that can prevent even the best of plans from moving forward on the proposed timeline. We should be designing systems that are flexible, accountable, and transparent. We do not currently have that system and I look forward to working with you and the entire Council to improve the Navajo Nation systems, so we are supporting our communities to take advantage of this historic funding.

Now let's get to work!

Sincerely,



Dr. Buu Nygren, *President*  
**THE NAVAJO NATION**

RESOLUTION OF THE  
 NAVAJO NATION COUNCIL  
 25<sup>th</sup> NAVAJO NATION COUNCIL - FIRST YEAR, 2023

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;  
 AMENDING CAP-20-23, THE NAVAJO NATION FISCAL RECOVERY FUND  
 DELEGATE REGION PROJECT PLAN FOR HONORABLE NATHAN NOTAH'S DELEGATE  
 REGION (CHAPTERS: COYOTE CANYON, MEXICAN SPRINGS, NASCHITTI,  
 TOHATCHI, BAHASTL'A'A'), 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-20-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Nathan Notah's Delegate Region (Chapter: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') 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. The Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND

PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.

B. CJN-29-22, Section Three, states, in part and among other things, that

1. The Navajo Nation hereby approves total funding for the NNFRF Chapter and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred eleven million two hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148) to be divided equally between the twenty-four (24) Delegate Regions in the amount of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340) per Delegate Region . . . and allocated through Delegate Region Project Plans approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation . . . . See CJN-29-22, Section Three (B).
2. The Delegate Region Project Plan funding will be allocated to the Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, to implement the projects rather than directly to the Chapters. See CJN-29-22, Section Three (D).
3. The Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Department, shall manage and administer funds and Delegate Region Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans. See CJN-29-22, Section Three (E).
4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects within their Delegate Region to be funded by the NNFRF Chapter and Regional Projects Expenditure Plan through a Delegate Region Projects Plan. The total cost of projects selected by each Delegate shall not exceed their Delegate Region distribution of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340). See CJN-29-22, Section Three (F).

5. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ initial eligibility determination. See CJN-29-22, Section Three (L) (5) and (L) (6).
- C. The Navajo Nation Council Resolution No. CAP-20-23, 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 NATHAN NOTAH'S DELEGATE REGION (CHAPTERS: COYOTE CANYON, MEXICAN SPRINGS, NASCHITTI, TOHATCHI, BAHASTL'A'A'), was signed into law by the President of the Navajo Nation on May 5, 2023.
- D. CAP-20-23, 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. All additional projects listed in the Hon. Nathan Notah's Delegate Region Projects Plan, attached as **Exhibit A**, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Nathan Notah's Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- F. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Nathan Notah'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. Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') as set forth in **Exhibit A**.

**SECTION THREE. AMENDING CAP-20-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE NATHAN NOTAH'S DELEGATE REGION (CHAPTERS: COYOTE CANYON, MEXICAN SPRINGS, NASCHITTI, TOHATCHI, BAHASTL'A'A'), 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. Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') set forth in **Exhibit A**.

- B. The Delegate Region Project Plan approved herein shall comply with all applicable provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
- C. Any inconsistencies between this legislation, the Delegate Region Project Plan, and the individual project appendix, shall be resolved in favor of the project appendix reviewed by Department of Justice during their eligibility determination(s).

**SECTION FOUR. AMENDMENTS**

Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

**SECTION FIVE. EFFECTIVE DATE**

This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221(B), 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

**SECTION SIX. SAVING CLAUSE**

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

**CERTIFICATION**

I, hereby, certify that the foregoing resolution was duly considered by the 25<sup>th</sup> Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 21 in Favor, and 00 Opposed, on this 18<sup>th</sup> day of July 2023.



