

LEGISLATIVE SUMMARY SHEET

Tracking No. 0257-21

DATE: November 24, 2021

TITLE OF RESOLUTION: RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,166,003,000 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR WATER AND WASTEWATER PROJECTS, BROADBAND PROJECTS, HOME ELECTRICITY CONNECTION PROJECTS, HOUSING AND HOUSING RENOVATION PROJECTS, BATHROOM ADDITION PROJECTS, AND HARDSHIP ASSISTANCE

PURPOSE: This resolution, if approved, will allocate \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds for Water and Wastewater projects, Broadband projects, Home Electricity Connection projects, Housing and Housing Renovation projects (including Veterans), Bathroom Addition projects, and Hardship Assistance.

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: 6:16pm 11-24-21
Posting End Date: 11-29-21
Eligible for Action: 11-30-21

Naabik'íyáti' Committee
Thence
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

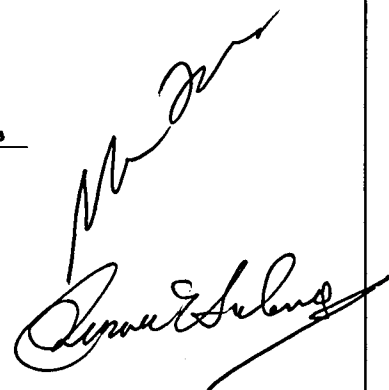
24th NAVAJO NATION COUNCIL – Third Year, 2021

INTRODUCED BY



Primary Sponsor

TRACKING NO. 0257-21



AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION
COUNCIL; ALLOCATING \$1,166,003,000 OF NAVAJO NATION FISCAL
RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY
FUND EXPENDITURE PLANS FOR WATER AND WASTEWATER PROJECTS,
BROADBAND PROJECTS, HOME ELECTRICITY CONNECTION PROJECTS,
HOUSING AND HOUSING RENOVATION PROJECTS, BATHROOM ADDITION
PROJECTS, AND HARDSHIP ASSISTANCE

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. Navajo Nation Council Resolution No. CJY-41-21, attached as **Exhibit A**, mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Expenditure Plans be 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).
- C. 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).

SECTION TWO. FINDINGS

- A. The World Health Organization (“WHO”) declared a Public Health Emergency of International Concern related to the Coronavirus (“COVID-19”), a highly contagious and sometimes fatal respiratory virus, on January 30, 2020; the U.S. Department of Health and Human Services declared a Public Health Emergency related to the COVID-19 outbreak on January 31, 2020; and the WHO declared a global pandemic due to COVID-19 on March 11, 2020.
- B. The Navajo Nation Commission on Emergency Management, with the concurrence of Navajo Nation President Jonathan Nez, declared a Public Health State of Emergency on the Navajo Nation on March 11, 2020, due to the COVID-19 outbreak. *See* Resolution No. CEM 20-03-11, incorporated herein by reference. The Navajo Nation Department of Health has subsequently issued numerous Public Health Emergency Orders. Public Health Orders 2020-001 through 2021-020 are incorporated herein by reference. These Public Health Emergency Orders are available at www.ndoh.navajo-nsn.gov.
- C. The coronavirus pandemic of 2019 has caused large scale infections and loss of life throughout the world, the United States, and the Navajo Nation. As of November 19, 2021, the Navajo Nation Health Command Operations Center has confirmed 38,742 OVID-19 cases and 1,518 COVID-related deaths on the Navajo Nation. COVID-19 variants have recently emerged that threaten to increase these numbers and continue the pandemic’s assault on the Navajo People.
- D. The devastating effects of COVID-19 continue throughout the Navajo Nation and extend beyond the health and life devastation to wide scale negative financial effects, such as employment losses, business closures, food and housing insecurity, and other economic disruptions.
- E. In response to the pandemic, on March 11, 2021, Unites States President Joseph Biden signed the American Rescue Plan Act (“ARPA”) into law. Section 9901 of ARPA amended Title VI of the Social Security Act to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund (together the “Fiscal Recovery Funds” or “FRF”) and provided \$362 billion for state, local, and tribal governments, including \$20 billion

1 specifically designated for tribal governments.

