

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

AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE RICKIE NEZ'S DELEGATE REGION (CHAPTERS: T'IISTSOH SIKAAD, NENAHNEZAD, UPPER FRUITLAND, TSÉ DAAK'ÁÁN, NEWCOMB, SAN JUAN)

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. 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. 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.
- D. 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).
- E. All projects listed in the Hon. Rickie Nez's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Rickie Nez's Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- F. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Rickie Nez's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Rickie Nez's Delegate Region (Chapters: T'iistsoh Sikaad, Nenahnezad, Upper Fruitland, Tsé Daak'áán, Newcomb, San Juan) as set forth in Exhibit A.

SECTION THREE. APPROVAL OF HON. RICKIE NEZ'S DELEGATE REGION PROJECT PLAN

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Rickie Nez's Delegate Region (Chapters: T'iistsoh Sikaad, Nenahnezad, Upper Fruitland, Tsé Daak'áán, Newcomb, San Juan) 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

10/17/2023

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. Rickie Nez

CHAPTERS: T'iistoh Sikaad, Nenahnezad, Upper Fruitland, Tse' Daa' Kaan, Newcomb, San Juan

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
Division of Community Development	*Newcomb Chapter	Newcomb Chapter Community Bathroom Additions Project	Division of Community Development	1.14	HK0351	\$ 100,000.00
Division of Community Development	*Newcomb Chapter	Newcomb Chapter House Restroom Upgrade (ADA Compliance and Touchless Fixtures) Project	Division of Community Development	1.4	HK0352	\$ 100,000.00
Division of Community Development	*Newcomb Chapter	Newcomb Chapter Buildings (Upgrade to Ventilation System) Project	Division of Community Development	1.4	HK0353	\$ 150,000.00
Division of Community Development	*Newcomb Chapter	Newcomb Chapter Community Waste Water Project	NN Environmental Protection Agency	5.5	HK0354	\$ 100,000.00
Division of Community Development	*Newcomb Chapter	Newcomb Chapter Building Bathroom Renovation Project	Division of Community Development	1.4	HK0355	\$ 100,000.00
Division of Community Development	*Newcomb Chapter	Newcomb Chapter Community Electrical Project	Division of Community Development	2.18	HK0356	\$ 283,528.33
Division of Community Development	*Newcomb Chapter	Newcomb Chapter Community Potable Water Project	Division of Community Development	1.14	HK0357	\$ 285,528.33
Division of Community Development	*Newcomb Chapter	Newcomb Chapter Building Bathroom and Kitchen Update Project	Division of Community Development	1.4	HK0358	\$ 150,000.00
Division of Community Development	*Upper Fruitland Chapter	*Upper Fruitland Chapter Community Cemetery Project	Division of Community Development	6.1	HK0344	\$ 370,556.67
Division of Community Development	*Upper Fruitland Chapter	Upper Fruitland Chapter Mobile Shower and Restroom Unit	Division of Community Development	1.14	HK0349	\$ 175,000.00

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

TOTAL:	\$ 1,814,613.33
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NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

Exhibit A

COUNCIL DELEGATE: Hon. Rickie Nez

CHAPTERS: T'iistoh Sikaad, Nenahnezad, Upper Fruitland, Tse' Daa' Kaan, Newcomb, San Juan

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01.....				\$ 1,814,613.33
Division of Community Development	*Upper Fruitland Chapter	Upper Fruitland Chapter Purchase of Heavy-Duty Truck	Division of Community Development	1.14	HK0350	\$ 100,000.00
Division of Community Development	*Upper Fruitland Chapter	Upper Fruitland Chapter Leach Fields Project	NN Environmental Protection Agency	5.5	HK0561	\$ 220,500.00
Division of Community Development	*Upper Fruitland Chapter	Upper Fruitland Chapter Cemetery and Rose Garden Project	Division of Community Development	6.1	HK0562	\$ 100,500.00
Division of Community Development	*Upper Fruitland Chapter	Upper Fruitland Chapter Warehouse Project	Division of Community Development	1.14	HK0605	\$ 500,500.00
Division of Community Development	*Tiis Tsoh Sikaad Chapter	*Tiis Tsoh Sikaad Chapter New Chapter House Complex Project	Division of Community Development	6.1	HK0604	\$ 1,667,056.00
		UN-ALLOCATED AMOUNT				\$ 4,399,170.67

