

THE NAVAJO NATION


JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



July 21, 2022

TRANSMITTAL

TO : Elizabeth Begay, Acting Controller
Navajo Nation Office of the Controller (NN OOC)

FROM : 
Dominic Beyal, Executive Director
Navajo Nation Office of Management and Budget (NN OMB)

SUBJECT : **Investment Management Fees** - American Recovery Plan Act (ARPA) / Navajo Nation Fiscal Recovery Fund (NN FRF)

I. Information on Contract (per Original Award):

Investment Management Fees - ARPA/ NN FRF	U.S. Treasury American Recovery Plan Act (ARPA)	21.019
Title of Contract	Funding Agency	CFDA No. - Federal
CJY-41-21	2022	03/11/2021 to 12/31/2026
Grant No.	Amount	Term - Begin and End Date
	\$ 550,000.00	

II. Data Entered in FMIS Regarding:

☒ New Contract or Grant Company No. 8059 Business Unit (K#) K211545

☐ Contract Mod No. _____

☐ Amt of Award _____ 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-41-21

III. Comments by CGS:

Budget received on July 18, 2022 is authorized for implementation pursuant to FY 2023 NN BIM Appendix L Section II.B and approved by Mr. Tom Platero. Delay in implementing budget initially submitted on April 12, 2022 is due to approval process and memorandum from President Nez allocating Project as Central Support and Regulatory Services which took two (2) months.

Attachment

Copy: Contract files
Contract Accounting / OOC / DPM
Tom Platero, Interim E.D. - NN FRF Office

Revised April 2018



Office of Management and Budget ♦ Post Office Box 646 ♦ Window Rock, AZ 86515
(928) 871-6470 Telephone ♦ (928) 871-6567 Facsimile

THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT

MYRON LIZER | VICE PRESIDENT

June 24, 2022

Navajo Office of the Controller
Ms. Elizabeth Begay
P.O. Box
Window Rock, AZ 86515

SUBJECT: APPROVAL of Navajo Nation Fiscal Recovery Funds (NNFRF) for OOC Central Support and Regulatory Services - ARPA Investment Management Fees

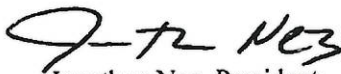
By resolution CJY-41-21, the Navajo Nation Council established the Navajo Nation Fiscal Recovery Funds (NN FRF) and Expenditure Authorization Process for ARPA funding. Vice President Lizer and I signed the resolution into law on August 2, 2021. SECTION SEVEN of the resolution includes an immediate allocation of Navajo Nation Fiscal Recovery Funds to fund central support and regulatory programs.

The Office of the Controller – Investment Section submitted a project description form for an administrative program to defray the costs of administering the ARPA Investment Management Fees. The Department of Justice has reviewed the form and determined the program eligible. The following is a summary of their determination:

Description	Amount	Approved Expenditure Category
OOC – ARPA INVESTMENT MANAGEMENT FEES	\$550,000.00	7.1 ADMINISTRATIVE EXPENSES

Included with this memo is the DOJ eligibility determination form for OOC-Investment Section, Office of Management & Budget (OMB), and the Office of the Controller (OOC) records. Please submit a copy of the entire signed project description forms to include the necessary Navajo Nation BIM forms to OMB in order to establish the budgets to move forward with your program.

Sincerely,


Jonathan Nez, President
THE NAVAJO NATION

Attachments

cc: FRF Office
Dept of Justice
Office of the Controller
Office of Management & Budget




THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

MEMORANDUM

TO : Cordell Shortey, Contract Officer
Contracts & Grants Section
Office of Management & Budget

FROM : 
Arnold Jake, Principal Accountant
NN Fiscal Recovery Fund Office

DATE : June 13, 2022

SUBJECT : CGS Processing of Documents

This memo is follow-up to a recent request submitted to your office via the OMB Docs email option to process revisions to Business Units funded by, and for the administration of, the American Recovery Plan Act (ARPA) fund as authorized by CJY-41-21, Section 7, and approved by the Navajo Nation Office of the President & Vice-President.

