



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

The Navajo Nation | Yideeskáadi Nitsáhákees

October 31, 2023

TRANSMITTAL

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

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

SUBJECT : BU on Projects / Activities for Tsah Bii Kin Chapter, Navajo Mountain Chapter, Shonto Chapter, and Oljato Chapter- ARPA Funds Allocated to Delegate Daniels Region

I. Information on Contract (per Original Award):

Tsah Bii Kin Chapter, Navajo Mountain Chapter, Shonto Chapter, and Oljato Chapter		U.S. Treasury American Recovery Plan Act (ARPA)	21.027
Title of Contract		Funding Agency	CFDA No. - Federal
CAU-72-23; CJY-51-23; CAP-21-23		2022	03/11/2021 to 12/31/2026
Grant No.	Amount	Fiscal Year	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#) K2115277 to K2115279
- Contract Mod No. _____ Internal Modification No. 2
- Amt of Award Increase \$982,024.65 \$5,893,350.34 to \$6,875,374.99
- 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 CAU-72-23

III. Comments by CGS:

This transmittal documents 3rd budget entered in FMIS on \$8.8 mil ARPA funds allocated to CD Herman Daniels, Jr. Region. Y-T-D budget in FMIS for CD Daniels Region totals \$6,875,374.99. 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

Revised February 2023

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

Exhibit A

COUNCIL DELEGATE: Hon. Herman M. Daniels, Jr.

CHAPTERS: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT APPROPRIATED in CAP-21-23 on May 5, 2023				\$ 3,487,559.00
		TOTAL AMOUNT APPROPRIATED in CJY-51-23 on August 4, 2023				\$ 2,405,791.34
K2115277 Division of Community Development	None Identified	Oljato Chapter Community Bathroom Additions (for 10-Families) Project	Division of Community Development	1.14	HK0539	\$ 420,000.00
K2115278 Division of Community Development	None Identified	Oljato Chapter Purchase of Motor Grader Project	Division of Community Development	6.1	HK0537	\$ 435,383.00
K2115279 Division of Community Development	None Identified	Oljato Chapter Purchase of Truck and Gooseneck Trailer Project	Division of Community Development	6.1	HK0572	\$ 126,641.65
		UNALLOCATED AMOUNT				\$ 1,926,965.01

*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*
Yideeskáadi Nitsáhákees **RICHELLE MONTOYA** *VICE PRESIDENT*

August 30, 2023

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



RE: CAU-72-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Amending CJY-51-23, the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Herman M. Daniels Jr's Delegate Region (Chapters: Tsaah Bii Kin, Navajo Mountain, Shonto, Oljato), to Include Additional Projects for this Delegate Region

Dear Speaker Curley,

I am pleased to sign into law Resolution CAU-72-23 approving the amendments to the Fiscal Recovery Funds Delegate Regional Plan for Honorable Herman M. Daniels Jr.'s Delegate Region for a total of \$6,875,374.99 out of a potential allocated amount of \$8,802,340.00.

My Administration supports the plans of these Chapters we have worked very hard to put together their Regional Plans and are working 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 we will work together to overcome it. As you know, my Administration has been working to put in place quicker and more flexible Navajo Nation systems. I look forward to working with you and the entire Council to improve Navajo Nation systems so that we are supporting our communities and taking advantage of this historic funding.

I do want us to be cognizant that the prior Navajo Nation Council has set the expectation that Fiscal Recovery Funds be encumbered by June 30, 2024. This date 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 a proposed timeline.

Now let's get to work!

