

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

#### The Navajo Nation | Yideeską́adi Nitsáhákees

March 22, 2023

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ТО						tive Director Developme	nt (DCD)				
FROM			Cordel		Conti	racting Office ection (CGS)		_			
SUBJE	ECT		Sawmil : Region		House	and Ft. Defiar	nce Chapter	House - ARF	PA Funds A	llocated to Delegate I	<u>Vez</u>
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Revised February 2023



# DR. BUU NYGREN PRESIDENT RICHELLE MONTOYA VICE PRESIDENT

#### The Navajo Nation | Yideeskáadi Nitsáhákees

#### MEMORANDUM

TO

.

Dominic Beyal, Director

Navajo Nation Office of Management & Budget

Cordell Shortey, Contracting Officer

Navajo Nation Office of Management & Budget

FROM

Lisa Jymm, Deputy Executive Director
Navajo Nation Fiscal Recovery Fund Office

DATE

:

February 1, 2023

**SUBJECT** 

CD-68-22 - Allocation of \$2,280,047 in Navajo Nation Fiscal Recovery Funds per

Delegate Dr. Andy Nez's Delegate Region. NNFRFO is requesting new business units in

the amount of \$1,280,047.

The Navajo Nation Fiscal Recovery Fund Office (NNFRFO) is requesting new business units equaling \$1,280,047 per CD-68-22, Exhibit A. The \$1,000,000 was previously requested by NNFRFO in a prior memo. The current NNFRFO request is listed in the table below:

No.	Description	Category	\$	
1	Sawmill Chp - Sandstone Housing Corporation	2.15	\$750,311.00	K2115
2	Chinle/Ft. Defiance Alcohol and Substance Abuse Recovery – Day At A Time Club, Inc.	1.13	\$529,736.00	k2(15
		TOTAL:	\$1,280,047.00	

Due to the change in administration, FRFO is in the process of providing these project documents contained in this resolution to the newly appointed DCD Division Director for his review, acknowledge and signature. Attached are copies of the resolution with updated signatures and documents.

FRFO will be forwarding these documents to OMB, upon obtaining the signature of the current DCD Director Calvin Castillo, to set-up the new business units in FMIS/JDE.

If you have any questions, please feel free to contact me by phone at (928) 309-5535 or by email at <a href="mailto:ljymm@navajo-nsn.gov">ljymm@navajo-nsn.gov</a>. Thank you.

CC: Germaine Jones, Deputy Contracting Officer, OMB Christine Chavez, Director, Contract Acctg/OOC

### THE NAVAJO NATION

#### JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



January 6, 2023

Hon. Otto Tso Office of the Speaker Post Office Box 3390 Window Rock, AZ 86515

RE: CD-68-22, An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Wilson C. Stewart, Jr's Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake Sawmill)

Dear Speaker Tso,

The Nez/Lizer Administration appreciates the Chapters' endeavors to work collaboratively with their respective Council Delegate in completing the process to access funding made available with the \$211,256,148 allocated for regional expenditure plans under CJN-29-22.

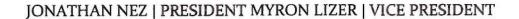
The process to secure funding also involves collaborative efforts between the Chapters, the Division of Community Development, Navajo Nation Fiscal Recovery Fund (NNFRF) Office and the Navajo Nation Department of Justice (NNDOJ). Per BFS-31-21, each proposed expenditure must obtain NNDOJ verification that each proposed project is an eligible expense within ARPA/NNFRF regulations. Each of the projects within CD-68-22 has met all the requirements.

The ARPA/NNFRF process is still evolving since the inception of this funding. Within the United States Treasury and the Navajo Nation, processes have been updated at various times. An example is the Treasury guidelines referenced within Navajo Nation Council resolutions CJY-41-21 and CJN-29-22; the Treasury guidelines exhibit was updated by the United States Treasury on September 20, 2022. Accordingly, the legal guidance provided by NNDOJ and Office of Legislative Counsel is modified to comply with the Treasury guidelines.

One such modification of legal guidance involved the processing of regional expenditure plans. Originally, the guidance was that all projects had to equal \$8,802,340 to be considered as completed and ready for legislative action. This guidance was modified in December 2022 to allow partial funding of the \$8,802,340 allocations so that proposed ARPA/NNFRF projects ready for legislative action could be processed by Office of Legislative Counsel. Because of the time constraints for the 24<sup>th</sup> Navajo Nation Council to act on proposed legislation, programs did not have sufficient time to provide written verification to Chapters regarding the change in legal guidance.

Pursuant to the authority vested in the Navajo Nation President, I am signing Resolution CD-68-22 into law.

### THE NAVAJO NATION





Sincerely,

Jonathan Nez, *President* THE NAVAJO NATION

Myron Lizer, Vice President THE NAVAJO NATION

# RESOLUTION OF THE NAVAJO NATION COUNCIL 24th NAVAJO NATION COUNCIL - FOURTH YEAR, 2022

#### 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 WILSON C. STEWART, JR.'S DELEGATE REGION (CHAPTERS: CRYSTAL, FORT DEFIANCE, REDLAKE, SAWMILL)

#### 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'iyati' 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).