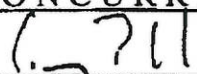
The packet submitted includes a memo from the NN Fiscal Recovery Fund Office Director, Mr. Tom Platero, explaining and requesting the change which was approved by the Office of the President & Vice-President's Office as required by CJY-41-21. The packet also includes the information required by OMB to process the revision. The revision has two parts:

1. Removal of DPS as a Central Support Program in the amount of \$1,842,400 and reverting funds budgeted, if any, back to the ARPA fund.
2. Setting up a new Business Unit and entering the original budget for ARPA Investment Fees for use by the Investment Section of the Office of the Controller

The justification, approval and documents necessary for your office to complete these actions are attached to the packet submitted to your office on June 8, 2022. Please process the approved revisions.

Contact our office if you require any additional information and/or documents. Thank you.

CONCURRENCE


Tom Platero, Executive Director
Fiscal Recovery Fund Office
Navajo Nation

Attached: Approval Memo and Supporting Documents

Arnold Jake

From: Jeremy D. Jimmy <jd jimmy@nnooc.org>
Sent: Friday, June 10, 2022 11:52 AM
To: Arnold Jake
Cc: Germaine Jones; Lisa Jymm
Subject: RE: Revisions to ARPA.FRF Central Support Regulatory Services Business Units

Arnold,

Good Morning. I spoke with Germaine, and OMB needs a memo instructing them to take action on ARPA funding approved for investment fees. Could you please work with Germaine to get him what he needs? Let me know if you need anything else from me.

Thank You,



Jeremy Jimmy
Financial Analyst, Investment Section
Navajo Nation Office of the Controller

Phone: (928) 871-6023
Email: jd jimmy@nnooc.org

PO Box 3150
Administration Building# 1
Window Rock, AZ 86515

Investments@nnooc.org

From: Arnold Jake <arnoldjake@navajo-nsn.gov>
Sent: Wednesday, June 8, 2022 1:41 PM
To: docs@omb.navajo-nsn.gov
Cc: Germaine Jones <gjones@omb.navajo-nsn.gov>; Cordell Shortey - OMB <cshortey@omb.navajo-nsn.gov>; Jeremy D. Jimmy <jd jimmy@nnooc.org>; Elizabeth Begay <elizabeth.begay@nnooc.org>; Tom Platero <t.platero@navajo-nsn.gov>; Lisa Jymm <ljymm@navajo-nsn.gov>; Lori L. Caldwell <llcaldwell@navajo-nsn.gov>; Paulson Chaco <paulsonchaco@navajo-nsn.gov>; jonathannez@navajo-nsn.gov; mrodis@nndoj.org
Subject: Revisions to ARPA.FRF Central Support Regulatory Services Business Units

EXTERNAL SENDER

Only open links and attachments from known senders. DO NOT provide your username or password.

OMB/CGS,

Requesting to process the attached. Please do not hesitate to call me if you have any questions or need any additional information. My mobile number is 928-270-8459. Thank you.

Alake, Principal Accountant
Fiscal Recovery Fund Office
Navajo Nation

WARNING: External email. Please verify sender before opening attachments or clicking on links.

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT

MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Jonathan Nez, President
THE NAVAJO NATION

FROM : 
Tom Platero, Executive Director
NN Fiscal Recovery Fund Office

DATE : May 23, 2022

Subject : Request to Authorize 2 Revisions to the List of Funded Business Units for ARPA Central Support Service and Regulatory Services (Admin Expenses)



The following are 2 requests to revise the list of NN Executive Branch programs that received allocations from the ARPA/NNFRF Fund to provide Central Support and Monitoring Services. The authority governing these Businesses Units (BU's) and amounts for the Executive Branch are with the OPVP pursuant to Resolution CJY-41-21, Section Seven.


The current list of approved BU's and their funding amounts was authorized and issued pursuant to OPVP Memo dated October 13, 2021 (attached). Of the 22 Business Units listed on the memo, 21 were set up and are currently active. The exception being DPS Central Support in the amount of \$1,842,400.