2 F. As of November 1, 2021, the United States Department of Treasury has allocated two
3 billion seventy-nine million four hundred sixty-one thousand four hundred sixty-four
4 dollars (\$2,079,461,464) to the Navajo Nation under the Fiscal Recovery Funds provisions
5 of ARPA. The Fiscal Recovery Funds are designed to build on and expand the relief
6 provided in the 2020 Coronavirus Aid, Relief, and Economic Security Act (CARES Act),
7 Public Law 116–136, 134 Stat. 281 (2020), and are intended to mitigate and contain the
8 spread of COVID-19, as well as to respond to the health, social and economic impacts of
9 COVID-19 suffered by residents and businesses.

10 G. Pursuant to Section 9901 of ARPA, the Fiscal Recovery Funds are specifically intended
11 to:

- 12 1. respond to the COVID-19 public health emergency and its negative economic
13 impacts, including assistance to households, small businesses, and non-profits;
14 and/or aid to impacted industries such as tourism, travel, and hospitality;
- 15 2. respond to workers performing essential work during the COVID-19 public
16 health emergency by providing premium pay to eligible workers;
- 17 3. provide government services to the extent of the reduction in Navajo Nation
18 revenue due to the COVID-19 public health emergency, relative to revenues
19 collected in the most recent full fiscal year prior to the COVID-19 public health
20 emergency; and
- 21 4. make necessary investments in water, sewer, and/or broadband infrastructure.

22 H. The U.S. Department of Treasury has issued guidance requiring that the use and
23 expenditure of Fiscal Recovery Funds must fall under one of the four categories above and
24 that funding recipients must report each expenditure under one of the sixty-six (66)
25 “Expenditure Eligibility Categories” set forth in Appendix 1 to the U.S. Department of
26 Treasury’s Compliance and Reporting Guidance for State and Local Fiscal Recovery
27 Funds, attached herein as **Exhibit B**.

28 I. Pursuant to ARPA:

- 29 1. Fiscal Recovery Fund costs must be incurred by December 31, 2024, meaning
30 that the Navajo Nation must obligate FRF funds by that date. Treasury’s

1 Interim Final Rule provides that “incurred” shall have the same meaning given
2 to “financial obligation” under the Uniform Guidance at 2 CFR 200.1:
3 “*Financial obligations*, when referencing a recipient's or sub-recipient's use
4 of funds under a Federal award, means orders placed for property and
5 services, contracts and sub-awards made, and similar transactions that
6 require payment.”; and

- 7 2. The Fiscal Recovery Fund period of performance runs from March 3, 2021
8 until December 31, 2026, meaning that all FRF-funded projects must be
9 completed and funds must be fully expended by December 31, 2026.
- 10 3. Costs incurred by the Navajo Nation prior to March 3, 2021 are not eligible.
- 11 4. Any funds not obligated or expended for eligible uses by the dates above in
12 sections I (1) and (2) must be returned to Treasury, including any unobligated
13 or unexpended funds that have been provided to sub-recipients and contractors
14 as part of the award closeout process.

15 J. While its acceptance of Fiscal Recovery Funds obligates the Navajo Nation to comply with
16 ARPA and other federal laws and regulations, the Navajo Nation can and will fulfill these
17 obligations while retaining and exercising its sovereignty in allocating and disbursing
18 Fiscal Recovery Funds.

19 K. On July 23, 2021, the Navajo Nation Council adopted Resolution No. CJY-41-21, attached
20 as **Exhibit A**, establishing the Navajo Nation Fiscal Recovery Fund (“NNFRF”) into
21 which the Navajo Nation’s allocation of \$2,079,461,464 has been deposited. CJY-41-21
22 also adopted an expenditure authorization and approval process for the allocation of funds
23 from the NNFRF.