#### SECTION TWO. FINDINGS

A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'IYATI' 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 MANUFACTURED PROJECTS: HOUSING PROJECTS ANDFACILITIES; 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. All projects listed in the Hon. Wilson C. Stewart, Jr.'s Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Wilson C. Stewart, 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).
- D. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Wilson C. Stewart, Jr.'s Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Wilson C. Stewart, Jr.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) as set forth in Exhibit A.

SECTION THREE. APPROVAL OF HON. WILSON C. STEWART, JR.'S DELEGATE REGION PROJECT PLAN

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Wilson C. Stewart, Jr.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill) 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 FIVE. 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 24<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 21 in Favor, and 00 Opposed, on this 29<sup>th</sup> day of December 2022.

Honorable Otto Tso, Speaker 24th Navajo Nation Council

DATE

Motion: Honorable Jamie Henio Second: Honorable Eugene Tso

Speaker Otto Tso not voting

#### ACTION BY THE NAVAJO NATION PRESIDENT:

1.	
	foregoing legislation, pursuant to
	2 N.N.C. § 1005 (C)(10), on this
	om day of January, 2023.
	Out Mr. Myran Lee
	Jonathan Mez, President
	Navajo Nation
2.	I, hereby, veto the foregoing
	legislation, pursuant to 2 N.N.C. §
	1005 (C) (11), on this day
	of, 2022 for the
	reason(s) expressed in the attached
	letter to the Speaker.
	Jonathan Nez, 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, 2022.
	Jonathan Nez, President
	Navajo Nation

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councit Delegate Wilson Stewart, Jr.

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CHAPTERS:	Crystal, Fort De	снартевз:Crystal, Fort Defiance, Red Lake, Sawmill				
FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW#	AMOUNT
Division of Community Development	NONE IDENTIFED	Sawmill Chapter Renovation Phase III	Division of Community Development	2.22	HK0257	\$ 500,000.00
Division of Community Development	NONE IDENTIFIED	Sawmill Chapter Bathroom Additions	Division of Community Development	1.14	HK0260	\$ 500,000.00
Division of Community Development	NONE IDENTIFIED	Sawmill Chapter Sandstone Housing Corporation	Division of Community Development	2.15	HKD0001	\$ 750,311.00
Division of Community *Chinle Chapter Development	*Chinle Chapter	Chinle/Ft. Defiance Alcohol and Substance Abuse Recovery Centers - Day At A Time Club, Inc.	NN Department of Health	1.13	HK0203	\$ 529,736.00
	:					
		UN-ALLOCATED AMOUNT				\$ 6,522,293.00
*Per CJN-29-22, Sectio	in Three (E), the "Navajo ecipient agreements to i	*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	to LGA-Certified I maintain		TOTAL:	\$ 8,802,340.00
Administrative Oversign	it over such jungling and	i Delegale Region Ploject Plans.				



THE NAVAJO NATION
FORT DEFIANCE CHAPTER
P.O. Box 366 • Ft Defiance, Arizona 86504
Phone: (928) 729-4352 • Fnx (928) 729-4353
Email: fidefiance@navajochapters.org

Aaron Sam. Fresident Genevieve Jackson, Vice-Fresident Grace Tracy, Secretary Treasurer Herman Billie: Grazing Official Wilson Stewart Jr., Connett Delegare

JOHATHAN HEZ Navago konso kremino MYRONITZEP

Contain Plater View Fresident

#### RESOLUTION OF THE FORT DEFIANCE CHAPTER MANAGO NATION

FOC-2021-JUNE-15-03

APPROVING AND SUPPORTING THE JACKEABBIT DEVELOPMENT, LLC, SANDSTONE HOUSING INC., MEPI CLEAN-UP PROJECT, NAVAJO VETERIHARY PROGRAM, DAY AT A TIME, AND NAVAMILL LUMBER & LOGGING COMPANY TO BE CONSIDERED FOR FUNDING THROUGH THE AMERICAN RESCUE PLAN ACT (ARPA) OF 2021.

#### 特别的技术系统

- 4 Presonanto 26 P. N. C. Section 31A) the Fort Inflance Chapter is a duly recognized Chapter of the Royal estation. Government, his first at ILPCM. C., part 1. Section 10, and
- 2. The American Rescue Plan Set of 2021 was approved the final vectors of March 16, 4021, and signed to the President of the United States doe Hiller on Morel, by 2021, and
- 2. The Range Range will be receiving 1.8 billionest fooding through he American Research in Act of 2021 and.
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- if a subspectment is a program and a prime transport. The cost is a cost in a cost of a contract the expectation of a subspect to program in a facility the originate. ANPA of 2023.
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### RESOLUTION OF THE SAWMILL CHAPTER 54W-06-14-2021-02 NAVAJO NATION

APPROVING AND SUPPORTING THE JACKRABBIT DEVELOPMENT, LLC, SANDSTONE HOUSING INC., NEPT CLEAN-UP PROJECT, NAVAJO VETERINARY PROGRAM, DAY AT A TIME, AND NAVAMILL LUMBER & LOGGING COMPANY TO BE CONSIDERED FOR FUNDING THROUGH THE AMERICAN RESCUE PLAN ACT (ARPA) OF 2021 TO ENSURE PROGRAMMATIC DAILY OPERATIONS AND COMPLY WITH THE FIVE MANAGEMENT SYSTEM POLICIES AND PROCEDURES.

