

RESOLUTION OF THE
 NAABIK'ÍYÁTI' STANDING COMMITTEE
 25th NAVAJO NATION COUNCIL -- First Year, 2023

AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING CO-80-23 AND CAP-15-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE GERMAINE SIMONSON'S DELEGATE REGION (CHAPTERS: HARD ROCK, FOREST LAKE, PINON, BLACK MESA, WHIPPOORWILL), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Naabik'íyáti' Committee is established as a standing committee of the Navajo Nation Council. 2 N.N.C. § 700(A).
- B. Navajo Nation Council Resolution No. CJN-29-22, as amended by CAU-74-23, mandates that Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance.
- C. Navajo Nation Council Resolution No. CAP-15-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Germaine Simonson's Delegate Region (Chapters: Hard Rock, Forest Lake, Pinon, Black Mesa, Whippoorwill) 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).
- D. Navajo Nation Council Resolution No. CAU-74-23, which amended CJN-29-22 and CJY-41-21, included and incorporated herein by reference, delegated the Naabik'íyáti' Committee as the final approval authority for Delegate Region Project Plans funded through Navajo Nation's Fiscal Recovery Funds.
- E. Navajo Nation Council Resolution No. CO-80-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Germaine Simonson's Delegate Region (Chapters: Hard Rock, Forest Lake, Pinon, Black Mesa, Whippoorwill) 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, as amended by CAU-74-23, Section Three, now 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 two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance. . . . See CJN-29-22, as amended by CAU-74-23, 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-15-23, 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 GERMAINE SIMONSON'S DELEGATE REGION (CHAPTERS: HARD ROCK, FOREST LAKE, PINON, BLACK MESA, WHIPPOORWILL), was signed into law by the President of the Navajo Nation on May 4, 2023.
- D. CAP-15-23, 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. CAU-74-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING COUNCIL RESOLUTIONS CJY-41-21 AND CJN-29-22; DELEGATING THE NAABIK'ÍYÁTI' COMMITTEE AS THE FINAL APPROVAL AUTHORITY FOR DELEGATE REGION PROJECT PLANS FUNDED THROUGH THE NAVAJO NATION'S FISCAL RECOVERY FUNDS was signed into law by the President of the Navajo Nation on September 6, 2023.
- F. CJN-29-22, as amended by CAU-74-23, Section Three, now 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 two-thirds (2/3) vote of the Naabik'íyáti' Committee members in attendance. . . . See CJN-29-22, as amended by CAU-74-23, Section Three (B).

- G. The Navajo Nation Council Resolution No. CO-80-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING CAP-15-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE GERMAINE SIMONSON'S DELEGATE REGION (CHAPTERS: HARD ROCK, FOREST LAKE, PINON, BLACK MESA, WHIPPOORWILL), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION was signed into law by the President of the Navajo Nation on November 3, 2023.
- H. All additional projects listed in the Hon. Germaine Simonson's Delegate Region Projects Plan, attached as **Exhibit A**, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Germaine Simonson's Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- I. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Germaine Simonson'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. Germaine Simonson's Delegate Region (Chapters: Hard Rock, Forest Lake, Pinon, Black Mesa, Whippoorwill) as set forth in **Exhibit A**.

SECTION THREE. AMENDING CO-80-23 AND CAP-15-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE GERMAINE SIMONSON'S DELEGATE REGION (CHAPTERS: HARD ROCK, FOREST LAKE, PINON, BLACK MESA, WHIPPOORWILL), 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. Germaine Simonson's Delegate Region (Chapters: Hard Rock, Forest Lake, Pinon, Black Mesa, Whippoorwill) 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 and approved by resolution of the Naabik'iyáti' Committee.

SECTION FIVE. EFFECTIVE DATE

This legislation shall be effective upon its approval pursuant to two-thirds (2/3) vote of the Naabik'iyáti' Committee members in attendance.

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 Naabik'iyáti' Committee of the 25th Navajo Nation Council at a duly called meeting in Tse Bonito, New Mexico, at which a quorum was present and that the same was passed by a vote of 18 in Favor, and 00 Opposed, on this 28th day of December 2023.