Sincerely,

Dr. Buu Nygren, *President*
THE NAVAJO NATION

RESOLUTION OF THE
 NAVAJO NATION COUNCIL
 25th NAVAJO NATION COUNCIL - FIRST YEAR, 2023

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING CJY-51-23 AND CAP-21-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE HERMAN M. DANIELS, JR.'S DELEGATE REGION (CHAPTERS: TSAH BII KIN, NAVAJO MOUNTAIN, SHONTO, OLJATO), 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'iyáti' 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 ("NNFRF") 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. CAP-21-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Herman M. Daniels, Jr.'s Delegate Region (Chapter: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato) 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. CJY-51-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Herman M. Daniels, Jr.'s Delegate Region (Chapter: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato) 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. CAP-21-23, 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 HERMAN M. DANIELS, JR.'S DELEGATE REGION (CHAPTERS: TSAH BII KIN, NAVAJO MOUNTAIN, SHONTO, OLJATO), was signed into law by the President of the Navajo Nation on May 5, 2023.
- D. CAP-21-23, 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-51-23, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING CAP-21-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE HERMAN M. DANIELS, JR.'S DELEGATE REGION (CHAPTERS: TSAH BII KIN, NAVAJO MOUNTAIN, SHONTO, OLJATO), 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-51-23, 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. All additional projects listed in the Hon. Herman M. Daniels, Jr.'s Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Herman M. Daniels, Jr.'s Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- H. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Herman M. Daniels, Jr.'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. Herman M. Daniels, Jr.'s Delegate Region (Chapters: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato) as set forth in Exhibit A.

SECTION THREE. AMENDING CJY-51-23 AND CAP-21-23, THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE HERMAN M. DANIELS, JR.'S DELEGATE REGION (CHAPTERS: TSAH BII KIN, NAVAJO MOUNTAIN, SHONTO, OLJATO), 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. Herman M. Daniels, Jr.'s Delegate Region (Chapters: Tsah Bii Kin, Navajo Mountain, Shonto, Oljato) 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 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 16 in Favor, and 00 Opposed, on this 25th day of August 2023.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

8/28/23


DATE

Motion: Honorable Seth Damon
Second: Honorable Shaandiin Parrish

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 26 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 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 0537

Date & Time Received: 06/07/23 at 16:16

Date & Time of Response: 6/20/23 at 1617

Entity Requesting FRF: Oljato Chapter

Title of Project: Motor Grader

Administrative Oversight: DCD

Amount of Funding Requested: \$435,383.00

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

- (1) Public Health and Economic Impact
- (3) Government Services/Lost Revenue
- (2) Premium Pay
- (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: _____
6.1, Provision of Government Services

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

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

Other Comments: _____

Name of DOJ Reviewer: Rudy Anaya, Tax and Finance Unit

Signature of DOJ Reviewer: 

Disclaimers:
If additional information has been requested and you wish to provide it, please resubmit all the required forms updated to include the additional information. Full resubmission will expedite the Initial Eligibility Determination process. Therefore, please include a new RFS form indicating resubmission, revised Appendix A, Budget Form 1, and other supporting documents. Please email your resubmission to arpa@nndoj.org. Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

An NNDNJ Initial Eligibility Determination is based on the documents provided, which NNDNJ 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 NNDNJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Ojato Chapter Date prepared: 1/29/2023
 Chapter's P.O. Box 360455 phone/email: (435) 727-5850
 mailing address: Monument Valley, UT 86536 website (if any): ojato@navajochapters.org
 This Form prepared by: Carl Holiday, CSC phone/email: (928) 605-7745
CONTACT PERSON'S name and title choliday@nnchapters.org
CONTACT PERSON'S job

Title and type of Project: Motor Grader

Chapter President: Willis Begay phone & email: 928.278.7277 wbegay@naataanli.org
 Chapter Vice-President: Jean Holiday phone & email: 602.313.2614 jholiday@naataanli.org
 Chapter Secretary: Mariatta Bedonie phone & email: 435.206.0212 mbedonie@navajochapters.org
 Chapter Treasurer: _____ phone & email: _____
 Chapter Manager or CSC: Carl Holiday, CSC phone & email: 928.605.7745 choliday@nnchapters.org
 DCD/Chapter ASC: Sarah Harrison phone & email: 928.489.8199 sharrison@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): _____ document attached

Amount of FRF requested: \$435,383. FRF funding period: 1/29/2023 - 9/30/2026
Indicate Project starting and ending/baseline 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:

The 2023 John Deere 672G Motor Grader will be used for road grading during emergencies for snow, blow sand removal and repairing washouts during inclement weather on the community routes for Ojato Chapter members. The Motor Grader will be used to clear debris around the community cemetery.

document attached

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

The Motor Grader will be used to backfilled washout out roadways in the community, maintain and make roads passable roads for bus routes, emergency and non-emergency vehicles.

document attached

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

APPENDIX A

Program(s) or Project(s) by December 31, 2026:

The estimated purchase date September 2026 or sooner.

document attached

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

The Ojato Chapter and the Kayenta ASC will be responsible for purchasing the Motor Grader and getting proper insurance through NN Risk Management.