The first request is to remove the DPS BU from the list and revert the amount of \$1,842,400 back to the fund as the Division did not have any projects that fit the criteria required for administration of the ARPA/NNFRF fund.

The second is to add a Business Unit to the list in the amount of \$550,000 for the administration and expenses associated with Investment Management of ARPA funds as requested by the Investment Section of the Office of the Controller. Attached are the Dept of Justice documents verifying the legitimacy of the request as well as the information required by OMB to set up the Business Unit and enter the Original Budget in the NN's FMIS/JDE Enterprise System.

The NNFRF Office supports and recommends approval of these revisions. The net result of these 2 revisions is an overall reduction of \$1,302,157 for the Executive Branch administration costs of the ARPA/NNFRF fund. See attached worksheet. Thank You.

☒ APPROVED ☐ DISAPPROVED:


Jonathan Nez, President
Navajo Nation Government

xc: Lisa Jymm, Deputy Executive Director, NNFRFO
Arnold Jake, Principal Accountant, NNFRFO

THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

October 13, 2021

MEMORANDUM

TO: Pearl Yellowman, Division of Community Development
J.T Willie, Division of Economic Development
Tom Platero, Division of General Support
Perphelia Fowler, Division of Human Resources
Dr. Jill Jim, Department of Health
Doreen McPaul, Department of Justice
Jesse Delmar, Division of Public Safety
Dominic Beyal, Office of Management and Budget
Elizabeth Begay, Office of the Controller
Dr. Rudy Shebala, Division of Natural Resources
Valinda Shirley, Navajo Nation Environmental Protection Agency

FROM:

A handwritten signature in black ink, appearing to read "Jonathan Nez", is written over a horizontal line.

Jonathan Nez, President
THE NAVAJO NATION

SUBJECT: Proposed Budget for Allocation of Central Support Service and Regulatory Cost (CSS/RC) Funds on \$2.0 billion American Rescue Plan Act (ARPA) Funding received by the Navajo Nation

By resolution CJY-41-21, Navajo Nation Council established Navajo Nation Fiscal Recovery Funds (NN FRF) and Expenditure Authorization Process on ARPA funding. Vice President Lizer and I signed the resolution into law on August 2, 2021. SECTION SEVEN of the resolution includes the following provisions:

- Section A. – immediately allocate 10% of the NN FRF to fund CSS/RC.
- Section B. – apportion 90% of the 10% CSS/RC to OPVP for allocation to Executive Branch service providers.
- Section D. – CSS/RC shall fund development of legal, financial, organizational, etc. framework to support expeditious completion of NNFRF funded projects and provision of NNFRF funded services.
- Section E. – Detailed budget for NNFRF allocated for CSS/RC processed administratively.
- Section F – CSS/RC funds unspent or unencumbered at the end of 2nd quarter of FY 2024 shall be reallocated....

To implement this resolution, a process has been established for submission of proposals for consideration on allocation of ARPA funds to defray the cost of administering ARPA funds,

projects, and activities funded by the same. Implementation of grant / funding award involves administrative effort and cost. CSS/RC serves that purpose.

Programs, Departments, and Divisions that will assist with administering ARPA funds and/or projects and activities funded by ARPA have submitted proposed budgets. Department of Justice (DOJ) has reviewed those proposed budgets for eligibility based on the Department of Treasury Expenditure Category 6.1 Administrative Expenses and the CJY-41-21 resolution.

Based on the review by OPVP and the recommendation of DOJ, the following allocations of CSS/RC funds are made:

Central Support	
DCD	10,683,627
DCD - chapters	7,761,517
BRD	330,768
DED	2,843,597
DGS	2,725,789
DHR	869,194
DOH	1,852,157
DOJ	25,446,993
DPS	1,842,400
DWR	2,629,500
NNWO	5,254,962
OMB	2,788,084
OOC	17,664,168
OPVP	25,337,389
Regulatory	
AMLR	2,033,414
EPA	8,093,853
F&W	3,525,471
Forestry	991,293
GLDD	2,183,797
HHPD	1,010,601
Minerals	1,440,527
NLD	5,059,674

