

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

AN RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING CJY-67-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE GEORGE H. TOLTH'S DELEGATE REGION (CHAPTERS: LITTLEWATER, PUEBLO PINTADO, TORREON, WHITEHORSE LAKE, BACA/PREWITT, CASAMERO LAKE, OJO ENCINO, COUNSELOR), 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. CJY-67-23, included and incorporated herein by reference, mandated that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable George H. Tolth's Delegate Region (Chapters: Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor) 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.

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'iyáti' 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. CJY-67-23, 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 GEORGE H. TOLTH'S DELEGATE REGION (CHAPTERS: LITTLEWATER, PUEBLO PINTADO, TORREON, WHITEHORSE LAKE, BACA/PREWITT, CASAMERO LAKE, OJO ENCINO, COUNSELOR) was signed into law by the President of the Navajo Nation on August 4, 2023.
- D. CJY-67-23, 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'iyáti' Committee members in attendance. . . . See CJN-29-22, as amended by CAU-74-23, Section Three (B).

- G. All additional projects listed in the Hon. George H. Tolth's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. George H. Tolth'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. George H. Tolth'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. George H. Tolth's Delegate Region (Chapters: Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor) as set forth in Exhibit A.

SECTION THREE. AMENDING CJY-67-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE GEORGE H. TOLTH'S DELEGATE REGION (CHAPTERS: LITTLEWATER, PUEBLO PINTADO, TORREON, WHITEHORSE LAKE, BACA/PREWITT, CASAMERO LAKE, OJO ENCINO, COUNSELOR), 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. George H. Tolth's Delegate Region (Chapters: Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor) 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'íyáti' Committee.

SECTION FIVE. EFFECTIVE DATE

This legislation shall be effective upon its approval pursuant to two-thirds (2/3) vote of the Naabik'íyáti' 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'íyáti' Committee of 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 19 in Favor, and 00 Opposed, on this 12th day of October 2023.



Honorable Crystalyne Curley, Chairwoman
Naabik'íyáti' Committee

10/24/2023

Date

Motion: Honorable Vince R. James
Second: Honorable Curtis Yanito

Chairwoman Crystalyne Curley not voting

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

Exhibit A

COUNCIL DELEGATE: Hon. George H. Tolth

CHAPTERS: Littlewater, Pueblo Pintado, Torreon, Whitehorse Lake, Baca/Prewitt, Casamero Lake, Ojo Encino, Counselor

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED IN CJY-67-23 on August 4, 2023				\$ 4,730,125.11
Division of Community Development	None Identified	Pueblo Pintado Chapter Equipment Purchase (Motor Grader) Project	Division of Community Development	6.1	HK0544	\$ 370,947.00
Division of Community Development	None Identified	Whitehorse Lake Chapter Scattered Septic Cleaning Services Project	NN Environmental Protection Agency	5.5	HK0617	\$ 19,000.00
Division of Community Development	*Casamero Lake Chapter	Casamero Lake Chapter Purchase of F450 Super Duty Regular Cab Truck	Division of Community Development	6.1	HK0618	\$ 75,000.00
Division of Community Development	*Casamero Lake Chapter	Casamero Lake Chapter House Plumbing Improvement Project	Division of Community Development	1.14	HK0623	\$ 40,000.00
Division of Community Development	*Casamero Lake Chapter	Casamero Lake Chapter Street Lights for Chapter Compound Project	Division of Community Development	2.22	HK0633	\$ 10,000.00
		UN-ALLOCATED AMOUNT				\$ 3,557,267.89

*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 0544

Date & Time Received: 06/09/23 at 14:36

Date & Time of Response: 6/20/23 at 17:15

Entity Requesting FRF: Pueblo Pintado Chapter

Title of Project: Equipment Purchase - Motor Grader

Administrative Oversight: DCD

Amount of Funding Requested: \$370,947.00

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: Pueblo Pintado Chapter Date prepared: 05-16-23

Chapter's mailing address: Pueblo Pintado Chapter phone/email: 505-655-3221 pueblopintado@navajochapters.org
HCR 79, Box 3026 Cuba, New Mexico 87013 website (if any): pueblopintado@navajochapters.org

This Form prepared by: Janice Arthur phone/email: 505-655-3221 pueblopintado@navajochapters.org
Chapter Community Service Coordinator 505-655-3221 pueblopintado@navajochapters.org
CONTACT PERSON'S name and title *CONTACT PERSON'S info*