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

7/27/23

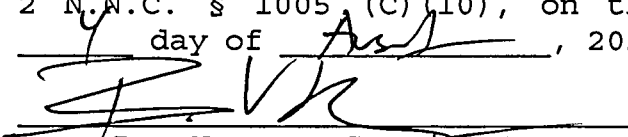
DATE

Motion: Honorable George H. Tolth  
Second: Honorable Rickie Nez

Speaker Crystalyne Curley not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I, hereby, sign into law the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C) (10), on this 4 day of Aug, 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. Nathan Notah

**CHAPTERS:** Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'

| FUNDING RECIPIENT                 | SUBRECIPIENT       | EXPENDITURE PLAN / PROJECT  | ADMIN OVERSIGHT                   | FRF CATEGORY | DOJ REVIEW # | AMOUNT                 |
|-----------------------------------|--------------------|---|-----------------------------------|--------------|--------------|------------------------|
|                                   |                    | TOTAL AMOUNT APPROPRIATED in CAP-20-23 on May 5, 2023                         |                                   |              |              | \$ 4,558,189.73        |
| Division of Community Development | None Identified    | Coyote Canyon Chapter Purchase of Industrial Refrigeration/Freezer Unit       | Division of Community Development | 2.22         | HK0410       | \$ 20,000.00           |
| Division of Community Development | None Identified    | Mexican Springs Chapter Cemetery Expansion Project                            | Division of Community Development | 6.1          | HK0477       | \$ 100,000.00          |
| Division of Community Development | None Identified    | Mexican Springs Chapter Home Renovation Project                               | Division of Community Development | 2.18         | HK0486       | \$ 200,000.00          |
| Division of Community Development | None Identified    | Mexican Springs Chapter House-Wiring Project                                  | Division of Community Development | 2.18         | HK0487       | \$ 425,468.00          |
| Division of Community Development | None Identified    | Mexican Springs Chapter Bathroom Additions Project                            | Division of Community Development | 1.14         | HK0488       | \$ 285,000.00          |
| Division of Community Development | *Naschitti Chapter | Naschitti Chapter New Warehouse Project                                       | Division of Community Development | 1.14         | HK0418-2     | \$ 613,719.30          |
| Division of Community Development | None Identified    | Tohatchi Chapter Powerline Extension Project                                  | Division of Community Development | 2.18         | HK0445-2     | \$ 105,320.00          |
| Division of Community Development | None Identified    | Twin Lakes Chapter Infrastructure and Renovation of Modular Buildings Project | Division of Community Development | 2.22         | HK0454       | \$ 150,000.00          |
| Division of Community Development | None Identified    | Twin Lakes Chapter Bathroom Additions Project                                 | Division of Community Development | 1.14         | HK0457       | \$ 200,000.00          |
| <b>TOTAL:</b>                     |                    |   |                                   |              |              | <b>\$ 6,657,697.03</b> |

\*Per CJN-29-22, Section Three (E), the "Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans."

**NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN**

**Exhibit A**

**COUNCIL DELEGATE:** Hon. Nathan Notah

**CHAPTERS:** Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'

| FUNDING RECIPIENT                 | SUBRECIPIENT    | EXPENDITURE PLAN / PROJECT                            | ADMIN OVERSIGHT                   | FRF CATEGORY | DOJ REVIEW # | AMOUNT                 |
|-----------------------------------|-----------------|---|-----------------------------------|--------------|--------------|------------------------|
|                                   |                 | TOTAL AMOUNT from PAGE 01                             |                                   |              |              | \$ 6,657,697.03        |
| Division of Community Development | None Identified | Mexican Springs Chapter Three-Complete Homes Project  | Division of Community Development | 2.15         | HK0413-2     | \$ 750,000.00          |
| Division of Community Development | None Identified | Tohatchi Chapter Community Cemetery Expansion Project | Division of Community Development | 6.1          | HK0551       | \$ 84,175.00           |
|                                   |                 |   |                                   |              |              |                        |
|                                   |                 |   |                                   |              |              |                        |
|                                   |                 |   |                                   |              |              |                        |
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|                                   |                 |   |                                   |              |              |                        |
|                                   |                 |   |                                   |              |              |                        |
|                                   |                 | UN-ALLOCATED AMOUNT                                   |                                   |              |              | \$ 1,310,467.97        |
| <b>TOTAL:</b>                     |                 |   |                                   |              |              | <b>\$ 8,802,340.00</b> |

