



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

The Navajo Nation | Yideeskáadi Nitsáhákees

May 25, 2023

TRANSMITTAL

TO : Calvin Castillo, Executive Director
 Division of Community Development (DCD)

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

SUBJECT : BU on Projects / Activities for Coyote Canyon Chapter, Naschitti Chapter, Twin Lakes Chapter, and Tohatchi Chapter- ARPA Funds Allocated to Delegate Notah Region

I. Information on Contract (per Original Award):

Coyote Canyon Chapter, Mexican Springs Chapter, Naschitti Chapter, Tohatchi Chapter, and Bahastl'a'a' Chapter	U.S. Treasury American Recovery Plan Act (ARPA)	21.027
Title of Contract	Funding Agency	CFDA No. - Federal
CAP-20-23	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#) K2115142 to K2115153

Contract Mod No. _____

Amt of Budget Increase \$4,558,189.73 \$0.00 to \$4,558,189.73

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 CAP-20-23

III. Comments by CGS:

This transmittal documents 1st budgets entered in FMIS on \$8.8 mil ARPA funds allocated to CD Nathan Notah Region. Budget first received on May 12, 2023 electronically and received again on May 17, 2023 as hardcopy is authorized for implementation pursuant to FY 2023 NN BIM Appendix L Section II. B. and concurred by Navajo Nation Fiscal Recovery Fund (NN FRF) Office by memorandum of May 12, 2023. Y-T-D budget in FMIS for CD Notah Region totals \$4,558,189.73. 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.

Handwritten signature/initials

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

Revised February 2023



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

The Navajo Nation | Yideeskáadi Nitsáhákees

May 25, 2023

TRANSMITTAL

TO : Calvin Castillo, Executive Director
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FROM : cmg
 Cordell Shortey, Contracting Officer
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Title of Contract	Funding Agency	CFDA No. - Federal	
CAP-20-23	\$ 8,802,340.00	2022	03/11/2021 to 12/31/2026
Grant No.	Amount	Fiscal Year	Term - Begin and End Date

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New Contract or Grant Company No. 8059 Business Unit (K#) K2115142 to K2115153

Contract Mod No. _____

Amt of Award 4,558,189.73 **AMOUNT** 45 **FROM** 45 **TO**

Budget Period - Extend End Date: From _____ To _____

Other, specify: _____

Authorizing Document - Attached:

Contract / Agreement - Date executed _____

NNC / Committee Resolution - No. & Date _____

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Revised February 2023



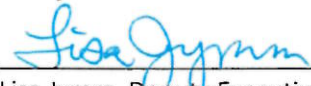
DR. BUU NYGREN *PRESIDENT*
RICHELLE MONTOYA *VICE PRESIDENT*

The Navajo Nation | Yideeskáądi Nitsáhákces

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 : May 12, 2023

SUBJECT : CAP-20-23 – Allocation of \$8,802,340 in Navajo Nation Fiscal Recovery Funds per Delegate Nathan Notah’s Delegate Region. NNFRFO is requesting new business units in the amount of \$4,558,189.73.



The Navajo Nation Fiscal Recovery Fund Office (NNFRFO) is requesting new business units equaling \$4,558,189.73 per CAP-20-23. The current NNFRFO request is listed in the table below:

No.	Description	Category	\$
1	Coyote Canyon Chp Motor Grader	6.1	\$433,835.03
2	Coyote Canyon Chp Housing Modernization, Renovations and Weatherization Proj	2.18	\$600,000.00
3	Coyote Canyon Chp SYEP and PEP Funding	2.37	\$406,633.00
4	Naschitti Chp Bathroom Additions Proj	1.14	\$551,748.70
5	Naschitti Chp Rural Addressing Proj	1.14	\$70,000.00
6	Twin Lakes Chp Water and Sewer Infrastructure	5.5	\$200,000.00
7	Twin Lakes Chp Scattered Waterline	5.11	\$200,000.00
8	Tohatchi Chp Bathroom Additions Project	1.14	\$250,610.00
9	Tohatchi Chp House Wiring Proj	2.18	\$91,445.00
10	Tohatchi Chp Septic System and Leach Field Proj	5.5	\$950,918.00
11	Tohatchi Chp Waterline Extension Proj	5.11	\$278,000.00
12	Naschitti Chp House Wiring Proj	2.18	\$525,000.00
TOTAL:			\$4,558,189.73

