



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

**The Navajo Nation | Yideeskáadi Nitsáhákees**

November 8, 2023

**TRANSMITTAL**

TO : Arbin Mitchell, 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, Mexican Springs Chapter, Naschitti Chapter, Twin Lakes (Bahastl'a'a') 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
CJY-53-23; 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#) K2115357 to K2115367

Contract Mod No. Internal Modification No. 1

Amt of Award Increase \$2,933,682.30 \$4,558,189.73 to \$7,491,872.03

AMOUNT FROM TO

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

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

**Authorizing Document - Attached:**

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

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

Other, specify: NN Council Resolution CJY-53-23

**III. Comments by CGS:**

This transmittal documents 2nd budget entered in FMIS on \$8.8 mil ARPA funds allocated to CD Nathan Notah Region. Y-T-D budget in FMIS for CD Nathan Notah totals \$7,491,872.03. 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



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

August 4, 2023

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

RE: *CJY-53-23 An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Amending CAP-20-23, The Navajo Nation Fiscal Recovery Fund Delated Region Project Plan for Honorable Nathan Notah's Delegate Region (Chapters: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a'), To include Additional Projects for this Delegate Region*

Dear Speaker Curley,

I am pleased to sign into law this resolution CJY-53-23 approving the Fiscal Recovery Funds Delegate Regional Project Plan for Honorable Notah's Delegate Region in the amount of \$2,933,682.30.

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

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

Now let's get to work!

Sincerely,



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

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

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;  
 AMENDING CAP-20-23, 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'), TO INCLUDE ADDITIONAL PROJECTS FOR THIS  
 DELEGATE REGION

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- B. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("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-20-23, herein by reference, mandates that amendments to the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Nathan Notah's Delegate Region (Chapter: Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Bahastl'a'a') 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. 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. The Navajo Nation Council Resolution No. CAP-20-23, 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 NATHAN NOTAH'S DELEGATE REGION (CHAPTERS: COYOTE CANYON, MEXICAN SPRINGS, NASCHITTI, TOHATCHI, BAHASTL'A'A'), was signed into law by the President of the Navajo Nation on May 5, 2023.
- D. CAP-20-23, 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. All additional 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).
- F. 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 additional projects as part of 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. AMENDING CAP-20-23, 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'), 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. 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 25<sup>th</sup> Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 21 in Favor, and 00 Opposed, on this 18<sup>th</sup> day of July 2023.



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

7/27/23

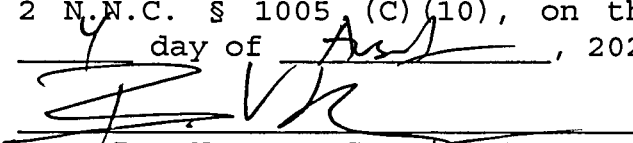
DATE

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

Speaker Crystalyne Curley not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I, hereby, sign into law the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C) (10), on this 4 day of April, 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: Hon. 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 APPROPRIATED in CAP-20-23 on May 5, 2023				\$ 4,558,189.73
Division of Community Development	None Identified	Coyote Canyon Chapter Purchase of Industrial Refrigeration/Freezer Unit	Division of Community Development	2.22	HK0410	\$ 20,000.00
Division of Community Development	None Identified	Mexican Springs Chapter Cemetery Expansion Project	Division of Community Development	6.1	HK0477	\$ 100,000.00
Division of Community Development	None Identified	Mexican Springs Chapter Home Renovation Project	Division of Community Development	2.18	HK0486	\$ 200,000.00
Division of Community Development	None Identified	Mexican Springs Chapter House-Wiring Project	Division of Community Development	2.18	HK0487	\$ 425,468.00
Division of Community Development	None Identified	Mexican Springs Chapter Bathroom Additions Project	Division of Community Development	1.14	HK0488	\$ 285,000.00
Division of Community Development	*Naschitti Chapter	Naschitti Chapter New Warehouse Project	Division of Community Development	1.14	HK0418-2	\$ 613,719.30
Division of Community Development	None Identified	Tohatchi Chapter Powerline Extension Project	Division of Community Development	2.18	HK0445-2	\$ 105,320.00
Division of Community Development	None Identified	Twin Lakes Chapter Infrastructure and Renovation of Modular Buildings Project	Division of Community Development	2.22	HK0454	\$ 150,000.00
Division of Community Development	None Identified	Twin Lakes Chapter Bathroom Additions Project	Division of Community Development	1.14	HK0457	\$ 200,000.00
					<b>TOTAL:</b>	<b>\$ 6,657,697.03</b>