24 L. In Section Four of CJY-41-21, the Navajo Nation Council mandated the Budget and
25 Finance Committee to adopt application and review procedures, as well as an expenditure
26 plan template, to be used by entities requesting Navajo Nation Fiscal Recovery Funds. The
27 Budget and Finance Committee approved Resolution No. BFS-31-21 which established
28 mandatory Navajo Nation Fiscal Recovery Fund application procedures, forms, and an
29 expenditure plan template. BFS-31-21 is incorporated herein by reference.

30 M. To ensure the Navajo Nation’s compliance with ARPA, Section Four of CJY-41-21 also

1 directed the Navajo Nation Department of Justice (“DOJ”) to perform “an initial
2 determination of whether a NNFRF funding request satisfies the legal requirements of the
3 Fiscal Recovery Funds provisions of ARPA and applicable Navajo Nation laws,
4 regulations, and policies and procedures.” Resolution No. BFS-31-21 incorporated DOJ’s
5 initial determination into the mandatory NNFRF application procedures, forms, and an
6 expenditure plan template, which requires, among other things, identification of the entity
7 with administrative oversight over the Funding Recipient. Administrative oversight means
8 having the authority to monitor the implementation of an approved FRF Expenditure Plan
9 and the expenditure of awarded funds. The duties of the entity with administrative
10 oversight are set forth in Section Seven of the FRF Procedures in exhibits 1 through 5 of
11 BFS-31-21.

- 12 N. The Office of the President and Vice-President, in coordination with the Division of
13 Community Development (“DCD”), presented ARPA and Fiscal Recovery Fund
14 information at each of the five (5) Agency Council Meetings to hear from the Navajo
15 People concerning their needs and priorities for projects and/or services funded through
16 the NNFRF. In addition, DCD has met with Navajo Nation Chapters, individually and
17 collectively, on more than fifty (50) occasions to discuss NNFRF matters.
- 18 O. The Navajo Nation Council hosted twenty-six (26) Naabik’íyáti’ Committee Work
19 Sessions, all open to the public, to hear from the Navajo People concerning their needs
20 and priorities for projects and/or services funded through the Navajo Nation Fiscal
21 Recovery Fund. In addition, Standing Committees of the Navajo Nation Council held
22 more than twenty (20) committee meetings, all open to the public, that have included
23 NNFRF reports and infrastructure specific discussions.
- 24 P. The Navajo Nation Council and Office of the President and Vice-President concur that,
25 based on their respective public consultation efforts, it is in the best interest of the Navajo
26 people and Navajo communities to first enact comprehensive Navajo Nation Fiscal
27 Recovery Fund Expenditure Plans for Water and Wastewater projects, Broadband projects,
28 Home Electricity Connections projects, Housing and Housing Renovations projects,
29 Bathroom Addition projects, and Hardship Assistance in total amount of one billion one
30 hundred sixty-six million three thousand dollars (\$1,166,003,000), as set forth in **Exhibits**

1 C through H which are incorporated herein.

2
3 **SECTION THREE. APPROVAL OF WATER AND WASTEWATER PROJECTS**
4 **EXPENDITURE PLANS**

5 A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery
6 Fund Water and Wastewater Projects Expenditure Plans set forth in **Exhibits C** and **C-**
7 **1** through **C-10**.

8 B. The Navajo Nation hereby approves total funding for the NNFRF Water and
9 Wastewater Projects Expenditure Plans from the Navajo Nation Fiscal Recovery Fund
10 in the total amount of three hundred one million three thousand dollars (\$301,003,000)
11 and allocates the funding as follows:

- 12 1. Thirty-eight million three hundred thousand dollars (\$38,300,000) to the
13 Department of Water Resources for Drinking Water Transmission and
14 Distribution Projects (Expenditure Eligibility Category 5.11), as set forth in
15 **Exhibit C-1**, with administrative oversight by the Division of Natural
16 Resources ("DNR") and legislative oversight by the Resources and
17 Development Committee.
- 18 2. Ten million seven hundred thousand dollars (\$10,700,000) to the Department
19 of Water Resources for Drinking Water Source Projects (Expenditure
20 Eligibility Category 5.13), as set forth in **Exhibit C-2**, with administrative
21 oversight by the Division of Natural Resources and legislative oversight by the
22 Resources and Development Committee.
- 23 3. One million dollars (\$1,000,000) to the Department of Water Resources for
24 Drinking Water Storage Projects (Expenditure Eligibility Category 5.14), as set
25 forth in **Exhibit C-3**, with administrative oversight by the Division of Natural
26 Resources and legislative oversight by the Resources and Development
27 Committee.
- 28 4. Fifty-seven million seven hundred forty-five thousand three hundred fifteen
29 dollars (\$57,745,315) to the Navajo Tribal Utility Authority for Centralized
30 Wastewater Treatment Projects (Expenditure Eligibility Category 5.1) as set

1 forth in **Exhibit C-4**, with administrative oversight by the Division of
2 Community Development (“DCD”) and legislative oversight by the Resources
3 and Development Committee.

4 5. Forty-one million two hundred forty-two thousand six hundred eighty-five
5 dollars (\$41,242,685) to the Navajo Tribal Utility Authority for Centralized
6 Wastewater Collection and Conveyance Projects (Expenditure Eligibility
7 Category 5.2) as set forth in **Exhibit C-5**, with administrative oversight by the
8 Division of Natural Resources and legislative oversight by the Resources and
9 Development Committee.

10 6. Ten million thirty thousand dollars (\$10,030,000) to the Navajo Tribal Utility
11 Authority for Drinking Water Treatment Projects (Expenditure Eligibility
12 Category 5.10), as set forth in **Exhibit C-6**, with administrative oversight by
13 the Division of Natural Resources and legislative oversight by the Resources
14 and Development Committee.

15 7. Ninety-seven million nine hundred forty thousand seven hundred sixty-one
16 dollars (\$97,940,761) to the Navajo Tribal Utility Authority for Drinking Water
17 Transmission and Distribution Projects (Expenditure Eligibility Category 5.11),
18 as set forth in **Exhibit C-7**, with administrative oversight by the Division of
19 Natural Resources and legislative oversight by the Resources and Development
20 Committee.

21 8. Eighteen million nine hundred eighty-two thousand dollars (\$18,982,000) to the
22 Navajo Tribal Utility Authority for Drinking Water Source Projects
23 (Expenditure Eligibility Category 5.13), as set forth in **Exhibit C-8**, with
24 administrative oversight by the Division of Natural Resources and legislative
25 oversight by the Resources and Development Committee.

26 9. Fourteen million two hundred fifty thousand dollars (\$14,250,000) to the
27 Navajo Tribal Utility Authority for Drinking Water Storage Projects
28 (Expenditure Eligibility Category 5.14), as set forth in **Exhibit C-9**, with
29 administrative oversight by the Division of Natural Resources and legislative
30 oversight by the Resources and Development Committee.

1 10. Nine million eight hundred nine thousand two hundred thirty-nine dollars
2 (\$9,809,239) to the Navajo Tribal Utility Authority for Drinking Water Cistern
3 Projects (Expenditure Eligibility Category 5.15), as set forth in **Exhibit C-10**,
4 with administrative oversight by the Division of Natural Resources and
5 legislative oversight by the Resources and Development Committee.