K2115142
 K2115143
 K2115144
 K2115145
 K2115146
 K2115147
 K2115148
 K2115149
 K2115150
 K2115151
 K2115152
 K2115153

If you have any questions, please feel free to contact me by phone at (928) 309-5535 or by email at ljymm@navajo-nsn.gov. Thank you.

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



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

The Navajo Nation | Yideeskáadi Nitsáhákees

MEMORANDUM

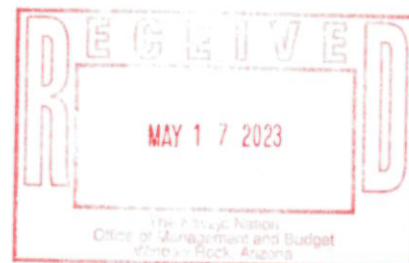
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If you have any questions, please feel free to contact me by phone at (928) 309-5535 or by email at ljymm@navajo-nsn.gov. Thank you.

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



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

May 4, 2023

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

RE: CAP-20-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Regional Project Plan for Honorable Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahasil'a'a')

Dear Speaker Curley,

I am pleased to sign into law this resolution CAP-20-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Notah's Delegate Region in the amount of \$4,558,189.73.

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
 25th NAVAJO NATION COUNCIL - FIRST YEAR, 2023

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;
 APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION
 PROJECT PLAN FOR HONORABLE NATHAN NOTAH'S DELEGATE REGION
 (CHAPTERS: COYOTE CANYON, MEXICAN SPRINGS, NASCHITTI, TOHATCHI,
 BAHASTL'A'A')

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 ("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. The Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo Nation on July 15, 2022.
- B. CJN-29-22, 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. Nathan Notah's Delegate Region Projects Plan, attached as Exhibit A, have been deemed Fiscal Recovery Fund eligible by NNDOJ. In addition, Hon. Nathan

Notah's Delegate Region Projects Plan does not exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).

- D. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo Nation and the Hon. Nathan Notah's Delegate Region Chapters and communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Hon. Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') as set forth in Exhibit A.

SECTION THREE. APPROVAL OF HON. NATHAN NOTAH'S DELEGATE REGION PROJECT PLAN

- A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project Plan for Hon. Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') set forth in Exhibit A.
- 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 22 in Favor, and 00 Opposed, on this 18th day of April 2023.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

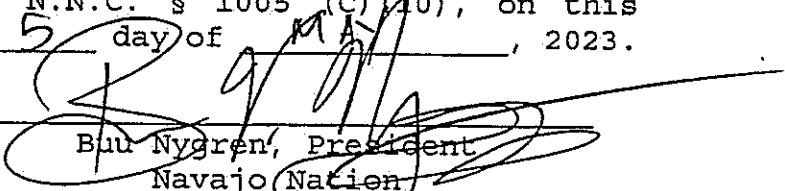
4/27/23
DATE

Motion: Honorable Rickie Nez
Second: Honorable George H. Tolth

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 5 day of MAY, 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 FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

Exhibit A

COUNCIL DELEGATE: Delegate Nathan Notah

CHAPTERS: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahast'a'a'