#### WHEREAS:

- 1. Pursuant to 26 N. N. C. Section 3 (A) the Fort Defiance Chapter is a duly recognized Chapter of the Navajo Nation Government, as listed at H.N. N. C., part 1. Section 10; and
- 2. The American Rescue Plan Act of 2021 was approved the final version of \$1.9 trillian by Congress on March 10, 2021, and signed by the President of the United States, Joe Biden on March 11, 2021; and
- 3 The Navajo Nation will be receiving 1.8 billion of funding through the American Rescue Plan Act of 2021; and
- 4 Honorable Council Delogate Wilson C Stewart Is representing the four Chapters, bort Dellance, Red Lake Sawmill and Crystal received several funding request through the ARPA of 2021; and
- 5. The fellowing departments and programs are:
  - A JackRabbit Development Corporation \$4,034 354 45
  - B. Sandstone Housing Inc. \$17.974,993.24
  - C. NFPI Clean-up Project \$1,000,000.00.
  - D. Navajo Veterinary Program \$1,064,484.00
  - P. Day At A Fine \$315,868.00
  - F. MavaMill I umber & Logging Company \$19.355,000,00

the six departments & programmers within Delegate Wilson C. Stewart transcribed more and have submitted their proposal to request for funding through the APPA of 2021, and

The wavajo Manon Division of Community Development Division of Economic Development Office of the President/Vice President and the Office of the Controller are currently reviewing the preparate

#### som, therefore be it resolved that:

1 The Sawmill Chapter hereby approves and supports
Sandstone Housing Inc., NPM Clean-up Project Max
Thus, and MaraMill Lumbae. & Logging Company
the foresteen Resourching Act of 2021.

## Sawmell (Mappier

#### CERTIFICATION

We house verify that the foregoing resolution was duly considered by the Sawmill Chapter at a duly called meaning In (Navajo Nation). Arizona at which a quorum date present and that some was passed by a vote of 2 in favor. Bropposed and L abstained on this 14 day of June, 2021.

Mahamed By: Livery Lobber

Securited by Lewis Shirtz,

Woodic Benneu, President



Kathleen Shurley. CHARTER COORDINATOR.

Fiorina Howard CRAZING COMMITTES MEMBER

RLC-06-21-26

ł

#### RED LAKE STAPTER

#### RESOLUTION OF THE RED LAKE CHAPTER HIB

APPROVING AND SUPPORTING THE JACKRABBIT DEVELOPMENT, LLC, SANDSTONE HOUSING INC., NFPI CLEAN-UP PROJECT, NAVAJO VETERINARY PROGRAM, DAY AT A TIME, AND NAVAMILL LUMBER & LOGGING COMPANY TO BE CONSIDERED FOR FUNDING THROUGH THE AMERICAN RESCUE PLAN ACT (ARPA) OF 2021.

#### WHEREAS:

- 1 Pursuant to 26 N. N. C. Section 3 (A) the Red Lake Chapter is a duly recognized Chapter of the Navajo Nation Government, as listed at II N. N. C., part 1, Section 10; and
- 2) The American Rescue Plan Act of 2021 was approved the final version of \$1.9 trillion by Congress on March 10, 2021, and signed by the President of the United States, Joe Biden on March 11, 2021; and
- 3 The Mavajo Mation will be receiving 1.8 billion of funding through the American Rescue Plan Act of 2021, and
- 4 Honorable Council Delegate, Wilson C. Stewart Jr., representing the four Chapters, Fort Defiance. Red Lake, Sawmill, and Crystal received several funding request through the ARPA of 2071; and
- 5 The following Departments and Programs are:
  - A lackRabbit Development Corporation \$4,034,359.95
  - 8 Sandstone Housing Inc. \$17,974,993,24
  - C. NFPI Clean up Project, \$1,000,000:00
  - U Navajo Veterinary Program \$1,064,484.00
  - 6. Day At A Time \$315,868.00
  - F. MavaMill Lumber & Logging Company \$19,355,000,00
- to the six Departments & Program are within Delegate Wilson L. Stewart In, service area and have submitted their proposal to request for funding through the ARPA of 2021; and
- 7. The Navajo Nation Division of Community Development, Division of Economic Development, Observed the President/Vice President and the Office of the Controller are currently reviewing the proposition.

#### 公主10.1。 行信及5代前达 \$5 14 (信标的)为定款间的部门

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#### CERTIFICATION

We hereby cardity that the foregoing resolution was duly considered by the Red Lake Chapter at a duly called meeting in (Navajo Nation), New Mexico at Which a quorum was present and that same was passed by a vote of <u>05</u> in favor, <u>0</u> opposed and <u>01</u> abstained on this 16th day of June, 2021.

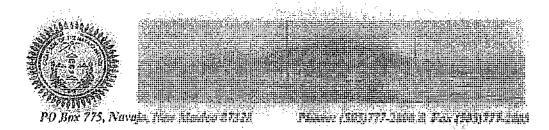
A val McCabe, Chapter President

Motion by:

Wilson Stewart, Jr.

