



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

February 2, 2024

Honorable Crystalyne Curley, Speaker
Office of the Speaker
Navajo Nation Council
P.O. Box 3390
Window Rock, AZ 86515

RE: CJA-07-24, An Action Relating to the Health, Education, and Human Services, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$446,595 from the Unreserved, Undesignated Fund Balance for the Tohatchi Area of Opportunity & Services, Inc. for the Purchase of 11 New Vehicles to Provide Transportation Services for its Clients.

Dear Honorable Delegates of the 25th Navajo Nation Council,

I am pleased to sign Resolution CJA-07-24 into law. The Tohatchi Area of Opportunity & Services, Inc. (TAOS), formerly known as "A School for Me, Inc." was recognized as a Tribe Organization in 1982 by Resolution No. ACJN-69-82. TAOS provides assisted living services, adult rehabilitation, community-based support, employment support, transportation, and other critical services to adults and children with intellectual and developmental disabilities. TAOS serves many Navajo Nation communities.

TAOS transports its Navajo clients to community activities, medical appointments, job interviews, and other critical appointments. TAOS has submitted a grant application to the Navajo Nation requesting \$446,595 for the purpose of purchasing eleven (11) new vehicles to replace its aged fleet of vehicles. I am happy to support organizations that help Navajo People lift themselves out of poverty.

Sincerely,

Dr. Buu Nygren, President
THE NAVAJO NATION

RESOLUTION OF THE
NAVAJO NATION COUNCIL
25th NAVAJO NATION COUNCIL - SECOND YEAR, 2024

AN ACTION

RELATING TO THE HEALTH, EDUCATION, AND HUMAN SERVICES, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING \$446,595 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE FOR THE TOHATCHI AREA OF OPPORTUNITY & SERVICES, INC. FOR THE PURCHASE OF 11 NEW VEHICLES TO PROVIDE TRANSPORTATION SERVICES FOR ITS CLIENTS

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Health, Education, and Human Services Committee is a Navajo Nation Council standing committee with the authority to oversee all health-related and social services-related activities of the Navajo Nation and its tribal organizations and enterprises." 2 N.N.C. § 401(C)(2).
- B. The Budget and Finance Committee is a Navajo Nation Council standing committee empowered to review and recommend to the Navajo Nation Council the management of all funds. 2 N.N.C. § 300(A), and § 301(B)(2).
- C. The Naabik'íyáti' Committee is a Navajo Nation Council standing committee with the responsibility to review all proposed legislation requiring final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9) and § 700(A).
- D. The Navajo Nation Council is the governing body of the Navajo Nation, with the authority to approve supplemental appropriations. 2 N.N.C. § 102(A), 12 N.N.C. § 820(L).
- E. Pursuant to 12 N.N.C. § 820(L), the Navajo Nation Council may approve supplemental appropriations within the current fiscal year, if and when additional revenues above and beyond the initial or current revenue projections are collected and which are in excess of the minimum reserve amount required by 12 N.N.C. § 820(J).
- F. Further Title 12 restrictions on supplemental appropriations, including all amounts from the Unreserved, Undesignated Fund Balance ("UUFB"), include:

1. Payment of recurring government operating expenses shall be from recurring revenues, and payment of nonrecurring expenses shall be from nonrecurring revenues such as UUFB funds. 12 N.N.C. § 820(E); 12 N.N.C. § 820(F).
2. Specifically, the UUFB shall not be used for recurring government expenditures or operations. 12 N.N.C. § 820(J); 12 N.N.C. § 820(L).
3. Nonrecurring revenues such as UUFB funds may be used only after the Controller determines if such revenues are subsidizing an imbalance between the Navajo Nation's recurring revenues and expenditures, and expenditures shall only be authorized if a long-term (3-year to 5-year) forecast shows that the operating deficit will not continue; otherwise, nonrecurring revenues will be added to the UUFB. 12 N.N.C. § 820(F).
4. The above provisions in Title 12 may be amended or waived by a two-thirds vote of the full membership of the Navajo Nation Council. 12 N.N.C. § 820(F); 12 N.N.C. § 880.
5. Pursuant to 12 N.N.C. § 820(F) all UUFB funding requests must be reviewed by the Controller, to ensure compliance with 12 N.N.C. § 820(L).
6. Pursuant to 12 N.N.C. § 820(M) all UUFB funding requests must be submitted to the Office of Management and Budget ("OMB") for a budget impact analysis.

SECTION TWO. FINDINGS

- A. The Tohatchi Area of Opportunity & Services, Inc. ("TAOS"), formerly known as "A School for Me, Inc." was recognized as a Tribal Organization in 1982 by Resolution No. ACJN-69-82. TAOS provides assisted living services, adult rehabilitation, community-based support, employment support, transportation, and other critical services to adults and children with intellectual and developmental disabilities. TAOS serves many Navajo Nation communities.
- B. TAOS is requesting \$446,595 from the UUFB to assist them in providing transportation services to its intellectually and developmentally disabled clients, all of whom are Navajo.
- C. In a letter from the TAOS Executive Director dated September 15, 2023, TAOS explains that the organization urgently needs 11 new vehicles to replace much of their aging, high-mileage,

high-maintenance, fleet of vehicles. **EXHIBIT 1.** Their current vehicles are old and unreliable and some have been deemed unsafe and cannot be used. See **EXHIBIT 2.**

- D. With the approved UUFB funding, 11 new vehicles can be purchased to provide ready and reliable transportation for TAOS' Navajo clients, so they are able to participate in community activities, attend medical appointments, job interviews, and other critical appointments. **EXHIBIT 3.** The new vehicles will allow TAOS' clients to be empowered and to function as independently as possible.
- E. TAOS' Grant Application (Appendix F from the FY2024 Budget Instructions Manual) and relevant Navajo Nation budget forms, are attached as **EXHIBIT 4.**
- F. The Office of the Controller issued a memorandum dated November 16, 2023 pursuant to 12 N.N.C. § 820(L). **EXHIBIT 5.** The Controller has identified TAOS' proposed expenditures as *non-recurring*. Therefore, this UUFB funding request fits within 12 N.N.C. § 820(F).
- G. The Office of Management and Budget issued a memorandum dated November 13, 2023 pursuant to 12 N.N.C. § 820(M). **EXHIBIT 6.**
- H. TAOS's UUFB funding request went through the Section 164 Executive Review and the Navajo Nation Department of Justice has deemed the request to be sufficient. **EXHIBIT 7.**
- I. Several Navajo Nation Chapters and the TAOS Board of Directors have voiced their support for this funding request for TAOS to obtain the needed vehicles. **EXHIBIT 8.**

SECTION THREE. APPROVING \$446,595 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE FOR THE TOHATCHI AREA OF OPPORTUNITY & SERVICES, INC.