\*Per C/JN-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 #: HK 0413-2

Date & Time Received: 5/18/23 at 13:46

Date & Time of Response: 05/25/23 at 17:00

Entity Requesting FRF: Mexican Springs Chapter

Title of Project: Three (3) Complete Homes

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$750,000

**Eligibility Determination:**

- FRF eligible
- FRF ineligible
- Additional information requested

**FRF Eligibility Category:**

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

U.S. Department of Treasury Reporting Expenditure Category: \_\_\_\_\_  
2.15, Long-term Housing Security: Affordable Housing

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

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

Other Comments: \_\_\_\_\_  
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Name of DOJ Reviewer: Erika Pirotte

Signature of DOJ Reviewer: Erika R. Pirotte

Digitally signed by Erika R. Pirotte  
Date: 2023.05.25 16:15:47 -08'00'

**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.



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 0413

Date & Time Received: 3/27/23 at 11:12

Date & Time of Response: 4/3/23 at 252 pm

Entity Requesting FRF: Mexican Springs Chapter

Title of Project: Three (3) Complete Homes

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$750,000

**Eligibility Determination:**

- FRF eligible
- FRF ineligible
- Additional information requested

**FRF Eligibility Category:**

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

U.S. Department of Treasury Reporting Expenditure Category: To be determined

**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: We need additional information to determine if the proposed housing assistance is an eligible use. To assist us, please provide answers to the following questions in as much detail as possible and include any other relevant information, including any applications or other attachments:

1. What is the criteria to be approved for a new home/how will recipients be selected? Please be specific, and include any family size and income limitations, as well as any other specific needs of the intended recipients.
2. Please describe in more detail the homes to be built, including square footage, number of bedrooms, etc.
3. Please describe how the estimated size and cost per home compares to homes in the area.
4. Please explain whether the home construction projects would qualify for any federally funded housing programs, including but not limited to the National Housing Trust Fund, Indian Housing Block Grant Program, the Indian Community Development Block Grant program, or the BIA Housing Improvement Program.

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 NNDNJ Initial Eligibility Determination is based on the documents provided, which NNDNJ 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 NNDNJ. 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.

# Mexican Springs Chapter

Roberta J. Becenti, President  
Carol B. Muskett, Vice President  
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate  
Vincent Muskett, Grazing Official  
Christine Sam, Comm. Service Coord.

*P.O. Box 689 Tohatchi, NM 87325*

May 16, 2023

Rudy Anaya, Attorney  
Tax and Finance Unit  
Navajo Nation Department of Justice

RE: Three (3) Complete Homes, FRF Expenditure Plan for Mexican Springs Chapter

Mr. Anaya,

This letter is to respond to some questions imposed during your review of the Mexican Springs Chapter's Fiscal Recovery Funds Expenditure plan in the amount of \$750,000.00.

