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

AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; AMENDING CJY-53-23 AND 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 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-20-23, included and incorporated herein by reference, mandated that amendments to 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') 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. CJY-53-23, included and incorporated herein by reference, mandated that amendments to 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') be approved by a Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- E. Navajo Nation Council Resolution No. 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

- 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 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-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. The Navajo Nation Council Resolution No. CJY-53-23, 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 was signed into law by the President of the Navajo Nation on August 4, 2023.
- F. CJY-53-23, Section Four, states that:

- 1. Amendments to this legislation or to the Delegate Region Project Plan approved herein shall only be adopted by resolution of the Navajo Nation Council and approval of the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- G. 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.
- H. 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).
- I. 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).
- J. 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 CJY-53-23 AND 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

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.

- A. The Delegate Region Project Plan approved herein shall comply with all applicable provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
- B. 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

> 10/17/2023 Date

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

Chairwoman Crystalyne Curley not voting

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Exhibit A

	CHAPTERS: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'
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Hon. Nath	:Coyote Ca
COUNCIL DELEGATE: Hon. Nathan Notah	CHAPTERS

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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
		TOTAL AMOUNT APPROPRIATED in CJY-53-23 on August 4, 2023				\$ 2,933,682.30
Division of Community None Identified Development	None Identified	Twin Lakes Chapter Public Employment Program Project	Division of Community Development	2.37	HK0450	\$ 200,000.00
Division of Community Development	None Identified	Twin Lakes Chapter Powerline Extension Project	Division of Community Development	2.18	HK0451	\$ 200,000.00
Division of Community None Identified Development	None Identified	Twin Lakes Chapter Infrastructure and Renovation of Modular Buildings Project	Division of Community Development	2.22	HK0452	\$ 260,468.00
Division of Community None Identified Development	None Identified	Twin Lakes Chapter HVAC System Project	Division of Community Development	1.4	HK0453	\$ 150,000.00
Division of Community None Identified Development	None Identified	Twin Lakes Chapter Electric House-Wiring Project	Division of Community Development	2.18	HK0455	\$ 200,000.00
		UN-ALLOCATED AMOUNT				\$ 299,999.97

*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."

Page 1 of 1

\$ 8,802,340.00

TOTAL:



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

Date & Time Received: 4/5/2023 at 17:22
Date & Time of Response: 4/13/2023 at 20:15
Entity Requesting FRF: Twin Lakes Chapter
Title of Project: Hiring for Public Employment Program
Administrative Oversight: Division of Community Development
Amount of Funding Requested: \$200,000.00
Eligibility Determination:
U.S. Department of Treasury Reporting Expenditure Category: 2.37 Other Economic Impact Assistance: Other

Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures): Expenditure Plan incomplete Missing Form Supporting documentation missing Funds will not be obligated by Project will not be completed by 12/31/2026 12/31/2024 Ineligible purpose __Incorrect Signatory Submitter failed to timely submit CARES reports Inconsistent with applicable NN or Additional information submitted is insufficient federal laws to make a proper determination Other Comments: We have modified the requested expenditure code from 6.1 (Provision of Government Services) to 2.37 (Other Economic Impact Assistance: Other). 2.37 is a more favorable category because it is not limited to the amount of the Nation's lost revenue. Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit Signature of DOJ Reviewer: Modis

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.

TWIN LAKES CHAPTER

PUBLIC EMPLOYMENT (PEP)



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

Part 1. Identification of parties.

Non-Governance Certified Chapter Twin Lakes Chapter requesting FRF:	Date prepared: 01/16/2023
Chanter's P.O. Box 4424	phone/email: (505) 735-2600
Chapter's P.O. Box 4424 mailing address: Yatahey, NM 87375	website (frany): twinlakes@navajochapters.org
This Form prepared by: Juanita Tom	phone/email: (505) 733-2603
Community Service Coordinator	jrtom@nnchapters.org
CONTACT PERSON'S name and title	CONTACT PERSON'S Info
Title and type of Project: Hiring for Public Employment	Program
Chapter President: Elouise Johnson	phone & email: (505) 735-2603
Chapter Vice-President: Tom Begay	phone & email: (505) 567-0193 tbegay@navajochapters.org
Chapter Secretary: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Treasurer: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Manager or CSC: Juanita Tom	phone & email: (505) 735-2603 jrtom@nnchapters.org
DCD/Chapter ASO: Patricia Begay, SPPS	phone & email: (928) 871-7515 pdbegay@nndcd.org
List types of Subcontractors or Subrecipients that will be paid with FRF (if kr	nown): document attached
Amount of FRF requested: \$200,000 FRF funding period: 03/	/02/2023 - 09/30/2026
7.11.02.11.01.11.11.11.12.11.12.11.12.11.12.11.12.11.12.11.12.11.12.11.12.11.12.11.12.11.12.11.12.11.12.11.12.1	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 and what COVID-related needs will be addressed;	
This program will be funded to hire workers to complete Lakes Chapter. Those projects include constructing be	ete Fiscal Recovery Fund projects for the Twin pathroom additions, constructing handicap ramps
and rails, renovating/repairing houses, and renovating	g/repairing chapter modular buildings. PEP
employees will complete the projects to enhance the educational facilities, and safe, habitable homes.	quality of life by providing sanitation facilities,
eguodional juoninos, and balo, habitable homes.	
	_
and the state of the Alexandra Marie Nation	document attached
(b) Explain how the Program or Project will benefit the Navajo Nation, Nav This project will benefit Twin Lakes community member	
families who lack hygiene facilities, educational intern	net access, and safe, habitable homes. This
program will assist in the prevention and reduction of	COVID-10 infection and other illnesses by
	and educational internet access.
providing proper riygiene lacilities, temperate nomes,	and educational internet access.

Program(s) or Project(s) by December 31, 2026:
Timeline for implementation and completion is March 2, 2023 to September 30, 2026.
☐ document attached
(d) Identify who will be responsible for implementing the Program or Project:
The Twin Lakes Chapter Administration and Officials will provide oversight of the program.
☐ 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 homeowner will be responsible for the operation, maintenance, and repair upon project
completion. Twin Lakes Chapter incurs no additional cost or recurring cost upon project completion.
☐ 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:
Provision of Government Services: 6.1
☐ document attached
Part 3. Additional documents.
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):
Twin Lakes Community Chapter Resolution.
☐ 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. Julianita Tolly Approved by: John Approved by:
signature of PreparenCONTACT PERSON Signature of PreparenCONTACT PERSON Signature of Chapter President)
Approved by:
signature of CSC signature of Chapter ASO
Approved to submit from for Review
signature of OCD Director