- A. The Navajo Nation hereby approves \$446,595 from the Unreserved, Undesignated Fund Balance for the purchase of 11 new passenger vehicles that will be provided to the Tohatchi Area of Opportunity Services, Inc., as listed in **EXHIBIT 3.**
- B. This \$446,595 shall be from that amount of funds that exceeds the minimum fund balance of the Unreserved, Undesignated Fund Balance as determined by the Office of the Controller.

- C. The \$446,595 shall be distributed to the Navajo Nation Division of Social Services ("NNDSS") within twenty (20) days following the effective date of this Action.
- D. Upon receipt of the funds NNDSS shall promptly purchase the 11 new passenger vehicles listed in **EXHIBIT 3** and shall arrange for delivery of the vehicles and transfer of all vehicle titles, to TAOS.
- E. TAOS shall obtain appropriate liability and other insurance policies covering the operation and use of the 11 vehicles. After transfer of title to TAOS, TAOS shall be wholly responsible for the operation, maintenance, and repair of the 11 vehicles, and the Navajo Nation shall not be liable for any condition or event pertaining to the 11 vehicles.
- F. The Unreserved, Undesignated Fund Balance may be reimbursed the \$446,595 from prospective funds available to the Navajo Nation from any and all state and federal sources, including Congressional appropriations under the American Rescue Plan Act of 2021 or other sources.

SECTION FOUR. DIRECTIVE

Within ninety calendar days of the effective date of this Action, NNDSS shall provide a written report on the status of expenditures under this legislation, to the Naabik'íyáti' Committee and to the Office of the President and Vice-President.

SECTION FIVE. SAVING CLAUSE

If any provision of this Action is determined invalid by the Navajo Nation Supreme Court, or by a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the rest of the Action shall remain the law of the Navajo Nation.

SECTION SIX. EFFECTIVE DATE

This Action shall become effective in accordance with 2 N.N.C. § 221(B) and 2 N.N.C. § 164(A)(17).

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 12 in Favor, and 02 Opposed, on this 24th day of January 2024.



Honorable Crystalyne Curley, Speaker
25th Navajo Nation Council

1/30/2024

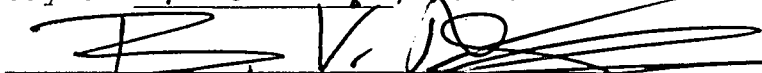
Date

Motion: Honorable Amber Kanazbah Crotty
Second: Honorable Nathan Notah

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 2nd day of February, 2024.



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 _____, 2024 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 _____, 2024.

Buu Nygren, President
Navajo Nation



TOHATCHI AREA OF OPPORTUNITY & SERVICE

P.O. Box 49

Tohatchi, New Mexico 87325

TELEPHONE: (505) 722-9287 ♦ FAX: (505) 722-9189



September 15, 2023

25th Navajo Nation Council
Window Rock, Arizona 86515

RE: Request for Funding from the Unreserved, Undesignated Fund Balance to Purchase Eleven (11) vehicles for the Tohatchi Area of Opportunity & Services, Inc. Clients

Dear Honorable Speaker Crystalyne Curley and Council Delegates of the 25th Navajo Nation Council:

The Tohatchi Area of Opportunity & Services, Inc. (TAOS, Inc) is submitting a request for funding from Navajo Nation's Unreserved, Undesignated Fund Balance to purchase eleven (11) vehicles to be utilized to transport clients with intellectual/developmental disabilities to their daily support services.

On behalf of the TAOS, Inc., I extend my sincerest gratitude and appreciation for your consideration, compassion and support for our clients.

Sincerely,

Jefferson Kee
Executive Director
Tohatchi Area of Opportunity & Services, Inc.
(505) 722-9287



Cc: TAOS Board of Directors
FILE

RECEIVED

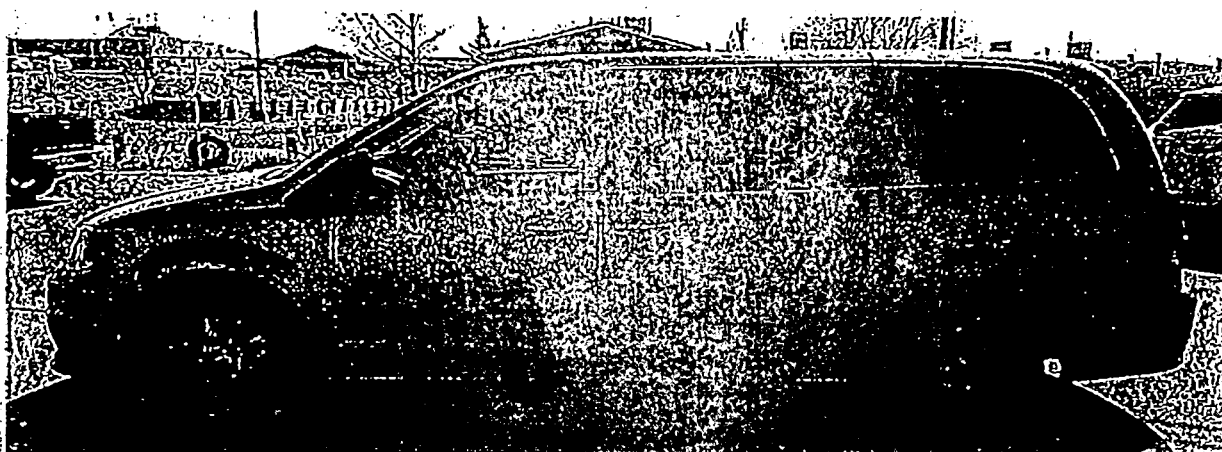
OCT 11 2023

OFFICE SERVICES
OFFICE OF THE CONTROLLER



Main Office Location: 1658 South Second Street, Gallup, New Mexico 87301

YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2013	Dodge Caravan	920TSC	220 Apt 8	126693



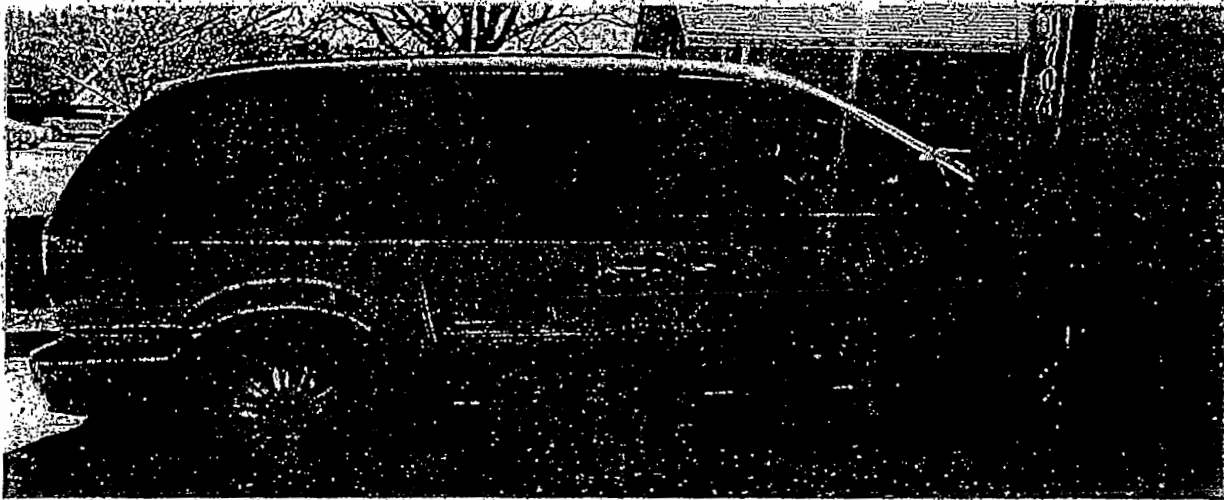
YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
			220 Apt 44	