Second by

Loberta Redhouse



CRY-07-2021-048

#### CRYSTAL CHAPTER RESOLUTION

APPROVING AND SUPPORTING THE JACKRABBIT DEVELOPMENT, LLC, SANDSTONE HOUSING INC., NEPI CLEAN-UP PROJECT, NAVAJO VETERINARY PROGRAM, DAY AT A TIME, AND NAVAMILL LUMBER & LOGGING COMPANY TO BE CONSIDERED FOR FUNDING THROUGH THE AMERICAN RESCUE PLAN ACT (ARPA) OF 2021.

#### WHEREAS:

- 1. Pursuant to N.N.C Section 3(A), the Crystal Chapter is a duly recognized certified Chapter of the Navajo Nation Government as listed as 11 N.N.C., Part 1, Section 10; and
- Pursuant to 26 NNC Section 1(B), the Crystal Chapter is vested with the authority to review all matters affecting community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
- 3. The American Rescue Plan Act of 2021 was approved the final version of \$1.9 trillion by Congress on March 10, 2021, and signed by the President of the United States, Joe Biden on March 11, 2021; and
- 4. The Navajo Nation will be receiving 1.8 billion of funding through the American Rescue Plan Act of 2021; and
- 5. Honorable Council Delegate, Wilson C. Stewart Jr., representing the four Chapters, Fort Defiance, Red Lake, Sawmill, and Crystal received several funding request through the ARPA of 2021; and
- 6. The following departments and programs are:
  - A. JackRabbit Development Corporation \$4,034,359.95
  - B. Sandstone Housing Inc. \$17,974,993.24
  - C. NFPI Clean-Up Project \$1,000,000,00
  - D. Navajo Veterinary Program \$1,064,484.00
  - E. Day Ata Tine \$315,868.00
  - F. NavaMill Lumber & Logging Company \$19,355,000,00

- 7. The six departments & programs are within Delegate Wilson C. Stewart Jr., service area and have submitted their proposal to request for funding through the ARPA of 2021; and
- 8. The Navajo Nation Division of Community Development, Division of Economic Development, Office of the President/Vice President, and the Office of the Controller as currently reviewing the proposals.

#### NOW THEREFORE BE IT RESOLVED THAT:

1. The Crystal Chapter hereby approves and supports the JackRabbit Davelopment, LLC, Sandstone Housing Inc., NFPI Clean-Up Project, Navajo Veterinary Program, Day At a Time, NavaMill Lumber & Logging Company to be considered for funding through the American Rescue Plan Act of 2021.

#### CERTIFICATION

I, hereby certify the foregoing resolution was duly considered by the Crystal Chapter at a dulcalled chapter meeting at Crystal (Navajo Nation), New Mexico which a quorum was present at that same was motioned by <u>Betty Roanhorse</u> and seconded by <u>Patricia Begay</u> by votes of (10) favor, (01) opposed and (09) abstained this 25th day of August 2021.

Patricia Slim, Chapter President

#### **NOITAN OLAVAN**

Navajo Nation Council Special Session

12/29/2022

05:09:11 PM

Amd# to Amd#

New Business: (Item L.)

**PASSED** 

MOT Henio, J

CONSENT AGENDA-(12)Legislations:

SEC Tso, E

0221-22,0234-22,0239-22,0262-22,

0263-22,0265-22,0268-22,...

Yeas: 21

Nays: 0

Excused: 2

Not Voting: 0

Yea: 21

Begay, E

Damon

James, V

Tso, E

Begay, K

Daniels

Nez, R

Walker, T

Begay, P

Freeland, M

Smith

Wauneka, E

Brown

Halona, P

Stewart, W

Yazzie

Charles-Newton

Henio, J

Tso, D

Yellowhair

Crotty

Nay: 0

Excused: 2

Tso, C

Slater, C

Not Voting: 0

Presiding Speaker: Tso

# Sawmill Chp Sandstone Housing Corporation

# NNDOJ Initial Eligibility Determination



#### NAVAJO NATION DEPARTMENT OF JUSTICE OFFICE OF THE ATTORNEY GENERAL

OOREEN N. MCPAUL Attorney General

KIMBERLY A. DUTCHER Deputy Attorney General

# DEPARTMENT OF JUSTICE INITIAL ELIGIBILITY DETERMINATION FOR NAVAJO NATION FISCAL RECOVERY FUNDS

Date & Time Received: 9/19/22	10:17
Date & Time of Response: 09/26/2022	10:00 AM MDT
Entity Requesting FRF: Sandstone Housing Co	rporation
Title of Project: Sandstone Housing Renovation Housing Developments on the Navajo Nation	on Project—Renovation of Existing Homes and
Administrative Oversight: Navajo Nation Div	ision of Community Development
Amount of Funding Requested: \$750,311	
Eligibility Determination:	
⊠ FRF eligible	
☐ FRF ineligible	
☐ Additional information requested	
FRF Eligibility Category:	•
図 (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: 2.15 (Assistance to Households: Long-term Housing Security: Affordable Housing) Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures): ☐ Missing Form ☐ Expenditure Plan incomplete ☐ Supporting documentation missing ☐ Funds will not be obligated by ☐ Project will not be completed by 12/31/2026 12/31/2024 ☐ Ineligible purpose ☐ Incorrect Signatory ☐ Submitter failed to timely submit CARES reports ☐ Inconsistent with applicable NN or ☐ Additional information submitted is federal laws insufficient to make a proper determination Other Comments: The expenditure code for other housing assistance recently changed from 3.10 to 2.15. We have updated the expenditure code. Name of DOJ Reviewer: Kristen A. Lowell Signature of DOJ Reviewer: Kakswell

Disclaimers: An NNDOJ Initial Eligibility Determination will be 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 Per BFS-31-21

# THE NAVAJO NATION FISCAL RECOVERY FUNDS **REQUEST FORM** & EXPENDITURE PLAN FOR EXTERNAL ENTITIES

Part 1. Identification of parties.