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



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

**Exhibit A**

**COUNCIL DELEGATE:** Hon. 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				\$ 6,657,697.03
Division of Community Development	None Identified	Mexican Springs Chapter Three-Complete Homes Project	Division of Community Development	2.15	HK0413-2	\$ 750,000.00
Division of Community Development	None Identified	Tohatchi Chapter Community Cemetery Expansion Project	Division of Community Development	6.1	HK0551	\$ 84,175.00
		UN-ALLOCATED AMOUNT				\$ 1,310,467.97

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

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



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

ETHEL B. BRANCH  
Attorney General

HEATHER CLAH  
Deputy Attorney General

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

**RFS/HK Review #:** HK0477

**Date & Time Received:** 4/6/2023 at 15:40

**Date & Time of Response:** 4/7/2023 11:58

**Entity Requesting FRF:** Mexican Springs Chapter

**Title of Project:** Cemetery Expansion

**Administrative Oversight:** Division of Community Development

**Amount of Funding Requested:** \$100,000

**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: \_\_\_\_\_  
Please note that the expenditure code has been changed.  
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Name of DOJ Reviewer: Rodgerick T. Begay

Signature of DOJ Reviewer: *Rodgerick Begay*

**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@nndo.org](mailto:arpa@nndo.org).** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

An NNDOJ Initial Eligibility Determination is based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

**Part 1. Identification of parties.**

Non-Governance Certified Chapter requesting FRF: Mexican Springs Chapter Date prepared: 12/14/22

Chapter's P.O. Box 689 phone/email: 505-733-2832/mexicansprings@navajochapters.org  
mailing address: Tohatchi, New Mexico 87325 website (if any): mexicansprings.navajochapters.org

This Form prepared by: Christine Sam phone/email: 505-733-2832  
Community Services Coordinator csam@nnchapters.org  
CONTACT PERSON'S name and title CONTACT PERSON'S title

Title and type of Project: Cemetery Expansion

Chapter President: Roberta J. Becenti phone & email: 505-339-0585 bertbecenti@hotmail.com

Chapter Vice-President: Carol B. Muskett phone & email: 505-879-3700 cbmuskett@naataanil.org

Chapter Secretary: Genevieve S. Jones phone & email: 505-806-1885 jonesgenevieve@ymail.com

Chapter Treasurer: Same as Chapter Secretary phone & email: \_\_\_\_\_

Chapter Manager or CSC: Christine Sam phone & email: 505-733-2832 csam@navajochapters.org

DCD/Chapter ASO: Derek Echohawk, ASC ASO phone & email: 928-871-7547 ddechohawk@nndcd.org

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

Amount of FRF requested: \$100,000.00 FRF funding period: 12/14/22 - 09/30/26  
Indicate Project starting and ending/deadline date

**Part 2. Expenditure Plan details.**

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

Since March 2020, the Mexican Springs Chapter has lost community members to COVID-19 and the cemetery has met its capacity. The chapter is requesting for \$100,000.00 to expand the cemetery by 4 acres, which will include all necessary assessments, GPS plating, land withdrawals, arch clearances and other clearances that are needed to expand this land and lastly to fence in the area. The location of this project is at the Lone Pine Cemetery within the Mexican Springs community.

document attached

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

The COVID-19 and other viruses has spread rapidly since 2020 because some community members which caused the current cemetery to reach its capacity. This project will greatly benefit the community members with adequate and improved space for the community.

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

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

December 2022: Chapter to approve and support ARPA projects through a resolution and submit Request Form and Expenditure plan to FRF office and DOJ for approval review; Spring 2023: work with DCD and FRF office to conduct necessary clearances and land access; Fall 2023: construction will beginning and completion by December 2026.

document attached

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

The Division of Community Development will oversee the project and the Mexican Springs Chapter will ensure project is in process and completed by December 2026.

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 Mexican Springs Chapter will own and be responsible for all operation and maintenance cost of the cemetery expansion.

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:

Expenditure Category 3.4 Public Sector Capacity:

The Mexican Springs Chapter is requesting for funds to expand Lone Pine Cemetery to address the economic impacts of COVID-19 by improving the community cemetery and the delivery of effective services.

document attached

**Part 3. Additional documents.**

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

Chapter resolution that supports and approves this project to expand the current community cemetery.