If necessary, update NNBFs 1 through 4 so the budget reflects the actual amount of CSS/RC funds allocated. Then submit the final budget to Contracts and Grants Section / OMB for review, assigning a business unit, entering the budget into FMIS, and authorizing the user.

cc: Department of Justice
Office of the Controller
Office of Management and Budget
Division of Human Resources



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: _____

Date & Time Received: 13 April, 2022; 12:01 pm

Date & Time of Response: 19 April, 2022; 4:49 pm

Entity Requesting FRF: Navajo Nation Office of the Controller, Investment Section

Title of Project: ARPA Investment Management Fees

Administrative Oversight: Office of the Controller

Amount of Funding Requested: \$550,000.00

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- | | |
|---|---|
| <input checked="" type="checkbox"/> (1) Public Health and Economic Impact | <input type="checkbox"/> (2) Premium Pay |
| <input type="checkbox"/> (3) Government Services/Lost Revenue | <input type="checkbox"/> (4) Water, Sewer, Broadband Infrastructure |
- _____

U.S. Department of Treasury Reporting Expenditure Category: 7.1 Administrative Expenses

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: Under U.S. Department of Treasury guidance, funds can be used to administer the FRF program, including costs of consultants to support effective management and oversight, including consultation for ensuring compliance with legal, regulatory, and other requirements. I

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

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.

**THE NAVAJO NATION
FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN
FOR NAVAJO NATION GOVERNMENT UNITS**

Part 1. Identification of parties.

NN Government Unit requesting FRF: NN Office of the Controller - Investment Section Date prepared: 3/16/2022
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's PO Box 3154 Administration Building# 1 phone/email: 928-871-6023
mailing address: Window Rock, AZ 86515 website (if any): www.nnooc.org

Form prepared by: Jeremy Jimmy phone/email: 928-871-6023/jd jimmy@nnooc.org

Acting Investment Supervisor

CONTACT PERSON'S name, title and Department, Program, Office, etc

CONTACT PERSON'S info

Title & type of Project: ARPA Investment Manager Fees

NN Government Unit's Director or Manager: Jeremy Jimmy phone & email: jd jimmy@nnooc.org/928-871-6023

Division Director (if any): Elizabeth Begay phone & email: elizabeth.begay@nnooc.org

Branch Chief: Jonathan Nez phone & email: jonathannez@navajo-nsn.gov

Funding Recipient will be working with: NN Office of the Controller on the Project and
Indicate Branch and/or Division
the same will be submitting the Funding Request Package for Initial Eligibility Determination Review, and will have Administrative Oversight over this FRF Expenditure Plan.

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

RVK (Investment Consultant); Northern Trust (Custodian Bank); CS McKee (Investment Manager) ☐ document attached

Amount of FRF requested: \$550,000 FRF funding period: 3/11/21 - 12/31/26
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:

The ARPA cash that was received was invested in two locations to generate investment income that would create additional dollars that, in return, would create greater funding availability for the ARPA projects beyond the original principal. One location was for a short-term investment, and that is at Wells Fargo, which is highly liquid and ready to serve the Nation's immediate cash needs as ARPA projects are expending money. Another location for the long-term of 3 months or longer would be invested with C.S. McKee. The Nation selected this investment manager to be the ARPA portfolio manager in the Fixed Income asset class. Because of the longer duration being invested, the funding would provide investment income at a greater return than the short-term.

☐ document attached

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

The manager fees are for the valuable services that each external entity will provide. RVK consults on all of the investment portfolios, including the ARPA portfolio. Northern Trust bank houses all of the Nation's investment funds and provides consolidated and detailed reporting of the investment performances and positions. Lastly, the Nation chose one investment manager, CS McKee, to manage the ARPA portfolio in the Fixed Income asset class. All external entities are needed to manage and generate investment income to provide additional funding for ARPA projects.