APPENDIX B

PROGRAM BUDGET SUMMARY THE NAVAJO NATION

FY 2023

BUIDGET FORM 1

Difference or 200,000 200,000 Total Div. Comm. Devip Proposed Budget irtom@nnchapters.org 200,000.00 200,000 Division Director / Branch Chief's Signature and Date 12 ⑪ 0 <u>@</u> Division Director / Branch Chief's Printed Name Calvin Castillo, DCD Director Division/Branch: NNC Approved Original Budget \$0.00 0 12 PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE. James Adakai, Deputy Director Sonlastá Jim, Manager Calvin Castillo, TOTAL Total # of Positions Budgeted: Total # of Vehicles Budgeted: Email Address: Type Code စ PART IV. POSITIONS AND VEHICLES Twin Lakes Public Employment Program 5500 Communications and Utilities PART III. BUDGET SUMMARY 6000 Repairs and Maintenance 7000 Special Transactions 6500 Contractual Services 2001 Personnel Expenses 3500 Meeling Expenses 8000 Public Assistance 5000 Lease and Rental 3000 Travel Expenses 9500 Matching Funds 9000 Capital Outlay 9500 Indirect Cost 505,735,2603 4000 Supplies 100% Total 100% ر % و Phone No.: 11-4 Program Manager's Signature and Date Program Title: 200,000.00 \$200,000.00 Program Manager's Printed Name Amount TOTAL: 3/2/23 to 9/30/26 Fiscal Year **Term** Juanita Tom NEW PART II. FUNDING SOURCE(S) PART I. Business Unit No.: NN Fiscal Recovery Funds Prepared By:

Page 1 of 1 BUDGET FORM 4

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

PART I. P	PART I. PROGRAM INFORMATION: December Name (Title)	Public Employment	Businees Init No.	NEW	
	rigiani namerino.			NEW T	
PART (I. (A)	PART II. DETAILED BUDGET: (A)	(B)		(c)	(D)
Object Code (LOD 6)	(qo	Object Code Description and Justification (LOD 7)		Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
8222	CHAPTER PROJECT: REQUESTING TO HIRE COMMUNITY 3) SUPERVISORS - \$19.00 X 960 (Hours) = \$18,240.00 } 9) LABORERS (CARPENTARS) \$15.00 X 960 (Hours) = \$14,400.00	APTER PROJECT: QUESTING TO HIRE COMMUNITY PUBLIC EMPLOYMENT LABORERS: SUPERVISORS - \$19.00 X 960 (Hours) = \$18,240.00 X 3(Supervisors) = \$54,720.00 + \$4,651.20 = \$59,371.20 LABORERS (CARPENTARS) \$15.00 X 960 (Hours) = \$14,400.00 X 9(Carpenters) = \$129,600.00 X 8.5% (FB) = \$11,016.00 = \$140,616.00 = \$12.80 add to (FB) = \$12.80	0 8 0	\$ 59,371.20 \$ 140,616.00 \$ 12.80 \$200,000.00	\$ 200,000.00
			TOTAL		\$ 200,000.00

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

Page of _____ PROJECT FORM

PART I. Business Unit No.: NEW		1																		PART II.			Pro	Project Information	Je Je	ttou	
Project Title: Twin Lakes (Bahastl'ah) Public Employment Program (PEP)	hastrah) Pub	fic Em	nploym	lent P	ogran	n (PE													مّ	Project Type:	796:	88	55 C	8555: Chapter Projects	Project	g)	
Project Description Hire PEP to bathroom additions, renovate homes community members, repair roofs and install handicapped rallsframps	bathroom ad	dition	S, ren	ovate	юще	S 80m	nunity	mem	ers, re	pair r	ofs a	nd inst	all han	dicapi	sed ra	lls/ran	ន		<u>a</u>	anned	Planned Start Date:	ate:		m	3/2/2023	23	
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Check one box:	딙 Original Budget	Budge		☐ Budget	udget			<u> </u>	☐ Budget Reallocation	tealloc	ation		Budge	Budget Modification	ficatio	Ę			<u>δ</u> .	ojed A	Project Manager:		Juanita Tom	티			
	PART IV.	Use Fiscal	Fiscal	Year (FY	uarter	S 10 8	mplet	3 the in	Joms	tion b	∋low.	0=0	Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.	= Nov	= a:		ပ္က	-			Ι,					!
List Project Task separately; such		ł		"	FY 2023	201										FY 2024	024							Expected Completion Date if project exceeds 8 FY Qtrs.	mpietic eds 8	된 된 된 된	e E
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FOR OMB USE ONLY:

Resolution No:

FMIS Set Up Date:

Company No:

OMB Analyst:



Bahastl'ah Chapter

Post Office Box 4424 Yahtahey, New Mexico 87375

Phone: 505-735-2600

Fax: 505-735-2605

twinlakes@navajochapters.org



RICHELLE MONTOYA Navajo Nation Vice President

Nathan Notah Council Delegate Vacant President Tom Begay Vice-President Jaan M. Nez Secretary/Treasurer Larry Tsosie Grazing Official

RESOLUTION NO: BAH-23-03-16-109

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR PUBLIC EMPLOYMENT PROGRAM (PEP) TO CONSTRUCT BATHROOM ADDITIONS, RENOVATE HOMES, REPAIR ROOF, AND INSTALL HANDICAPPED RAMPS/RAILS FOR ELDERLYS IN THE AMOUNT OF \$200,000.00

WHEREAS:

- 1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
- 2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
- 3. To support the efforts of the Navajo Nation to mitigate the effects of the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic infrastructure to improve lives of people who have lived without water, electricity and basic services to support their daily activities, health, and welfare"; and
- 4. The Bahastl'ah Chapter identified Public Employment Program (PEP) Project to construct bathroom additions, renovate homes, repair roof and built/install handicapped ramps/rails for the elderly and community members using the American Recovery Plan Act funding in the amount of \$200,000.00; and
- 5. The Bahastl'ah Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter Public Employment Program (PEP) project for Twin Lakes Community.

CERTIFICATION

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Vacant, President	N-54	Tom Begay, Vice President
	- MANIE	
	Joan Nez, Secretary/I	reasurer
41 1 . 1		The same of
Motioned By: Syrline Jon	<u>1e5</u>	Seconded By: Drovan Shorman



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 0451
Date & Time Received: 4/5/23 at 17:23
Date & Time of Response: 4/17/23 at 16:36
Entity Requesting FRF: Twin Lakes Chapter
Title of Project: Powerline Extension
Administrative Oversight: Division of Community Development
Amount of Funding Requested: \$200,000
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: 2.18 Housing Support: Other Housing Assistance

Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures): Missing Form Expenditure Plan incomplete Supporting documentation missing Funds will not be obligated by Project will not be completed by 12/31/2026 12/31/2024 Ineligible purpose Incorrect Signatory Submitter failed to timely submit CARES reports Inconsistent with applicable NN or Additional information submitted is insufficient federal laws to make a proper determination Other Comments: Name of DOJ Reviewer: MacArthur Stant Digitally signed by MacArthur Stant Date: 2023.04.17 16:38:12 -06'00' Signature of DOJ Reviewer: MacArthur Stant

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.

Twin Lakes Powerline Extension

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

Part 1. Identification of parties.

