



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

The Navajo Nation | Yideeskáądi Nitsáhákees

November 8, 2023

**TRANSMITTAL**

TO : Arbin Mitchell, Executive Director  
 Division of Community Development (DCD)

FROM : CSMJ  
 Cordell Shortey, Contracting Officer  
 Contracts & Grants Section (CGS) / OMB

SUBJECT : BU on Projects / Activities for Becenti Chapter, Lake Valley Chapter, Nahodishgish Chapter, Tse'ii'ahi Chapter, Whiterock Chapter, Huerfano Chapter, Nageezi Chapter, and Crownpoint Chapter- ARPA Funds Allocated to Delegate Danny Simpson

**I. Information on Contract (per Original Award):**

Becenti Chapter, Lake Valley Chapter, Nahodishgish Chapter, Tse'ii'ahi Chapter, Whiterock Chapter, Huerfano Chapter, Nageezi Chapter, and Crownpoint Chapter	U.S. Treasury American Recovery Plan Act (ARPA)	21.027
_____	_____	_____
Title of Contract	Funding Agency	CFDA No. - Federal
CJY-65-23; CMY-42-23	2022	03/11/2021 to 12/31/2026
Grant No.	Amount	Term - Begin and End Date
	\$ 8,802,340.00	

**II. Data Entered in FMIS Regarding:**

New Contract or Grant Company No. 8059 Business Unit (K#) K2115290 to K2115315

Contract Mod No. \_\_\_\_\_ Internal Modification No. 1

Amt of Budget Increase \$4,600,557.00 \$1,872,319.00 to \$6,472,876.00

AMOUNT FROM TO

Budget Period - Extend End Date: From \_\_\_\_\_ To \_\_\_\_\_

Other, specify: \_\_\_\_\_

**Authorizing Document - Attached:**

Contract / Agreement - Date executed \_\_\_\_\_

NNC / Committee Resolution - No. & Date \_\_\_\_\_

Other, specify: NN Council Resolution CJY-65-23

**III. Comments by CGS:**

This transmittal documents 2nd budget entered in FMIS on \$8.8 mil ARPA funds allocated to CD Danny Simpson Region. Y-T-D budget in FMIS for CD Danny Simpson totals \$6,472,876. Information on Section I. of Transmittal above reflects \$8,802,340 ARPA funding allocated for distribution to Chapters the respective Council Delegate service aka Region.

*Attachment*  
 Copy: Contract files  
 Contract Accounting / OOC / DPM  
 Tom Platero, Executive Director - NN FRF Office

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

**Exhibit A**

COUNCIL DELEGATE: Hon. Danny Simpson

CHAPTERS: Becenti, Lake Valley, Nahodishgish, Standing Rock, Whiterock, Huerfano, Nageezi, Crownpoint

K2115210  
K2115211  
K2115212  
K2115213  
K2115214  
K2115215  
K2115216  
K2115217  
K2115218

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED IN CMY-42-23 on June 8, 2023				\$ 1,872,319.00
Division of Community Development	None Identified	Becenti Chapter Hazard/Premium Pay for Essential Workers	Division of Community Development	4.1	HK0498	\$ 115,000.00
Division of Community Development	None Identified	Becenti Chapter Bathroom Additions and Renovation Project	Division of Community Development	1.14	HK0481	\$ 178,000.00
Division of Community Development	None Identified	Nageezi Chapter Purchase of Heavy-Duty Equipment Project	Division of Community Development	6.1	HK0517	\$ 250,000.00
Division of Community Development	None Identified	Nageezi Chapter Warehouse Project	Division of Community Development	1.14	HK0516	\$ 200,000.00
Division of Community Development	None Identified	Nageezi Chapter Community Cemetery Project	Division of Community Development	6.1	HK0518	\$ 50,000.00
Division of Community Development	None Identified	Crownpoint Chapter Septic Cleaning Project	Division of Community Development	5.5	HK0502	\$ 30,000.00
Division of Community Development	None Identified	Crownpoint Chapter Cleaning Supplies Project	Division of Community Development	1.14	HK0514	\$ 50,000.00
Division of Community Development	None Identified	Crownpoint Chapter Utility Assistance Project	Division of Community Development	2.2	HK0289-2	\$ 150,000.00
Division of Community Development	None Identified	Crownpoint Chapter Half-Acre Homesite Project	Division of Community Development	2.23	HK0290-2	\$ 300,000.00

**TOTAL: \$ 3,195,319.00**

\*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."