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
Division of Community Development	None Identified	Coyote Canyon Chapter Motor Grader	Division of Community Development	6.1	HK0360	\$ 433,835.03
Division of Community Development	None Identified	Coyote Canyon Chapter Housing Modernization, Renovation and Weatherization Project	Division of Community Development	2.18	HK0409	\$ 600,000.00
Division of Community Development	None Identified	Coyote Canyon Chapter SYEP and PEP Funding	Division of Community Development	2.37	HK0408	\$ 406,633.00
Division of Community Development	None Identified	Naschitti Chapter Bathroom Additions Project	Division of Community Development	1.14	HK0416	\$ 551,748.70
Division of Community Development	None Identified	Naschitti Chapter Rural Addressing Project	Division of Community Development	1.14	HK0417	\$ 70,000.00
Division of Community Development	None Identified	Twin Lakes Chapter Water and Sewer Infrastructure	Division of Community Development	5.5	HK0456	\$ 200,000.00
Division of Community Development	None Identified	Twin Lakes Chapter Scattered Waterline	Department of Water Resources	5.11	HK0449	\$ 200,000.00
Division of Community Development	None Identified	Tohatchi Chapter Bathroom Additions Project	Division of Community Development	1.14	HK0444	\$ 250,610.00
Division of Community Development	None Identified	Tohatchi Chapter House Wiring Project	Division of Community Development	2.18	HK0443	\$ 91,445.00
Division of Community Development	None Identified	Tohatchi Chapter Septic System and Leach Field Project	Division of Community Development	5.5	HK0446	\$ 950,918.00

*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: \$ 3,755,189.73

NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN

Exhibit A

COUNCIL DELEGATE: Delegate Nathan Notah

CHAPTERS: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'

FUNDING RECIPIENT	SUBRECIPIENT	EXPENDITURE PLAN / PROJECT	ADMIN OVERSIGHT	FRF CATEGORY	DOJ REVIEW #	AMOUNT
		TOTAL AMOUNT from PAGE 01				\$ 3,755,189.73
Division of Community Development	None Identified	Tohatchi Chapter Waterline Extension Project	Department of Water Resources	5.11	HK0442	\$ 278,000.00
Division of Community Development	None Identified	Naschitti Chapter House Wiring Project	Division of Community Development	2.18	HK0419	\$ 525,000.00
		UN-ALLOCATED AMOUNT				\$ 4,244,150.27

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

TOTAL: \$ 8,802,340.00

NAVAJO NATION

78

4/18/2023

Navajo Nation Council Spring Session

01:06:38 PM

Amd# to Amd#	Legislation 0067-23: Approving	PASSED
MOT Nez, R	the Navajo Nation Fiscal	
SEC Tolth, G	Recovery Fund Delegate Region	
	Project Plan for Honorable....	

Yeas : 22

Nays : 0

Excused : 1

Not Voting : 0

Yea : 22

Arviso, S	Damon, S	Nez, R	Slater, C
Aseret, L	Daniels, H	Notah, N	Tolth, G
Begay, H	James, V	Parrish, S	Tso, O
Begay, N	Jesus, B	Simonson, G	Yanito, C
Charles-Newton, E	Johnson, C	Simpson, D	Yazzie, C
Claw, S	Nez, A		

Nay : 0

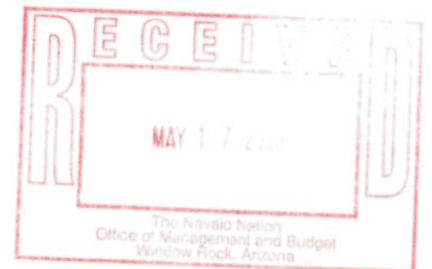
Excused : 1

Crotty, A

Not Voting : 0

Presiding Speaker: Curley, C

Tohatchi Chapter Waterline Extension





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 0442

Date & Time Received: 4/5/23 at 11:30

Date & Time of Response: 04/12/2023 at 16:35

Entity Requesting FRF: Tohatchi Chapter

Title of Project: Waterline Extension (Waterline Hook-up)

Administrative Oversight: Department of Water Resources

Amount of Funding Requested: \$278,000.00

Eligibility Determination:

- FRF eligible (checked)
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 (checked)