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/CONTACT PERSON

Approved by:   
signature of Chapter President (or Vice-President)

Approved by:   
signature of CSC

Approved by: \_\_\_\_\_  
signature of Chapter ASO

Approved to submit for Review:   
signature of DCD Director

FY 2023

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page 1 of 3  
BUDGET FORM 1

PART I. Business Unit No.: <u>        New        </u>		Program Title: <u>MEXICAN SPRINGS CHAPTER CEMETERY EXPANSION</u>		Division/Branch: <u>        DCD/Executive        </u>	
Prepared By: <u>        CHRISTINE SAM, CSC        </u>		Phone No.: <u>        505-733-2832        </u>		Email Address: <u>        csam@nnchapters.org        </u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NHC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	12/14/22-09/30/25	100,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	6	0	100,000	100,000
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>		\$0.00	100,000.00	100,000


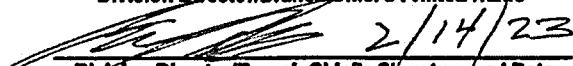
  

	<b>PART IV. POSITIONS AND VEHICLES</b>	
	(D)	(E)
<b>TOTAL:</b>	Total # of Positions Budgeted:	0
	Total # of Vehicles Budgeted:	0

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

SUBMITTED BY: <u>        James Adakal, Deputy Director        </u> Program Manager's Printed Name <u>        [Signature] 2-13-23        </u> Program Manager's Signature and Date	APPROVED BY: <u>        Calvin Castillo, Executive Director        </u> Division Director / Branch Chief's Printed Name <u>        [Signature] 2/13/23        </u> Division Director / Branch Chief's Signature and Date
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THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.:	New	Program Name/Title:	MEXICAN SPRINGS CHAPTER CEMETERY EXPANSION						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
<b>1. Goal Statement:</b>									
To extend the community cemetery by four (4) acres.									
<b>Program Performance Measure/Objective:</b>									
Will expand the cemetery by 4 acres by end of Fiscal Year 2026								4	
<b>2. Goal Statement:</b>									
_____									
<b>Program Performance Measure/Objective:</b>									
_____									
<b>3. Goal Statement:</b>									
_____									
<b>Program Performance Measure/Objective:</b>									
_____									
<b>4. Goal Statement:</b>									
_____									
<b>Program Performance Measure/Objective:</b>									
_____									
<b>5. Goal Statement:</b>									
_____									
<b>Program Performance Measure/Objective:</b>									
_____									
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
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					

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

<b>PART I. PROGRAM INFORMATION:</b>			
Program Name/Title: <u>MEXICAN SPRINGS CHAPTER CEMETERY EXPANSION</u>		Business Unit No.: <u>New</u>	
<b>PART II. DETAILED BUDGET:</b>			
(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)
8500	Infrastructure (Non-Cap) 8555 - Chapter Projects The Mexican Springs Chapter will obtain required documents such as Letter of Application or Cover Letter, Legal Survey or GPS coordinates, supporting chapter resolution and letter from the Grazing Official to expand Lone Pine Cemetery	100,000	100,000
<b>TOTAL</b>		100,000	100,000



**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I. Business Unit No.:</b> <u>NEW</u> <b>Project Title:</b> <u>MEXICAN SPRINGS CHAPTER CEMETERY EXPANSION</u> <b>Project Description:</b> <u>To extend the Lone Pine Cemetery by an additional four (4) acres, to include GPS plat, land withdrawals, archaeological clearances, biological clearances, cultural compliance forms and other necessary clearances to complete the project, and to include fencing materials and supplies.</u> <b>Check one box:</b> <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification										<b>PART II. Project Information</b> <b>Project Type:</b> <u>Cemetery Expansion</u> <b>Planned Start Date:</b> <u>12/14/2022</u> <b>Planned End Date:</b> <u>9/30/2026</u> <b>Project Manager:</b> <u>Christina Sem</u>																						
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.		<b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																<b>Expected Completion Date if project exceeds 6 FY Qtrs.</b>														
		<b>FY 2023</b>								<b>FY 2024</b>								<b>8/30/2026</b>														
		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																							
GPS platting and clearances										X	X	X	X	X	X	X	X	X														
Clear/Grade Land																			X													
Construction																					X	X	X	X	X	X	X	X	X	X		
<b>PART V.</b>		\$		\$			\$			\$			\$		\$			\$			<b>PROJECT TOTAL</b>											
Expected Quarterly Expenditures										10,000.00			10,000.00		20,000.00			60,000.00			\$100,000.00											

**FOR OMB USE ONLY:**    Resolution No: \_\_\_\_\_    FMIS Set Up Date: \_\_\_\_\_    Company No: \_\_\_\_\_    OMB Analyst: \_\_\_\_\_

# Mexican Springs Chapter

Roberta J. Becenti, President  
Carol B. Muskett, Vice President  
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate  
Vincent Muskett, Grazing Official  
Christine Sam, Comm. Service Coord.