Date prepared: 8/23/22
phone/email: 505-821-0193
website (ff any): www.sandstonehousing.com
phone/email: 505-820-0193
sgarcla@sandstonehousing.com
CONTACT PERSON'S Info
xisting homes and housing developments on the Navaja Nation
ரை & ஜாதர்: <sup>505-821-0193</sup> sgarcia@sandstonehousing.com
ne & email: 505-821-0193 rlt34s@yahco.com
ne & emzili: N/A
d Discon, them, Indeed TW President and CPVP Il have Administrative Oversight over this FRF Expanditure Plan.  ): Gilbert Sons Electric LLC, time Be line, Black Creek Fence Company,  [2] document attached
ary 2022-December 2026 indicato Project starting and and inglifeactive date
unds will be used, for what purposes, the localion(s) to be served,
nstall 18 street lighting fixtures and renovate all nets in all units, install 18 street lighting fixtures,
্রতি document attached communities, or the Navajo People:

Sandstone Housing's projects will benefit Navajo People by providing safety, security, and accessibility throughout our properties, allowing us to continue providing quality housing to families across the Navajo Nation. The renovations of vacant units will provide homes for 70 low to moderate income Navajo families that may be forced to live in substandard housing otherwise, and interior and exterior property repairs ensure the longevity of Sandstone's existing units for Navajo families.

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026;

Projects will be completed by December 2024 if funds are disbursed in January 2022. We are flering the projects into small, manageable portions to ensure completion within the two year time frame.
Progress will be reported to the board of directors on a quarterly basis.  [d) Identify who will be responsible for implementing the Program or Project:
Compliance managers will work in conjunction with maintenance supervisors and property managers at all properties to ensure the safe implementation of all projects. Property managers will report progress to Sandstone Housing CEO, Shelby Garcia, at weekly manager's meetings.
(e) Explain who will be responsible for operations and maintenance costs for the Projectionse completed, and how such costs will be funded prospectively:
Sandstone Housing will be responsible for operations and maintenance costs for the project once completed. Sandstone Housing will fund these costs through rental income, and any sources of funding we receive in the future, including federal and private grants.
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:
3.10 - Housing Support: Affordable Housing
repairing roads, installing street lighting, and completing much-needed internal and external home renovations, ensuring the long-evity and safety of each property. The completion of these projects will provide affordable housing to over 300 families living on the Navajo Nation.
Part 3. Additional documents.
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):
Board Resolution  NNRF Appendix B and Part 2. Expenditure Plan Details  American Rescue Plan Proposal  DOJ Request for Services  Board 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:
External Entity's Proparer: Approved by 1700 4 (10)
Approved by Separation of Extension of Exten
-OR- Approved to submit to Revieus

Appendix J:
Project Budget
Summary
Per
CJN-29-22

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

Page 1 of 1 PROJECT FORW

PART 1. Business Unit No.: K-[New]	recommendation of the second s							PART II.	Projec	Project Information
Project Title: Sandstone Housing Corporation	using Corporation							Project Type;	Housing con	Housing community update
Project Description Street lighting, road repairs and housing renovations	ing, road repairs a	ind housing renov	rations					Planned Start Date:	ate:	1/1/2023
								Planned End Dale:	tle: 12/31/2023	2023
Check one box:	a Onginal Budget	a Budget	Tevfston	o Budget Reallocalian		D Budget Modification		Project Manager.	r. Giovanni Zavalza	valza
PART III.	PART IV. US	Use Fiscal Year (FY)		Quarters to complete the information below. $O = Oct$ ; $N = Nov$ ; $D = Dec$ ., etc.	tion below. 0 = 1	Cet; N = Nov.; D	= Dec., elc.		Evicoled	Expected Commission Date if
List Project Task separately, such		FY_202	33			FY	2023		project ex	project exceeds 8 FY Otrs.
as Plat, Design, Collisteus, Equip or Purish.	1sl Qir.	2nd QK.	3rd Olf.	4th Off.	1st Olr.	2nd Ofc.	3rd Citr.	4th Ofr.	Date	
Street Lighling - Fort Defiance, AZ. Street Lighling - Navajo, NM. Road Improvements - Fort Defiance, AZ. Housing Renovations - Fort Defiance, AZ. Housing Renovations - Navajo, NIM.	0 N	. 2	~ × × × × × × × × × × × × × × × × × × ×	S Y X X X	G	<b>X</b>	~ .≲	정 - Y	0	Б.
PART V.	57	157	S	s	\$	\$	S	\$	PRO	PROJECT TOTAL
Expected Quarterly Expenditures		253,600.00	253,600.00	172,000.00	71,111.11				\$7	\$750,311.11

OMB Analyst:

Company No:

FIMS Set Up Date:

20210428

Resolution No:

for amb use only:

Signed
Budget
Forms 1, 2 & 4
(Other budget forms if needed)