Honorable Crystalyne Curley, Chairwoman
Naabik'iyáti' Committee

1/5/24

Date

Motion: Honorable Cherilyn Yazzie
Second: Honorable Shawna Ann Claw

Chairwoman Crystalyne Curley not voting

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

Exhibit A

COUNCIL DELEGATE: Hon. Germaine Simonson

CHAPTERS: Hard Rock, Forest Lake, Pinon, Black Mesa, Whippoorwill

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED IN CAP-15-23 on May 4, 2023				\$ 4,140,047.47
		TOTAL AMOUNT APPROPRIATED IN CO-80-23 on November 3, 2023				\$ 60,000.00
Division of Community Development	*Pinon Chapter	Pinon Chapter Septic & Leach Field Repair or Replacement Project	NN Environmental Protection Agency	5.3	HK0283	\$ 260,468.00
Division of Community Development	None Identified	Black Mesa Chapter Housing Project	Division of Community Development	2.16	HK0619-2	\$ 1,760,468.00
Division of Community Development	None Identified	Hardrock Chapter Senior Center Upgrade Project	Division of Community Development	2.22	HK0685	\$ 160,000.00
Division of Community Development	*Whippoorwill Chapter	Whippoorwill Chapter Hire of Personnel (Tech/Construction) Project	Division of Community Development	2.37	HK0447	\$ 630,517.00
Division of Community Development	None Identified	Hardrock Chapter Bathroom Additions/Renovations Project	Division of Community Development	1.14	HK0703	\$ 1,400,458.00
		UN-ALLOCATED AMOUNT				\$ 390,381.53

*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."

TOTAL: \$ 8,802,340.00



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 619-2

Date & Time Received: 08/08/23 at 10:01

Date & Time of Response: August 18, 23 at 9 a.m.

Entity Requesting FRF: Black Mesa Chapter

Title of Project: Housing - Black Mesa Chapter Housing Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,760,468.00

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:
Section 2.16, Long-term Housing Security: Services for Unhoused Persons

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: *Lorenzo Curley*

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 619

Date & Time Received: 7/12/23 at 16:39

Date & Time of Response: 7/18/23 at 17:00

Entity Requesting FRF: Black Mesa Chapter

Title of Project: Housing - Black Mesa Chapter Housing Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,760,468

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:

1. What is the criteria to be approved for a new home/how will recipients be selected? How will the Chapter prioritize projects if there are more unhoused persons than funds available? Please be specific, and include any family size and income limitations or other criteria used to establish and prioritize needs.

2. 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. (Eligibility for one of these programs is a favorable factor in determining whether a housing project is eligible as a use of the Nation's Fiscal Recovery Funds.)

3. How many individuals or families will be assisted with the project's funding? What size houses will be built?

Name of DOJ Reviewer: MacArthur Stant

Signature of DOJ Reviewer: MacArthur Stant

Digitally signed by MacArthur Stant
Date: 2023.07.18 09:46:53 -06'00'

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.

LARRY BILTAH
CHAPTER PRESIDENT

The Navajo Nation

GERMAINE SIMONSON
COUNCIL DELEGATE

LYNN DEAN
CHAPTER VICE-PRESIDENT

FRANCIS HONIE
GRAZING COMMITTEE MEMBER

MARLENE BILTAH
CHAPTER SECRETARY/TREASURER



ALBERT LEE
COMMUNITY SERVICE COORDINATOR

1. What are the criteria to be approved for a new home? How will recipients be selected?

All homes are predetermined to be eligible prior to submission by approved Resolution by the Black Mesa Chapter. Priority is primarily based on the more aggressive applicants, those that obtain their Homesite Lease and have submitted their Homesite Lease to the Chapter for final approval. All applicants for Homesite Lease are assured assistance by the Black Mesa Chapter with Housing Discretionary Fund to get their Homesite Lease cleared for archeological clearance and land survey. Black Mesa Chapter is working with certain Navajo archeologists to obtain a group rate to lower the cost of clearing each site.