- 6 C. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve
7 for NNFRF Water and Wastewater construction projects shall be implemented on a
8 case-by-case basis through resolution(s) approved by the Navajo Nation Council and
9 enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

10
11 **SECTION FOUR. APPROVAL OF BROADBAND PROJECTS EXPENDITURE**
12 **PLANS**

- 13 A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund
14 Broadband Projects Expenditure Plan set forth in **Exhibits D** and **D-1** through **D-6**.
- 15 B. The Navajo Nation hereby approves total funding for the NNFRF Broadband Projects
16 Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two
17 hundred eight million dollars (\$208,000,000) and allocates the funding as follows:
- 18 1. Thirty-one million eight hundred fifty-two thousand six hundred forty-two dollars
19 (\$31,852,642) to the Navajo Tribal Utility Authority for Broadband “Last Mile”
20 projects (Expenditure Eligibility Category 5.16), as set forth in **Exhibit D-1**, with
21 administrative oversight by the Division of General Services and joint legislative
22 oversight by the Health Education Human Services and Resources and
23 Development Committees.
- 24 2. Sixty-eight million one hundred forty-seven thousand three hundred fifty-eight
25 dollars (\$68,147,358) to the Navajo Tribal Utility Authority for Broadband
26 “Middle Mile” projects (Expenditure Eligibility Category 5.17), as set forth in
27 **Exhibit D-2**, with administrative oversight by the Division of General Services and
28 joint legislative oversight by the Health Education Human Services and Resources
29 and Development Committees.
- 30 3. Twenty-five million (\$25,000,000) to the Navajo Tribal Utility Authority for

1 Broadband "Last Mile" Grants to Various Carriers (Not Including NTUA) projects
2 (Expenditure Eligibility Category 5.16), as set forth in **Exhibit D-3**, with
3 administrative oversight by the Division of General Services and joint legislative
4 oversight by the Health Education Human Services and Resources and
5 Development Committees.

6 4. Twenty million dollars (\$20,000,000) to the Navajo Tribal Utility Authority for
7 Broadband Grants to Various Carriers (Not Including NTUA) projects
8 (Expenditure Eligibility Category 5.17), as set forth in **Exhibit D-4**, with
9 administrative oversight by the Division of General Services and joint legislative
10 oversight by the Health Education Human Services and Resources and
11 Development Committees.

12 5. Fifty-five million dollars (\$55,000,000) to the Division of Public Safety authority
13 for Broadband Emergency Communication project(s) (Expenditure Eligibility
14 Category 1.12), as set forth in **Exhibit D-5**, with administrative oversight by the
15 Office of the President and Vice-President and joint legislative oversight by the
16 Law and Order and Resources and Development Committees.

17 6. Eight million dollars (\$8,000,000) to the Department of Information Technology
18 for Broadband CyberSecurity project(s) (Expenditure Eligibility Category 1.12),
19 as set forth in **Exhibit D-6**, with administrative oversight by the Division of
20 General Services and joint legislative oversight by the Health Education Human
21 Services and Resources and Development Committees.

22 C. The eligibility criteria for Broadband "Last Mile" Grants to Various Carriers (Not
23 Including NTUA) projects (Expenditure Eligibility Category 5.16) is included in **Exhibit**
24 **D-3**. The eligibility criteria for Broadband Grants to Various Carriers (Not Including
25 NTUA) (Expenditure Eligibility Category 5.17) is included in **Exhibit D-4**.

26 D. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve
27 for NNFRF Broadband construction projects shall be implemented on a case-by-case
28 basis through resolution(s) approved by the Navajo Nation Council and enacted
29 pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
30

1 **SECTION FIVE. APPROVAL OF HOME ELECTRICITY CONNECTION PROJECTS**
2 **EXPENDITURE PLAN**

- 3 A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund
4 Home Electricity Connection Projects Expenditure Plan set forth in **Exhibits E and E-1**.
- 5 B. The Navajo Nation hereby approves total funding for the NNFRF Home Electricity
6 Connection Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in
7 the total amount of two hundred million dollars (\$200,000,000) and allocates the funding
8 as follows:
- 9 1. Two hundred million dollars (\$200,000,000) to the Navajo Tribal Utility Authority
10 for Housing Support Services – Connecting Homes to Electricity Projects
11 (Expenditure Eligibility Category 3.12), as set forth in **Exhibit E-1**, with
12 administrative oversight by the Division of Community Development and
13 legislative oversight by the Resources and Development Committee.
- 14 C. The Home Electricity Connections Projects Expenditure Plan is need-based. The eligibility
15 criteria for receiving services under the Expenditure Plan is included in **Exhibit E-1**.
- 16 D. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve
17 for NNFRF Home Electricity Connections construction projects shall be implemented
18 on a case-by-case basis through resolution(s) approved by the Navajo Nation Council
19 and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and
20 (12).