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

**Exhibit A**

COUNCIL DELEGATE: Hon. Danny Simpson

CHAPTERS: Becenti, Lake Valley, Nahodishgish, Standing Rock, Whiterock, Huerfano, Nageezi, Crownpoint

K2115309  
K2115300  
K2115301  
K2115302  
K2115303  
K2115304  
K2115305  
K2115306  
K2115307

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01.....				\$ 3,195,319.00
Division of Community Development	None Identified	Crownpoint Chapter Water-Point Upgrade Project	Division of Community Development	5.11	HK0515	\$ 25,000.00
Division of Community Development	None Identified	Lake Valley Chapter Septic-Cleaning Project	NN Environmental Protection Agency	5.5	HK0439	\$ 100,000.00
Division of Community Development	None Identified	Lake Valley Chapter Employ of Waterline/Powerline ROW Agent	Division of Community Development	2.18	HK0571	\$ 50,000.00
Division of Community Development	None Identified	Tse'ii'ahi Chapter Heavy Equipment (Major Parts) Replacement (Blades, Bucket, Tires) Project	Division of Community Development	6.1	HK0543	\$ 10,000.00
Division of Community Development	None Identified	Tse'ii'ahi Chapter Septic Tank Cleaning Project	Division of Community Development	5.5	HK0574	\$ 40,000.00
Division of Community Development	None Identified	Tse'ii'ahi Chapter Home Renovations Project	Division of Community Development	2.18	HK0575	\$ 402,644.00
Division of Community Development	None Identified	Tse'ii'ahi Chapter Bathroom Additions (ADA Compliant) Project	Division of Community Development	1.14	HK0576	\$ 300,000.00
Division of Community Development	*White Rock Chapter	White Rock Chapter Community Home/Bathroom Renovations Project	Division of Community Development	2.18	HK0577	\$ 600,000.00
Division of Community Development	*White Rock Chapter	White Rock Chapter Warehouse Project	Division of Community Development	1.14	HK0578	\$ 150,000.00

**TOTAL: \$ 4,872,963.00**

\*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."

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

**Exhibit A**

**COUNCIL DELEGATE: Hon. Danny Simpson**

**CHAPTERS: Becenti, Lake Valley, Nahodishgish, Standing Rock, Whiterock, Huerfano, Nageezi, Crownpoint**

K2115328  
K2115306  
K2115310  
K2115311  
K2115312  
K2115313  
K2115314  
K2115315

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 02.....				\$ 4,872,963.00
Division of Community Development	*White Rock Chapter	White Rock Chapter Community Rural Addressing Project	Division of Community Development	1.14	HK0579	\$ 75,000.00
Division of Community Development	None Identified	Huerfano Chapter Bathroom Additions/Waterlines Project	NN Department of Water Resources	5.11	HK0580	\$ 77,000.00
Division of Community Development	None Identified	Huerfano Chapter Solar System Project	Division of Community Development	2.18	HK0581	\$ 174,000.00
Division of Community Development	None Identified	Huerfano Chapter Septic System Cleaning Project	Division of Community Development	5.5	HK0602	\$ 33,000.00
Division of Community Development	None Identified	Huerfano Chapter Waterline Extension/Septic System Installation for Home Upgrades Project	NN Department of Water Resources	5.11	HK0603	\$ 182,885.00
Division of Community Development	None Identified	Becenti Chapter Housing Renovation Project	Division of Community Development	2.18	HK0582	\$ 255,000.00
Division of Community Development	None Identified	Nahodishgish Chapter Home Improvements Project	Division of Community Development	2.18	HK0614	\$ 753,028.00
Division of Community Development	None Identified	Crownpoint Chapter Hazard/Premium Pay for Employees Project	Division of Community Development	4.1	HK0538-2	\$ 50,000.00
		UN-ALLOCATED AMOUNT				\$ 2,329,464.00

\*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: \$ 8,802,340.00**





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

August 4, 2023



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

RE: *CJY-65-23 An Action Relating to The Naabik'iyáti' Committee and Navajo Nation Council; Amending CMY-42-23, The Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Danny Simpson's Delegate Region (Chapters: Becenti, Lake Valley, Nahodishgish, Standing Rock, Whiterock, Huerfano, Nageezi, Crownpoint), To Include Additional Projects for this Delegate Region*

Dear Speaker Curley,

I am pleased to sign into law this resolution CJY-65-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Simpson's Delegate Region in the amount of \$4,600,557.