To become eligible, recipients are to complete the process of the home site Lease application. Upon receiving an approved home site lease from the Navajo Nation, he/she will be eligible for ARPA housing assistance and add on to the list of Approved Housing Assistance Project.

The list of people for the housing assistance project is based on the housing needs.

Criteria for Eligibility:

- A. Complete and Approved Home Site Lease
- B. Do not own a house or existing house that does not meet applicable building code standards
- C. Limited access to running water for handwashing and health care

NOTE: Navajo President Nygren has strongly advocate for 1000 House Initiative for the Navajo people. Black Mesa Chapter believes the community people of Black Mesa Region will benefit in acquiring a home.

2. Explain whether home construction would qualify for any federal funded housing programs, i.e., National Housing Trust Fund, Indian Housing Block Grant Program, Indian Community Block Grant Program or BIA Housing Improvement Program. (Eligibility for one of these programs is a favorable factor in determining whether housing project is eligible as a use of Nation's Fiscal Recovery Fund).

There are some obstacles to applying for Federal Housing Programs.

- A. National Housing Trust Fund, Indian Community Block Grant Program and BIA Housing Improvement Program are more at the Nation-wide housing programs where an applicant will apply elsewhere than Navajo Housing Authority. An applicant will need to search for locations to apply for these programs which will, eventually, go through the prolonged process of getting approval and, also, it is based on availability of funds.
- B. Indian Housing Block Grant Program - Funds are allocated to Navajo Housing Authority. According to NHA Director, these funds are used for homeownership housing and scattered housing programs. Each assistance program is based on income and the ability to make monthly payments (if you have a steady job). It also requires building a house within 100 ft. of existing powerline and waterline infrastructure (reasonable access to utilities).

Many Navajo people do not live within 100 ft. of utilities infrastructure, therefore no access to do research for federal housing grants/programs. 80% of the local family are in low-income bracket, 70% of local family are single family and 70% education level is high school graduate or less.

3. How many individuals or families will be assisted with project funding? What size houses will be built?

The first 10 completed approved home site lease will be assisted with the project funding. Currently, there are 24 recipients, as follow:

- 12 recipients - one person in household (adults and elders)
- 7 recipients - two people in household (Adults, elders, and children)
- 1 recipient - three people in household (adult and children)
- 4 recipients - four people in household (Adults and children)

The Chapter will assist, recommend, and direct the remaining 14 (including others community members) that did not meet the eligibility for ARPA Housing Projects to NIIA and BIA housing assistance programs. There is a dire need for an adequate housing infrastructure, including utilities and broadbands.

**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: Black Mesa Chapter Date prepared: 12/01/2022

Chapter's mailing address: P.O. Box 189 phone/email: (928) 675-0009
Pinon, AZ 86510 website (if any): blackmesa.navajochapters.org

This Form prepared by: Albert Lee, Community Service Coord. phone/email: (928) 675-0009
Albert Lee, Community Service Coordinator (928)n675-0009
CONTACT PERSON'S name and title *CONTACT PERSONS info*

Title and type of Project: Housing - Black Mesa Chapter Housing Project

Chapter President: Larry Biltah phone & email: (928) 383-4543 lbiltah51@gmail.com

Chapter Vice-President: Lynn Dean phone & email: (254) 350-4368 ldean@nataani.org

Chapter Secretary: Marlene Biltah phone & email: (928) 221-7653 mbiltah@hotmail.com

Chapter Treasurer: Marlene Biltah phone & email: (928) 221-7653 mbiltah@hotmail.com

Chapter Manager or CSC: Albert Lee phone & email: (928) 675-0009 blackmesa@navajochapters.org

DCD/Chapter ASO: Edgerton Gene phone & email: (928) 674-2251 egene@nndcd.org

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

document attached

Amount of FRF requested: 1,760,468.00 FRF funding period: April 01, 2023 to September 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:

ARPA funds will be used to directly attempt to alleviate the current congested/multi-generational dwellings, the primary cause of overcrowding in the homes which potentially is a risk factors for COVID 19 and other dangerous diseases. Each home constructed will be constructed with water and sanitary facilities, and electrical power, and the site of construction will be within Black Mesa Community.

document attached

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

Even prior to COVID 19 pandemic, the Navajo Nation was facing extreme housing shortage. With ARPA financial support, families can build strength, stability and independence by making a safe and secure place to call home. Many families often have limited access to running water for handwashing and health care, and may live in congregated homes that make it impossible to physically distance and self-quarantine.