☐ document attached

APPENDIX A

- (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:

Please see attached. The fees associated with the ARPA Investment is dependent on the Asset Under Management market value. Therefore, it is dependent on the disbursement schedule attached. The more the Nation spends the less AUM there is to be charged. Vice Versa the more the Nation does not spend the more AUM there is to be charged. A realistic projection of those disbursement was used in calculating the total estimated fees for all 3 entities with also an 5% inflation rate added in.

☐ document attached

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

Navajo Nation Office of the Controller - Investment Section. Please see attached for organization chart.

☐ 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:

There will be no cost associated with this project once all principal and investment income are depleted from the overall ARPA projects.

☐ 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:

7.1 Administrative Expenses.

- These cost are associated with cost that are not directly involved with the other criteria but the benefits received are to support all of the ARPA allowable expenditure categories that Navajo Leadership could approve.

Per conversation with Mr. Platero and Acting Controller the budget being requested would be through the ARPA Contingency Budget.

☐ document attached

Part 3. Additional documents.

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

NNBudget 1, 2, and 5, Distribution Chart, Fees calculation, CJY-41-21 and Org Chart.

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:

NN Government Unit
Preparer:

signature of Preparer/CONTACT PERSON

Approved by:

signature of NN Government Units Dept./Program/Office Director or Manager

Approved to submit
for Review:

signature of Branch Chief or Division Director

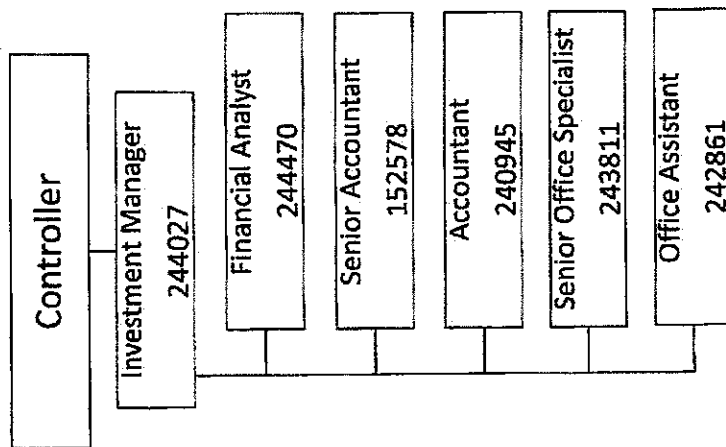
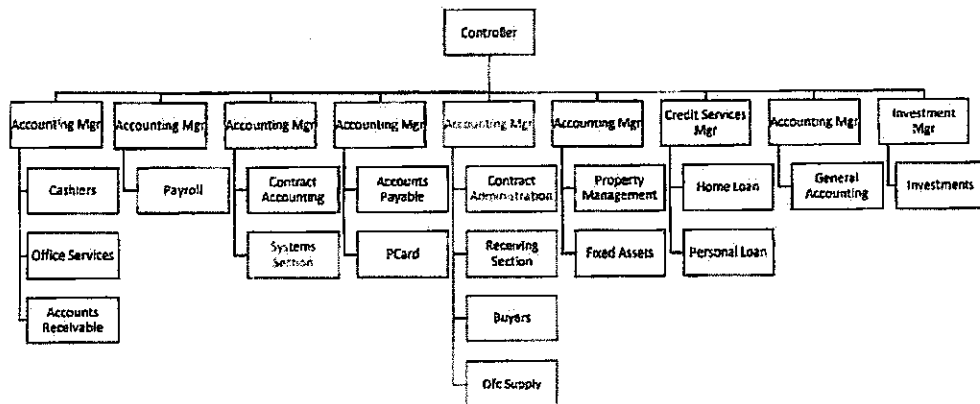
Print Name, Title,
Branch or Division:

Elizabeth Begay, Acting Controller

print name and indicate title or position

Office of the Controller

Indicate Branch or Division



FY 2021-2027

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: _____		New		Program Title: _____		Investment Section		Division/Branch: _____		Office of the Controller	
Prepared By: _____		Jeremy Jimmy		Phone No.: _____		928-810-6023		Email Address: _____		jdjimmy@nnooc.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
ARPA Investment Income		3/1/21-12/31/26	550,000	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	6		550,000		
					7000	Special Transactions					
					8000	Public Assistance					
					9000	Capital Outlay					
					9500	Matching Funds					
					9500	Indirect Cost					
					TOTAL			\$0.00	550,000		0