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

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

Now let's get to work!

Sincerely,

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

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

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING CMY-42-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE DANNY SIMPSON'S DELEGATE REGION (CHAPTERS: BECENTI, LAKE VALLEY, NAHODISHGISH, STANDING ROCK, WHITEROCK, HUERFANO, NAGEEZI, CROWNPOINT), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- B. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("NNERF") Delegate Region Project Plans be approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- D. Navajo Nation Council Resolution No. CMY-42-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Danny Simpson's Delegate Region (Chapters: Becenti, Lake Valley, Nahodishgish, Standing Rock, Whiterock, Huerfano, Nageezi, Crownpoint) be approved by a Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

SECTION TWO. FINDINGS

- A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS;

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

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

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

three hundred forty dollars (\$8,802,340). See CJN-29-22, Section Three (F).

5. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ initial eligibility determination. See CJN-29-22, Section Three (L) (5) and (L) (6).
- C. The Navajo Nation Council Resolution No. CMY-42-23, 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 DANNY SIMPSON'S DELEGATE REGION (CHAPTERS: BECENTI, LAKE VALLEY, NAHODISHGISH, STANDING ROCK, WHITEROCK, HUERFANO, NAGEEZI, CROWNPOINT), was signed into law by the President of the Navajo Nation on June 8, 2023.
- D. CMY-42-23, 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. S 164(A) (17) and 2 N.N.C. §§ 1005(C) (10), (11), and (12).
- E. All additional projects listed in the Hon. Danny Simpson's Delegate Region Projects Plan, attached as **Exhibit A**, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Danny Simpson'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. Danny Simpson'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. Danny Simpson's Delegate Region (Chapters: Becenti, Lake Valley, Nahodishgish, Standing Rock, Whiterock, Huerfano, Nageezi, Crownpoint) as set forth in **Exhibit A**.

**SECTION THREE. AMENDING CMY-42-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE DANNY SIMPSON'S DELEGATE REGION (CHAPTERS: BECENTI, LAKE VALLEY, NAHODISHGISH, STANDING ROCK, WHITEROCK, HUERFANO, NAGEEZI, CROWNPOINT), TO INCLUDE ADDITIONAL PROJECTS FOR THIS DELEGATE REGION**



- A. The Navajo Nation hereby approves the additional projects as part of the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Danny Simpson's Delegate Region (Chapters: Becenti, Lake Valley, Nahodishgish, Standing Rock, Whiterock, Huerfano, Nageezi, Crownpoint) set forth in Exhibit A.
- B. The Delegate Region Project Plan approved herein shall comply with all applicable provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
- C. Any inconsistencies between this legislation, the Delegate Region Project Plan, and the individual project appendix, shall be resolved in favor of the project appendix reviewed by Department of Justice during their eligibility determination(s).

#### **SECTION FOUR. AMENDMENTS**

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

#### **SECTION FIVE. EFFECTIVE DATE.**

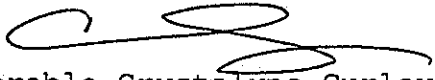
This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221(B), 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

#### **SECTION SIX. SAVING CLAUSE**

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

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the 25<sup>th</sup> Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 18 in Favor, and 00 Opposed, on this 19<sup>th</sup> day of July 2023.

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

7/27/23


DATE

Motion: Honorable Shaandiin Parrish  
Second: Honorable Brenda Jesus

Speaker Crystalyne Curley not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I, hereby, sign into law the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(10), on this 4 day of August, 2023.

  
Buu Nygren, President  
Navajo Nation

2. I, hereby, veto the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(11), on this \_\_\_\_\_ day of \_\_\_\_\_, 2023 for the reason(s) expressed in the attached letter to the Speaker.