Non-Governance Certified Chapter Twin Lakes Chapter requesting FRF:	Date prepared: 01/16/2023
	phone/email: (505) 735-2600
Chapter's P.O. Box 4424 mailing address: Yatahey, NM 87375	website (frany): twinlakes@navajochapters.org
This Form prepared by: Juanita Tom	phone/email: (505) 733-2603
Community Service Coordinator	jrtom@nnchapters.org
CONTACT PERSON'S name and title	CONTACT PERSON'S info
Title and type of Project: Powerline Extension	
Chapter President: Elouise Johnson	phone & email: (505) 735-2603
Chapter Vice-President: Tom Begay	phone & email: (505) 567-0193 tbegay@navajochapters.org
Chapter Secretary: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Treasurer: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Manager or CSC: Juanita Tom	phone & email: (505) 735-2603 jrtom@nnchapters.org
DCD/Chapter ASO: Patricia Begay, SPPS	phone & email: (928) 871-7515 pdbegay@nndcd.org
List types of Subcontractors or Subrecipients that will be paid with FRF (if kn	own): document attached
Amount of FRF requested: \$200,000 FRF funding period: 03/	02/2023 - 09/30/2026
Amount of PRF requested.	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 to and what COVID-related needs will be addressed:	he funds will be used, for what purposes, the location(s) to be served,
This project will extend powerlines to homes within the	e Twin Lakes Community. The project will
provide homes with electricity to improve the basic qu	ality of life, meet health care needs (refrigeration
for perishable foods), medical needs (refrigeration for Providing electricity for sanitation appliances (washing	machines and dryers) prevents the spread of
health-related illnesses that may cause increased vuli	nerability to COVID-19 complications.
	·
	☐ document attached
(b) Explain how the Program or Project will benefit the Navajo Nation, Nav	
This project will benefit Twin Lakes community memb	ers by providing electrical tie-in necessary for
ights, electrical devices, and durable medical equipments for families to receive basic utilities for heating,	ent. The project ensures a nabitable, secure medical need, and refrigeration purposes. This
project will enhance the basic quality of life for families	s who need basic utility services.
-	☐ 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

<u>APPENDIX A</u>

Program(s) or Project(s) by December 31, 2026:	
Timeline for implementation and completion is M	arch 2, 2023 to September 30, 2026.
	•
	- designant attached
(d) Identify who will be responsible for implementing the Program o	document attached
	the project through completion; Twin Lakes Chapter
will coordinate efforts with Office of Environment	al Health, NECA, and Navajo Tribal Utility Authority.
Will design at a street of the	arricalar, NEOA, and Navajo rribar officty Admonty.
	Control of the standard of the
(e) Explain who will be responsible for operations and maintenance	document attached e costs for the Project once completed, and how such costs will be funded
prospectively:	s costs for the 1 toject once completed, and now such costs will be funded
The homeowner will be responsible for the opera	tion, maintenance, and repair upon project
	Chapter incurs no additional cost or recurring cost
upon project completion.	
	document attached
	ies in the attached U.S. Department of the Treasury Appendix 1 listing the
proposed Program or Project falls under, and explain the reason wh Housing Support: Other Housing Assistance 2.13	<u> </u>
Housing Support. Other Housing Assistance 2.16	•
5	
	·
	☐ document attached
Part 3. Additional documents.	
List here all additional supporting documents attached to this FRF I	Expenditure Plan (or indicate N/A):
Twin Lakes Community Chapter Resolution.	
	☐ Chapter Resolution attached
Part 4. Affirmation by Funding Recipient.	
Funding Recipient affirms that its receipt of Fiscal Recovery Funds a	nd 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 Turnita Tour	pproved by:
signature of Preparer/CONTACT PERSON	signature of Chapter Prosters for Vice-Profited ()
Annoyed by	poroved by: Pattur D Book
Approved by:Approved by:	signature o'Chapter ASO
A	proved to submit Los Jumm, NNF72F0
	for Review. Signature of DCD Director

APPENDIX B

PROGRAM BUDGET SUMMARY THE NAVAJO NATION

FY 2023

BUIDGET FORM 1

Difference or 200,000 200,000 Total Û Division/Branch: Div. of Comm. Development Proposed Budget irtorn@nnchapters.org 200,000.00 200,000 Œ <u>@</u> Division Director / Branch Chiel's Printed Name Calvin Castillo, Executive Director **Original Budget** NNC Approved \$0.00 9 PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE. TOTAL Total # of Positions Budgeted: Total # of Vehicles Budgeted: Email Address: Fund Type Code မ PART IV. POSITIONS AND VEHICLES Twin Lakes Chapter Powerline Extension 5500 Communications and Utilities PART III. BUDGET SUMMARY 6000 Repairs and Maintenance 7000 Special Transactions 6500 Contractual Services 2001 Personnel Expenses 3500 Meeting Expenses 8000 Public Assistance 5000 Lease and Rental APPROVED BY: 3000 Travel Expenses 9500 Matching Funds 9000 Capital Outlay 9500 Indirect Cost 505.735.2603 4000 Supplies -11-23 100% Total 100% o % Phone No.: Program Jallager's Signature and Date Program Title: 200,000.00 TOTAL: \$200,000.00 Program Manager's Printed Name Amount SUBMITTED BY: James Adakai, Deputy Director 372723 to 09/30/26 Fiscal Year Juanita Tom New PART II. FUNDING SOURCE(S) PART I. Business Unit No.: NN Fiscal Recovery Funds Prepared By:

THE NAVAJO NATION

Budget Form 4

DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:

FY 2023

Total by
MAJOR Object
Code
(LOD 4) \$200,000.00 9 Total by DETAILED Total Object Code (LOD 6.1) \$200,000.00 <u></u> 8540: Powerline Extension will assist the community to obtain electricity into their homes. Development and Infrastructure will help community members to keep food and medication under refridgeration and utilizing medical equipment for power source. This is a very high vital emergency for the elders in the community. Object Code Description and Justification (LOD 7) NEW Business Unit No: <u>e</u> Twin Lakes Chapter Powerline Extension Name/Title: PART II. DETAILED BUDGET: \$200,000.00 Object Code (LOD 6.0) Program 3

Page of PROJECT FORM

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: NEW				1																PART II.	_		4	olect	Project Information	ation	
Project Title: Twin Lakes (Bahasti'ah) Powerline Extension	ısti'ah) Power	ig.	Sten	ğį															$\tilde{\Box}$	ညစြင	Project Type:	86	8 9	owertir	8540: Powerline Extension	ansion	
Project Description Assist community members to obtainunder electricity within their homes. Infrastructure and development will keep food and medical Planned Start Date:	inity members	, 0	btain	ınder	efect	ricity	ithin t	heir h	omes.	Infras	structu	re and	devel	opme	nt will	Keep	food a	nd me	<u>8</u>	Planne	d Start I	ate: 	!			3/2	3/2/2023
and to utilize medical for power source. This is a high vital emergency for the elders in the community.	source. This is	s a h	igh vit	al em	ergen	oy for	the ek	ters ir	thec	DILLI	nity.									Janne	Planned End Date:	ate:	6	9/30/2026	se.		
Check one box: 足	्र Original Budget	dget	1	☐ Budget	idget			<u>~</u>	Budget Reallocation	Reallo	cation		Buđg	et Mo	Budget Modification	i.				Pojec	Project Manager.		Juanita Tom	Tg.			
PART III.	PART IV. U	S8 F	iscal	(ear (٦ 0	uarter	s to α	mplet	e the	Ju Ju	gio	gelow.	Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.	녆	N = 1	۵	ä	et C	1				, L	C	Expected Completion Date #	غ ا	* 9
List Project Task separately, such		}		i.	FY 2023	(C)			İ							בׁ	FY 2024							d exc	project exceeds 8 FY Qtrs.	2	E 2:
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OMB Analyst:

Company No:

FMIS Set Up Date:

Resolution No:

FOR OMB USE ONLY:

BAHASTL'AH (TWIN LAKES) CHAPTER ARPA POWERLINE EXTENSION

In Ammeter LEASE: INFORMATION: HOOK-UP ELECTRIC: EXTENSION 1 Antonio, Melvina MMM 14 North Hwy 491 Yes 505.567.4153 Yes				HOMESITE	CONTACT	WATERLINE	NEED	POWERLINE
Antonio, Melvina MM 14 North Hwy 491 Yes 505.567.4153 Yes Yes Benally, Edith MM 13.5 East of Twin Lakes Chapter Yes 505.486.3798 Yes Yes Chee, Carol E. 3 1/2 miles west Coyote Canyon Jct. Yes 505.567.4408 Yes Yes Clyde, Philbert #332 E. MM 10 N Hwy 491, Tohlakai Rd yes 505.930.5228 Yes Yes Jones, Georgia 1/2 mile SW of Twin Lakes Chapter yes 505.930.5238 No No Miller, Everett 1/4 mile west of Mile post 11 Hwy 491 yes 505.593.1084 Yes No Willie, Laverne North of Coyote Canyon Jct. yes 505.906.7654 Yes No Willie, Laverne North of Coyote Canyon Jct. yes 505.906.7654 Yes No		NAME:	LOCATION:	LEASE:	INFORMATION:	HOOK-UP	ELECTRIC:	EXTENSION:
Benally, Edith MMM 13.5 East of Twin Lakes Chapter Yes 505.486.3798 Yes Yes Chee, Carol E. 3 1/2 miles west Coyote Canyon Jct. Yes 505.567.4408 Yes Yes Clyde, Philbert #332 E. MM 10 N Hwy 491, Tohlakai Rd yes 505.920.5228 Yes Yes Jones, Georgia 1/2 mile SW of Twin Lakes Chapter yes 505.593.6334 No No Miller, Everett 1/4 mile west of Mile post 11 Hwy 491 yes 505.593.1084 Yes No Willie, Laverne North of Coyote Canyon Jct. yes 505.906.7654 Yes No Willie, Laverne North of Coyote Canyon Jct. yes 505.906.7654 Yes No	1	Antonio, Melvina		Yes	505.567.4153	Yes	Yes	Yes
Chee, Carol E. 3 1/2 miles west Coyote Canyon Jct. Yes 505.567.4408 Yes Yes Clyde, Philbert #332 E. MM 10 N Hwy 491, Tohlakai Rd yes 505.920.5228 Yes Yes Jones, Georgia 1/2 mile SW of Twin Lakes Chapter yes 505.593.6334 No No Miller, Everett 1/4 mile west of Mile post 11 Hwy 491 yes 505.870.6536 Yes No Nelson, Clara 2 miles west of Coyote Canyon Jct. yes 505.593.1084 Yes No Willie, Laverne North of Coyote Canyon Jct. yes 505.906.7654 Yes No		Benally, Edith	MM 13.5 East of Twin Lakes Chapter	Yes	505.486.3798	Yes	Yes	Yes
Clyde, Philbert #332 E. MM 10 N Hwy 491, Tohlakai Rd yes 505.920.5228 Yes Yes Jones, Georgia 1/2 mile SW of Twin Lakes Chapter yes 505.593.6334 No No Miller, Everett 1/4 mile west of Mile post 11 Hwy 491 yes 505.870.6536 Yes No Nelson, Clara 2 miles west of Coyote Canyon Jct. yes 505.906.7654 Yes No Willie, Laverne North of Coyote Canyon Jct. No No No No	m	_	3 1/2 miles west Coyote Canyon Jct.	Yes	505.567.4408	Yes	Yes	Yes
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Miller, Everett 1/4 mile west of Mile post 11 Hwy 491 yes 505.593.1084 Yes No Willie, Laverne North of Coyote Canyon Jct. yes 505.906.7654 Yes No	ß	۰	1/2 mile SW of Twin Lakes Chapter	yes	505.593.6334	No	No	Yes
Nelson, Clara 2 miles west of Coyote Canyon Jct. Deer Spg Yes 505.593.1084 Yes No Willie, Laverne North of Coyote Canyon Jct. No No	9			yes	505.870.6536		Yes	Yes
Willie, Laverne North of Coyote Canyon Jct. yes 505.906.7654 Yes No	7	Nelson, Clara	2 miles west of Coyote Canyon Jct. Deer Spg	Yes	505.593.1084	Yes	No	No
	∞	Willie, Laverne	North of Coyote Canyon 1ct.	yes	505.906.7654	Yes	No	No
	L.							



Bahastl'ah Chapter

Post Office Box 4424 Yahtahey, New Mexico 87375

Phone: 505-735-2600

Fax: 505-735-2605

twinlakes@navajochapters.org



RICHELLE MONTOYA Navajo Nation Vice President

Nathan Notah Council Delegate Vacant President Tom Begay Vice-President Joan M. Nez Secretary/Treasurer Larry Tsosie Grazing Official

RESOLUTION NO: BAH-23-03-16-110

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR POWERLINE EXTENSION PROJECT IN THE AMOUNT OF \$200,000,000

WHEREAS:

- 1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
- 2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
- 3. To support the efforts of the Navajo Nation to mitigate the effects of the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic anti-infrastructure to improve lives of people who have lived without water, electricity and basic services to support their daily activities, health, and welfare"; and
- 4. The Bahastl'ah Chapter identified the Powerline Extension Project to assist community members using the American Recovery Plan Act funding in the amount of \$200,000.00; and
- 5. The Bahastl'ah Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter Powerline Extension project for Twin Lake Community.

CERTIFICATION

We hereby certify that the foregoing chapter resolution was duly considered by the Bahastl'ah (Twin Lakes) Chapter at which a quorum was present and the same was passed with a vote 13 in favor, opposed, and 07 abstained on this 26th day of March 2023.

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Vacant, President	√ D ₄	Tom Begay, V	iee President
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_	Joan Nez, Secretary Treasurer		
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Motioned By: Thir in Jones	Seconde	d By: <u>IMMNYM</u>	Ortellicar



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 0452
Date & Time Received: 4/5/23 at 17:24
Date & Time of Response: 4/13/2023 2:59 PM
Entity Requesting FRF: Twin Lakes Chapter
Title of Project: Infrastructure and Renovation Modular Buildings
Administrative Oversight: Division of Community Development
Amount of Funding Requested: \$260,468
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 22 Strong Healthy Communities: Neighborhood Features that Promote Health and Safety

Procedures): Expenditure Plan incomplete Missing Form Supporting documentation missing Funds will not be obligated by 12/31/2024 Project will not be completed by 12/31/2026 __Incorrect Signatory Ineligible purpose Inconsistent with applicable NN or Submitter failed to timely submit CARES reports Additional information submitted is insufficient federal laws to make a proper determination Other Comments: Please note that we have modified the expenditure code from the requested 6.1 (Government Services) to 2.22 (Strong Healthy Communities) because (1) the Project would qualify under either code, and (2) 2.22 is more favorable because, unlike 6.1, it is not limited to the Nation's lost revenue. Name of DOJ Reviewer: Navalyn R. Platero Signature of DOJ Reviewer:

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

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.

Twin Lakes Infrastructure & Renovation Modular Bldgs

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

Part 1. Identification of parties.