*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 0561

Date & Time Received: 06/14/23 at 11:43

Date & Time of Response: 6/21/23 at 17:00 Reissued: 8/1/23 at 5:00 pm

Entity Requesting FRF: Upper Fruitland Chapter

Title of Project: Leach Fields

Administrative Oversight: Environment Protection Agency

Amount of Funding Requested: \$220,500.00

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: _____

5.5 Clean Water: Other Sewer Infrastructure

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: _____
Error in administrative oversight corrected to EPA. NRP 8.1.23

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.

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

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Upper Fruitland Chapter Date prepared: Dec 1, 2022

Chapter's Upper Fruitland Chapter phone & email: (505) 960-5032 upperfruitland@navajochapters.org
 mailing address: P.O. Box 1257 Fruitland, NM website (if any): www.upperfruitland.org

This Form prepared by: Alvis Kee phone/email: (505) 960-5032
Manager akee@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S title

Title and type of Project: Leach Fields

Chapter President: Lynelle Etsitty phone & email: (520) 208-0201 lcetsitty@naataanii.org
 Chapter Vice-President: Lisa Byrd phone & email: (505) 686-2224 lbyrd@naataanii.org
 Chapter Secretary: Dora Smith phone & email: (505) 686-7544 dasmlth@navajochapters.org
 Chapter Treasurer: Dora Smith phone & email: (505) 686-7544 dasmith@navajochapters.org
 Chapter Manager or CSC: Alvis Kee phone & email: (505) 215-4471 akee@nnchapters.org
 DCD/Chapter ASO: Eliza-Beth Washburne phone & email: (505) 368-1020 eliz-beth@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): There are at least five (5) septic cleaning services within about a 20 mile radius of Upper Fruitland, NM. document attached

Amount of FRF requested: 220,500.00 FRF funding period: January 2023 to December 31, 2026
Indicate Project starting and ending dates, no 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:

There is no wastewater treatment plant for many residences, so this project will consist of contracting for leach field replacement or installation for Upper Fruitland community members homes. The project will provide sewage removal, replacement or installation of leach field systems to residences because of the need for clean water to exit as waste water. The cleaning, replacement or installation of leach field systems will ultimately address one of the major sanitation deficiencies affiliated with the high outbreak of COVID-19 upon the Navajo Nation. document attached

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

There is a large number of residences on the Navajo Nation which lack access to one or more of the following utilities; electricity, water, wastewater and broadband. Residents of the Navajo Nation require these utilities to improve upon their quality of life. This project will address one of the utility services necessary for homes upon the Navajo Nation, improving the water and wastewater systems and thus promoting public health and economic stimulus. document attached

(c) 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:

APPENDIX A

Based upon the funding, the project completion date will be December 31, 2026 with all funds being incurred before December 31, 2024. The Navajo Nation Budget forms are attached and illustrate the phase goals per quarter of funding period.

document attached

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

The Chapter Manager will be delegated the responsibility for budgeting, procurements, liaison with various entities and local citizens on progress up until the project and required documentations are completed applicable to this project.

document attached

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

The task of maintaining their septic tanks will remain with the residential owner. The Upper Fruitland Chapter will only plan, coordinate, maintain records and liaison with the company or companies selected to clean out the septic systems.

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.

Categories: WATER AND SEWER 5.3 Decentralized Wastewater Collection and Conveyance.

Pursuant to the U.S. Treasury guidelines and funding objectives, this wastewater project will address the conditions that contributed to the poor health and economic outcomes during the Pandemic. By concentrating in areas with limited economic opportunities and connecting residents with public assistance building healthier environments such as: government services to support communities conducive to mental and physical wellness. The exacerbation of health disparities during the Pandemic and role of pre-existing social vulnerabilities are responsive to the public health impact of the pandemic. The leach fields will support a healthier environment. Access to government services that facilitates sustainable economic, social growth and increase the quality of life and healthcare provided.

document attached

Part 3. Additional documents.