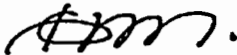
- 1. What is the criteria to be approved for a new home?** The chapter submitted ten (10) applications for new housing to the Community Housing and Infrastructure Department under the Division of Community Development, however only two (2) applicants will be selected. Therefore, the chapter will determine which applications will be denied and take those applications and selected three (3) families to receive the FRF homes.
- 2. How will recipients be selected?** As stated, based on the denial from CHID, the chapter will review CHID assessed applicants and select the three families that will receive the complete homes.
- 3. Family size, income limitations, other specific needs of the recipients?** The family size will be determined once the chapter learns which applicants were denied by CHID. Income is not considered during the CHID assessment because income documents were not requested, however the need of a home for each family will be the priority.
- 4. Please describe the home to be built, including square footage, number of bedrooms, etc.** The chapter will determine the family size, number of bedrooms and square footage depending on which families are denied a home from CHID.
- 5. Please describe how the estimated size and cost per home compares to homes in the area.** The chapter requested floor plans and cost estimates from CHID however thus far there has been no response. The estimated cost for the homes was determined during the kick-off meetings with CHID quoting \$250,000.00 per home. The chapter used the same estimated cost of each home.
- 6. Please explain whether the home construction projects would qualify for any federally funded housing programs, including but not limited to the National Housing Trust Fund, Indian Housing Block Grant Program, the Indian Community Development Block Grant program, or the BIA Housing Improvement Program.** CHID is a federally funded program that will select two (2) of the ten (10) applicants. The chapter considers the denied applicants for these mentioned programs and more eligible for the three (3) homes based on need. The ten (10) families that were referred to CHID are in dire need of homes and if they are denied, the chapter wishes to select three (3) to receive these homes. That is the focus of the chapter on how this \$750,000.00 should be spent. The families that were referred to CHID are homeless, live in dilapidated homes, in dire need of a home with infrastructure to combat the effects of the COVID pandemic.

It is only in the best interest of the chapter to help our constituents by selecting the three (3) families to receive a home that they can live in with all the daily infrastructure needs.

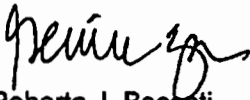
We hope this has clarified your questions and we request your favorable approval for the chapter to provide three (3) homes to the community members of the chapter.

Please contact me at (505) 733-2832 or [mexicansprings@navajochapters.org](mailto:mexicansprings@navajochapters.org), if you have any further questions or clarification.

Regards,



Christine Sam  
Community Services Coordinator  
Mexican Springs Chapter



*JW*: Roberta J. Becenti  
Chapter President  
Mexican Springs Chapter

Cc: Carol B. Muskett, Chapter Vice President/Mexican Springs Chapter  
Genevieve S. Jones, Chapter Secretary/Treasurer/Mexican Springs Chapter  
Honorable Delegate Nathan Notah/25<sup>th</sup> Navajo Nation Council  
Ansley Curley, LDA to Honorable Notah/25<sup>th</sup> Navajo Nation Council  
Project folder.

**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: Mexican Springs Chapter Date prepared: 12/14/22

Chapter's P.O. Box 689 phone/email: 505-733-2832/mexicansprings@navajochapters.org  
mailing address: Tohatchi, New Mexico 87325 website (if any): mexicansprings.navajochapters.org

This Form prepared by: Christine Sam phone/email: 505-733-2832  
Community Services Coordinator csam@nnchapters.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Three (3) Complete Homes

Chapter President: Roberta J. Becenti phone & email: 505-339-0585 bertbecenti@hotmail.com

Chapter Vice-President: Carol B. Muskett phone & email: 505-879-3700 cbmuskett@naataanil.org

Chapter Secretary: Genevieve S. Jones phone & email: 505-906-1885 jonesgenevieve@gmail.com

Chapter Treasurer: Same as Chapter Secretary phone & email: \_\_\_\_\_

Chapter Manager or CSC: Christine Sam phone & email: 505-733-2832 csam@navajochapters.org

DCD/Chapter ASO: Derek Echohawk, ASC ASO phone & email: 928-871-7547 ddechohawk@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Contractors and Subcontractors and Local laborers  document attached

Amount of FRF requested: \$750,000.00 FRF funding period: 12/14/22 - 09/30/26  
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 Mexican Springs Chapter is requesting for \$750,000.00 to assist community members with a stable and healthy home for those in need. Stable and healthy homes can help to combat COVID-19 pandemic and future mass diseases especially those living in multi-generational circumstances. These funds will help purchase modular homes for three (3) families.

document attached

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

The project will benefit the community members of Mexican Springs Chapter by providing a safe and healthy living condition and improve the livelihood of our constituents. These community members have limited economic opportunities during the COVID-19 pandemic and by having a stable home will provide a more sanitized house.