Non-Governance Certified Chapter Twin Lakes Chapter requesting FRF:	Date prepared: 01/16/2023
	phone/email: (505) 735-2600
Chapter's P.O. Box 4424 mailing address: Yatahey, NM 87375	website (if any): twinlakes@navajochapters.org
This Form prepared by: Juanita Tom	phone/email: (505) 733-2603
Community Service Coordinator CONTACT PERSON'S name and title	jrtom@nnchapters.org
Title and type of Project: Infrastructure and Renovation	
Chapter President: Elouise Johnson	phone & email: (505) 735-2603
Chapter Vice-President Tom Begay	phone & email: (505) 567-0193 tbegay@navajochapters.org
Chapter Secretary: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Treasurer: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Manager or CSC: Juanita Tom	phone & email: (505) 735-2603 jrtom@nnchapters.org
DCD/Chapter ASO: Patricia Begay, SPPS	phone & email: (928) 871-7515 pdbegay@nndcd.org
List types of Subcontractors or Subrecipients that will be paid with FRF (if kr	document attached
Amount of FRF requested: \$260,468 FRF funding period: 03	/02/2023 - 09/30/2026 Indicate Project starting and ending/deadline date
2.40 Parauditum Dian dataila	
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 numeros the location(s) to be served
and what COVID-related needs will be addressed:	
This project will renovate three (3) modular buildings members, chapter officials, and students. Designing a	
enovation of exterior/interior, and bathroom construc	tion is included in the project. The modular
ouildings will be used for meetings, a community libra nternet in homes, students were not able to conduct	ry, and student computer lab. Due to lack of on-line learning during COVID-19 shutdowns.
This project will provide internet and computer access	s to students and community members.
G > 5 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	document attached
(b) Explain how the Program or Project will benefit the Navajo Nation, Nat This project benefits Twin Lakes Community member	
electricity, computer hardware/software, and phone line avatories for use by the public.	nes. The buildings will have offices and
	☐ document attached
	document discountry

⁽c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the

Program(s) or Project(s) by December 31, 2026:
Timeline for implementation and completion is March 2, 2023 to September 30, 2026.
□ document attached
(d) Identify who will be responsible for implementing the Program or Project:
The Department of Community Development, Twin Lakes Chapter Officials and Administration, and CLUP-C.
☐ 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:
Twin Lakes Chapter Administration and Officials
□ document attached
(f) State which of the 66 Fiscal Recovery Furid 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
☐ document attached
Part 3. Additional documents.
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):
Twin Lakes Community Chapter Resolution.
☐ 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 Juanita Torn Approved by: Tenders
Preparer:
Approved by:Approved by:
signature of CSC signature of Chapter ASO
Approved to submit for Review:
signature of DCO Director
Goa Syrum, NATRED
- Page 2 of 2 -

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I. Business Unit No.:	NEW	Program Title:	Twin	Lakes Renovation/Infrastructure M	odulars	Division/Branch: _
Prepared By:	Juanita Tom	Phone	No.:	505.735.2603	Email Address:	irtom@
PART II. FUNDING SOURCE(S)		Amount	% of Total	PART III. BUDGET SUMMAR	Type	(A) NNC Approved
NN Fiscal Recovery Funds	3/2/23 to 9/30/26	260,468.00	100%		Code	Original Budget
				2001 Personnel Expenses		
				3000 Travel Expenses		
				3500 Meeting Expenses		
				4000 Supplies		
				5000 Lease and Rental		
				5500 Communications and Utilit	ies	
				6000 Repairs and Maintenance	6	
				6500 Contractual Services	6	
				7000 Special Transactions		
				8000 Public Assistance		
	·			9000 Capital Outlay		
				9500 Matching Funds		
				9500 Indirect Cost		
					TOTAL	\$0.00
				PART IV. POSITIONS AND VEHI	CLES	(D)
				Total # of Posit	tions Budgeted:	0
	TOTAL:	\$260,468.00	100%	Total # of Veh	icles Budgeted:	0
PART V. I HEREBY ACKNOWL	EDGE,THAT THE INF	ORMATION CON	TAINED	IN THIS BUDGET PACKAGE IS CON	IPLETE AND ACC	CURATE.
SUBMITTED BY:	Adakai, Deputy Sonlasta Jim, f	Manager		APPROVED BY:	Calvir	Castillo, DCD Director
	Program Manager's				Division Directo	or / Branch Chief's Pri
		4-4-	2 2			
р	rooram Mahager's Si	onature and Date		Di	vision Director /	Branch Chief's Signat

THE NAVAJO NATION

DETAILED BUDGET AND JUSTIFICATION

FART I. FROC	MAIN INFORMATION.		
Program Name/Title:	Twin Lakes Chapter Modular Buildings	Business Unit No:	NEW
	AILED BUDGET: \$260,468.00		
(A)		(B)	
Object Code (LOD 6)	Requesting Assistance to Renovate three mo modular buildings; to install water lines, septic extensions for installing bathrooms for Men and V	c services, heating sources a	ne interior and exterior of and electrical powerline ar rill be utilized for administr

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

PART II.

Project Title: Twin Lakes (B	ahasti'	'ah) M	lodula	r Buil	ding R	enov	ation															Proj	ect Typ
Project Description Renovate	3 mod	ular b	uilding	g; floo	ring, r	oofing	, repla	aced i	nterio	r/exte	rior p	aneis,	bathr	oom a	additio	ก,						Plan	ned St
and replaced windows & doors	s. This	will a	ccom	moda	te cor	nmun	ity me	mber	s; Co	mpute	Lab,	Conf	erenc	e Roo	m, Lib	rary,	Office	s.	_			Plan	ned En
Check one box:	贝(Origin	al Bud	lget		Bud	get		(□ Bu	dget 1	Reallo	cation		Budg	get Mo	odifica	stion				Proj	ect Mai
PART III.	PAR	T IV.	Us	e Fisc	al Ye	ar (FY	') Qua	rters	to cor	nplete	the i	nforma	ation t	elow.	0=	Oct.;	N = N	ov.; [) = De	c., et) .		
List Project Task separately; such						FY;	<u> 2023</u>									٠		F	Y 202	4			
as Plan, Design, Construct, Equip or Furnish.		1st Qt	т.	2	2nd Qi	tr.		3rd Q	tr.		የth Q	tr.		1st Q	tr.	2	2nd Q	tr.		3rd Q	tr.		4th Q
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Secure Funds / Finance					ĺ		x	x	x														
Planning & Designing			1							x	x	x	;		ļ								
Hire Laborers												x	x	x	x								
Purchase Materials												x	x	x	x								
Construction													х	x	x	x	х	x	x	x	x	x	x
DADT V		\$	<u> </u>	ļ	\$		\$		_	-	_	_	 	\$		_	\$		<u> </u>	\$		igaplus	\$
PART V. Expected Quarterly Expenditures		φ			<u> </u>		-			\$			6	5,117.	.00	6:	5,117.	.00	6	5,117	.00		65,117.
FOR OMB USE ONLY: Resolution	on No:					F	MIS S	et Up	Date	:					C	ompai	ny No	:					OMB

PART I. Business Unit No.: NEW



Bahastl'ah Chapter

Post Office Box 4424 Yahtahev, New Mexico 87375

Phone: 505-735-2600

Fax: 505-735-2605

twinlakes(a navajochapters.org



RICHELLE MONTOYA Navajo Nation Vice President

Nathan Notah Council Delegate Vacant President Tom Begay Vice-President Joan M. Nez Secretary/Treasurer Larry Tsosie Grazing Official

RESOLUTION NO: BAH-23-03-16-108

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING TO RENOVCATE THREE MODULAR BUILDING INCLUDING INFRASTRUCTURE PROJECT FOR THE CHAPTER IN THE AMOUNT OF \$260,468.00

WHEREAS:

- 1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
- 2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
- 3. The Bahastl'ah Chapter has three Modular Building to be renovated exterior/interior including infrastructure for a lavatory. The Modular will contain a Computer Lab, Library for students to utilize for their homework/research, internet accessibility, offices and conference room for chapter officials and administration.
- 4. The Modular Building will be a good asset to the community members, administration and chapter officials for multipurpose and will use ARPA Funds in the amount of \$260,468.00; and
- 5. The Bahastl'ah Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter to renovate three Modular buildings and infrastructure project for Twin Lakes Community.