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:

Black Mesa Chapter has distributed home site lease applications and is will to assist with the cost of surveys and feasible clearances, but will be facing timeline challenges for those people that are in the process of acquiring home site lease.

document attached

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

Albert Lee, Black Mesa Chapter, CSC with an assistance by Chapter Officials.

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:

Homeowners will be responsible to maintain their homes with an assistance by Black Mesa Chapter utilizing NN Chapter's Home Improvement Funds.

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:

3: Services to Disproportionately Impacted Communities

3:11 Housing Support: Services to Unhoused persons

document attached

Part 3. Additional documents.

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

N/A

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: Albert Lee

Digitally signed by Albert Lee
Date: 2022.12.02 09:54:05 -0700
signature of Preparer/CONTACT PERSON

Approved by: Larry Biltah

Digitally signed by Larry Biltah
Date: 2022.12.02 09:39:16 -0700
signature of Chapter President (or Vice-President)

Approved by: Albert Lee

signature of CSC

Digitally signed by Albert Lee
Date: 2022.12.02 13:57:01 -0700

Approved by: _____

signature of Chapter ASO

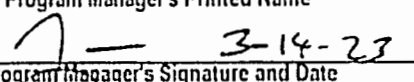
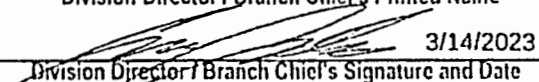
Approved to submit for Review: _____

Lisa Jynn, NNAZFO
signature of DCO Director

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Black Mesa Chapter - Housing Project</u>		Division/Branch: <u>DCD/Executive Branch</u>				
Prepared By: <u>Albert Lee</u>		Phone No.: <u>(928) 675-0009</u>		Email Address: <u>blackmesa@navajochapters.org</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year / Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	<u>4/1/23</u> 10/01/22-09/30/23	1,760,468.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance	6		209,068	209,068
				6500 Contractual Services	6		1,551,400	1,551,400
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	1,760,468.00	1,760,468
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:		\$1,760,468.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>James Adakai, Deputy Director</u>			APPROVED BY: <u>Calvin Castillo, Executive Director</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
 3-14-23			 3/14/2023					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:									
Business Unit No.: <u>NEW</u>			Program Name/Title: <u>Black Mesa Chapter - Housing Project</u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
Blackmesa Chapter Resolution number BMC-23-10-005									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
<u>Reduce overcrowded homes and shelter the unhouse people</u>									
Program Performance Measure/Objective:									
<u>Performance will be determined by home owners</u>		1		1		1		1	
2. Goal Statement:									
<u>To standardize all homes to meet Navajo Housing requirements</u>									
Program Performance Measure/Objective:									
<u>The community members should be at ease in their new homes</u>		1		1		1		1	
3. Goal Statement:									
<u>Limit unnecessary Covid 19 exposure</u>									
Program Performance Measure/Objective:									
<u>Families will have space and distance from close contact</u>		1		1		1		1	
4. Goal Statement:									
<u></u>									
Program Performance Measure/Objective:									
<u></u>									
5. Goal Statement:									
<u></u>									
Program Performance Measure/Objective:									
<u></u>									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
<u>James Adakai, Deputy Director</u>				<u>Calvin Castillo, Executive Director</u>					
Program Manager's Printed Name				Division Director/Branch Chief's Printed Name					
<u>[Signature]</u>				<u>[Signature]</u>					
Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date					
<u>3-16-23</u>				<u>3/14/2023</u>					

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:				
Program Name/Title: <u>Black Mesa Chapter - Housing Project</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)	
6020	Supplies		209,068	1,760,468
6030	Building R + M supplies - Other technical Issues	160,000		
	Building R + M supplies	49,068		
6200	External Contractors		1,551,400	
6290	General Contractors - Mobile Home	1,440,000		
	NNTax	86,400		
	Ground Prep	25,000		
TOTAL			1,760,468	1,760,468