FY 2023

# THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page / of | BUDGET FORM 1

PART I. Business Unit No.: K - [New]	ew] Progr	Program Title:	Sandste	Program Title: Sandstone Housing Corporation		Division/Branch: DCD	аэа	
Prepared By: Shelby Garcia, CEO	CEO	Phone	No.: 50	Phone No.: 505-820-0193	Email Address:	strarciz ซิรลกปรใจกอกจเทด.com	nehousing.com	
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund	(A) NNC Approved	(8)	(C) Difference or
NN Fiscal Recovery Funds		750,311.00	100%		Code	Original Budget	Proposed Budget	Total
				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				
				9000 Capital Outlay	")	ф	750,311	7503(1-
					TOTAL	\$0.00	750,311.00	139311
		-		PART IV. POSITIONS AND VEHICLES		(0)	(B)	
				Total # of Positions Budgeled:	3udgeled:			
	TOTAL	\$750,311.00	909/	Total # of Vehicles Budgeted:	3ndgeled:			
PART V. I HEREBY ACKNOWLEDGE	E THAT THE INF	ORNATION CON	TAINED	PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	TE AND AC	CURATE		iki kun
SUBMITTED BY:	からなっている。	Sarcia S		APPROVED BY:	يختر	isa Jymm		Hadio.
	Program Manager's Printed	Printed Name		Divis	ilon Directo	/Branc	inted Name	
No.	B	C		N	Spara Spara	The state of the s	りのよう Inne and Date	
Programma	O BORES	nature and pate		IDENTIFICATION				

James Adakal, Deputy Director
Division of Community Development

Calvie Castillo, Division Director Division of Community Development Page of BUDGET FORM 2

# THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

F

PART II. PROGRAM PERFORMANCE CRITERIA:  CARDING SARDSONE HOUSING PROGRAM:  PART III. PROGRAM PERFORMANCE CRITERIA:  GA	Program Name/Title: Office of Management and Budget PROGRAM:  1st QTR 2nd QTR 3rd QTR 4th QTR Goal Actual Goal Actual Goal Actual
1. Goal Statement:  Our goal is to complete solar street fighting in Fort Defiance, AZ and Navajo, NM Program Performance Measure/Objective: Goal is to have Fort Defiance complete by 1st quarter and Navajo, NM by end of 2nd quarter.  2. Goal statement: Our goal is to complete road repairs in Fort Defiance, AZ. Program Performance Measure/Objective: Road repairs are to be completed by the end of third quarter.  3. Goal Statement:	
Goal is to complete housing renovations in Fort Defiance, AZ and Navajo, NiM.  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.  Program Manager's Printed Name  Program Mahager's Signature and Date  Program Mahager's Signature and Date  Div	EVIEWED.  LYSA THE MANN  Division Director/Branch Chief's Printed Name  Calvia Castillo, Division Director  Calvia Castillo, Division Director

Page 3 of 3 BUDGET FORM 4

# THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

PART I.	PART I. PROGRAM INFORMATION:		
	Program Name/Title: Sandstone Housing Business Unit No.:	NEW	
PART II.	DETAILED BUDGET:		
Š	(B)	(2)	(a)
Object	Object Gode Description and Presidentian (1.00.7)	Total by	Total by
(LOD 6)		Object Code	Object Code
9020	9024-Roads	(LOD 6)	(LOD 4)
9050	9034-Building Improvements	71,111	71111
0700	Jozof anning Lousidewaik/Sureeugt	507,200	507,200
	* 4020 - \$679.200		
	TOTAL TOTAL	750,311	750,311
	g / 3/16/23		
-	•		

FY 2023

# Chapter Resolutions and Other Supporting Documents



#### Sandstone Housing

8500 Menaul Blvd NE Suite A-420 Albuquerque, NM 87112 Phone. 505-821-0193 Fax,505-821-8608







#### RESOLUTION OF SANDSTONE HOUSING -SH-20210428

APPROVING AND SUPPORTING FORT DEFIANCE HOUSING AUTHORITY d/b/a SANDSTONE HOUSING CORPORATION., CAPITAL OUTLAY PROJECT SUBMISSION FOR POSSIBLE FUNDING BY THE AMERICAN RESUCE PLAN ACT OF 2021 IN THE AMOUNT OF \$750,311.11

#### WHEREAS:

- I. Fort Defiance Housing Authority d/b/a Sandstone Housing (hereinafter referred to as "Sandstone Housing") has been established to provide affordable housing for Native American families who live or reside on the Navajo Nation, including low-income individuals and the business and objectives to be carried on and promoted by Sandstone Housing, and
- Sandstone Housing is recognized by the State of Arizona, State of New Mexico and the Navajo Nation as an IRS-recognized 501(c)3 non-profit housing entity; and
- Sandstone Housing, currently has 657 homes established across the Navajo Nation which includes the
  following communities Church Rock, NM, Navajo, NM, Fort Defiance, AZ, Tsaile, AZ, Chilchenbete, AZ,
  Kayenta, AZ and Shiprock, NM; and
- 4. Sandstone Housing has developed an itemized capital outlay property improvement projects for potential funding via the American Rescue Plan Act of 2021 (Attached), and
- 5. Sandstone Housing currently does not have all the necessary financial resources to effectuate the muchneeded improvements for the aforementioned itemized projects.
- Sandstone Housing will only use awarded funds in compliance with the ARP A, the regulations, and all other applicable Navajo Nation and federal laws and regulations, pursuant to BFS-31-2 I, exhibit 5, section (4)B(3).