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:

Upon purchasing the Motor Grader, the Ojato Chapter will be responsible for the operation and preventive maintenance costs of the heavy equipment using the Navajo Nation Funds. The price quotation includes a 60 month comprehensive warranty and 3000 hours of preventative maintenance.

document attached

(f) State which of the 68 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

6.1 Provision of Government Services. The Ojato Chapter will assist community members with road grading, sand removal off roadways, debris removal at the Community Cemetery, snow and ice removal, blow sand removal and assist with home site lease clearing.

document attached

Part 3. Additional documents.

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

- 1. Approving Chapter Resolution No. OJ101-06-2023-NB6
- 2. Cost Estimates (2 Pages)

Chapter Resolution attached

Part 4. Affirmation by Funding Recipient.

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

Chapter's Preparer:


signature of Preparer (NOT a PERSON)

Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature of ASC



Approved by:


signature of ASC

Approved to submit for Review:


signature of DCD Director

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:									
Business Unit No.: _____			Program Name/Title: _____				Oljato Chapter Motorgrader		
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
<u>To purchase a new Motorgrader</u>									
Program Performance Measure/Objective:									
<u>To be used for road blading, snow, ice and sand removal.</u>						1			
2. Goal Statement:									
Program Performance Measure/Objective:									
3. Goal Statement:									
Program Performance Measure/Objective:									
4. Goal Statement:									
Program Performance Measure/Objective:									
5. Goal Statement:									
Program Performance Measure/Objective:									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
James Adakai, Deputy Director					Calvin Castillo, Executive Director				
_____ Program Manager's Printed Name					_____ Division Director/Branch Chief's Printed Name				
 - 4-27-23 Program Manager's Signature and Date					 4/25/23 Division Director/Branch Chief's Signature and Date				

FY 2023

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

Page ___ of ___
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Oljato Cheyter Motorgrader</u>		Business Unit No.: <u>New</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
9000	Capital Outlay		435,383
9160	Vehicles	435,383	
	9164- Specialized Vehicles		
TOTAL		435,383	435,383

Alicia Hale

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>Ojato Chapter Motorgrader</u> Project Description: <u>Delegate Regional Projects Plan</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>Ojato Chp - Motorgrader</u> Planned Start Date: <u>1/1/2023</u> Planned End Date: <u>9/30/2026</u> Project Manager: <u>Div of Community Development</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 <u>2023</u>										FY <u>2024</u>										Date <u>2026</u>									
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.								
	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
Setting Up Business Units - OMB																														
Procurement (Bidding, Contracts)																														
Labor and Construction Phase																														
Project Close Outs																														
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL					
Expected Quarterly Expenditures							10%																		90%	100%				

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



OLJATO CHAPTER/ADMINISTRATION
PO BOX 360455
MONUMENT VALLEY, UTAH 84536
Email: oljato@navajochapters.org
Phone: 435-727-5850/Fax: 5852

Herman Daniels, Council Delegate
Willis Begay, President
Jean Holiday, Vice President
Maretta Bedonie, Secretary/Treasurer
Benedict Daniels, Grazing Committee Member

RESOLUTION OF THE OLJATO CHAPTER
RESOLUTION NO. OLI01-06-2023-NB6

SUPPORTING AND APPROVING THE APPENDIX A, THE NAVAJO NATION FISCAL RECOVERY FUNDS REQUEST FORM AND EXPENDITURE PLAN FOR OLJATO CHAPTER TO PURCHASE A NEW MOTOR GRADER FOR RESIDENTIAL ROAD BLADING, HEALTH AND SAFETY CONDITIONS FOR ALL RESIDENTS WITH AN EMPHASIS ON MITIGATING THE SPREAD OF COVID-19.

WHEREAS:

1. The Oljato Chapter is a duly recognize certified under Title 26 NNC, Section B-1, of the Navajo Nation and is vested with the authority and responsibility to plan and implement projects in the interest of the community; and
2. The Oljato Chapter has the responsibility and authority to promote, protect, and preserve the interest and general welfare including the safety of its community people, program, property; and
3. The Oljato Chapter is requesting funding from the ARPA funding in the amount of \$435,383.86 to purchase a new Motor Grader; the Motor Grader will be used residential grading to fix road washouts, snow, ice and sand removal; and
4. The Motor Grader is to serve Utah and Arizona residents of Oljato Chapter to address residential road blading, health and safety issues to improve the standard of living to all residents, with an emphasis on the mitigating the spread of COVID-19 of the community.