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:

December 2022: Chapter to approve and support ARPA projects through a resolution and submit Request Form and Expenditure plan to FRF office and DOJ for approval review; Spring 2023: work with DCD and FRF office to develop a scope of work for all recipients; Fall 2023: Conduct necessary procurement activities to purchase modular homes and complete by December 2026.  document attached

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

The Division of Community Development will oversee the project and the Mexican Springs Chapter will ensure project is in process and completed by December 2026.

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:

Each homeowner will be responsible for the operations and maintenance costs for each home once it is completed.

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:

Expenditure Category 2.18 - Housing Support: other housing assistance

The Mexican Springs Chapter is requesting for funds to help improving the living conditions of community members who are economically disadvantaged and living in multi-generational conditions. Helping families improve their homes will help decrease the spread of COVID-19 and ensure that families are living in adequate houses.

document attached

**Part 3. Additional documents.**

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

Chapter resolution that supports and approves this project to purchase modular homes for three (3) community members..

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 Chapter ASO 02/14/2023

Approved to submit for Review:  signature of DCD Director



THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

FY 2023

| PART I. Business Unit No.: <u>          </u> New  |            | Program Title: <u>MEXICAN SPRINGS CHAPTER HOUSING</u>                                 |  | Division/Branch: <u>DCD/Executive</u>    |                         |
|---|------------|---|--|--|-------------------------|
| Prepared By: <u>CHRISTINE SAM, CSC</u>  |            | Phone No.: <u>505-733-2832</u>  |  | Email Address: <u>csam@nncapters.org</u> |                         |
| Fiscal Year Term  | Amount     | % of Total  | PART III. BUDGET SUMMARY               |  |                         |
| 12/14/22-09/30-26   | 750,000.00 | 100%  | Fund Type Code                         | NRC Approved Original Budget             | (B) Proposed Budget     |
|   |            |   |  |  | (C) Difference or Total |
|   |            |   | 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              | 0  | 750,000                 |
|   |            |   | 7000 Special Transactions              |  |                         |
|   |            |   | 8000 Public Assistance                 |  |                         |
|   |            |   | 9000 Capital Outlay                    |  |                         |
|   |            |   | 9500 Matching Funds                    |  |                         |
|   |            |   | 9500 Indirect Cost                     |  |                         |
|   |            |   | <b>TOTAL</b>                           | \$0.00                                   | 750,000.00              |
|   |            |   | <b>PART IV. POSITIONS AND VEHICLES</b> |  |                         |
|   |            |   | Total # of Positions Budgeted:         |  | (E)                     |
|   |            |   | Total # of Vehicles Budgeted:          |  | 0                       |
|   |            |   |  |  | 0                       |
|   |            |   |  |  | 0                       |
| <b>PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.</b> |            |   |  |  |                         |
| SUBMITTED BY:   |            | APPROVED BY:  |  |  |                         |
| James Adakal, Deputy Director   |            | Calvin Castillo, Executive Director   |  |  |                         |
| Program Manager's Printed Name  |            | Division Director / Branch Chief's Printed Name                                       |  |  |                         |
|                                |            |  |  | 2/13/23                                  |                         |
| Program Manager's Signature and Date  |            | Division Director / Branch Chief's Signature and Date                                 |  |  |                         |