21
22 **SECTION SIX. APPROVAL OF HOUSING AND HOUSING RENOVATION**
23 **PROJECTS EXPENDITURE PLANS**

- 24 A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund
25 Housing and House Renovations Expenditure Plans set forth in **Exhibits F and F-1 through**
26 **F-3**.
- 27 B. The Navajo Nation hereby approves total funding for the NNFRF Housing and Housing
28 Renovation Expenditure Plans from the Navajo Nation Fiscal Recovery Fund in the total
29 amount of one hundred million dollars (\$100,000,000) and allocates the funding as
30 follows:

- 1 1. Forty million dollars (\$40,000,000) to the Community Housing and Infrastructure
2 Department for Housing Support Services – New Housing Projects (Expenditure
3 Eligibility Category 3.11), as set forth in **Exhibit F-1**, with administrative oversight
4 by the Division of Community Development and legislative oversight by the
5 Resources and Development Committee.
- 6 2. Ten million dollars (\$10,000,000) to the Community Housing and Infrastructure
7 Department for Housing Support Services – Housing Renovation Projects
8 (Expenditure Eligibility Category 3.12), as set forth in **Exhibit F-2**, with
9 administrative oversight by the Division of Community Development and
10 legislative oversight by the Resources and Development Committee.
- 11 3. Fifty million dollars (\$50,000,000) to the Navajo Nation Veterans Administration
12 Veterans Housing Program for Housing Support Services – New Housing Projects
13 (Expenditure Eligibility Category 3.11) as set forth in **Exhibit F-3**, with
14 administrative oversight by the Navajo Nation Veterans Administration and
15 legislative oversight by the Health Education and Human Services Committee.
- 16 C. The Housing Projects Expenditure Plan and Housing Renovation Projects Expenditure
17 Plan assigned to the Community Housing and Infrastructure Department are need-based.
18 To the fullest extent possible, all new housing shall be accessible to persons with physical
19 disabilities and shall meet the standards and specifications within the Americans with
20 Disabilities Act. The eligibility criteria for receiving services under both Expenditure Plans
21 shall be approved by the Resources and Development Committee through resolution.
- 22 D. The Housing Projects Expenditure Plan assigned to the Navajo Nation Veterans
23 Administration Veterans Housing Program is need-based. To the fullest extent possible, all
24 new housing shall be accessible to persons with physical disabilities and shall meet the
25 standards and specifications within the Americans with Disabilities Act. The eligibility
26 criteria for receiving services under that Expenditure Plan shall be approved by the Health
27 Education and Human Services Committee through resolution, upon recommendation of
28 the Navajo Nation Veterans Advisory Council.
- 29 E. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve
30 for Housing and House Renovation construction projects shall be implemented on a

1 case-by-case basis through resolution(s) approved by the Navajo Nation Council and
2 enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
3

4 **SECTION SEVEN. APPROVAL OF NAVAJO NATION FISCAL RECOVERY FUND**
5 **BATHROOM ADDITIONS EXPENDITURE PLAN**

- 6 A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund
7 Bathroom Additions Expenditure Plan set forth in **Exhibits G and G-1**.
8 B. The Navajo Nation hereby approves total funding for the NNFRF Bathroom Additions
9 Plans from the Navajo Nation Fiscal Recovery Fund in the total amount of one hundred
10 fifty million dollars (\$150,000,000) and allocates the funding as follows:
11 1. One hundred fifty million dollars (\$150,000,000) to the Navajo Tribal Utility
12 Authority for Public Health Services - Bathroom Additions (Expenditure
13 Eligibility Category 1.12), as set forth in **Exhibit G-1**, with administrative
14 oversight by the Division of Community Development and legislative oversight by
15 the Resources and Development Committee.
16 C. The Bathroom Additions Expenditure Plan assigned to the Navajo Tribal Utility Authority
17 is need-based. The application process and criteria are included in **Exhibit G-1**.
18 D. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve
19 for NNFRF Bathroom Addition construction projects shall be implemented on a case-
20 by-case basis through resolution(s) approved by the Navajo Nation Council and enacted
21 pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
22