Title and type of Project: Equipment Purchase - Motor Grader

Chapter President: Erlene Henderson phone & email: 505-655-3221 pueblopintado@navajochapters.org

Chapter Vice-President: Donald Chee phone & email: 505-655-3221 pueblopintado@navajochapters.org

Chapter Secretary: Cheryl Chavez phone & email: 505-655-3221 pueblopintado@navajochapters.org

Chapter Treasurer: Cheryl Chavez phone & email: 505-655-3221 pueblopintado@navajochapters.org

Chapter Manager or CSC: Ms. Janice Arthur phone & email: 505-655-3221 pueblopintado@navajochapters.org

DCD/Chapter ASO: Vacant phone & email: _____

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Contractors/Sub-Contractors
 document attached

Amount of FRF requested: 370,947.00 FRF funding period: 10/01/2023 - 09/30/2026
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:

To purchase heavy equipment motor grader to maintain public access roads within the Pueblo Pintado Chapter. The Grader will be used for cleaning of snow, mud, and other debris for community access of emergency and medical needs, handicap, school buses, head start, senior Citizens Center transport, and others to have clear and safe access to community roads. Pueblo Pintado Chapter will own and operate the equipment and grader will be stored chapter warehouse.

document attached

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

The Grader will be used to benefit the Pueblo Pintado Chapter Community to clear and maintain dirt road, snow removal, have safe access for the community.

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 Pueblo Pintado Chapter will work with Fiscal Recovery office and Community Development to ensure project is completed by the deadline of September 30, 2026.

document attached

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

The Pueblo Pintado Chapter and Division of Community Development.

document attached

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

The Pueblo Pintado Chapter will be responsible for the operations and maintenance of the motor grader.

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 purchase of the motor grader is much needed to maintain unpaved roads, create flat surfaces and spread dirt & remove debris, plowing snow drifts, soil prep for new planting season, forming drainage ditches and creating slopes for community.

document attached

Part 3. Additional documents.

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

Supporting Resolution
Cost Estimate

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:

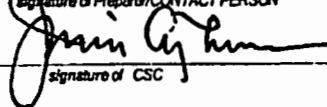
Chapter's Preparer:


signature of Preparer/CONTACT PERSON

Approved by:


signature of Chapter President (or Vice-President)

Approved by:

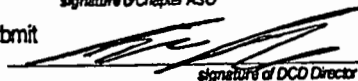

signature of CSC

Approved by:

Vacant

signature of Chapter ASO

Approved to submit for Review:


signature of DCD Director

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

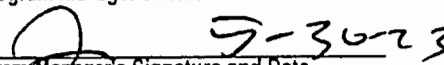

Page 1 of 3
BUDGET FORM 1

Pueblo Pintado Chapter

PART I. Business Unit No.: New Program Title: Equipment purchase Motor Grader Division/Branch: Division of Communtiy Development
 Prepared By: Janice Arthur, CSC Phone No.: 505-655-3221 Email Address: jarthur@nnchapters.org

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
Equipment Purchase- Motor Grader	10-01-23 09-30-26	\$370,947.00	100%				
				2001 Personnel Expenses			
				3000 Travel Expenses			
				3500 Meeting Expenses			
				4000 Supplies			
				5000 Lease and Rental			
				5500 Communications and Utilities			
				6000 Repairs and Maintenance			
				6500 Contractual Services	6		
				7000 Special Transactions			
				8000 Public Assistance			
				9000 Capital Outlay			
				9500 Matching Funds			
				9500 Indirect Cost			
				TOTAL		\$0.00	\$370,947.00
							\$370,947.00
				PART IV. POSITIONS AND VEHICLES		(D)	(E)
				Total # of Positions Budgeted:		0	0
				Total # of Vehicles Budgeted:		0	0
				TOTAL:		\$370,947.00	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 Castillo, Executive Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
 5-30-23  5/30/23
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:		<i>Pueblo Pintado Chapter</i>							
Business Unit No.: <u> </u> <u>New</u>	Program Name/Title: <u> </u>	<u>Equipment Purchase Motor Grader</u>							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
Pueblo Pintado Chapter approves recommending acceptance and approval of subject resolution as the Chapter's Fiscal Recovery Fund Expenditure Plan Eligibility Determinations and Application Requirement. RE: Equipment - Motor Grader									
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>Equipment-Motor Grader to maintain public access roads in Pueblo Pintado Chapter Community.</u>									
Program Performance Measure:									
<u>Availability on a timely manner for approved worksite only</u>		1		1		1		1	
2. Goal Statement:									
<u>Used for cleaning of snow, mud, and other debris for community access emergency/medical needs road.</u>									
Program Performance Measure:									
<u>Ensure maintenance update and performance for community needs only</u>		1		1		1		1	
3. Goal Statement:									
<u> </u>									
Program Performance Measure:									
<u> </u>									
4. Goal Statement:									
<u> </u>									
Program Performance Measure:									
<u> </u>									
5. Goal Statement:									
<u> </u>									
Program Performance Measure:									
<u> </u>									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
James Adakai, Deputy Director					Calvin Castillo, Executive Director				
<u> </u> Program Manager's Printed Name					<u> </u> Division Director/Branch Chief's Printed Name				
<u> 5-30-23</u> Program Manager's Signature and Date					<u> 5/30/23</u> Division Director/Branch Chief's Signature and Date				