CERTIFICATION

We hereby certify that the foregoing chapter resolution was duly considered by the Bahastl'ah (Twin Lakes) Chapter at which a quorum was present and the same was passed with a vote /3 in favor, 0/ opposed, and 07 abstained on this 26th day of March 2023.

Vacant, President

Treasaurer

ecretary reasaurer

Motioned By: Shirline Tones

Second By: Dmoran Sherman



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 0453
Date & Time Received: 4/5/23 at 17:24
Date & Time of Response: 4/13/23 at 1025 pm
Entity Requesting FRF: Twin Lakes Chapter
Title of Project: Twin Lakes Chapter HVAC System
Administrative Oversight: Division of Community Development
Amount of Funding Requested: \$150,000
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:

Returned for the following reasons (Incligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures): Missing Form Expenditure Plan incomplete Supporting documentation missing Funds will not be obligated by Project will not be completed by 12/31/2026 12/31/2024 Ineligible purpose Incorrect Signatory Submitter failed to timely submit CARES reports Inconsistent with applicable NN or Additional information submitted is insufficient federal laws to make a proper determination Other Comments: Please note that we have modified the expenditure code from the requested 6.1 (Government Services) to 1.4 (Prevention in Congregate Settings) because (1) the Project would qualify under either code, and (2) 1.4 is more favorable because, unlike 6.1, it is not limited to the Nation's lost revenue. 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 I, 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.

Twin Lakes HVAC System



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

Part 1. Identification of parties.

Non-Governance Certified Chapter Twin Lakes Chapter requesting FRF:	Date prepared: 01/16/2023
	phone/email: (505) 735-2600
Chapter's P.O. Box 4424 mailing address: Yatahey, NM 87375	website (frany): twinlakes@navajochapters.org
This Form prepared by: Juanita Tom	phone/email: (505) 733-2603
Community Service Coordinator CONTACT PERSON'S name and title	jrtom@nnchapters.org
Title and type of Project: Twin Lakes Chapter HVAC Sy	rstem
Chapter President: Elouise Johnson	phone & email: (505) 735-2603
Chapter Vice-President Tom Begay	phone & email: (505) 567-0193 tbegay@navajochapters.org
Chapter Secretary: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Treasurer: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Manager or CSC: Juanita Tom	phone & email: (505) 735-2603 jrtom@nnchapters.org
DCD/Chapter ASO: Patricia Begay, SPPS	phone & email: (928) 871-7515 pdbegay@nndcd.org
List types of Subcontractors or Subrecipients that will be paid with FRF (if ke	nown): document attached
Amount of FRF requested: \$150,000 FRF funding period: 03	/02/2023 - 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 and what COVID-related needs will be addressed:	the funds will be used, for what purposes, the location(s) to be served,
This project will replace and install the entire heating,	
Lakes Chapter. The chapter has had problems with the meeting room, lavatories, kitchen and offices lack suf-	
cannot attend chapter meetings due to lack of heating	
	☐ document attached
(b) Explain how the Program or Project will benefit the Navajo Nation, Nav	
This project will benefit Twin Lakes community memb meetings, conducting chapter business, and providing constant temperature within the building will hinder mifreezing.	services by office administrators. Maintaining a
	·

⁽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:
Timeline for implementation and completion is March 2, 2023 to September 30, 2026.
☐ document attached
(d) Identify who will be responsible for implementing the Program or Project:
The Department of Community Development, Twin Lakes Chapter Officials and Administration, and CLUP-C will be responsible for implementing and completing the project by September 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:
Twin Lakes Chapter Administration and Officials.
The Lands Chapter Hamman and Chiefan
☐ 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
C. I Trovidion of Government Comment
☐ document attached
Part 3. Additional documents.
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):
Twin Lakes Community Chapter Resolution.
☐ 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 Tuanita Torn Approved by: signature of Chapter of Personal ONTACT EFFS IN Signature of Chapter ONTACT EFFS IN Signature of Chapter Effs In Signature of Chapter Effs In Signature of Chapter Effs In Signature of Chapter Effs In Signature of Chapter Effs In Signature of Chapter Effs In Signature ONTACT EFFS IN Signature of Chapter Effs In Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS IN Signature ONTACT EFFS I
Approved by: Approved by: Approved by:
Approved to submit Line Somm MVFREO
for Reviewstructure of DCD Director

APPENDIX B

PROGRAM BUDGET SUMMARY THE NAVAJO NATION

BUIDGET FORM 1

Difference or 150,000 150,000 Total Ø Div. Comm. Devlp Proposed Budget intorn@nnchapters.org 150,000.00 150,000 Division Director / Branch Chiel's Signature and Date Œ 0 0 <u>(B</u> ととろ Division Director / Branch Chief's Printed Name Calvin Castillo, DCD Director Division/Branch: NNC Approved Original Budget \$0.00 6 0 PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

James, Adakai, Deputy Director
Submitted BY:
Calvin Castillo, TOTAL Total # of Positions Budgeted: Total # of Vehicles Budgeted: Email Address: Type Code φ Twin Lakes Heating Ventilation Air Conditioning PART IV. POSITIONS AND VEHICLES 5500 Communications and Utilities PART III. BUDGET SUMMARY 6000 Repairs and Maintenance 7000 Special Transactions 6500 Contractual Services 2001 Personnel Expenses 3500 Meeting Expenses 8000 Public Assistance 5000 Lease and Rental 3000 Travel Expenses 9500 Matching Funds 9000 Capital Outlay 9500 Indirect Cost 505.735.2603 4000 Supplies 7-100% 100% Total ケール Phone No.: Program Manager's Signature and Date Program Title: 150,000.00 \$150,000.00 Program Manager's Printed Name Amount TOTAL: 3/2/23 to 9/30/26 Fiscal Year Juanita Tom NEW PART II. FUNDING SOURCE(S) PART I. Business Unit No .: VN Fiscal Recovery Funds Prepared By:

FY 2023

Page 1 of 1 BUDGET FORM 4

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

\$ 150,000.00 \$ 150,000.00 (D)
Total by
MAJOR
Object Code
(LOD 4) \$150,000.00 DETAILED Object Code (LOD 6) (C) Total by NEW TOTAL The Chapter is in dire need of a new HVAC Heating and Cooling System for the Winter and Summer seasons. To keep the administration working in a comfortable and healthy conditions. The HVAC computer board and micro-chips have been deactivated since 2011 and had repairs done. The HVAC Computer board has locked **Business Unit No.:** Object Code Description and Justification (LOD 7) TWIN LAKES HVAC SYSTEM <u>@</u> REQUESTING NEW HVAC ON CHAPTER HOUSE: and shut down. Assistance (Non-Cap) 5000 CHAPTER PROJECT: PART I. PROGRAM INFORMATION: Program Name/Title: PART II, DETAILED BUDGET: 800 8500 Object Code (LOD 6) 8555 3