U.S. Department of Treasury Reporting Expenditure Category:
5.11, Drinking Water: Transmission and Distribution

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: Erika Pirotte

Signature of DOJ Reviewer: Erika Pirotte

Digitally signed by Erika Pirotte
Date: 2023.04.12 15:59:48 -06'00'

Disclaimers:

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

An 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: Tohatchi Chapter Date prepared: 2/17/2023

Chapter's P.O. Box 287 phone/email: (505) 733-2845
mailing address: Tohatchi, NM 87325 website (if any): Tohatchi@navajochapters.org

This Form prepared by: Janice Begay phone/email: (505) 733-2845
Office Specialist mallison@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Waterline Extension (Waterline Hook-up)

Chapter President: Harry Moore, Jr. phone & email: (505) 870-8082 smooore@neataani.org
Chapter Vice-President: Mike Halona phone & email: (505) 797-1822 mhalona@nnd.org
Chapter Secretary: Jean Crawford phone & email: (505) 400-2838 jcrawford@navajochapters.org
Chapter Treasurer: Jean Crawford phone & email: (505) 400-2838 jcrawford@navajochapters.org
Chapter Manager or CSC: Maria Allison phone & email: (505) 733-2845 mallison@nnchapters.org
DCD/Chapter ASO: Dereck Echohawk phone & email: (505) ddechohawk@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known):
Navajo Tribal Utility Authority (NTUA), Fort Defiance, AZ document attached

Amount of FRF requested: \$278,000 FRF funding period: 05/01/2023 - 09/30/2026
Indicate Project starting and ending/complete 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:

This project will extend waterlines to 27 homes within the Tohatchi Community. The project will allow waterline tie-in to improve basic quality of life, meet health care needs, and sanitation needs. Clean water is a basic utility service necessary in every home for everyday use, safe drinking water, and bathroom use. Providing running water for hygiene prevents the spread of health-related illnesses that may cause increased vulnerability to COVID-19 complications.

document attached

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

This project will benefit 27 Tohatchi Community members by providing access to potable water for consumption, sanitation, and hygiene. The project ensures a habitable, secure home for families to receive running water for indoor plumbing. This project will prevent and reduce COVID-19 infection and other illnesses by providing running water for proper hygiene facilities.

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

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

The Tohatchi Chapter in collaboration with Navajo Tribal Utility Authority (NTUA), Office of Environmental Health and Indian Health Service will obtain cost estimates and construction; the timeline for the project contracting by December 2024 and funds expended by September 2026.

document attached

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

The Tohatchi Chapter will provide oversight of the project through completion; Tohatchi Chapter will coordinate efforts with Office of Environmental Health, Indian Health Service, and Navajo Tribal Utility Authority.

document attached

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

The homeowner will be responsible for the operation, maintenance, and repair upon project completion. Tohatchi Chapter incurs no additional cost or recurring cost upon project completion.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

Drinking Water: Other Water Infrastructure 5.15

Pursuant to the U.S. Treasury guidelines and funding objectives, this waterline extension project addresses conditions that contributed to poor public health and economic outcomes during the COVID-19 Pandemic. Providing access to running water for homes promotes good health and wellness; meets infrastructure and environmental health needs; prevents COVID-19 infection and other illnesses. Families will receive running water for consumption, sanitation, and hygiene needs.

document attached

Part 3. Additional documents.

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

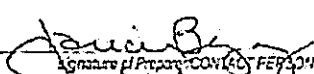
Tohatchi Community Chapter Resolution Number: TOH: 029-03-2023 is attached.

Chapter Resolution attached

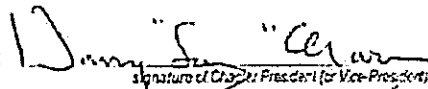
Part 4. Affirmation by Funding Recipient.