FY 2023

THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

Page 3 of 3
 BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Pueblo Pintado Chapter</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)
6960	SUBCONTRACTED SERVICE S Equipment - Motor Grader 6990 - Subcontracted Services purchase motor Grader		370,947.00
TOTAL		\$370,947.00	\$370,947.00

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>Equipment Purchase - Motor Grader</u> Project Description: <u>Motor Grader to maintain public access roads within Pueblo Pintado Chapter</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>Equipment</u> Planned Start Date: <u>October 1, 2023</u> Planned End Date: <u>September 30, 2026</u> Project Manager: _____																									
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. Date: <u>September 30, 2026</u>																	
		FY 2024										FY 2025																											
		1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date: <u>September 30, 2026</u>													
		O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M								
Equipment Purchase- Motor Grader Planning (Get Quotes, Specification)																																							
Project Implementation																																							
Close Out																																							
PART V. Expected Quarterly Expenditures		S			S			S			S			S			S			S			S			PROJECT TOTAL													
																																			\$370,947.00				

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



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



The Navajo Nation | Yideeskáadi Nitsáhákees

George Tolth Council Delegate	Erlene Henderson President	Donald Chee Vice President	Cheryl Chavez Secretary/Treasurer	Alex Sandoval Land Board	Janice Arthur Coordinator	Alberta Ballard AMS
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RESOLUTION OF
 PUEBLO PINTADO CHAPTER
 PPC 05/2023 - 35

REQUESTING AND APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR PUEBLO PINTADO CHAPTER IN THE AMOUNT OF \$370,947.00, FOR PURCHASE OF MOTOR GRADER FOR THE COMMUNITY MEMBERS

WHEREAS:

1. The Pueblo Pintado Chapter is a recognized Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C.4021 et seq. and 26 N.N.C. S102, and
2. Pursuant 2 N.N.C S102 (a), The Navajo Nation Council is governing the body of the Navajo Nation; and by resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act" wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo Nation to address matters of local concern with Navajo Law, Custom, and Tradition; and
3. The Pueblo Pintado Chapter is a non-certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. 4021 et seq. and 26 N.N.C. S103; and
4. The Pueblo Pintado Chapter realized the Navajo Nation Council 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 (\$211,256,148.00) to be divided equally between the twenty-four (24) Delegate Regions in the amount of eight million hundred two thousand three hundred forty dollars (\$8,802,340.00) per Delegate Region Project Plans approved by the 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); and
5. The purposes of the NNFRF and the Chapter and Regional Projects Expenditure Plans, "Delegate Region" shall mean all the Navajo Nation Chapters, both LGA Certified and Non-LGA Chapters, Townships, represented by a Navajo Nation Council Delegates; and
6. The Pueblo Pintado Chapter realized the Fiscal Recovery Fund costs must be incurred by December 31, 2024, meaning that the Navajo Nation must obligate FRF funds by that date. Treasury's Final Rule provides that "incurred" shall have the same meaning given to "financial obligation" under the Uniform Guidance at 2 CFR 200.1: "Financial obligations, when referencing a recipient's or sub-recipients use of funds under a Federal award, means orders placed for property and services, contracts and sub-awards made, and similar transactions that require payment"; and

7. The Pueblo Pintado Chapter realized the Fiscal Recovery Fund period performance runs from March 3, 2021, until December 31, 2026, meaning that all FRF-funded projects must be completed, and funds must be fully expended by December 31, 2026; and
8. The Pueblo Pintado Chapter recognizes the need for these projects to improve the quality of life for its residents while combating and recovering from COVID-19 and the number of requests is only a fraction of what the Chapter needs to substantially improve the community of Pueblo Pintado Chapter for a safe, healthy, and habitable home environment.