VEHICLE NEEDED

YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2002	Ford Explorer	497TRJ	1710 Kiva	129104



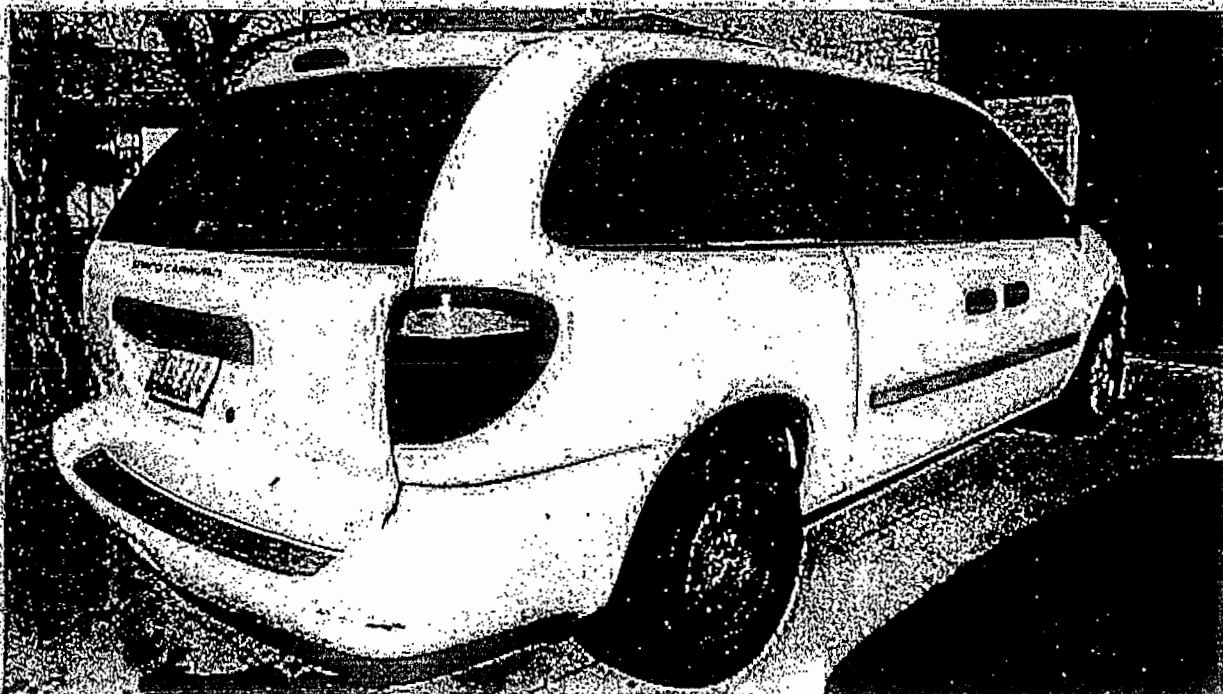
YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2006	Chrysler Town & Country	KHN435	1701 Kiva	247702



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2008	Chevy Uplander (WC)	KDS573	Piano	135778



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2005	Dodge Caravan	KBT710	Piano	183773



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2017	Dodge Braun (WC)	699WCF	Apt 3B	41528



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2004	Toyota 4 Runner	GBZ158	1708 Placida	380610



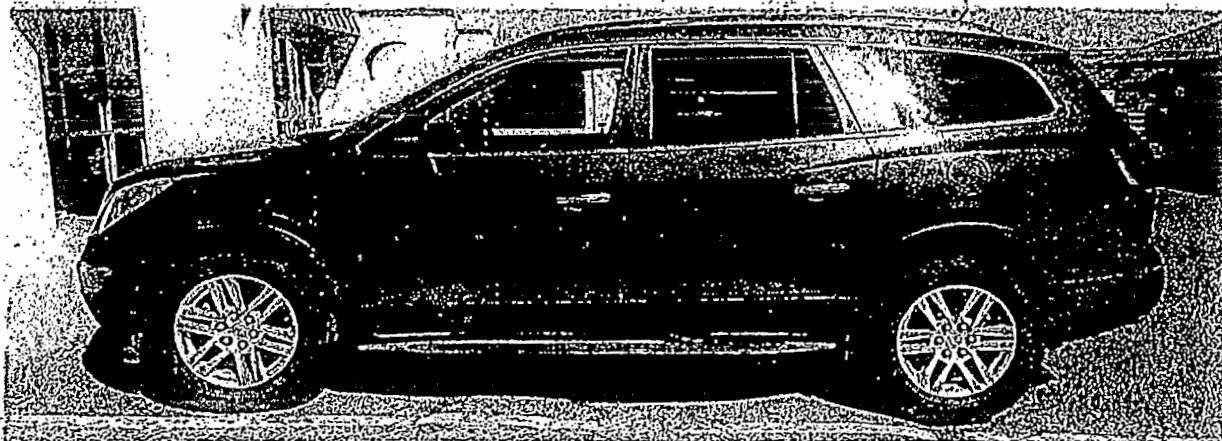
YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2012	Buick Enclave	443WAS	207 E	139431



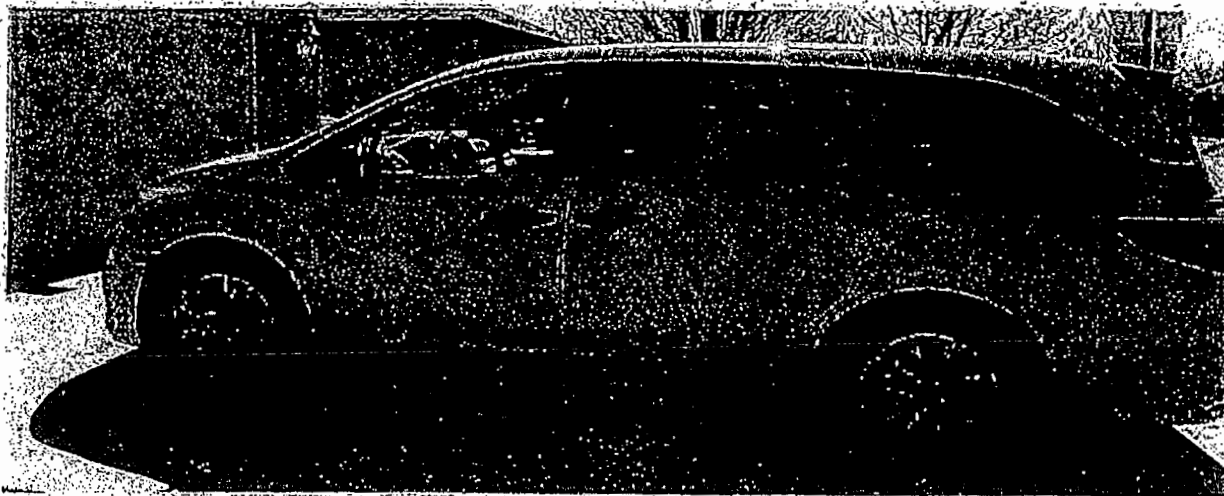
YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2018	Hyundai CR-V	884WHT	317	24433