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

Page of PROJECT FORM

Project Tipe. Table Behavattely Chapter Heating Ventilation At Conditioning (HVLC). Project Tipe: Table Libese Behavattely Chapter Heating Ventilation and At Conditioning (HVLC). Replacification install a new Heating Ventilation and At Conditioning (HVLC). Replacification install a new Heating Ventilation and At Conditioning (HVLC). Replacification install a new Heating Ventilation and At Conditioning (HVLC). Replacification install a new Heating Ventilation and At Conditioning (HVLC). PART III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. Part III. LIS Project Table Signature and Ventilation of Francis. At X X X X X X X X X X X X X X X X X X X	PART I. Business Unit No.: NEW																		A	PART II.			Proge	Project Information	matto	اء
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OMB Analyst:

Company No:

FMIS Set Up Date:

Resolution No:

FOR OMB USE ONLY:



Bahastl'ah Chapter

Post Office Box 4424 Yahtahey, New Mexico 87375

Phone: 505-735-2600

Fax: 505-735-2605

twinlakes@navajochapters.org



RICHELLE MONTOYA Navajo Nation Vice President

Nathan Notah Council Delegate Vacant President Tom Begay Vice-President Joan M. Nez Secretary/Treasurer Larry Tsosie Grazing Official

RESOLUTION NO: BAH-23-03-16-107

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR HEATING VENTILATION AIR CONDITIOINING (HVAC) SYSTEM PROJECT TO INSTALL A NEW SYSTEM FOR THE CHAPTER HOUSE IN THE AMOUNT OF \$150,000.00

WHEREAS:

- 1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
- 2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
- 3. The Bahastl'ah Chapter has identified a new Heating Ventilation Air Conditioning System Project to install in the Chapter House to be utilize by the Administration Staff, Chapter Officials and Community Members during chapter meeting and other related chapter business using the amount of \$150,000.00; and
- 4. The Bahastl'ah Chapter is in a desperate need of a new HVAC system for heating during the winter months and air conditioning during the summer; and
- 5. The Bahastl'ah Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter Heating Ventilation Air Conditioning System project for Twin Lakes Community.

CERTIFICATION

Vacant, President

Tom Begay, Vice President

Joan Nez/Secretary/Treasurer

Joan New Secretary Treasur

Seconded By: Driven Sherman



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 0455
Date & Time Received: 4/5/23 at 17:26
Date & Time of Response: 4/13/2023 3:42 PM
Entity Requesting FRF: Twin Lakes Chapter
Title of Project: Electric House Wiring
Administrative Oversight: Division of Community Development
Amount of Funding Requested: \$200,000
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: 2.18 Housing Support: Other Housing Assistance

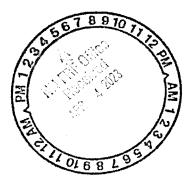
Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures): Missing Form Expenditure Plan incomplete Supporting documentation missing Funds will not be obligated by Project will not be completed by 12/31/2026 12/31/2024 Ineligible purpose __Incorrect Signatory Submitter failed to timely submit CARES reports Inconsistent with applicable NN or Additional information submitted is insufficient federal laws to make a proper determination Other Comments: Name of DOJ Reviewer: Navalyn R. Platero 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.

Twin Lakes Electric House Wiring



☐ document attached

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

Part 1. Identification of parties.

Non-Governance Certified Chapter Twin Lakes Chapter requesting FRF:	Date prepared: 01/16/2023
	phone/email: (505) 735-2600
Chapter's P.O. Box 4424 mailing address: Yatahey, NM 87375	website (ff any): twinlakes@navajochapters.org
This Form prepared by: Juanita Tom	phone/email: (505) 733-2603
Community Service Coordinator	jrtom@nnchapters.org
CONTACT PERSON'S name and title	CONTACT PERSON'S Info
Title and type of Project: Electric House Wiring	
Chapter President: Elouise Johnson	_ phone & email: (505) 735-2603
Chapter Vice-President: Tom Begay	phone & email: (505) 567-0193 tbegay@navajochapters.org
Chapter Secretary: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
Chapter Treasurer: Joan Nez	phone & email: (505) 480-0730 jnez@navajochapters.org
ChapterManager or CSC: Juanita Tom	phone & email: (505) 735-2603 jrtom@nnchapters.org
DCD/Chapter ASO: Patricia Begay, SPPS	phone & email: (928) 871-7515 pdbegay@nndcd.org
List types of Subcontractors or Subrecipients that will be paid with FRF (if k	document attached
Amount of FRF requested: \$200,000 FRF funding period: 03	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 and what COVID-related needs will be addressed:	the funds will be used, for what purposes, the location(s) to be served,
This project will complete house wiring for homes with	
purchase electrical materials, contractual electrician s	
subsequent Navajo Tribal Utility Authority (NTUA) ins allow electrical grid tie-in to improve the basic quality	of life, meet health care needs (refrigeration for
perishable foods), medical needs (refrigeration for me	
	·
	☐ document attached
(b) Explain how the Program or Project will benefit the Navajo Nation, Na	
This project benefits Twin Lakes Community member for lights, electrical devices, and durable medical equ home for families to receive basic utilities for heating,	ipment. The project ensures a habitable, secure

project will enhance the basic quality of life for families who need basic utility services.