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: <u>New</u> Project Title: <u>Black Mesa Chapter Housing Project</u> Project Description: <u>House construction</u> Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification								PART II. Project Information Project Type: <u>Construction</u> Planned Start Date: <u>04/01/23</u> Planned End Date: <u>09/30/2026</u> Project Manager: <u>Chapter staff</u>			
PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.								Expected Completion Date if project exceeds 8 FY Qtrs.		
	FY 2025				FY 2026				Date		
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.			
Distribute Homesite lease											
List of names											
Compile of chapter proposal for eligibility											
Solicit qualified contractors											
Begin construction of each home	x	x	x	x							
Final Inspection of each finished home home			x	x	x	x	x	x			
Occupancy of the new home by housing construction participants					x	x	x	x	x		
PART V.	\$	\$	\$	\$	\$	\$	\$	\$	PROJECT TOTAL		
Expected Quarterly Expenditures	49,068.00	160,000.00	0.00	0.00					\$1,760,468.00		



BLACK MESA CHAPTER

P. O. Box 189 * Pinon, Arizona 86510



RESOLUTION OF THE BLACK MESA (Kits'iili) CHAPTER

BMC-23-10-005

REQUESTING THE NAVAJO NATION, INCLUDING HONORABLE JIMMY YELLOWHAIR, COUNCIL DELEGATE OF THE NAVAJO COUNCIL TO ACCEPT THE RECOMMENDATION OF THE BLACKMESA CHAPTER GOVERNMENT AS SUBMITTED HEREIN.

WHERE AS:

1. Pursuant to The Navajo Nation Council Resolution CAP-17-79 and CAP-34-98, The Black Mesa Chapter Government was officially certified thereby delegated Governmental Authority with respect to local matters; And
2. Pursuant to The Navajo Nation Council Resolution CJN-29-22, \$211,256,148, CHAPTER and REGIONAL PROJECTS along with other CHAPTER BASE PROJECT Was added on to THE NAVAJO NATION FISCAL RECOVERY FUNDS previously Authorized by CJY-41-21; And
3. Navajo Nation Council Resolution CJN-29-22, also Includes Funding Distribution of \$211,256,148 among the 24 Regional Chapters at \$8,802,310 which calculates into @1,760,468 per each of the five (5) Dziłyíjín Regional Chapter; And
4. There are so many unmet needs within Black Mesa Chapter Community, after careful review of the total, it is determined essential that housing constructed be considered and the most needling homes are: Juanita Small, Paulin Begay, Howard Honie, Peter Nez, Annie B. Ten, Hasbali Gilmore, Elaine Yellowhorse, Polly Deal, Berjelokie Yazzie, Larry Hadley, Samantha T. Ranger, Sanya Rose, Adrienne Etsitty, Brandon Watchman, Albert Lee, Arlene W. Rockbridge, Louise Nez, Dickerson Smith Jr., Lucy Lee, Francis Honie, Patrick W. Begay, Tasha Yellowhair, Larry Biltah, Charmayne Nez and Tanya Rose.
5. This priority is a must to be submitted by The Honorable Jimmy Yellowhair, Council Delegate, ASAP. (These potential Projects must be Forwarded to NAVAJO NATION D.O.J. within reason time line for review).

NOW, THEREFORE BE IT RESOLVE, THAT:

1. REQUESTING THE NAVAJO NATION, INCLUDING HONORABLE JIMMY YELLOWHAIR, COUNCIL DELEGATE OF THE NAVAJO COUNCIL TO ACCEPT THE RECOMMENDATION OF THE BLACKMESA CHAPTER GOVERNMENT AS SUBMITTED HEREIN.

Larry Biltah
Chapter President

Lynn Dean
Chapter Vice-President

Marlene Biltah
Chapter Secretary/Treasurer

Francis Honie
Grazing Committee Member

Jimmy Yellowhair
Council Delegate

BMC-23-10-005

CERTIFICATION

We hereby certify that the foregoing resolution was fully considered by the Black Mesa Chapter at a duly called meeting at Black Mesa, Arizona at which a quorum was present and that same was passed by a vote of 16 in favor, 00 opposed, and 03 abstained, on this 10th day of October 2022.