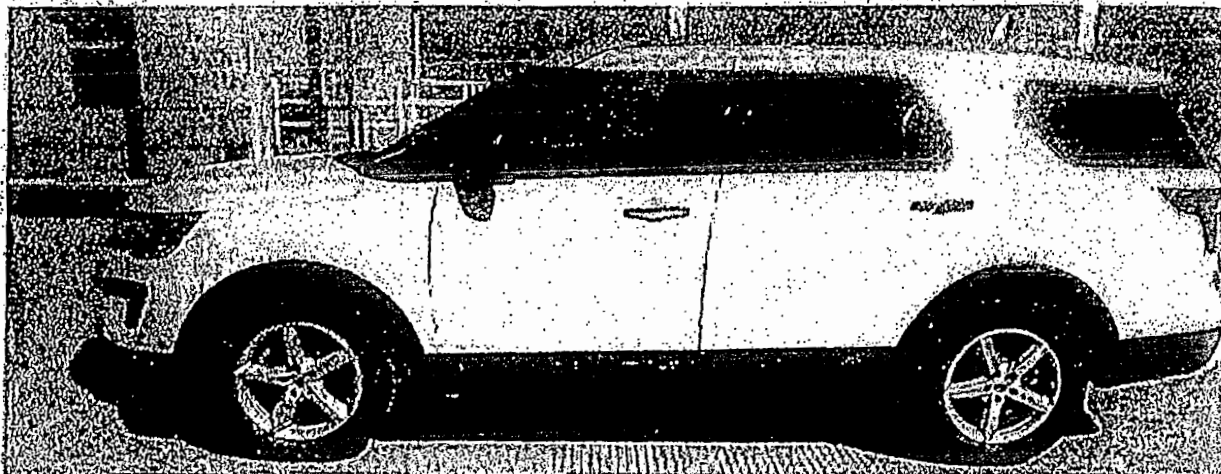
YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2012	Bulck Enclave	444WAS	220 - Apt 48	159329



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2018	Hyundai Odyssey	885WHT	608	43717



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2018	Ford Explorer	612WJG	Tohatchi	62310



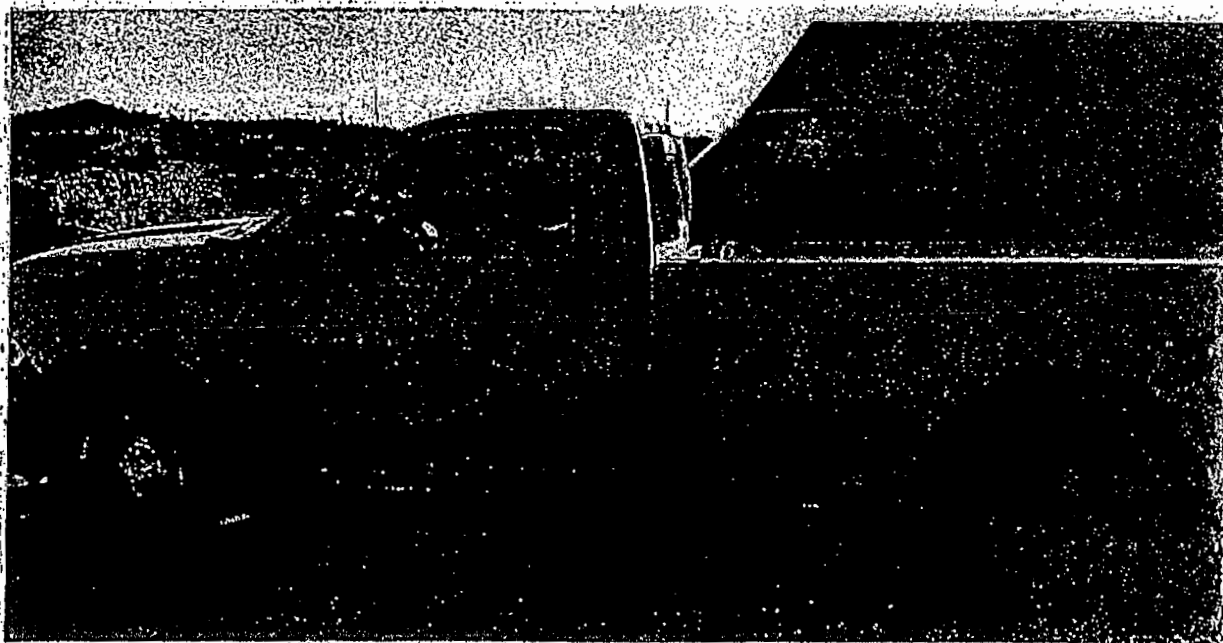
YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2018	Dodge Braun (WC)	761WCR	Tohatchi	54319



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2006	Chevy Trailblazer	KHN436	Facilities	216857



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2011	Dodge 1500 Truck	445WAS	Facilities	167375



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
2018	Ford Taurus	611WJG	Administration	46800



YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
			1300	

VEHICLE NEEDED

YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
			220 Apt 5	

VEHICLE NEEDED

YEAR	MAKE/MODEL	LICENSE	ASSIGNED AREA	RECENT MILEAGE
			520 Wyatt	

VEHICLE NEEDED



Fw: 11 vehicles for non-profit

Herman Plummer Jr. <hplummerjr_taos@yahoo.com>
Reply-To: Herman Plummer Jr. <hplummerjr_taos@yahoo.com>

Wed, Apr 26 at 12:22 PM

Sent from Yahoo Mail on Android

----- Forwarded Message -----

From: "Joey Merriman" <jmerriman@melloyhonda.com>
To: "hplummerjr_taos@yahoo.com" <hplummerjr_taos@yahoo.com>
Cc: "Kameron Knoll" <kameron@melloyhonda.com>
Sent: Tue, Apr 25, 2023 at 3:05 PM
Subject: 11 vehicles for non-profit

It was nice talking with you today Herman, here is the pricing you requested from me. Please keep in mind that I am using the price for certain models as follows;

2023 Honda Touring Odyssey \$47000.00 x 3 = \$141,000.00

2023 Honda Accord HYB-EX-L \$34540.00 X 3= \$103,620.00

2023 Honda CR-V Hybrid AWD SP TRG \$40395.00 x 5= \$201,975.00

Grand total for all 11 units is \$446,595.00

These prices are for the models listed above, we may at the time you are ready to purchase have lower trim models available if so you would be given the appropriate

Pricing for the model available which would be a lesser amount, also pricing does not include any extra accessories, tax, title or licensing fees.