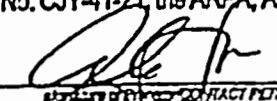
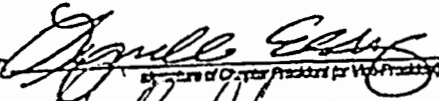
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

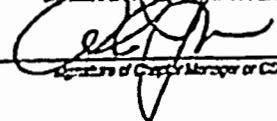

Chapter resolution # 2022-12-305


Chapter Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

Chapter's Preparer:  Approved by: 
Signature of Contract Person Signature of Chapter President for Web Printing

Approved by:  Approved by: 
Signature of Chapter Manager of CCC Signature of DCO/Chapter ASD

Approved to submit for Review: 
Signature of DCO Director

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: New Program Title: Upper Fruitland Chapter *Leach Field* Division/Branch: Executive
 Prepared By: Alvis Kee, Chapter Manager Phone No.: (505) 960-5032 Email Address: akee@nnchapters.org

PART II. FUNDING SOURCE(S)	Fiscal Year / Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) HHC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
<i>Fiscal Recovery Funds</i>	<i>1/1/23 - 12/31/23</i>	<i>220,500</i>	<i>100%</i>	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	0	220,000	220,000
				7000 Special Transactions	6	0	500	500
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	220,500.00	220,500
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
TOTAL:		<i>220,500</i>	<i>100%</i>					

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, Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
[Signature] *[Signature]*
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date
 3-31-23 3/31/2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

FY 2023

PART I. PROGRAM INFORMATION:

Business Unit No.: New Program Name/Title: Upper Fruitland Chapter - Leach Field

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

To clean out residential septic systems and/or replace deteriorating septic systems

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

To contract out leach field systems cleaning for 476 homes in Upper Fruitland community

Program Performance Measure/Objective:

To clean out leach field systems for 476 homes in Upper Fruitland community

125		125		125		101	
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2. Goal Statement:

To replace or upgrade 12 septic systems for various Upper Fruitland community homes

Program Performance Measure/Objective:

To install or upgrade 12 septic systems for various Upper Fruitland community homes

3		3		3		3	
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3. Goal Statement:

Program Performance Measure/Objective:

		1		1		1	
--	--	---	--	---	--	---	--

4. Goal Statement:

Program Performance Measure/Objective:

		1		1		1	
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5. Goal Statement:

Program Performance Measure/Objective:

		1		1		1	
--	--	---	--	---	--	---	--

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

James Adakai, Deputy Director
Program Manager's Printed Name

[Signature] 3-31-23
Program Manager's Signature and Date

Calvin Castillo, Director
Division Director/Branch Chief's Printed Name

[Signature] 3/31/2023
Division Director/Branch Chief's Signature and Date

2023

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

I. PROGRAM INFORMATION:

Program Name/Title: Upper Fruitland Chapter Leach Field Business Unit No.: New

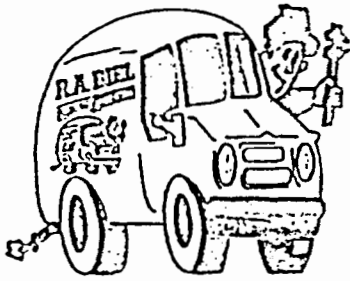
II. DETAILED BUDGET:

Object Code (D 6)	(B) Object Code Description and Justification (LOD 7)	(C)	(D)
		Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	Clean Water: Decentralized Wastewater - ARPA Septic System Clean-out or Replacement program. This project will consist of contracting several septic system cleaning entities to clean out the domestic wastewater systems already in place. The project will also be to replace or install leach field systems to homes to ensure clean water can exit as wastewater. This cleaning, replacement or installation of septic/leach systems will directly address one of the major sanitation deficiencies connected to the large volume of COVID-19 outbreak upon the Navajo Nation. There are a large capacity of homes on the Navajo Nation that lack access to the basic utilities of electricity, water, wastewater and broadband. Many residents require use of these utilities in their daily lives to live the healthy lifestyle. This project will at least address the water and wastewater utility services to homes while promoting public health and economic stimulus.		
6 500	Contractual Services		
6 510	Professional Services Contract services for cleaning out, replacing or installing leach field systems to homes for clean water to have a proper system where wastewater exits.	220,000	220,000
7 300	Special Transactions		
7 440	Printing Advertising		
7 410	Advertisement for professional vendors capable of fulfilling this project in accordance with Procurement	500	500
TOTAL		220,500	220,500