\_\_\_\_\_  
Buu Nygren, President  
Navajo Nation

3. I, hereby, exercise line-item veto pursuant to the budget line-item veto authority delegated to the President by vote of the Navajo People in 2009, on this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Buu Nygren, President  
Navajo Nation

**NAVAJO NATION**

193

7/19/2023

Navajo Nation Council Summer Session

07:24:07 PM

<b>Amd# to Amd#</b>	Legislation 0133-23: Amending	<b>PASSED</b>
MOT Parrish, S	CMY-42-23, the Navajo Nation	
SEC Jesus, B	Fiscal Recovery Fund Delegate	
	Region Project Plan for....	

**Yeas : 18**

**Nays : 0**

**Excused : 1**

**Not Voting : 4**

**Yea : 18**

Begay, H	Daniels, H	Nez, R	Simpson, D
Begay, N	James, V	Notah, N	Slater, C
Charles-Newton, E	Jesus, B	Parrish, S	Tolth, G
Claw, S	Johnson, C	Simonson, G	Yazzie, C
Crotty, A	Nez, A		

**Nay : 0**

**Excused : 1**

Damon, S

**Not Voting : 4**

Arviso, S	Aseret, L	Tso, O	Yanito, C
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**Presiding Speaker: Curley, C**



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 0581

Date & Time Received: 6/16/2023 at 15:34

Date & Time of Response: 6/29/2023 at 17:00

Entity Requesting FRF: Huerfano Chapter

Title of Project: Huerfano Chapter Solar System Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$174,000.00

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: 2.18, Housing Support: Other Housing Assistance

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

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

Other Comments: \_\_\_\_\_  
\_\_\_\_\_  
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Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

**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](mailto: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.

**APPENDIX A**

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

**Part 1. Identification of parties.**

Non-Governance Certified Chapter requesting FRF: Huerfano Chapter Date prepared: 02/07/23

Chapter's mailing address: PO Box 968 phone/email: 1-505-960-1400 huerfano@navajochapters.org  
Bloomfield, New Mexico 87413 website (if any): \_\_\_\_\_

This Form prepared by: Ina Gillis phone/email: 505-960-1400  
Office Assistant (PEP)

CONTACT PERSON'S name and title CONTACT PERSON'S Info

Title and type of Project: Huerfano Chapter Solar System

Chapter President: Ben Woody, Jr. phone & email: 1-505-635-4341 benwoodyjr@navajo-nsn.gov

Chapter Vice-President: Irene L. Harvey phone & email: 1-505-330-9224 ibharvey228@gmail.com

Chapter Secretary: Lois Y. Werito phone & email: 1-505-390-3000 yazweri@icloud.com

Chapter Treasurer: Lois Y. Werito phone & email: 1-505-390-3000 yazweri@icloud.com

Chapter Manager or CSC: N/A VACANT phone & email: \_\_\_\_\_

DCD/Chapter ASO: Casey Begaye phone & email: 505-786-2094

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): \_\_\_\_\_

document attached

Amount of FRF requested: \$174,000.00 FRF funding period: 1/01/2023 to 09/30/2026

Indicate Project starting and ending/deadline date

**Part 2. Expenditure Plan details.**

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

Huerfano Chapter Solar Systems - families living in remote areas of Huerfano Chapter community members will be using solar system for electricity. Jemez Mountain Electric Coop, Inc. or NTUA will be the utility to this areas, furnishing all the solar system materials such as wiring and all other required materials. Without any type of electricity in remote areas families have no communication thru television, radio, phones, or internet to receive update information concerning COVID safety guidelines. Using solar system for electricity, communication will be meet.

document attached

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

The Community of Huerfano Chapter's clients will finally get their homes connected with electricity, using solar system in their homes for refrigerator, HVAC unit, television, computer, microwave and many more appliance. Using solar system for electricity will also provide heat, light homes, better medical care, and improve education within our community through use of internet access.

document attached

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



APPENDIX A

Program(s) or Project(s) by December 31, 2026  
Huerfano Chapter Solar System - estimated date of completion will be December 31, 2024 and will be fully expended by December 31, 2023.

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

document attached

Chapter Administration / Chapter Officials

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

document attached

Projects will be operated and maintained by the local electrical service provider contracted to complete the work. After closing of the Project, the home owner will be responsible for payments and repair.