*P.O. Box 689 Tofatchi, NM 87325*

**RESOLUTION OF THE  
MEXICAN SPRINGS CHAPTER  
RESOLUTION NUMBER: MS-01-2023-02**

**SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION  
FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS BY DELETING POWERLINE  
EXTENSION AND ADDING HOUSEWIRING PROJECT.**

**WHEREAS:**

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans, Page

**Two (2)**

**Resolution NO: MS-01-2023-02**

**Re: Supporting and Approving the chapter's FRF projects expenditure plans.**

**authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.**

- 6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and**
- 7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.**
- 8. After thorough assessment the chapter feels that the need for house wiring is critical for the community of Mexican Springs.**

**NOW THEREFORE BE IT RESOLVED THAT:**

**The Mexican Springs Chapter hereby supports and approves on the following ARPA projects and expenditure plans in the amount of \$1,760,467.90. This resolution supersedes all prior resolutions and priorities for the chapter's ARPA projects and are identified as:**

- a. Bathroom Additions - \$285,000.00**
- b. Community cemetery expansion - \$100,000.00**
- c. Home Renovations - \$200,000.00**
- d. 3 Complete Homes - \$750,000.00**
- e. House wiring Project - \$425,467.90**

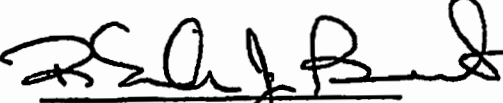
Three (3)

Resolution NO: MS-01-2023-02

Re: Supporting and Approving the chapter's FRF projects expenditure plans.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 21 in favor, 00 opposed and 01 abstained, this 17<sup>th</sup> day of JANUARY, 2023.

  
Roberta J. Becenti President

csam/01.03.2023

Motion: Vincent Muskett

Second: Joseph Bitsie, Jr

# Mexican Springs Chapter

Roberta J. Becenti, President  
Carol B. Muskett, Vice President  
Genevieve S. Jones, Sec./Treasurer



Hon. Nathan Notah, Council Delegate  
Vincent Muskett, Grazing Official  
Christine Sam, Comm. Service Coord.

*P.O. Box 689 Tohatchi, NM 87325*

RESOLUTION OF THE  
MEXICAN SPRINGS CHAPTER  
RESOLUTION NUMBER: MS-03-2023-07

**SUPPORTING AND APPROVING THE MEXICAN SPRINGS CHAPTER'S NAVAJO NATION FISCAL RECOVERY FUNDS PROJECT EXPENDITURE PLANS FOR THE COMMUNITY CEMETERY EXPANSION IN THE AMOUNT OF \$100,000.00.**

**WHEREAS:**

1. Mexican Springs Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. §4021 et seq. and 26 N.N.C. §103; and
2. Pursuant to 2 N.N.C. §102 (A), the Navajo Nation Council is governing body of the Navajo Nation; and
3. By resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act", wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo to address matters of local concern with Navajo law, custom, and tradition; and
4. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Navajo Nation to support our efforts to respond to the impacts of COVID-19, funds are allocated to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many citizens have always had to live without running water, clean drinking water, electricity and other basic services to support their daily activities, health and welfare; and
5. Pursuant to Navajo Nation Council resolution number CJY-41-21, approved the establishment of the Navajo Nation Fiscal Recovery Fund and the Expenditure authorization project thereunder, waiving certain provisions of the Navajo Nation Appropriations Act, Amending 12 N.N.C. § 334 to Authorize emergency procurements, authorizing reimbursement of the SIHASIN funds and undesignated unreserved fund balance, authorizing central support and regulatory cost funding, authorizing funding to complete defunded Navajo Nation CARES Fund Expenditure Plans,

Page Two (2)

Resolution NO: MS-03-2023-07

Re: Supporting and Approving the Mexican Springs Chapter's FRF expenditure plans for the Community Cemetery Expansion in the amount of \$100,000.00.

authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice-President.

6. Pursuant to Resolution number BFS-31-21, the Budget and Finance Committee of the Navajo Nation Council approved the Navajo Nation Fiscal Recovery Fund application procedures, forms, and expenditure plan template, pursuant to CJY-41-21; and
7. Pursuant to Navajo Nation Council resolution number CJN-29-22, approved 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.
8. The Mexican Springs 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:

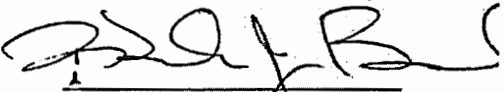
The Mexican Springs Chapter hereby supports and approves the attached FRF expenditure plans for Community Cemetery Expansion in the amount of \$100,000.00.

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

I certify that the foregoing resolution was duly considered by the Mexican Springs Chapter at a duly called meeting, in Mexican Springs, New Mexico, Navajo Nation, at which a quorum was present and the same was passed by a vote of 18 in favor, 00 opposed and 01 abstained, this 10<sup>th</sup> day of MARCH, 2023.

MOTIONED BY: Vincent Muskett

SECONDED BY: William Nez. Sr.

  
Roberta J. Becenti, President