23 **SECTION EIGHT. APPROVAL OF NAVAJO NATION FISCAL RECOVERY FUND**
24 **HARDSHIP ASSISTANCE EXPENDITURE PLAN**

- 25 A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund
26 Hardship Assistance Expenditure Plan set forth in **Exhibit H**.
27 B. The Navajo Nation hereby approves total funding for the NNFRF Hardship Assistance
28 Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two
29 hundred seven million dollars (\$207,000,000) and allocates the funding as follows:
30 1. Two hundred seven million dollars (\$207,000,000) to the Office of the Controller

1 for Household Assistance – Cash Transfers (Expenditure Eligibility Category 2.3),
2 as set forth in **Exhibit H**, with administrative oversight by the Office of the
3 President and Vice-President and legislative oversight by the Budget and Finance
4 Committee.

5
6 **SECTION NINE. ADMINISTRATION OF NAVAJO NATION FISCAL RECOVERY**
7 **FUND EXPENDITURE PLANS**

- 8 A. All entities receiving Navajo Nation Fiscal Recovery Funds, whether through an
9 immediate allocation under CJY-41-21 or subsequently approved NNFRF Expenditure
10 Plan, shall comply with all Navajo Nation laws, policies, regulations, rules, and
11 procedures, specifically including, but not limited to, those governing the NNFRF and
12 the expenditure of such funds, and any additional terms set forth in a grant, sub-
13 recipient, or similar agreement.
- 14 B. Fiscal Recovery Fund costs must be incurred by December 31, 2024, meaning that the
15 Navajo Nation must obligate FRF funds by that date. For internal Navajo Nation purposes,
16 the term “obligated” is defined in BFS-31-21, Section Three on page 3 of Exhibits 1
17 through 5. Any NNFRF funds not obligated by the end of the third quarter of Fiscal Year
18 2024 shall be reported to the Naabik’íyáti’ Committee and are subject to reversion to the
19 NNFRF, by a resolution of the Naabik’íyáti’ Committee, and will then be available for
20 reallocation to other NNFRF Expenditure Plans pursuant to resolution(s) of the Navajo
21 Nation Council enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10),
22 (11), and (12).
- 23 C. Projects and/or services funded with Navajo Nation Fiscal Recovery Funds must be
24 completed and all NNFRF funds fully spent by December 31, 2026.
- 25 D. Navajo Nation Fiscal Recovery Fund Expenditure Plan funds shall be available for use by
26 a funding recipient that is a branch, division, department, or other unit of the Navajo Nation
27 central government as soon as a detailed budget has been administratively approved and
28 the Office of Management and Budget has entered such budget into the Financial
29 Management Information System.
- 30 E. The Office of the Controller shall release Navajo Nation Fiscal Recovery Fund

1 Expenditure Plan funds to a funding recipient that is external to the Navajo Nation central
2 government, including Local Government Act certified chapters, Navajo Nation owned
3 entities, and other external entities, pursuant to the fund distribution schedule
4 recommended by the Navajo Nation government entity with administrative oversight and
5 approved by the Office of the Controller and included in a fully executed grant, sub-
6 recipient, or similar agreement deemed legally sufficient by the Navajo Nation Department
7 of Justice.