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

FY 2023

| <b>PART I. PROGRAM INFORMATION:</b>  | Business Unit No.: <u>        </u> New  | Program Name/Title: <u>MEXICAN SPRINGS CHAPTER HOUSING</u> |         |  |  |        |         |        |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|--|---|--|---------|--|--|--------|---------|--------|---------|--|---------|--|------|--------|------|--------|------|--------|------|--------|--|--|--|--|--|--|--|--|---|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
| <b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>  | <u>        </u>   |  |         |  |  |        |         |        |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| <b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>   | <table border="1" style="width: 100%; border-collapse: collapse; text-align: center;"> <thead> <tr> <th rowspan="2"></th> <th colspan="2">1st QTR</th> <th colspan="2">2nd QTR</th> <th colspan="2">3rd QTR</th> <th colspan="2">4th QTR</th> </tr> <tr> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> <th>Goal</th> <th>Actual</th> </tr> </thead> <tbody> <tr> <td>1. Goal Statement:<br/><u>To purchase three (3) complete (modular) homes for community members.</u><br/>Program Performance Measure/Objective:<br/><u>Will purchase three (3) modular homes by end of Fiscal Year 2025.</u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>3</td> </tr> <tr> <td>2. Goal Statement:<br/><u>        </u><br/>Program Performance Measure/Objective:<br/><u>        </u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>3. Goal Statement:<br/><u>        </u><br/>Program Performance Measure/Objective:<br/><u>        </u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>4. Goal Statement:<br/><u>        </u><br/>Program Performance Measure/Objective:<br/><u>        </u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td>5. Goal Statement:<br/><u>        </u><br/>Program Performance Measure/Objective:<br/><u>        </u></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </tbody> </table> |  |         |  | 1st QTR  |        | 2nd QTR |        | 3rd QTR |  | 4th QTR |  | Goal | Actual | Goal | Actual | Goal | Actual | Goal | Actual | 1. Goal Statement:<br><u>To purchase three (3) complete (modular) homes for community members.</u><br>Program Performance Measure/Objective:<br><u>Will purchase three (3) modular homes by end of Fiscal Year 2025.</u> |  |  |  |  |  |  |  | 3 | 2. Goal Statement:<br><u>        </u><br>Program Performance Measure/Objective:<br><u>        </u> |  |  |  |  |  |  |  |  | 3. Goal Statement:<br><u>        </u><br>Program Performance Measure/Objective:<br><u>        </u> |  |  |  |  |  |  |  |  | 4. Goal Statement:<br><u>        </u><br>Program Performance Measure/Objective:<br><u>        </u> |  |  |  |  |  |  |  |  | 5. Goal Statement:<br><u>        </u><br>Program Performance Measure/Objective:<br><u>        </u> |  |  |  |  |  |  |  |  |
|  | 1st QTR   |  | 2nd QTR |  | 3rd QTR  |        | 4th QTR |        |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|  | Goal  | Actual   | Goal    | Actual   | Goal   | Actual | Goal    | Actual |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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| 2. Goal Statement:<br><u>        </u><br>Program Performance Measure/Objective:<br><u>        </u>   |   |  |         |  |  |        |         |        |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 3. Goal Statement:<br><u>        </u><br>Program Performance Measure/Objective:<br><u>        </u>   |   |  |         |  |  |        |         |        |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 4. Goal Statement:<br><u>        </u><br>Program Performance Measure/Objective:<br><u>        </u>   |   |  |         |  |  |        |         |        |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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| <b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>  | <table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;"> <u>        </u><br/>James Adzkel, Deputy Director<br/>Program Manager's Printed Name<br/><u>        </u><br/>2-13-23<br/>Program Manager's Signature and Date                 </td> <td style="width: 50%; border: none;"> <u>        </u><br/>Calvin Castillo, Executive Director<br/>Division Director/Branch Chief's Printed Name<br/><u>        </u><br/>2/13/23<br/>Division Director/Branch Chief's Signature and Date                 </td> </tr> </table>  |  |         | <u>        </u><br>James Adzkel, Deputy Director<br>Program Manager's Printed Name<br><u>        </u><br>2-13-23<br>Program Manager's Signature and Date | <u>        </u><br>Calvin Castillo, Executive Director<br>Division Director/Branch Chief's Printed Name<br><u>        </u><br>2/13/23<br>Division Director/Branch Chief's Signature and Date |        |         |        |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| <u>        </u><br>James Adzkel, Deputy Director<br>Program Manager's Printed Name<br><u>        </u><br>2-13-23<br>Program Manager's Signature and Date   | <u>        </u><br>Calvin Castillo, Executive Director<br>Division Director/Branch Chief's Printed Name<br><u>        </u><br>2/13/23<br>Division Director/Branch Chief's Signature and Date  |  |         |  |  |        |         |        |         |  |         |  |      |        |      |        |      |        |      |        |  |  |  |  |  |  |  |  |   |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |

THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION

FY 2023

| PART I. PROGRAM INFORMATION: |   | Business Unit No.:                             | New   |
|------------------------------|---|--|---|
| Program Name/Title:          |   | MERICAN SPRINGS CHAPTER HOUSING                |   |
| PART II. DETAILED BUDGET:    |   | (C)  | (D)   |
| (A)                          | (B)   | Total by<br>DETAILED<br>Object Code<br>(LOD 6) | Total by<br>MAJOR<br>Object Code<br>(LOD 4) |
| Object<br>Code<br>(LOD 6)    | Object Code Description and Justification (LOD 7)   |  |   |
| 8020                         | Supplies<br>6030 - Building Repairs & Maintenance Supplies<br>(Other technical Services & Supplies) | 81,100   | 81,100                                      |
| 6200                         | External Contractors<br>6280 Ground Prep<br>6290 General Contractor<br>NN Sales Tax @ 6%            | 16,000<br>653,900                              | 669,900                                     |
| <b>TOTAL</b>                 |   | <b>750,000</b>                                 | <b>750,000</b>                              |



**NAVAJO NATION DEPARTMENT OF JUSTICE**



**REQUEST  
FOR  
SERVICES**

RESUBMITTAL

|                      |
|----------------------|
| <b>DOJ</b>           |
| _____<br>DATE / TIME |
| RFS #: _____         |
| _____<br>UNIT: _____ |

\*\*\* FOR NNDJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. \*\*\*

|  |                              |                  |                                    |
|--|------------------------------|------------------|------------------------------------|
| <b>CLIENT TO COMPLETE</b>  |                              |                  |                                    |
| DATE OF REQUEST:   | <u>5/15/2023</u>             | ENTITY/DIVISION: | <u>OPVP</u>                        |
| CONTACT NAME:  | <u>Lisa Jymn</u>             | DEPARTMENT:      | <u>Fiscal Recovery Fund Office</u> |
| PHONE NUMBER:  | <u>(928) 309-5535</u>        | E-MAIL:          | <u>ARPA@nndoj.gov</u>              |
| COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (Attach Documents):  |                              |                  |                                    |
| <i>Initial Eligibility Determination for Mexican Springs Chapter, Three (3) Complete Homes Project in the amount of \$750,000.</i> |                              |                  |                                    |
| DEADLINE:  | <u>5/25/2023</u>             | REASON:          | <u>DOJ Review</u>                  |
| <b>DOJ SECRETARY TO COMPLETE</b>   |                              |                  |                                    |
| DATE/TIME IN UNIT:   | REVIEWING ATTORNEY/ADVOCATE: |                  |                                    |
| DATE TIME OUT OF UNIT:   | PREPARED BY (initial):       |                  |                                    |
| <b>DOJ ATTORNEY / ADVOCATE COMMENTS</b>  |                              |                  |                                    |
|  |                              |                  |                                    |
|  |                              |                  |                                    |
|  |                              |                  |                                    |
|  |                              |                  |                                    |
| REVIEWED BY: (PRINT)   |                              | DATE / TIME:     |                                    |
| DOJ Secretary Called:  | for Document Pick Up on      | at               | By:                                |
| PICKED UP BY: (PRINT)  |                              | DATE / TIME:     |                                    |