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>Now</u> Project Title: <u>Upper Fruitland Chapter - Leach Field</u> Project Description: <u>This project consist of contracting for leach field cleaning, replacement or installation services for Upper Fruitland community members</u> <u>The completion of the project will permit many outlying homes with clean water to exit as wastewater.</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>Leach Field</u> Planned Start Date: <u>1/9/2023</u> Planned End Date: <u>12/31/2026</u> Project Manager: <u>AMS Kee</u>																															
PART III. List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.												Expected Completion Date if project exceeds 8 FY Qtrs.																				
	FY				FY								Date	12/31/2026																			
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			O	N	D	J	F	M			
	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			
Finance (securing funding)			XXX	XXX	XXX																												
Planning & Design				XXX	XXX																												
Contracting Proceduremet Process							XXX	XXX	XXX																								
Contract Completed										XXX	XXX	XXX																					
Construction													XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX	XXX							XXX		
	\$			\$			\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL		
PART V.																																	
Expected Quarterly Expenditures																																	
	500.00			35,000.00			35,000.00			30,000.00			30,000.00			30,000.00			30,000.00			30,000.00										220,500.00	

FMS Set Up Date: _____ Company No: _____ OMB Analyst: _____



R.A. Biel Plumbing & Heating
 1205 TROY KING RD, FARMINGTON, 87401,
 United States
 (505) 327-7755

Estimate 11511144
 Job 11460205
 Estimate Date 7/24/2020
 Customer PO

Billing Address
 Pam Aparicio
 PO Box 6181
 Farmington, NM 87499 USA

Job Address
 [Redacted] Highway,
 mile marker [Redacted]
 right down the hill from
 [Redacted] at the
 stop light, 1st cattleguard to
 the left, is the road to her
 house, [Redacted] have to
 meet the tech right there
 Fruitland, NM 87416 USA

Estimate Details

INSTALLATION OF NEW SEPTIC SYSTEM: R.A. BIEL PLUMBING & HEATING, INC. PROPOSES TO PROVIDE MATERIAL, EQUIPMENT AND LABOR FOR THE INSTALLATION OF A NEW SEPTIC SYSTEM FOR THE APARICIO HOME LOCATED NEAR THE 27 MM ON N36 NORTH OF NORTHERN EDGE CASINO.

Task #	Description	Quantity	Your Price	Your Total
SEPMOD	REPLACEMENT OF EXISTING SEPTIC SYSTEM: TO INCLUDE: - NEW PRE-CAST SEPTIC TANK FOR EXISTING HOME. - INSTALLATION OF NEW LEACH FIELD. - ABANDON EXISTING SEPTIC SYSTEM. - PUMPING OF TANK. - INSTALLATION OF SEPTIC SYSTEM PER UPC. - SYSTEM IS WARRANTIED FOR 1 YEAR. - CONNECT NEW SEPTIC SYSTEM TO EXISTING HOMES DRAIN LINE. TO EXCLUDE: - ADDITIONAL WORK NOT MENTIONED.	1.00	\$7,289.00	\$7,289.00
	SEPTIC SYSTEM #1 - 1000 GALLON TANK, PRECAST OR PLASTIC. - 750 SQ. FT. OF LEACH FIELD. FOR THE AMOUNT OF \$6,289.00 PLUS TAX			
	SEPTIC SYSTEM #2 - 1200 GALLON SEPTIC TANK, PRECAST OR PLASTIC. - 875 SQ. FT OF LEACH FIELD. FOR THE AMOUNT OF \$7,289.00 PLUS TAX			