Please feel free if you have any questions to reach out to me,

Joseph Merriman

Sales Manager

Melloy Honda

Office#505-947-8416

Cell#505-947-8416

CONFIDENTIALITY NOTICE: The contents of this email message and any attachments are intended solely for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this message or their agent, or if this message has been addressed to you in error, please immediately alert the sender by reply email and then delete this message and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or

2023 Accord \$ 39,126.42 X 3 Total \$ **114,379.26**

2023 Odyssey \$ 44,868.06 Each Total \$ **134,608.18**

2023 CR-V \$ 36,731. 61 Each X 5 Total \$**183,658.05**

Grand Total \$ 461,645.49

Appendix F

THE NAVAJO NATION GRANT APPLICATION



Name of Entity: Tohatchi Area of Opportunity & Services, Inc.		Telephone: 505-722-9287
Mailing Address: P.O. Box 49, Tohatchi, New Mexico 87325		E-mail: jeff.kee@taos-inc.org
Physical Address: 1658 S Second Street, Gallup, New Mexico 87301		IRS TIN/EIN #: 85-020851
Website Address: www.taos-inc.org		DUNS #: 011515111
Grant Amount Requested: \$ 461,645.00	Grant Start Date: FY2023	Grant End Date: FY 2024
DESCRIPTION OF ENTITY OR ORGANIZATION		
<p>Describe the entity or organization requesting the grant.</p> <p>Tohatchi Area of Opportunity & Services, Inc. (TAOS) formally known as A School for Me, Inc. was recognized as a "tribal organization" in 1982 ACIN. However, lack of facilities in Tohatchi required TAOS to relocate its administrative office to Gallup, NM. Supported Living, Customized Community Support and Supported Employment services continue to be provided to adults and children with intellectual/developmental disabilities throughout the Navajo Nation.</p>		
PROBLEMS/NEEDS STATEMENT		
<p>Describe the problems and needs identified to be addressed through this funding request. Include relevant data such as the number and location of the Navajo population to be served.</p> <p>TOAS serves a total of (45) Navajo Clients with intellectual/developmental disabilities including 35 adults and 10 children. TAOS operates two homes in Tohatchi, nine homes and six apartments in Gallup, NM to benefit clients. Besides maintaining facilities, TAOS must ensure the safety and well-being of clients and staff as they go about the daily activities. This includes the use of safe and reliable vehicles. TAOS maintains a fleet of 14 vehicles with high mileage and deemed unsafe. For the reasons funding is limited to purchase replacement for NN fund Navajo clients. TAOS is requesting \$446,595 to purchase 11 vehicles to replace old, high maintenance vehicles presently in use to transport Navajo individuals and staff by the Navajo Nation.</p>		
METHODOLOGY		
<p>Describe the services to be provided with the requested funds and how the services will address the problems and needs identified above.</p> <p>Tohatchi Area of Opportunity & Services, Inc. will have replaced eleven (11) aging vehicles deemed unsafe that require high maintenance and alleviate concerns of transporting individuals in vehicles that will have exceeded their useful life.</p>		
NAVAJO NATION BRANCH OR DIVISION THROUGH WHICH THE REQUEST WILL BE PROCESSED		
Navajo Nation Division or Branch: Principal contact person: Thomas Cody <i>Brenda Tsosie, NDSS-DED Principal Accountant</i>		Telephone number: 928-871-6851

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

FY 2024

PART I. Business Unit No.:		New		Program Title:		Tohatchi Area of Opportunity & Services, Inc.		Division/Branch:		Navajo Nation Grant	
Prepared By:		Jefferson Kee		Phone No.:		(505) 722-9287		Email Address:		jeff.kee@taos-inc.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
FY 2023 UUFB		10/1/23-9/30/23	\$461,645	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						
					9000 Capital Outlay			1		461,645	461,645
					9500 Matching Funds						
					9500 Indirect Cost						
					TOTAL				\$0.00	461,645	461,645
					PART IV. POSITIONS AND VEHICLES						
					Total # of Positions Budgeted:			(D)		(E)	
					Total # of Vehicles Budgeted:					0	
					TOTAL:			\$461,645		100%	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.											
SUBMITTED BY:		Jefferson Kee		APPROVED BY:		Thomas Cody					
Program Manager's Printed Name		Jefferson Kee		Division Director / Branch Chief's Printed Name		Thomas Cody					
Program Manager's Signature and Date		10/3/23		Division Director / Branch Chief's Signature and Date		10/3/23					

THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

FY 2024

PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:		Business Unit No.:		New		Program Name/Title: Tohatchi Area of Opportunity & Services, Inc.	
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: Tohatchi Area of Opportunity & Services, Inc. (TAOS) formerly known as A School for Me, Inc. was recognized as a "tribal organization" in 1982 ACIN. However, lack of facilities in Tohatchi required TAOS to relocate its administration office to Gallup, NM. TAOS provides supported living, adult habilitation, community-based support, and supported employment to adults and children with intellectual/developmental disabilities in Tohatchi, NM and Gallup, NM areas. 11 new vehicles need to be purchased to continue the services to the clientele of TAOS, Inc.							
PART III. PROGRAM PERFORMANCE CRITERIA:							
1. Goal Statement:		Purchase eleven (11) vehicles		Program Performance Measure/Objective:		Procure and obtain 11 vehicles for TAOS.	
2. Goal Statement:		Utilize 11 vehicles to transport clients		Program Performance Measure/Objective:		Provide transportation to events	
3. Goal Statement:		Transport clients to their support services		Program Performance Measure/Objective:		Provide transportation to appointments	
4. Goal Statement:		Program Performance Measure/Objective:		Program Performance Measure/Objective:		Program Performance Measure/Objective:	
5. Goal Statement:		Program Performance Measure/Objective:		Program Performance Measure/Objective:		Program Performance Measure/Objective:	

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Program Manager's Printed Name: Jefferson Kee
 Program Manager's Signature and Date: [Signature] 10/3/23

Division Director/Branch Chief's Printed Name: Thomas Cody
 Division Director/Branch Chief's Signature and Date: [Signature] OCT 03 2023

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2024

PART I. PROGRAM INFORMATION: Program Name/Title: <u>Tohatchi Area of Opportunity & Services</u> Business Unit No.: <u> </u> New			
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)
9160	9000 Capital Outlay Purchase 11 vehicles to transport clients 9182 Vehicle 3 x (47,000) 2023 Honda Touring Odyssey 3 x (34,540) 2023 Honda Accord HYB-EX-L 5 x (40,395) 2023 Honda CR-V Hybrid AWD SP TRG Tax, title or licensing fees	461,645	461,645
TOTAL		461,645	461,645

NAVAJO DIVISION OF SOCIAL SERVICES
RECEIVED
09/09/2023
EXECUTIVE ADMINISTRATION



DR. BUU NYGREN PRES
RICHELLE MONTOYA VICE M



The Navajo Nation | Yideeskáadi Nitsáhákees

Memorandum:

To: 2 NNC § 164 Reviewers
Delegates & 2 NNC '164 Reviewers
Navajo Nation Government
Robert Willie
From: Robert Willie, Accounting Manager
Office of the Controller
Date: November 16, 2023
Subject: 0164-021652-UUFB request TAOAS- UUFB \$461,645

The Office of the Controller has reviewed the above referenced document.