(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.

document attached

2.18 - - Other Housing Support. By providing electrical service provider contracted to complete the work. Without electricity in remote areas families have no communication thru television, radio, phones, or internet to receive update information concerning COVID safety guidelines. Using solar system for electricity, communication will be meet.

document attached

**Part 3. Additional documents.**

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

Chapter Resolution is attached.

Chapter Resolution attached

**Part 4. Affirmation by Funding Recipient.**

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

Chapter's Preparer:

*[Signature]*  
signature of ENERGY CONTACT PERSON

Approved by

*[Signature]*  
signature of Chapter Executive Director

Approved by:

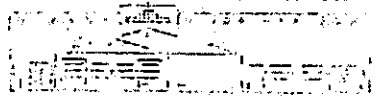
*[Signature]*  
signature of Chair

Approved by

*[Signature]*  
signature of Chapter Clerk

Approved to submit for Review:

*[Signature]*  
signature of CFO Director



# HUERFANO CHAPTER #91

## RESOLUTION HUE-024-23

APPROVING AND SUPPORTING HUERFANO CHAPTER ARPA PROJECTS UNDER THE HONORABLE COUNCIL, DELEGATE DANNY SIMPSON'S \$8.8 MILLION ALLOCATION FOR THE 8 CHAPTER ALLOCATIONS OF \$1.1 MILLION, THE BATHROOM ADDITIONS, WASTEWATER, WATER LINES, CISTERN SYSTEM. HOUSEWIRING, POWER AND ELECTRIC LINES, SOLAR SYSTEMS, HOUSING AND OTHER PROECTS NOT LIMITED TO ALL PROPOSED CHAPTER PRIHECTS RELATED TO COVID 19 PANDEMIC.

**WHEREAS:**

1. Huerfano Chapter Certified as a local governmental unit of the Navajo Nation authorized by 2 NTC section 4001 and 4028 (a) to review and promote matters that affect the local community and to make appropriate recommendations to the Navajo Nation, Federal, State, County and local agencies for consideration and approval; and
2. Huerfano Chapter is recognized and certified chapter authorized under Navajo Nation Code Title 26 Local Governance Act of 1998p and
3. By Resolution CAP 34 98, the Navajo Nation Council approved the "local Governance Act" where the Navajo Nation delegated government authority to the Chapter of the Navajo to address matter of local concern with Navajo Law custom and tradition; and
4. Huerfano Chapter will submit ARPA "Appendix A" application to the FRF office with all required documents.

### C-E-R-T-I-F-C-A-T-I-O-N

**NOW THEREFORE BE IT RESOLVED THAT:**

Huerfano Chapter certify that the foregoing resolution was duly considered by the Huerfano Chapter membership at a dully called "Special" meeting at Huerfano Chapter, San Juan County, Bloomfield, New Mexico, at which a quorum was present and the same was passed by a vote of 13 in favor, 00 opposed and 01 abstained, on the 13<sup>th</sup> day of February 2023.

Motion: Harold Smith  
Second: Inez Valarde

Ben Woody, Jr., Chapter President

Irene L. Harvey - Chapter Vice-President

Danny Simpson, Council Delegate

Lois Y. Werito Secretary/Treasurer

Ben Woody, Jr.  
CHAPTER PRESIDENT

Irene L. Harvey  
CHAPTER VICE-PRESIDENT

Lois Y. Werito  
SECRETARY/TEASURER

Danny Simpson  
COUNCIL DELEGATE

Veronica Pablo-Tso  
LAND BOARD

Saraphine Woody  
LAND BOARD

Job K2115310 US TREASURY-HUERFANO SOLAR SYS

Project

Cost Code	Cost Type	Description	L P M D E C U M	Original Budget Amt	Revised Budget Amt	Actual Amount	Open Commit Amount	Budget Balance	% Revised Spent	% Revised Remaining
1710	Program Revenue	6 B N		174,000.00-	174,000.00-			174,000.00-		1.00
1710	Program Revenue	6 T		174,000.00-	174,000.00-			174,000.00-		1.00
1705	CG Revenue	5 T		174,000.00-	174,000.00-			174,000.00-		1.00
1700	External CG Revenue Sourc	4 T		174,000.00-	174,000.00-			174,000.00-		1.00
1000	Revenues	3 T		174,000.00-	174,000.00-			174,000.00-		1.00
8500	Infrasture (non cap)	6 B N		174,000.00	174,000.00			174,000.00		1.00
8500	Infrasture (non cap)	6 T		174,000.00	174,000.00			174,000.00		1.00
8010	Public	5 T		174,000.00	174,000.00			174,000.00		1.00
8000	Assistance	4 T		174,000.00	174,000.00			174,000.00		1.00
2000	Expenses	3 T		174,000.00	174,000.00			174,000.00		1.00