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 of Preparer: CONRAD FERSON

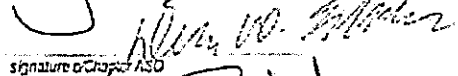
Approved by:


Signature of Chapter President (or Vice-President)

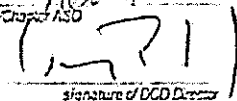
Approved by:


Signature of CSC

Approved by:


Signature of Chapter ASD

Approved to submit for Review:


Signature of DCD Director

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: New Program Title: Tohatchi Chapter - Waterline Extension Division/Branch: DCD/Executive Branch
 Prepared By: Maria Allison Phone No.: (505) 733-2845 Email Address: mallison@nnchapters.org

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
NN Fiscal Recovery Funds	05/01/23-09/30/23	\$278,000	100%	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	6	0	\$278,000	\$278,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 indirect Cost				
				TOTAL		\$0.00	\$278,000	\$278,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
		TOTAL:	\$278,000	100%				

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: James Adakai, Deputy Director APPROVED BY: Calvin Castillo, Executive Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
4-4-23 4/4/23
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date

J. Adakai

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:									
Business Unit No.:	New	Program Name/Title:				Tohatchi Chapter - Waterline Extension			
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	
1. Goal Statement:									
To install (27) waterline extension by Contractor									
Program Performance Measure/Objective:									
Will complete (27) waterline line extension project by end of Quarter of FY 2026								27	
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 THOROL GHLY REVIEWED.									
James Adakai, Deputy Director				Calvin Castillo, Executive Director					
Program Manager's Printed Name				Division Director/Branch Chief's Printed Name					
 _____				 _____					
Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date					

1-5/5/17/23

FY 2023

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

Page ___ of ___
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Tohatchi Chapter - Waterline Extension</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)
			\$278,000
80002 8500 kw	Public Assistance thru Infrastrure (non-cup) kw 8545- Waterline Extension kw	\$278,000	
TOTAL		\$278,000	\$278,000

V. J. Strick

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>Tohatchi Chapter - Waterline Extension (Waterline Hook-Up)</u> Project Description: <u>To install (27) waterline extension to Tohatchi Community members home</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>Waterline Extension (Waterline Ho</u> Planned Start Date: <u>05/01/23</u> Planned End Date: <u>12/01/26</u> <i>9/30/26</i> Project Manager: <u>Maria Allison</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. <i>Sept 30, 2026</i> Date December 2026																
		FY 2023								FY 2024																								
		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			
Finance (Securing Funds)			X	X	X	X	X	X																										
Planning									X	X	X	X	X	X																				
Construction														X	X		X	X	X	X	X	X	X	X	X				X					
PART V. Expected Quarterly Expenditures		\$			\$			\$			\$				\$			\$			\$			PROJECT TOTAL										
					\$278,000																			\$278,000.00										

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



THE NAVAJO NATION
TOHATCHI COMMUNITY CHAPTER

Post Office Box 287 Tohatchi, New Mexico 87325 Tel: (505) 733-2846 FAX: (505) 733-2817

Harry "Sonny" Moore, Jr. Chapter President W. Mike Halona Chapter Vice-President Jean Crawford Chapter Secretary/Treasurer Gerald Moore Grazing Official Nathan Notah Council Delegate

RESOLUTION OF THE TOHATCHI CHAPTER
SUPPORTING AND APPROVING TOHATCHI CHAPTER'S EXPENDITURE
PLANS FOR PROJECTS LISTED UTILIZING THE NAVAJO NATION FISCAL
RECOVERY FUND FOR WATERLINE EXTENSIONS IN THE TOTAL
AMOUNT OF \$278,000.