1. The unaudited balance of the UUFB as of November 16, 2023, is \$182,485,284.
2. Request is for the total amount for UUFB for Tohatchi Area of Opportunity & Services, Inc. for vehicles in the amount of \$461,645.
3. This request would be considered **NON-RECURRING**.

If you should have any questions, please contact me at tribal extension X6496.





DR. BUU NYGREN PR RICHELLE MONTOYA Vic



The Navajo Nation | Yideeskáądi Nitsáhákees

MEMORANDUM

TO: 164A Reviewers

FROM:

Dominic Beyer, Executive Director
Office of Management and Budget

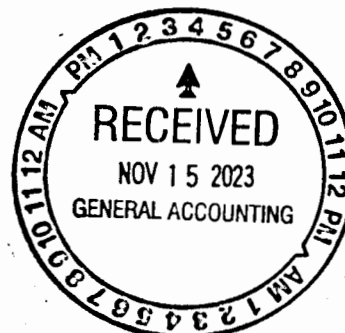
DATE: November 13, 2023

SUBJECT: Review of 164 Document no. 021652

Office of Management and Budget is in receipt of 164 document no. 021652 - TAOS Incorporated supplemental request in the amount of \$461,645. The required OMB budget forms for Fiscal Year 2024 supplemental appropriations request documents are in Appendix J and Budget Form 1, 2, and 4 of the FY 2024 Budget Instructions Manual. All supplemental budget forms submitted by TAOS Incorporated is acceptable. If funded, a grant agreement would need to be processed.

Contact OMB at (928) 871-6470 if there are any questions and/or concerns regarding this memorandum

LEGISLATIVE COUNSEL
DEC 11 PM 3:43



RECEIVED
NOV 14 2023
UNIVERSITY SERVICES
OFFICE OF THE CONTROLLER

Document No. 021652

Date Issued: _____



SECTION 164 REVIEW FORM

Title of Document: UUFB Tohatchi Area of Opportunity & Serv

Contact Name: TSOSIE, BRENDA

Program/Division: DIVISION OF SOCIAL SERVICES

Email: btsosie@navajo-nsn.gov

Phone Number: 928-871-6851

Check document category: only submit to category reviewers. OMB, OOC and OAG have 5 working days, except BRD has 2 working days, to review and determine whether the document(s) are sufficient or insufficient. If deemed insufficient, a memorandum explaining the insufficiency of the document(s) is required.

Section 164(A)

Division Director: _____

Date: 11/1/23

☐☐

☐ **Statement of Policy or Positive Law:** Sufficient Insufficient
1. OAG: _____ Date: _____ ☐ ☐

☒ **IGA, Budget Resolutions, Budget Reallocations or amendments: (OMB and Controller sign ONLY if document expends or receives funds)**

1. OMB: ISBryant - See Memo
2. OOC: U Polo - see memo
3. OAG: [Signature]

Date: 11-13-23

☒☐

Date: 11-16-23

☒☐

Date: 12/5/23

☒☐

Section 164(B)

Division Director: _____

Date: _____

☐☐

☐ **Grant/Funding Agreement or amendment:**

1. OMB: _____
2. OOC: _____
3. OAG: _____

Date: _____

☐☐

Date: _____

☐☐

Date: _____

☐☐

☐ **Subcontract/Contract expending or receiving funds or amendment:**

1. BRD: _____
2. OMB: _____
3. OOC: _____
4. OAG: _____

Date: _____

☐☐

Date: _____

☐☐

Date: _____

☐☐

Date: _____

☐☐

☐ **Letter of Assurance/M.O.A./M.O.U./Other agreement not expending funds or amendment:**

1. OAG: _____

Date: _____

☐☐

☐ **M.O.A. or Letter of Assurance expending or receiving funds or amendment:**

1. OMB: _____
2. OOC: _____
3. OAG: _____

Date: _____

☐☐

Date: _____

☐☐

Date: _____

☐☐

Office of the President/Vice President _____

Date: _____

NAVAJO NATION DEPARTMENT OF JUSTICE



DOCUMENT REVIEW REQUEST COVER SHEET

DOJ USE ONLY

November 28, 2023
DATE / TIME

NNDOJ #: See HighQ

DOC #: 164 # 021652

UNIT: Human Services/Government
Unit

RESUBMITTAL: {...}

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

CLIENT TO COMPLETE	
DATE OF REQUEST:	November 28, 2023
CONTACT NAME:	Brenda Tsosie
PHONE NUMBER:	928-871-6851
DIVISION:	Division of Social Services
E-MAIL:	btsosie@navajo-nsn.gov
TITLE OF DOCUMENT: 164# 021652 UUFB Tohatchi Area of Opportunity and Services	
UNIT REVIEW	
DATE/TIME IN UNIT:	November 28, 2023
REVIEWING ATTORNEY/ADVOCATE:	Johnson, LaTonia
DATE/TIME ATTORNEY REVIEW COMPLETE: {...}	
DATE/TIME OUT OF UNIT: See email transmitting completed document	
DOJ ATTORNEY / ADVOCATE COMMENTS	
sufficient.	
LEGAL STATUS: Sufficient	SURNAMED BY: <i>HSGU AAG</i> See Document Review signature sheet for date/time



**THE NAVAJO NATION
TOHATCHI COMMUNITY CHAPTER**

Post Office Box 257 Tohatchi, New Mexico 87325 Tel: (505) 733-2345/2646 FAX

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

EXHIBIT

8

RESOLUTION OF THE TOHATCHI CHAPTER

SUPPORTING THE TOHATCHI AREA OF OPPORTUNITY & SERVICES, INC.