NOW THEREFORE BE IT RESOLVED THAT:

1. Requesting, Accepting, and Approving CJN-290-22, American Rescue Plan Act (ARPA) Funding in the amount of **\$370,947.00** for the Pueblo Pintado Chapter to purchase heavy equipment motor grader to maintain public access within the Pueblo Pintado Chapter.
2. The Pueblo Pintado Chapter hereby approves and identified project for the American Rescue Plan Act and prioritized these projects as follow:

PROJECTS DESCRIPTION:	CATEGORY:	AMOUNT:
1. Motor Grader	6.1	\$370,947.00

CERTIFICATION

WE, HEREBY CERTIFY that the foregoing resolution was duly considered by the Pueblo Pintado Chapter at a duly called community chapter meeting at Pueblo Pintado Chapter of the Navajo Nation, (McKinley), New Mexico, at which a quorum was present and the same approved by a vote of 12 in favor, 0 Opposed, 3 abstained, on the 16th day of May 2023

motioned by: Esther Willetto seconded by: Lucy Judy

Erlene Henderson
 Erlene Henderson, President
 Pueblo Pintado Chapter

Cheryl Chavez
 Cheryl Chavez, Secretary/Treasurer
 Pueblo Pintado Chapter

Donald Chee, Vice President
 Pueblo Pintado Chapter

Vice President refuse to sign
5/18/23 3:45pm CC
Cheryl Chavez



Albuquerque NM * Cheyenne WY * Colorado Springs CO * El Paso TX * Farmington NM * Fort Collins CO
Frederick CO * Greeley CO * Hobbs NM * Holly CO * Lamar CO * Pueblo CO * Rocky Ford CO * Strasburg CO
www.4RiversEquipment.com

Quotation

To: Navajo Nation Chapters
Baca, Pueblo Pintado, Torreon and Counselor

Date: 4.26.2023
FOB: Chapter House
Delivery Date: 30-120 Days ARO
(Quotation Void after 60- Days)

Attention: Mr. George Tolth and Miss Jeanette Vice

1 each or more, New 2023 John Deere 772G All Wheel (6WD) Motor Grader Equipped with:
9.0L Engine (548 cu. in.) displacement (275 VHP) Final Tier 4 Emissions, 200 Amp Alternator, *Antler Rack Controls (traditional), Steering Wheel, Hydraulic Pump Disconnect, JD Link Ultimate Life Time service, 14'x 24"x 7/8" MB (6"CEX 5/8")*. Single Input w/Slip Clutch Gearbox, 14.0-24 16PR G2 Tires with 3pc Rims, EII Low Cab with Open Front and Side Windows, Transmission 8FWD 8REV Gears, Transmission solenoid valve guard. Premium Heated Air Suspension Seat with Arm Rests, Front Push Block, Rear Ripper/Scarifier Combo w/9Extra SCFR Shanks w/teeth, Lighting Package 10 Halogen with LED Brake and Tail, Converter 10/15Amp 24v To 12v. Mirrors External, Lower Front Intermittent Wiper/Washer, Radio AM/FM/WB W/Aux, Rear Camera, Rear Retractable Sunshade, LH Beacon Strobe for safety, Fire Extinguisher, SMV Sign, Engine Coolant Heater, Ether Aid less canister, Standard Fuel filter/lines, Plus All Other Standard Equipment.

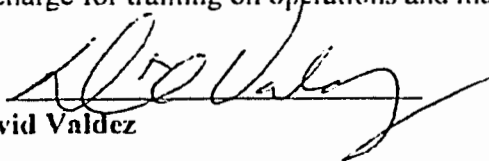
NN Chapter Price using NN Governmental Discounts:	\$349,950.00
If we deliver to the NN then a 6% NN tax will apply if picked up no tax:	<u>\$ 20,997.00</u>
Grand Total with discounts, delivery and NN taxes:	\$370,947.00

Machine Warranty:

12-Months Full Machine Factory Warranty, plus an additional 72-Months/4000 hours whichever occurs first of Powertrain plus Hydraulics extended warranty. FOB a 4Rivers Equipment Facility. Total coverage is 84-months/4000 hours total coverage.

Operator Training:

Free of charge for training on operations and maintenance of the machine at time of delivery.

By: 
David Valdez

Accepted By:

Order Accepted By: 4 Rivers Equipment, LLC.