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:		0	0
Total # of Vehicles Budgeted:		0	0

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

SUBMITTED BY: _____	Jeremy Jimmy, Acting Investment Manager	APPROVED BY: _____	Elizabeth Begay, Acting Controller
Program Manager's Printed Name	4/12/22	Division Director / Branch Chief's Printed Name	4/14/22
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date	

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2021-2027

PART I. PROGRAM INFORMATION:		Program Name/Title: Investment Section							
Business Unit No.:	New								
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: C.JY-41-215 C; The purpose of the Navajo Nation Fiscal Recovery Funds is to serve as a depository into which all Fiscal Recovery Funds and investment earnings therein are deposited. C.JY-41-215 E; [...] investment earnings, when realized, shall be deposited into the NNFRF. C.JY-41-21 F; Any funds deposited into the NNFRF shall only be used in compliance with ARPA and Fiscal Recovery Fund purposes and restrictions.									
PART III. PROGRAM PERFORMANCE CRITERIA:									
1. Goal Statement:		1st QTR		2nd QTR		3rd QTR		4th QTR	
Presentation of Financial Assets		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
Program Performance Measure:									
Maintain Holding Period Return of Portfolio		2%		2%		2%		2%	
2. Goal Statement:									
Pay Investment Managers, Consultant, and Custodian within 15 days complete of quarter end		15 Days		15 Days		15 Days		15 Days	
Program Performance Measure:									
3 Payments - 3 RDP									
3. Goal Statement:									
Reporting of Performance against benchmark calculations									
Program Performance Measure:									
Submit to the Navajo Nation Investment Committee within 45 days after each Qtr. End		45 Days		45 Days		45 Days		45 Days	
4. Goal Statement:									
Program Performance Measure:									
5. Goal Statement:									
Program Performance Measure:									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
Jeremy Jimmy, Acting Investment Manager Program Manager's Printed Name <i>Jeremy Jimmy</i> 4/12/27 Program Manager's Signature and Date		Elizabeth Begay, Acting Controller Division Director/Branch Chief's Printed Name <i>[Signature]</i> 4/13/22 Division Director/Branch Chief's Signature and Date							

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2021-2027

PART I. PROGRAM INFORMATION:		Business Unit No.: _____		New	
Program Name/Title: _____		Investment Section			
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)		
6700	6500 - Contractual Services Financial Services 6710 - Investment Managers Total Estimated CS McKee Fees 352,853.00 Total Estimated NT Fees 74,507.00 Total RVK Fees 94,954.00 Inflation @ 5% 25,115.70 Total Anticipated Cost 548,429.70 Rounded nearest 10 thousand ~ 550,000.00	550,000	550,000		
TOTAL		550,000	550,000		

Treasury under the Fiscal Recovery Funds provisions of ARPA, as well as any additional funds that the Navajo Nation may later receive from the United States under the Fiscal Recovery Funds provisions, shall be deposited into the NNFRF.