**IN ITS APPLICATION TO THE NAVAJO NATION FOR FINANCIAL
ASSISTANCE TO PURCHASE VEHICLES IN THE TOTAL AMOUNT OF
\$461,645 IN SUPPORTING INDIVIDUALS WITH INTELLECTUAL /
DEVELOPMENTAL DISABILITIES.**

WHEREAS:

TOH: 069-07-2023

1. Pursuant to 26 N.N.C., Section 3 (A) the Tohatchi Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10, and
2. Pursuant to 26 N.N.C., Section 1 (B) Tohatchi Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions, and
3. TAOS, Inc. is a non-profit, community-based organization that provides services to adults and children with Intellectual / Developmental Disabilities in the services involving Customized Community Supports, Supported Living, Community Integrated Employment Services; and
4. TAOS, Inc., formerly known as "A School for Me", Inc. was recognized as a "tribal organization" in 1982 ACJN; and
5. TAOS operates ten vehicles to transport individuals with intellectual / developmental disabilities and staff to meet the needs of individuals in their daily activities and out of town specialized medical appointments; and
6. TAOS has identified all ten vehicles are high mileage and in a state of excessive wear and tear requiring high maintenance costs. TAOS is taking a proactive approach to cycle out high life vehicles to ensure the health and safety of TAOS individuals and staff; and
7. TAOS, Inc. has limited funds to purchase eight replacement vehicles to benefit 45 Navajo Nation individuals with Developmental Disabilities.

NOW THEREFORE BE IT RESOLVED THAT:

The Tohatchi Chapter supports and recommends Tohatchi Area of Opportunity & Services, Inc. to the Navajo Nation Grant Application for the purpose of purchasing vehicles in the total amount of \$461,645 for program services and support to individuals with Intellectual/Development Disabilities.

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

We hereby certify the foregoing resolution was duly considered by the Tohatchi Chapter of the Navajo Nation (New Mexico) at a duly special called meeting at which a quorum was present and that same was passed by a vote of 19 in favor, 0 opposed and 1 abstained, this 19th day of July 2023.

TOH: 069-07-2023

MOTION: Larson Manuelito

SECOND: Geneva Begay

1 Harry "Sonny" Moore

Mr. Harry "Sonny" Moore, Jr.
Chapter President

July 27, 2023
Date



Bahastl'ah Chapter

Post Office Box 4424
Yahtahey, New Mexico 87375
Phone (505) 735-2600/2601
Fax (505) 735-2605



JONATHAN NEZ
Navajo Nation President

MYRON LIZER
Navajo Nation Vice President

ELOUISE JOHNSON
President

TOM BEGAY
Vice President

JOAN M NEZ
Secretary/Treasurer

NATHAN NOTAH
Council Delegate

Resolution No: **BAH-23-07-09-135**

**SUPPORTING THE TOHATCHI AREA OF OPPORTUNITY & SERVICES, INC. IN ITS
APPLICATION TO THE NAVAJO NATION FOR FINANCIAL ASSISTANCE TO PURCHASE
VEHICLES IN SUPPORTING INDIVIDUALS WITH INTELLECTUAL / DEVELOPMENTAL
DISABILITIES.**

WHEREAS:

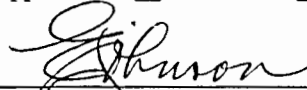
1. TAOS, Inc. is a non-profit, community based organization that provides services to adults and children with Intellectual / Developmental Disabilities in the services involving Customized Community Supports, Supported Living, Community Integrated Employment Services; and
2. TAOS, Inc., formerly known as "A School for Me", Inc. was recognized as a "tribal organization" in 1982 ACJN; and
3. TAOS operates ten vehicles to transport individuals with intellectual / developmental disabilities and staff to meet the needs of individuals in their daily activities and out of town specialized medical appointments; and
4. TAOS has identified all ten vehicles are high mileage and in a state of excessive wear and tear requiring high maintenance costs. TAOS is taking a proactive approach to cycle out high life vehicles to ensure the health and safety of TAOS individuals and staff; and
5. TAOS, Inc. has limited funds to purchase eight replacement vehicles to benefit 45 Navajo Nation individuals with Developmental Disabilities,

NOW THEREFORE BE IT RESOLVED THAT:

1. The Bahastl'ah (Twin Lakes) Chapter Support and recommends Tohatchi Area of Opportunity & Services, Inc. to the Navajo Nation Grant Application for the purpose of purchasing vehicles for program services and support to individuals with Intellectual/Development Disabilities.

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

I hereby certify that this resolution was considered at a duly called meeting of the Bahastl'ah (Twin Lakes) Chapter at which a quorum was present and the same was passed by a vote of 14 in favor 00 opposed and 04 abstain, this 09th day of July 2023.


Eloise Johnson, President

M: Mabel Henderson-Desiderio

S: Evelyn Livingston

Mexican Springs Chapter

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



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-07-2023-06

SUPPORTING THE TOHATCHI AREA OF OPPORTUNITY & SERVICES, INC. IN ITS APPLICATION TO THE NAVAJO NATION FOR FINANCIAL ASSISTANCE TO PURCHASE VEHICLES IN SUPPORTING INDIVIDUALS WITH INTELLECTUAL / DEVELOPMENTAL DISABILITIES.

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 next 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 the 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. TAOS, Inc. is a non-profit, community-based organization that provides services to adults and children with Intellectual / Developmental Disabilities in the services involving Customized Community Supports, Supported Living, Community Integrated Employment Services; and
5. TAOS, Inc., formerly known as "A School for Me", Inc. was recognized as a "tribal organization" in 1982 ACJN; and
6. TAOS operates ten vehicles to transport individuals with intellectual / developmental disabilities and staff to meet the needs of individuals in their daily activities and out of town specialized medical appointments; and
7. TAOS has identified all ten vehicles are high mileage and in a state of excessive wear and tear requiring high maintenance costs. TAOS is taking a proactive approach to cycle out high life vehicles to ensure the health and safety of TAOS individuals and staff; and
8. TAOS, Inc. has limited funds to purchase eight replacement vehicles to benefit 45 Navajo Nation individuals with Developmental Disabilities,

NOW THEREFORE BE IT RESOLVED THAT:

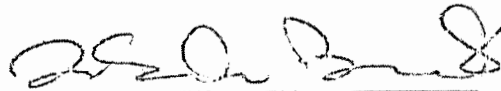
1. The Mexican Springs Chapter hereby supports and recommends Tohatchi Area of Opportunity & Services, Inc. to the Navajo Nation Grant Application for the purpose of purchasing vehicles for program services and support to individuals with Intellectual/Development Disabilities.

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

I hereby certify that this resolution was considered at a duly called meeting in Mexican Springs, New Mexico at which a quorum was present and the same was passed by a vote of 16 in favor and 00 opposed, this 17th day of July, 2023.

Motion by: Shirley Barney

Second by: Joseph Bitsie Jr



Roberta Becenti, President
MEXICAN SPRINGS CHAPTER



COYOTE CANYON CHAPTER
The Navajo Nation

"Home of Chief Manuelito"



Nathan Notah
Council Delegate

Sherylene Yazzie
President

Evelyn Morris
Vice President

Sharon Warren
Secretary-Treasurer

Isaiah T. Tsosie
Grazing Officer

COY-23-07-066

SUPPORTING THE TOHATCHI AREA OF OPPORTUNITY & SERVICES, INC. IN ITS APPLICATION TO THE NAVAJO NATION
FOR FINANCIAL ASSISTANCE TO PURCHASE VEHICLES IN SUPPORTING INDIVIDUALS WITH
INTELLECTUAL/DEVELOPMENT DISABILITIES.