#### NOW, THEREFORE BE IT RESOLVED THAT:

 Sandstone Housing hereby resolves, approves and supports Sandstone Housing Capital Outlay property improvement projects to be considered by the American Rescue Plan Act of 2021 for the outlined itemized improvements.

#### CERTIFICATION

We, the governing Board of Directors, do hereby certify that the foregoing resolution was duly considered by Sandstone Housing Board of Directors at a duly called Board of Directors' meeting at which a quorum was present and that this Resolution same was passed by a vote of 5 h favor, 0 opposed and I abstained on this 23 day of April, 2021.

Motioned By:Timothy Begay	Seconded By:	Kenneth Cooper
Tracy Alexis, PhD. Books President	<del>_</del>	

# Sandstone Housing



Submitted by:
Sandstone Housing
Shelby Garcia, CEO
8500 Menaul Blvd. NE
Suite A420
Albuquerque, NM 87112
505-821-0193

Email: Sgarcia@sandstonehousing.com

## JUI WISSION AND MERITAGE

Our mission at Sandstone Housing is to provide safe, healthy and affordable housing for low-income families on the Navajo Nation as they work to improve the quality of their family life. Here at Sandstone Housing our staff is dedicated to you. We work hard to maintain high levels of satisfaction and happiness. Please contact our staff with any questions and they will be glad to be of any help.

Fort Defiance Housing Corporation dba. Sandstone Housing ("Sandstone") is a federally-recognized 501(c)(3) non-profit organization. Established in the late 1960's, Sandstone Housing is an Arizona non-profit corporation with goals to develop, construct. own, maintain and operate low-income moderate-income housing projects on the Navajo Reservation (to benefit the Navajo community). In the 1990's, Sandstone was reformed as a Navajo corporation yet retained the goal of helping lower income Navajo community. Today, Sandstone Housing has a total of 657 homes and apartments across the Navajo Nation. All of the homes and apartments are available to low-income and moderate-income families. Our mission is to provide safe, healthy, affordable housing for and low-income moderate-income Navajo families on the Navajo Nation. Our goal is to work together with the members of the Navajo Nation to help improve their overall quality of living.

Property Improvement Projects

		_ETODELLY_IIIDIOVELLEIIL PLOIECIS	
es autorigations		Project Description	a Prising
Red Lake Acres	60	Housing Renovations for all vacant units	\$ 35,131.36
' '	; ;	2. Street Lighting - 18 self sustaining and environmentally conscious lighting.	
	:	fixtures to be placed throughout property, along streets and/or in between	
		units. Currently there is no street lighting on property. Solar street lighting	\$ 253,600,00
		will give further security and better overall property accessability and	
		appearance.	
		Red Lake Agres Total	N WHEN
		1. Housing Renovations for all vacant units	\$ 35,979.75
Rìo Puerco Estates	73	2. Street Lighting - 18 self sustaining and environmentally conscious lighting fixtures to be placed throughout property, along streets and/or in between units. Currently there is no street lighting on property. Street lighting will give further security and better overall property accessability and appearance.	\$ 253,600,00
		3. Road repairs throughout entire property.	\$ 172,000.00
		Rio Puerco Estates Total	West State Control of the Control of

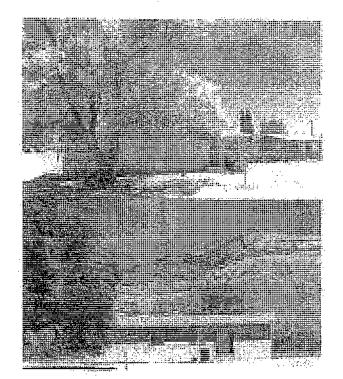
### Ked Lake Acres

#### Red Lake Acres Information

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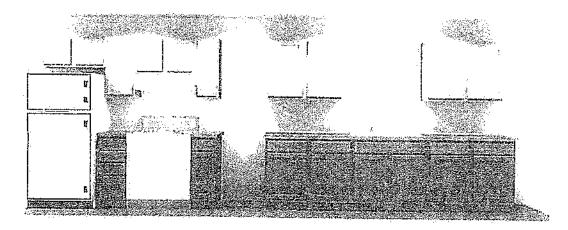
Red Luse succes has a local Se bocamita,

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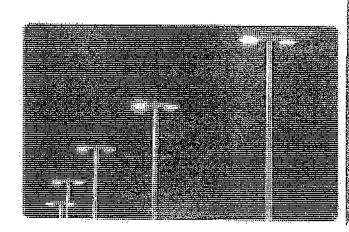


# Property Improvement Projects

Kitchen Cabinet Replacement in all 60 Homes



Installation of street lighting will allow for improved safety, security and accessibility.