Motioned by: Albert Lee

Seconded by: Lynn Dean



Larry Biltah, President



Lynn Dean, Vice -President



Marlene Biltah, Secretary/Treasurer



Jimmy Yellowhair, Council Delegate



BLACK MESA CHAPTER

P. O. Box 189 * Pinon, Arizona 86510



RESOLUTION OF THE BLACK MESA (Kits'ili) CHAPTER

BMC-23-03-050

REQUESTING THE NAVAJO NATION, INCLUDING HONORABLE JIMMY YELLOWHAIR, COUNCIL DELEGATE OF THE NAVAJO COUNCIL TO ACCEPT THE RECOMMENDATION OF THE BLACKMESA CHAPTER GOVERNMENT AS SUBMITTED HEREIN.

WHERE AS:

1. Pursuant to The Navajo Nation Council Resolution CAP-17-79 and CAP-34-98, The Black Mesa Chapter Government was officially certified thereby delegated Governmental Authority with respect to local matters; And
2. Pursuant to The Navajo Nation Council Resolution CJN-29-22, S211,256,148, CHAPTER and REGIONAL PROJECTS along with other CHAPTER BASE PROJECT Was added on to THE NAVAJO NATION FISCAL RECOVERY FUNDS previously Authorized by CJY-41-21; And
3. Navajo Nation Council Resolution CJN-29-22, also Includes Funding Distribution of S211,256,148 among the 21 Regional Chapters at S8,802,340 which calculates into @1,760,168 per each of the five (5) Dzilyjini Regional Chapter; And
4. There are so many unmet needs within Black Mesa Chapter Community, after careful review of the total, it is determined essential that housing constructed be considered and the most needing homes are: Juanita Small, Paulin Begay, Howard Honie, Peter Nez, Annie B. Ten, Hasbah Gilmore, Elaine Yellowhorse, Polly Deal, Berjelokie Yazzie, Larry Hadley, Samantha T. Ranger, Sanya Rose, Adrienne Elsitty, Brandon Watchman, Albert Lee, Arlene W. Rockbridge, Louise Nez, Dickerson Smith Jr., Lucy Lee, Francis Honie, Patrick W. Begay, Tasha Yellowhair, Larry Biltah, Charmayne Nez and Tanya Rose.
5. This priority is a must to be submitted by The Honorable Jimmy Yellowhair, Council Delegate, ASAP. (These potential Projects must be Forwarded to NAVAJO NATION D.O.J. within reason time line for review).
6. The Black Mesa Chapter affirms that the chapter will only use awarded funds in the compliance with the ARPA Regulations, and other applicable Navajo Nation and Federal Laws and Regulations.

NOW, THEREFORE BE IT RESOLVE, THAT:

1. REQUESTING THE NAVAJO NATION, INCLUDING HONORABLE JIMMY YELLOWHAIR, COUNCIL DELEGATE OF THE NAVAJO COUNCIL TO ACCEPT THE RECOMMENDATION OF THE BLACKMESA CHAPTER GOVERNMENT AS SUBMITTED HEREIN.

Larry Biltah
Chapter President

Lynn Dean
Chapter Vice-President

Marlene Biltah
Chapter Secretary/Treasurer

Francis Honie
Grazing Committee Member

Germaine Simonson
Council Delegate

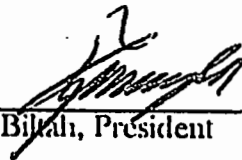
BMC-23-03-050

CERTIFICATION

We hereby certify that the foregoing resolution was fully considered by the Black Mesa Chapter at a duly called meeting at Black Mesa, Arizona at which a quorum was present and that same was passed by a vote of 10 in favor, 00 opposed, and 05 abstained, on this 20th day of March 2023.

Motioned by: Dorothy Yazzie

Seconded by: Agatha Tudechinc



Larry Biltah, President



Lynn Dean, Vice -President



Marlene Biltah, Secretary/Treasurer

Germaine Simonson, Council Delegate