- C. The purpose of the NNFRF is to serve as a depository into which all Fiscal Recovery Funds and investment earnings therein are deposited, and from which the Navajo Nation shall disburse funds for approved Expenditure Plans which comply with the criteria set forth in the Fiscal Recovery Funds provisions of ARPA.
- D. The Fiscal Recovery Funds allocated to the Navajo Nation are limited emergency funds provided by the federal government and are not subject to the annual set-aside provisions set forth in the Navajo Nation Code.
- E. The Navajo Nation Office of the Controller ("OOC"), acting upon the recommendation of the Navajo Nation Investment Committee, shall oversee investment of the NNFRF in accordance with ARPA and Fiscal Recovery Funds requirements, U.S. Treasury regulations and guidance, and applicable Navajo Nation Investment Policies; investment earnings, when realized, shall be deposited into the NNFRF.
- F. Any funds deposited into the NNFRF shall only be used in compliance with ARPA and Fiscal Recovery Fund purposes and restrictions, U.S. Treasury guidance, applicable federal laws and regulations, Navajo Nation laws, regulations, and policies, and duly adopted procedures and agreements between the Navajo Nation and the federal government regarding the use of the Fiscal Recovery Funds.
- G. Except as set forth in Sections Five through Seven below, expenditures of the NNFRF shall only be authorized through Expenditure Plan(s) duly adopted by a two-thirds (2/3) vote of all members of the Navajo Nation Council and approved 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).
- H. OOC and all entities receiving NNFRF shall keep records sufficient to demonstrate that the Fiscal Recovery Funds appropriated by the U.S. Congress to the Navajo Nation have been used in accordance with the provisions of ARPA. The NNFRF shall be subject to an annual audit by the Navajo Nation's independent auditor. Either the Navajo Nation Council or the Navajo Nation President may require an audit at any time. The Controller shall be responsible for providing any and all records and financial reports required by the U.S. Treasury.

Arnold Jake

From: Tom Platero <tplatero@navajo-nsn.gov>
Sent: Wednesday, February 2, 2022 2:33 PM
To: Elizabeth Begay; mrodis@nndoj.org
Cc: aadanso@nndoj.org; Jeremy D. Jimmy; Paulson Chaco; Shirlene S. Johnson; Lon L. Caldwell
Subject: RE: Attn. Controller: Proposed use of FRF admin for CS McKee's investment management fees



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tplatero@navajo-nsn.gov

EXTERNAL SENDER

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Mr. Jimmy,

Please give me a call so I can help facilitate this process.

Tom Platero, Interim Executive Director
Navajo Nation Fiscal Recovery Fund Office
P. O. Box 2469
Window Rock, AZ 86515

(505) 371-2071

For more information on ARPA/NNFRF, visit www.rrf.navajo-nsn.gov

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From: Elizabeth Begay <elizabeth.begay@nnooc.org>
Sent: Monday, January 31, 2022 5:44 PM
To: mrodis@nndoj.org; Tom Platero <tplatero@navajo-nsn.gov>
Cc: aadanso@nndoj.org; Jeremy D. Jimmy <jd Jimmy@nnooc.org>; Paulson Chaco <paulsonchaco@navajo-nsn.gov>
Subject: RE: Attn. Controller: Proposed use of FRF admin for CS McKee's investment management fees

Hi Mel,
I discussed your email below with President Nez and he stated to use the FRF administration contingency.

Tom,
As stated above, President Nez okayed to use the FRF administration contingency to pay the investment management fees. Can you please inform Jeremy (cc'd with this email) the necessary documentation that we need to submit to your office.

Thank you,
Elizabeth Begay
Acting Controller

From: Mel M. Rodis <mrodis@nndoj.org>
Sent: Monday, January 31, 2022 3:59 PM
To: Elizabeth Begay <elizabeth.begay@nnooc.org>
Cc: aadanso@nndoj.org
Subject: Attn. Controller: Proposed use of FRF admin for CS McKee's investment management fees

EXTERNAL SENDER

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Good Afternoon, Madam Controller,

My colleague, Adjua Adjei-Danso, has been communicating with Jeremy Jimmy regarding CS McKee's investment management fees for management of FRF. It is estimated that these fees will be approximately \$381,000 over the course of the next five years. Adjua and I determined, and our consultant agrees, that the investment management fees are FRF-eligible.

Under CJY-A1-21, income earned from investment of the FRF is subject to the same requirements as the FRF. Therefore, we cannot use FRF investment income to pay the investment management fees unless there is a Council resolution allocating the funds.

My understanding is that the initial quarterly payment of approximately \$75,000 is due in March. It might not be feasible to get Council to pass legislation approving an expenditure plan to allocating FRF to pay CS McKee for its investment management services.

In the interest of time, we suggest that OOC utilize its FRF administration budget to pay the fees. If there are no excess funds available in OOC's FRF administration budget, I suggest that you could approach President Nez and ask him to designate approximately \$400,000 of the FRF administration contingency, (which may be around \$9 million), to OOC in order to pay CS McKee. What do you think about that suggestion? Please let me know if you wish to discuss.