RECIEVED
 OCT 15 2020
 UPPER FRUITLAND CHAPTER

Potential Savings	\$0.00
Sub-Total	\$7,289.00
Tax	\$601.34
Total	\$7,890.34

Thank you for choosing R.A. Biel Plumbing & Heating

Payment of half down upon acceptance with balance due upon completion. Interest of 2.0% per month to be charged on past due amount after 15 days. Parts or materials will not be ordered until the initial half down payment has been received by R. A. Biel Plumbing & Heating, Inc.
 NOTE: Credit card payments will be charged and additional 3% processing fee.
 All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written order, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, vandalism, theft, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance. In the event it becomes necessary for us to incur any collection costs or suits to collect under this Agreement, the undersigned promises to pay such additional costs of collection and such sums as the court adjudges reasonable as Attorney's fees on said suit.

The Navajo Nation
 Upper Fruitland Chapter
 P.O. Box 1257
 Fruitland, New Mexico 87416
 (505) 960-5032/9811
 Fax: (505) 960-5033
Upperfruitland@Navajochapters.org



Rickie Nez, Council Delegate
 Lynelle Estley, President
 Lisa Eyrd, Vice-President
 Dora Smith, Secretary/Treasurer
 Albert Lee, Farm Board Representative
 Roxanne Lee, Grazing Representative

RESOLUTION OF THE NAVAJO NATION UPPER FRUITLAND CHAPTER

THE UPPER FRUITLAND CHAPTER SUPPORTS AND APPROVES THE AMERICAN RESCUE PLAN ACT (ARPA) PROJECTS AND BUDGETS IN ACCORDANCE WITH EACH DELEGATED REGIONAL EQUAL DISTRIBUTION OF \$1,467,056.67

WHEREAS:

1. Under 26 N.N. C. § 3(A), the Upper Fruitland Chapter is a certified Chapter of the Navajo Nation is listed under 11 N.N.C., §10;
2. Under 26 N.N.C. §1(B), the Upper Fruitland Chapter received further governance-certification of the Five Management System by the Resources and Development Committee of the Navajo Nation Council on February 28, 2012, and is delegated with authority to exercise powers listed in 26 N.N.C. §103;
3. The Upper Fruitland Chapter appreciates 24th Navajo Nation Council Delegate Rickie Nez equal distribution of the \$8,802,340.00 amongst his six assigned chapters with Upper Fruitland Chapter allocated the amount of \$1,467,056.67; and.
4. The Upper Fruitland Chapter will use the American Rescue Plan Act (ARPA) funds to assist their community with the following projects and budgeted as follows:

#	Project Description	Category	Amount
01	Mobile Combination Shower & Restroom	5.3 & 6.1	175,000.00
02	Heavy Duty Truck	6.1	100,000.00
03	Leach fields	5.3	220,500.00
04	Warehouse	6.1 & 1.7	500,500.00
05	Cemetery; Rose Garden	6.1	100,500.00

06	Cemetery; Upper Fruitland Community	6.1	370,556.67
GRAND TOTAL:			1,467,056.67

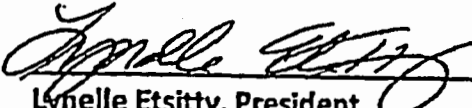
5. The Upper Fruitland Chapter hereby submits these projects to the Navajo Nation Division of Community Development, Navajo Nation Fiscal Recovery Fund Office and the Navajo Nation Department of Justice to determine each project eligibility.


NOW THEREFORE BE IT RESOLVED THAT:

The Upper Fruitland Chapter supports and approves the American Rescue Plan Act (ARPA) projects and budgets in accordance with each delegated regional equal distribution of \$1,467,056.67.

CERTIFICATION

WE HEREBY CERTIFIED that the foregoing resolution was approved by the Upper Fruitland Chapter at a duly special called meeting held at Upper Fruitland Chapter (Navajo Nation), New Mexico. A motion to approve was made by Robert Allen and seconded by Robert Harrison and the same was passed by a vote of 22 in favor, 0 opposed, 1 abstained, this 11th day of December 2022.


Lynelle Etsitty, President


Lisa Byrd, Vice-President


Dora Smith, Secretary/Treasurer


Rickle Nez, Council Delegate