NOW, THEREFORE BE IT RESOLVED THAT:

Supporting and Approving the Appendix A, the Navajo Nation Fiscal Recovery Funds request form and Expenditure Pan for Oljato Chapter to purchase a new Motor Grader for road blading, snow, ice and sand removal during emergencies to mitigate COVID-19 Pandemic.

CERTIFICATION:

We hereby that the foregoing resolution was duly considered by the Oljato Chapter at a regular duly called meeting at Oljato, Navajo Nation, Utah at which a quorum was present and that same was passed by a vote of 3 in favor, 0 opposed, and 0 abstained, this 22nd day of January 2023.

1st Motion: Marietta Bedonie

2nd Motion: Jean Holiday

Willis Begay

Willis Begay, Chapter President

Jean Holiday

Jean Holiday, Chapter Vice President

Marietta Bedonie

Marietta Bedonie, Chapter Secretary/Treasurer



Investment Proposal (Quote)

RDO Equipment Co.
 5500 East Penstock Avenue
 Flagstaff AZ, 86004
 Phone: (928) 528-0639 - Fax: (928) 528-2498

Proposal for:
 OLJATO CHAPTER
 P.O. BOX 309465
 MONUMENT VALLEY, UT, 84639
 SAN JUAN

Investment Proposal Date: 2/1/2023
 Pricing Valid Until: 2/15/2023
 Deal Number: 1628804
 Customer Account #: 0996048
 Sales Professional: Buzz Mook
 Phone: (928) 528-0639
 Fax: (928) 528-2498
 Email: B.Mook@rdoequipment.com

INCLUDES 60 MONTH OR 6000 COMPREHENSIVE WARRANTY.
INCLUDES 3000 HOUR PREVENTATIVE MAINTENANCE CONTRACT.

Quantity	Serial Number Stock Number	Hours (approx.)	Status / Year / Make / Model Additional Items	Cash Price
1	TBD TBD	0	New 2023 JOHN DEERE 672G	\$412,951.00
			PM Elite Final Tier 4 - 5 - 3000 Hours	\$22,210.47
			Warranty - John Deere Comprehensive 60 Months, 6000 Hours, Deductible: 200, Exp Date: 12/30/2027	\$0.00
Item Subtotal:				\$435,161.47
Equipment Subtotal:				\$435,161.47

Balance:	\$435,161.47
Total Taxable Amount:	\$412,951.00
UT STATE TAX:	\$20,028.12
UT COUNTY TAX:	\$5,184.27
Sales Tax Total:	\$25,212.39
Sub Total:	\$461,393.86
Cash with Order:	\$0.00
Balance Due:	\$461,393.86

Equipment Specifications

Qty	Serial Number	Year / Make / Model	Description
1	TBD	2023 JOHN DEERE 872G	1810 Blade Impact Absorption System 2080 14 Ft. x 24 In. x 7/8 In. (4.27M x 610mm x 22mm) w/ 6 In. x 5/8 In. (152 x 16mm) Cutting Edge & 5/8 In. (16mm) Hardware 2820 Single Input Gearbox with Slip Clutch 1240 Dual 100 Amp Alternators (200 Amp total) 7160 Deluxe Grading Lights (18 Halogen Lights) 6120 24-to-12 Volt Converter (30 amps peak / 25 amps continuous) 9280 Flip Down Cab Beacon Bracket (F4) 6710 Front Push Block 6810 Rear Mounted Ripper/Scarifier Combination with Rear Hitch and Pin 9430 (9) Extra Scarifier Shanks w/Teeth For Rear Ripper/Scarifier 9440 (2) Extra Ripper Shanks w/Teeth For Rear Ripper/Scarifier 9220 5.0 lbs. multi purpose (ABC) Dry Chemical Fire Extinguisher 6510 Automatic Transmission 6710 Transmission Solenoid Valve Guard 4018 Michelin XTLA 7820 No Front Fenders 2805 English Manual W/ English Labels & Decals 170K JDLINK™ 1810 Hydraulic Pump Disconnect 6815 Hydraulics 2775 No Topcon 3D GPS Grade Control System Installed 2575 No Grade Control Base Kit Installed 6210 Decelerator 9130 Rear Retractable Sun Shade 6510 Air Conditioner Refrigerant Charged 6850 Grade Pro Controls - Left Side 6855 Grade Pro Controls for Rear Ripper or 1 Rear Auxiliary Function 6720 No Sound Absorption Package 6140 Grade Pro Premium Heated, Leather/Fabric, High-Wide Back Air Suspension Seat 6010 Powered Cab Air Pre-cleaner 6310 Lower Front Intermittent Wiper & Washer 6410 AM/FM Radio with Aux and Weather Band (WB) 8210 Exterior Mounted Rearview Mirrors 6630 Rear Camera (R4) 6080 Grade Pro Low Cab w/ Lower Front and Side Opening Windows 1020 Arrested Fingertip Controls 1320 No Quick Service Group 1420 Severe Duty Fuel & Water Filtration System 1830 Engine Exhaust W/ Flat Black Stack (FT4 or Stage V only) 1140 John Deere PowerTech P88 S.O.L. meets EPA FT4 Emissions 6460T 872G MOTOR GRADER with GWD