WHEREAS

1. Pursuant to N.N.C. Title 26; Chapter 1, Section 3(A) under the Local Governance Act, Coyote Canyon Chapter is a certified local government entity of the Navajo Nation and codified at 11 N.N.C. Part 1 Section 10; and
2. Pursuant to Chapter 1, Section 1(B)(1) of the same "Act" Coyote Canyon is vested with the governmental authority with respect to local matters consistent with Navajo law, including custom and tradition; and
3. Pursuant to Chapter 1, Section 1(B)(2) of the same "Act" Coyote Canyon is vested with the governmental authority to make decisions over local matters and to govern with responsibility and accountability to the local citizens; and
4. TAOS, Inc. is a non-profit, community base organization that provides services to adults and children with Intellectual / Developmental Disabilities in the services involving Customized Community Supports, Supported Living, Community Integrated Employment Services; and
5. TAOS, Inc., formerly known as "A School for Me", Inc. was recognized as a "tribal organization" in 1982 ACIN; and
6. TAOS operates ten vehicles to transport individuals with intellectual / developmental disabilities and staff to meet the needs of individuals in their daily activities and out of town specialized medical appointments; and
7. TAOS has identified all ten vehicles are high mileage and in a state of excessive wear and tear requiring high maintenance costs. TAOS is taking a proactive approach to cycle out high life vehicles to ensure the health and safety of TAOS individuals and staff; and
8. TAOS, Inc. has limited funds to purchase eight replacement vehicles to benefit 45 Navajo Nation individuals with Developmental Disabilities.

NOW THEREFORE BE IT RESOLVED THAT:

1. Coyote Canyon Chapter hereby approves and accepts this foregoing resolution to approve and accept the request to Support and recommends Tohatchi Area of Opportunity & Services, Inc. to the Navajo Nation Grant Application for the purpose of purchasing vehicles for program services and support to individuals with Intellectual/Development Disabilities; and
2. The Coyote Canyon Chapter Officials and Administration is hereby authorized and directed to act upon all essential chapter administration duties and responsibilities to enact the purpose of this resolution.

CERTIFICATION

WE HEREBY CERTIFY that the foregoing Resolution was duly considered by Coyote Canyon Chapter at a duly called chapter meeting at Coyote Canyon (Navajo Nation), New Mexico, at which a quorum was present, and the same was passed by a vote of 25 in favor, 0 opposed, 1 abstained, this 11th day of July, 2023.

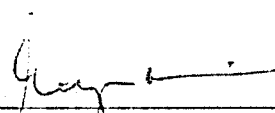
MOTION: Chavez John

SECOND: Leroy Beyer

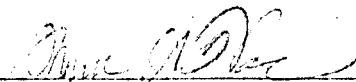
ATTEST:



Sherylene Yazzie, Coyote Canyon Chapter President



Evelyn Morris, Coyote Canyon Chapter Vice President



Sharon A. Warren, Coyote Canyon Chapter Secretary/Treasurer

**RESOLUTION OF BOARD OF DIRECTORS OF
THE TOHATCHI AREA OF OPPORTUNITY & SERVICES, INC.**

Approving to resubmit the proposal for request for 11-vehicles for TAOS, Inc in the amount of \$461,645.49; and
Requesting the Navajo Nation Council and the Office of the President and Vice President for the request of the vehicles

WHEREAS:

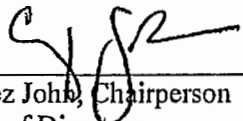
1. The Board of Directors (hereinafter referred to as the "Board") of Tohatchi Area of Opportunity & Services, Inc., (hereinafter referred to as "TAOS") is empowered to look in the best interest of the organization, the individuals served and its employees; and
2. TAOS, Inc., is a non-profit, community-based organization that provides Customized Community Supports – Individual, Group, Small Group, Community Integrated Employment Services, and Supported Living and Residential Services; and
3. The TAOS, Inc., formerly known as A School for Me, was recognized as a Tribal Organization in 1982, by Resolution ACJN-69-82; and
4. By Resolution # CO-54-21, the Navajo Nation Council approved supplemental funding from the Unreserved, Undesignated Fund Balance to TAOS, Inc to provide transportation services to its clients, in the amount of \$258,512 to purchase 8 vehicles; and
5. The funds were provided to the Division of Social Services to administer the funds on behalf of TAOS, Inc. and due to the lengthy processes, the funds were not encumbered in a timely manner, missing the timeline set by the Office of Controller; and
6. There were several attempts made by the Office of the President/Vice President and Division of Social Service to process the documentation for the purchase of the vehicles, to no avail and did not meet the cutoff date for submittal of documents for the vehicles; and
7. To date TAOS, Inc organization is down to 14 vehicles which has high maintenance, mileage and constantly in repairs, but the clients are still in need of transportation to medical facilities and other essential transportation needs.
8. The cost of vehicles has increased and a new amount of \$461,645.49 is included in the proposal.

NOW THEREFORE BE IT RESOLVED THAT:

1. The TAOS, Inc. Board of Directors hereby approves the proposal to have the Navajo Nation Council reconsider the proposal for 11-vehicle in the amount of \$461,645.49.
2. The TAOS Board of Directors further authorizes the Executive Director, Jefferson Kee, to take any and all actions to execute and effectuate the purpose of this resolution.

CERTIFICATION

I hereby certify that this resolution was considered at a duly called meeting of the Board of Directors of Tohatchi Area of Opportunity & Services, Inc., at which a quorum was present and the same was passed by a vote of 3 in favor and 0 opposed, this 18th day of May, 2023.



Chavez John, Chairperson
Board of Directors
Tohatchi Area of Opportunity & Services, Inc.

MOTIONED: Angie Frank
SECONDED: Benjamin Henry

NAVAJO NATION

306

Navajo Nation Council 2024 Winter Session

1/24/2024
03:29:25 PM

Amd# to Amd#

New Business: Item L. (MAIN)

PASSED

MOT Crotty, A

Legislation 0002-24:

SEC Notah, N

Yeas : 12

Nays : 2

Excused : 6

Not Voting : 2

Yea : 12

Begay, H
Crotty, A
James, V

Jesus, B
Johnson, C
Nez, R

Notah, N
Parrish, S
Simonson, G

Simpson, D
Slater, C
Tolth, G

Nay : 2

Yazzie, C

Aseret, L

Excused : 6

Charles-Newton, E
Claw, S

Daniels, H
Nez, A

Tso, O

Yanito, C

Not Voting : 2

Arviso, S

Begay, N

Presiding Speaker: Curley, C