⁽c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the

Program(s) or Project(s) by December 31, 2026:	
Timeline for implementation and completion is	March 2, 2023 to September 30, 2026
The same for implementation and completion is	Maiori 2, 2020 to September 30, 2020.
	☐ document attached
(d) Identify who will be responsible for implementing the Progra	
	Twin Lakes Chapter Officials and Administration, and
CLUP-C.	Twin Lakes Onapter Officials and Administration, and
·	
	☐ document attached
	ance costs for the Project once completed, and how such costs will be funded
prospectively:	
The homeowner will be responsible for the ope	eration, maintenance, and repair upon project
completion. Twin Lakes Chapter incurs no add	ditional cost or recurring cost upon project completion.
	☐ document attached
(f) State which of the 66 Fiscal Recovery Fund expenditure cate	egories in the attached U.S. Department of the Treasury Appendix 1 listing the
proposed Program or Project falls under, and explain the reason	
6.1 Provision of Government Services	· · · · · ·
0.11 Tovision of dovernment dervices	
	☐ document attached
	document attached
Part 3. Additional documents.	
List here all additional supporting documents attached to this Fl	RF Expenditure Plan (or indicate N/A):
Twin Lakes Community Chapter Resolution.	
Will Eakes Community Chapter Hesolation.	
	☐ Chapter Resolution attached
Part 4. Affirmation by Funding Recipient.	
Part 4. Ammadon by Funding Recipient.	
	ds and the implementation of this FRF Expenditure Plan shall be in accordance
with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, a	and with all applicable federal and Navajo Nation laws, regulations, and policies:
Al 1 square 1	_
Chapter's Juanita Torri	Approved by:
signature of Prepares/CONTACT PERSON	signature of Chapter President (or Vigo-President)
	+ 11/10 / P
Approved by:	Approved by:signature o'Chapter ASO
agname C. C.	
	Approved to submit Gradymm, NNFRFO
	1 \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I.	### Phone No.: 505.3 FUNDING SOURCE(S) Fiscal Year Amount Total PAR Recovery Funds 3/2/23 to 9/30/26 200,000.00 100% Recovery Funds	Twin Lakes Electric House Wirin	ıg	Division/Branch:			
Pr	epared By:	Juanita Tom	Phone	No.:	505.735.2603	Email Address:	jrtom@i
PART II.	FUNDING SOURCE(S	DING SOURCE(S) Fiscal Year Amount Total PART III. BUDGET SUMMARY Type Code NNC Approved NNC Approved Original Budge	(A) NNC Approved				
NN Fisca	l Recovery Funds	3/2/23 to 9/30/26	200,000.00	100%		Code	Original Budget
		NDING SOURCE(S)					
				Amount Total PART III. BUDGET SUMMARY Type Code Original Budget			
	······································	Amount Total PART III. BUDGET SUMMARY Type Code Original Budget					
5000 Lease and Rental 5500 Communications and Utili 6000 Repairs and Maintenance 6500 Contractual Services 7000 Special Transactions 8000 Public Assistance 9000 Capital Outlay		5500 Communications and Util	ities				
	e 6						
					6500 Contractual Services		
		·			7000 Special Transactions		
		5000 Lease and Rental 5500 Communications and Utilities 6000 Repairs and Maintenance 6 6500 Contractual Services 7000 Special Transactions 8000 Public Assistance 9000 Capital Outlay					
					9000 Capital Outlay		
	FUNDING SOURCE(S) ## Amount Total PART III. BUDGET SUMMARY ## Recovery Funds ## January ## Januar						
					9500 Indirect Cost		
NN Fiscal Recov						TOTAL	\$0.00
					PART IV. POSITIONS AND VEH	IICLES	(D)
					Total # of Pos	itions Budgeted:	0
		TOTAL:	\$200,000.00	100%	Total # of Veh	nicles Budgeted:	0
PART V.	I HEREBY ACKNOW	LEDGE THAT THE INF	ORMATION CON	TAINED I	N THIS BUDGET PACKAGE IS CO	MPLETE AND AC	CURATE.
SUBMI	TTED BY:	James Adakai, De	puty Directo	r	APPROVED BY:	Calvi	n Castillo, DCD Director
	Prepared By: Juanita Tom Fiscal Year II. FUNDING SOURCE(S) Scal Recovery Funds 3/2/23 to 9/30/26 TOTAL: S V. I HEREBY ACKNOWLEDGE THAT THE INFORM James Adakai, Deput Sonlasta Jim Program Manager's Prir	Printed Name			Division Directo	or / Branch-Chief's Prir	
		_	4-4-	23			4
		rogram Manager's Sig	nature and Date		D	ivision Director I	Branch Chiel's Signati

THE NAVAJO NATION

DETAILED BUDGET AND JUSTIFICATION

PART I. PROG	GRAM INFORMATION:		
Program Name/Title:	Twin Lakes Chapter Electric House Wiring	Business Unit No:	NEW
	AILED BUDGET: \$200,000.00		
(A)	(B)		
Object Code (LOD 6.1)		box to install electric eaters, internet (viirtua	cal wiring withing their hom wiring to meet standards a

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

Company No:

																							
PART I. Business Unit No.: NEW																							RT II.
Project Title: Twin Lakes (B.																						1	ect Typ
Project Description Assist com	munit	y men	nbers	with e	electric	cal ho	use w	iring t	hose	that de	not i	have	acces	s to el	ectric	ty.						1	ned Sta
					_																	Plan	ned En
Check one box:	Ö (Origin	al Bud	get		Bud	get			☐ Bu	dget F	Reallo	cation		Budg	get Mo	odifica	tion				Proj	ect Mar
PART III.	PAR	T IV.	Us	e Fisc	al Ye	ar (FY	′) Qua	arters	to cor	nplete	the ir	nform	ation t	elow.	0=	Oct.;	N = N	ov.; D	= De	c., etc	λ		
List Project Task separately; such						FY	2023										1	F	Y 202	4			
as Plan, Design, Construct, Equip or Furnish.		1st Qt	r.	1	2nd Q	tr.		3rd Q	łr.		th Q	tr.		1st Qt	r.	1	2nd Q	tr.		3rd Q	tr.	Π	4th Qt
	0	N	D	J	F	М	A	M	J	Jul	A	s	0	N	D	J	F	М	A	М	J	Jul	Α
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Planning & Designing										x	x	x			l								
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Purchase Materials						l						X	×	X	X				l	İ			
Construction									1			l	x	x	x	x	x	x	x	x	х	x	x
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PART V.	_	\$		_	\$_		\$	-	 	\$_	\vdash	-	-	\$		 -	\$_		-	<u> </u>		-	\$
Expected Quarterly Expenditures				<u></u>				<u> </u>	<u> </u>	1	<u> </u>		5	0,000.	.00	50	0,000.	.00	5	0,000	.00	<u> </u>	50,000.
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FMIS Set Up Date:

FOR OMB USE ONLY:

Resolution No:



Bahastl'ah Chapter

Post Office Box 4424 Yahtahey, New Mexico 87375

Phone: 505-735-2600

Fax: 505-735-2605

twinlakes(a navajochapters.org



RICHELLE MONTOYA Navajo Nation Vice President

Nathan Notah Council Delegate

Vacant President

Tom Begay Vice-President

Joan M. Nez Secretary/Treasurer

Larry Tsosie Grazing Official

RESOLUTION NO: BAH-23-03-16-106

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR ELECTRIC HOUSE WIRING PROJECT IN THE AMOUNT OF \$200,000.00

WHEREAS:

- 1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
- 2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
- 3. To support the efforts of the Navajo Nation to mitigate the effects of the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic anti-infrastructure to improve lives of people who have lived without water, electricity and basic services to support their daily activities, health, and welfare"; and
- 4. The Bahastl'ah Chapter identified the Electric House Wiring Project to assist community members using the American Recovery Plan Act funding in the amount of \$200,000.00; and
- 5. The Bahastl'ah Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter Electric House Wire project for Twin Lake Community.

CERTIFICATION

We hereby certify that the foregoing chapter resolution was duly considered by the Bahastl'ah (Twin Lakes) Chapter at which a quorum was present and the same was passed with a vote 1/3 in favor, 0 opposed, and $0 \neq abstained$ on this 26th day of March 2023.

Vacant, President

Motioned By: Shirling Jones

Seconded By: Donovan Sherman

NAVAJO NATION

Naa'bik'iyati' Committee Regular Meeting

10/12/2023 11:41:26 AM

Amd# to Amd#

New Business: [CONSENT AGENDA]

PASSED

MOT James, V

0226-23;0229-23;0233-23;0237-23

SEC Yanito, C

0216-23;0220-23;0225-23;0228-23

0235-23;0236-23;0202-23....

Yeas: 19

Nays: 0

Excused: 3

Not Voting: 1

Yea: 19

Arviso, S Aseret, L Begay, H Begay, N Charles-Newton, E

Claw, S Crotty, A James, V

Johnson, C Nez, A

Nez, R Notah, N Simonson, G

Simpson, D Slater, C

Tolth, G

Tso, O Yanito, C

Yazzie, C

Nay: 0

Excused: 3

Daniels, H

Parrish, S

Jesus, B

Not Voting: 1

Damon, S

Presiding Speaker: Curley, C