WHEREAS:

TOH: 029-03-2023

1. Pursuant to NNC Section 3(A), the Tohatchi Chapter is a duly recognized certified Chapter of the Navajo Nation Government as listed as 11 NNC, Part 1, Section 10.
2. Pursuant to 26 NNC Section 1(B), the Tohatchi 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.
3. The American Rescue Plan Act (ARPA) of 2021 was passed by the US Senate on March 6, 2021 and signed into law by President Biden on March 11, 2021.
4. Executive Order No. 008-2021, establishing the Navajo Nation Fiscal Recovery Fund (NNFRF) Office dedicated to overseeing and implementing the Coronavirus State and Local Fiscal Recovery Funds program authorized by the American Rescue Plan Act (ARPA). The establishment of the office was authorized through Resolution CJY-41-21, which was approved by the 24th Navajo Nation Council and signed into law in August.
5. The devastating effects of COVID-19 on the Navajo Nation, including employment losses, business closures, food and housing insecurity, and other economic disparities.
6. The Fiscal Recovery Funds are intended to support governmental efforts to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by community members, schools, clinic, and businesses.
7. The Navajo Nation Fiscal Recovery Fund Office (NNFRF Office) shall be a clearinghouse that will coordinate, facilitate and implement Fiscal Recovery Fund (FRF) responsibilities. The NNFRF ensures expenditure reviews of FRF eligibility determination.
8. The allocation in the amount of \$1.7 million is the largest allocation made in history to the Tohatchi Chapter which will begin the constructions of waterline extension, powerline extension, solar systems, Navajo Nation Cistern/Septic System, House Wiring, and two (2) homes will be built for (2) community members.
9. The Tohatchi Chapter ("Chapter") affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

NOW, THEREFORE, BE IT RESOLVED, THAT:


The Tohatchi Chapter hereby supports and approves the expenditures for Waterline Extensions in the total amount of \$278,000.00 for the Twenty-Seven (27) recipients as shown in the attach spreadsheet.

CERTIFICATION

We hereby certify that the foregoing resolution was approved by the Tohatchi Chapter at a duly called meeting held at Tohatchi Chapter (Navajo Nation), NM at which a temporary authorized reduced quorum was present and the same was passed by a vote of 11 in favor, 0 opposed, 5 abstained, this 15th day of March 2023.

Motion: Carol Tom

Second: Sarah Tom


Mr. Harry "Sonny" Moore Jr, President

March 15, 2023
Date

Tohatchi Community Chapter
American Rescue Plan Act (ARPA)

Waterline Extension (Only)

	Names	Homesite	Telephone	ROW	GPS Readings	Cost
1						\$10,000
2						\$10,000
3		Yes				\$10,000
4		??				\$10,000
5						\$10,000
6						\$10,000
7		Yes				\$10,000
8		Yes				\$8,000
9		Yes				\$8,000
10		Yes				\$10,000
11		Yes				\$28,000
12						\$10,000
13		Yes				\$10,000
14		Yes				\$10,000
15		Yes				\$10,000
16		Yes				\$10,000
17		Yes				\$10,000
18						\$10,000
19						\$10,000
20		Yes				\$10,000
21		Yes				\$10,000
22		Yes				\$10,000
23		Yes				\$10,000
24		Yes				\$10,000
25		Yes				\$10,000
26		Yes				\$4,000
27		Yes				\$10,000
		Sub Total Waterline Extension				\$278,000
	Labor					

	Equipment/Transportation/Trash					
	Taxes					
	Advertise					
		Sub Code	Number/Signature (if Terms/Address)			
		Unit	Number/Date			

26			Yes			\$9,500
27			Yes			\$9,500
28						\$9,500
29						\$9,500
30						\$9,500
31			Yes			\$9,500
32						\$9,500
33						\$9,500
34						\$9,500
35			Yes			\$9,500
36			Yes			\$9,500
37			Yes			\$9,500
38						\$9,500
		Sub Total (Materials Only)				\$361,800
	Labor	\$6,000 x 38				\$228,000
	Equipment/Transportation/Trash	\$4,000 x 38				\$152,000
	Taxes	\$5,511 x 38				\$209,418
	Advertise					\$500
		Sub Total (Labor/Equipment/Taxes/Advertise)				\$650,718
		Total	Bank Service			\$650,718