Navajo Nation Fiscal Recovery Fund Office (NNFRFO)
PO Box 2469 Window Rock, AZ 86515
(928) 309-5532

DOCUMENT CHECKLIST

Please submit all documents as one proposal with this checklist,
otherwise proposal will be returned to division/program.

Division/Program Information:

Date Submitted: 1/29/2023

Program/Division: Oljato Chapter

Contact Person: Carl Holiday, CSC

Phone: (928) 605-7745

Email: choliday@nnchapters.org

Documents needed for processing:

- Initial Eligibility Determination from NNDOJ
- Appendix A per BFS-31-21 (Check one):
- NN Govt. Units
 - a. Attach a FRF Request Form, Expenditure Plan and Expenditure Plan Budget.
 - Non-Governance Certified Chapters
 - a. Attach a duly approved Chapter Resolution supporting the project.
 - Governance Certified Chapters
 - a. Attach a duly approved Chapter Resolution supporting the project.
 - NN Owned Entities
 - a. Attach a duly approved Resolution from the Board of Directors.
 - External Entities
 - a. Attach a duly approved Resolution from the Board of Directors.
 - b. Registration Documents from DED - Business Regulatory Dept.
 - c. Certificate of Good Standing from DED - Business Regulatory Dept.
- Appendix J - Project Budget Schedule per Budget Instructions Manual.
- Signed Budget Forms 1, 2, and 4 (Other Budget Forms as needed)

Notes:

Reviewed by:

Fiscal Recovery Fund Office

Date

Approved for Implementation:

Navajo Nation Dept. of Justice

Date

NAVAJO NATION DEPARTMENT OF JUSTICE



**REQUEST
FOR
SERVICES**

RESUBMITTAL

DOJ	
DATE / TIME	
BY:	_____
UNIT:	_____

*** FOR NNDJ USE ONLY - DO NOT CHANGE OR REVISI FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE			
DATE OF REQUEST: <u>1.29.2023</u>		ENTITY/DIVISION: <u>Oljato Chapter</u>	
CONTACT NAME: <u>Carl Holiday</u>		DEPARTMENT: <u>DCD/ASC</u>	
PHONE NUMBER: <u>(928) 605-7745</u>		E-MAIL: <u>choliday@nnchapters.org</u>	
COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (Attach Documents): <i>Request DOJ review of Fiscal Recovery Fund expenditure plan for eligibility determination. See Appendix A, Budget Form 1, and supporting documents for proposed Expenditure plan from NCA with administration oversight by DCD. The funding request is for \$461,993.00 for Water Grid (insert purpose, e.g. housing water, waste water/bathroom additions) under Treasury expenditure reporting category 6.3</i>			
DEADLINE:	<u>2/10/2023</u>	REASON:	<u>To present to NNC</u>
DOJ SECRETARY TO COMPLETE			
DATE/TIME IN UNIT:		REVIEWING ATTORNEY/ADVOCATE:	
DATE/TIME OUT OF UNIT:		PREPARED BY <i>initials</i> :	
DOJ ATTORNEY / ADVOCATE COMMENTS			
REVIEWED BY: <i>(PRINT)</i>		DATE / TIME:	
DOJ Secretary Called:		for Document Pick Up on	at By:
PICKED UP BY: <i>(PRINT)</i>		DATE / TIME:	