12 (M) Office, 53A Sprince Street Navigo, NAI 87328 Phone, 505-777-2480 Red Lake Acres SprinceGi 35 W.  $^{\circ}$ 29 30 31 Hickory C: (E - Wheelohair Accessible 28 Sprine Street 97 25 7 . 2 Bedroom S Bedroom - 4 Bedroom 60 Homes 21 Banyon Ct Ŕ  $\infty$ 9 (L) Spruce St 77 13 12 10  $\infty$ **C** ហ Spruce Street 58 54 7 26 S C 7

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This institution is an equal opportunity employer and provider

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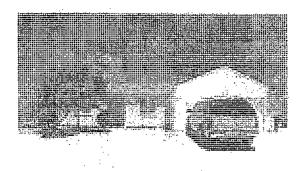
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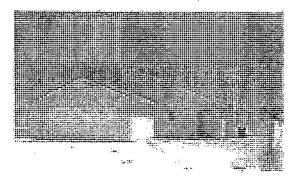
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## Rio Puerco Estates





#### Rio Puerro Estațes Informatico

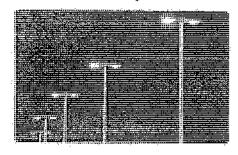
259 Peney Hill Blad, o. 1.1) Hex 1543 Facil Colones, AZ Hazire Phanel 1923-7715-55111 Facio Chi 1944-5815

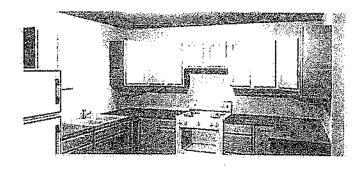
iio (\* 1\* c. a. L. st. st. bissa tots) — wirg units

isio Presco Estates is find of Ty Winslow Section 8.

## Property Improvement Projects

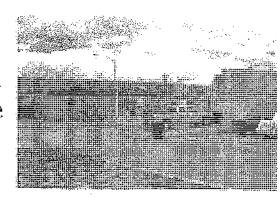
Installation of street lighting will allow for improved safety, security and accessibility.

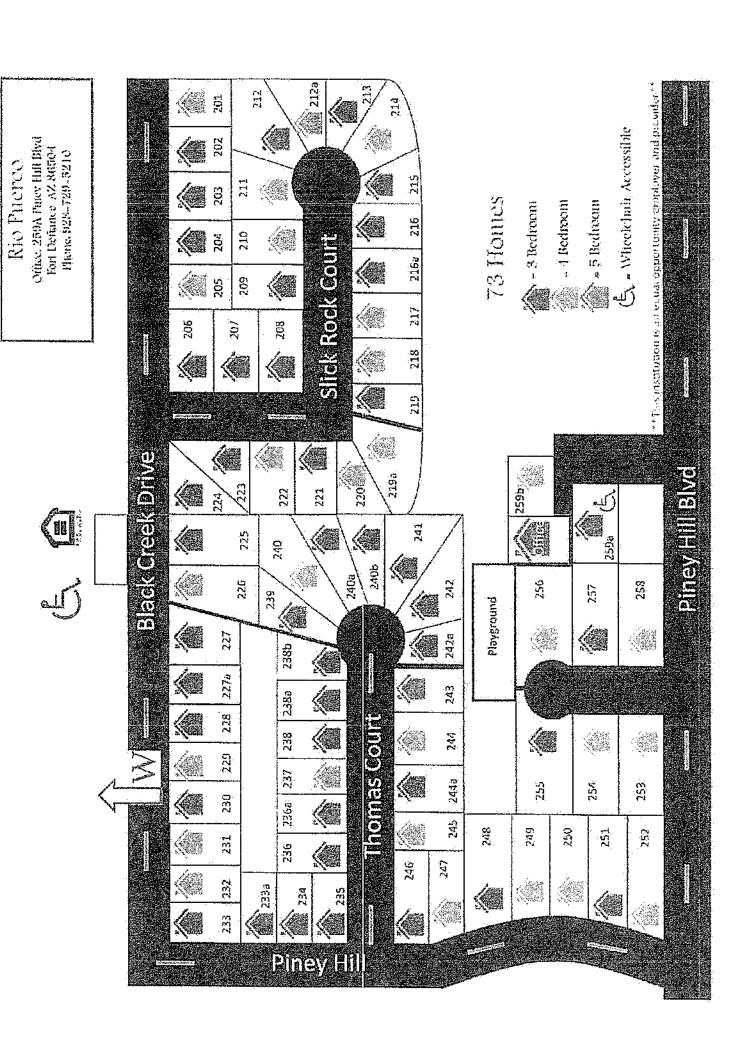




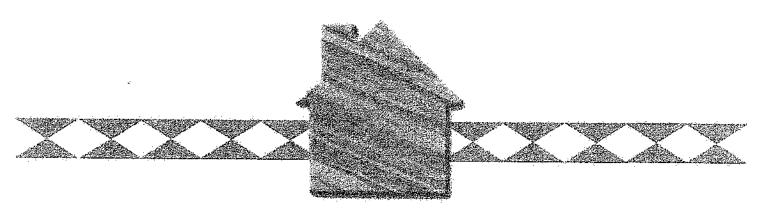
Kitchen Cabinet Replacement in all 69 Homes

Roads are severely damaged.
Remove and replace asphalt on
the roads throughout the entire
property.





# 



# American Rescue Plan Funding Request

Submitted by:
Sandstone Housing
Shelby Garcia, CEO
8500 Menaul Blvd. NE
Suite A420
Albuquerque, NM 87112
505-821-0193

Email: Sgarcia@sandstonehousing.com