Regards,
Mel

Mel M. Rodis, Assistant Attorney General
Tax and Finance Unit
Navajo Nation Department of Justice
Post Office Box 2010
Window Rock, Navajo Nation (Arizona) 86515
Telephone: 928-810-8526
Telefax: 928-871-6200
mrodis@nndoj.org

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**EXECUTIVE BRANCH BUSINESS UNITS for
ARPA/NNFRF CENTRAL SUPPORT and REGULATORY SERVICES
May 23, 2022**

Pursuant to OPVP Memo dated Oct, 13,2022

	BU#	Description	Amount
1	K211500	US TREASURY - OPVP FRF OFFICE	\$ 25,337,389.00
2	K211501	US TREASURY - BROADBAND OFC - FRF	\$ 2,725,789.00
3	K211502	US TREASURY - HUMAN RESOURCES	\$ 869,194.00
4	K211503	US TREASURY - WATER RESOURCES	\$ 2,629,500.00
5	K211504	US TREASURY - EPA ADMIN - FRF	\$ 8,093,853.00
6	K211505	US TREASURY - BUSINESS REG - FRF	\$ 330,768.00
7	K211506	US TREASURY - HERITAGE & HIST P	\$ 1,010,601.00
8	K211508	US TREASURY - GENERAL LAND DEV	\$ 2,183,797.00
9	K211509	US TREASURY - DIV COMM DEV - FRF	\$ 10,683,627.00
10	K211510	US TREASURY - DCD CHAPTERS - FRF	\$ 7,761,517.00
11	K211511	US TREASURY - AMLR - FRF	\$ 2,033,414.00
12	K211512	US TREASURY - FORESTRY - FRF	\$ 991,293.00
13	K211513	US TREASURY - MINERALS - FRF	\$ 1,440,527.00
14	K211514	US TREASURY - OOC - FRF	\$ 17,664,168.00
15	K211515	US TREASURY - NAVAJO LAND DEPT	\$ 5,059,674.00
16	K211519	US TREASURY - ATTORNEY GENERAL	\$ 25,446,993.00
17	K211520	US TREASURY - FISH & WILDLIFE	\$ 3,525,471.00
18	K211521	US TREASURY - ECONOMIC DEV - FRF	\$ 2,843,597.00
19	K211527	US TREASURY - NN WASHINGTON OFC	\$ 5,254,962.00
20	K211536	US TREASURY - NDOH - FRF	\$ 1,852,157.00
21	K211540	US TREASURY - OFC OF MGMT & BDG	\$ 2,788,084.00
22		DPS - CENTRAL SUPPORT	\$ 1,852,157.00

\$ 132,378,532.00

Current Total

Proposed Revisions

22	Revision #1:	Remove DPS Central Support	\$ (1,852,157.00)
			\$ 130,526,375.00
22	Revision #2:	Add Investment Mgmt/OOC	\$ 550,000.00

\$ 131,076,375.00

Revised Total

Overall Result

Revised Total:	\$ 131,076,375.00
Current Total:	\$ (132,378,532.00)
	\$ (1,302,157.00)

Reduction

**OFFICE OF THE PRESIDENT AND VICE PRESIDENT
REQUEST FOR SERVICES**

Date of Request: 5/26/22

Name: Tom Platero

Department: DGS - FRF Office

Phone Number: _____

Email: t.platero@navajo-nsn.gov

Please Check One:

☐

164 Review No. _____

☒

Support Letter (s) _____

Description of Service:

Request to Authorize 2 Revisions to the List of Funded Business Units for ARPA Central Support Service and Regulatory Services (Admin Expenses)

Deadline: _____

Reason: _____

RECOMMENDATIONS: (AUTHORIZED PERSONNEL ONLY)

Picked Up By: _____ Signature: _____ Date: _____ Time: _____
PLEASE PRINT NAME

To Be Completed by OPVP Staff

Scanned Date/Time: _____