FY 2023

THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION

Page 3 of 4  
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Huerfano Chapter Solar Systems</u>		Business Unit No.: <u>NEW K2115310</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
8000 <sup>AT</sup> 8500	<p>Assistance<sup>AT</sup> Infrastructure 8525 - Solar System<sup>AT</sup> Communities of Huerfano Chapter will be connected for electricity with Solar System</p>	174,000	174,000
<p><b>POSTED</b> 11/01/23 <i>RB</i></p>			
TOTAL		174,000	174,000

https://mail.google.com/mail/u/0/?ui=ghwkeyv35qy#search/HUERFANO/FMlogzCsIbFFpxWivVb4DgsNmcwQkDx?project=1&messagePartId=0.5

FY 2023

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page 1 of 14  
BUDGET FORM 1

PART I. Business Unit No.: <u>K2115310</u> <u>NEW</u>		Program Title: <u>Huerfano Chapter Solar System</u>		Division/Branch: <u>DCD / Executive</u>				
Prepared By: <u>L.Gillis, Office Asst. (PEP)</u>		Phone No.: <u>505-960-1400</u>		Email Address: <u>huerfano@navajochapters.org</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
<u>FFAPPB ARPA</u>	<u>10/1/23-12/31/26</u>	<u>174,000.00</u>	<u>100%</u>					
				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				
				7000 Special Transactions				
				8000 Public Assistance	<u>60X</u>	<u>8000</u>	<u>174,000</u>	<u>174,000</u>
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>		<u>\$174,000.00</u>	<u>174,000.00</u>	<u>174,000</u>
<b>TOTAL:</b>				<u>\$174,000.00</u>	<u>100%</u>			
PART IV. POSITIONS AND VEHICLES						(D)	(E)	
Total # of Positions Budgeted:						<u>0</u>	<u>0</u>	
Total # of Vehicles Budgeted:						<u>0</u>	<u>0</u>	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>James Adakai, Department Manager II</u>			APPROVED BY: <u>Calvin Castillo, Division Director</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
<u>[Signature]</u> Program Manager's Signature and Date			<u>[Signature]</u> Division Director / Branch Chief's Signature and Date			<u>3-16-23</u> <u>3/16/2023</u>		

https://mail.google.com/mail/u/0/?z=glrkyv25sqy#search/HUERFANO/FMfgzGslbFFpXWVbKQgsNmcrwQkDx?projector=1&messagePartId=0.5

FY 2023

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

Page 2 of 4  
BUDGET FORM 2

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.: <u>NEW</u> <u>K215310</u>			Program Name/Title: <u>Huerfano Chapter Solar System</u>						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
<u>Huerfano Chapter supporting Resolution #HUE-024-23.</u>									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
<b>1. Goal Statement:</b>									
<u>Assist with 8 Community members will get connected for electricity using Solar Systems</u>									
<b>Program Performance Measure/Objective:</b>									
<u>Get the Community members connected with electricity with Solar Systems</u>		2		2		1		1	
<b>2. Goal Statement:</b>									
<u>Program Performance Measure/Objective:</u>									
<b>3. Goal Statement:</b>									
<u>Program Performance Measure/Objective:</u>									
<b>4. Goal Statement:</b>									
<u>Program Performance Measure/Objective:</u>									
<b>5. Goal Statement:</b>									
<u>Program Performance Measure/Objective:</u>									
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
<u>James Adakal, Department Manager II</u>				<u>Calvin Castillo, Division Director</u>					
Program Manager's Printed Name				Division Director/Branch Chief's Printed Name					
<u>[Signature]</u> <u>3-16-23</u>				<u>[Signature]</u> <u>3/16/2023</u>					
Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date					