8 F. Awarded Navajo Nation Fiscal Recovery Funds shall only be obligated and expended on
9 projects and/or services, including need-based projects and services, that were included as
10 an immediate allocation under CJY-41-21 or are included in a NNFRF Expenditure Plan
11 approved and adopted by a Navajo Nation Council resolution enacted pursuant to 2 N.N.C.
12 § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

13 G. All proposed modifications to an approved FRF Expenditure Plan or an approved FRF
14 Expenditure Plan budget shall comply with section 8 of exhibits 1 through 5 of BFS-31-
15 21. Any increase in funding for an approved FRF Expenditure Plan shall require approval
16 by a Navajo Nation Council resolution enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2
17 N.N.C. §§ 1005 (C) (10), (11), and (12). Proposed modifications of Expenditure Plans
18 shall be submitted to the Navajo Nation Department of Justice (“DOJ”) for an eligibility
19 determination review to ensure the proposed modification will be an eligible use of FRF.
20 Modifications that change the purpose and intent of the Expenditure Plan or projects and
21 services within the approved Expenditure Plan or that substantially change the scope of
22 work of the Expenditure Plan shall require approval by the Navajo Nation Council. As set
23 forth in BFS-31-21, DOJ shall make the determination whether Navajo Nation Council
24 approval of the modification is required. After DOJ has reviewed the request for a
25 modification of an approved Expenditure Plan and determined that legislative approval is
26 not needed, or after the modification is approved by a Navajo Nation Council resolution
27 enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12),
28 the Administrative Oversight entity acting on behalf of the Funding Recipient shall submit
29 a budget revision request to OMB, if needed. The Budget Instruction Manual provisions
30 regarding budget revision requests shall apply.

- 1 H. Awarded Navajo Nation Fiscal Recovery Funds, including cost savings, may be
2 administratively moved between projects and/or services included within the same
3 Expenditure Plan. DOJ shall verify that the projects and/or services share the same
4 Expenditure Eligibility Category before any NNFRF funding is moved between projects
5 and/or services.
- 6 I. Awarded Navajo Nation Fiscal Recovery Funds, including cost savings, cannot be moved
7 between Expenditure Plans without approval by a Navajo Nation Council resolution
8 enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- 9 J. Approved Expenditure Plans for need-based projects and services, such as Bathroom
10 Addition or Home Electricity Connection projects, may be administratively modified
11 without Navajo Nation Council action as long as the total funding awarded for the
12 Expenditure Plan is not increased and the new project or service is within the same
13 Expenditure Eligibility Category.
- 14 K. To add projects or services to an approved Expenditure Plan when such projects and/or
15 services are not need-based projects or services, shall require a DOJ initial eligibility
16 determination pursuant to BFS-31-21 and the addition must be approved through
17 resolution by the Standing Committee(s) having oversight over the Expenditure Plan and
18 the Budget and Finance Committee. If the new project and/or service increases the total
19 funding awarded for the Expenditure Plan or does not share the same Expenditure
20 Eligibility Category as the Expenditure Plan, BFS-31-21 must be fully complied with and
21 the addition can only be added through Navajo Nation Council resolution enacted pursuant
22 to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12) is required.
- 23 L. The Emergency Procurement provisions set forth in CJY-41-21, Section Ten, shall apply
24 to all NNFRF Expenditure Plans enacted herein, as well as to all American Rescue Plan
25 Act and Fiscal Recovery Fund procurements by the Navajo Nation and its entities.
- 26 M. All entities receiving Navajo Nation Fiscal Recovery Funds shall follow and apply
27 Generally Accepted Accounting Principles (GAAP), as established by the Governmental
28 Accounting Standards Board (GASB) for governmental entities and by the
29 Financial Accounting Standards Board (FASB) for public and private companies and non-
30 profits, in reporting, recording, and accounting for such Funds.

1 N. Fraud, misuse of funds, violation of applicable Navajo Nation or federal laws and
2 regulations, non-compliance with FRF agreements governing grants or sub-awards, and
3 false statements or claims by any individual or entity receiving or administering Navajo
4 Nation Fiscal Recovery Funds may result in administrative, civil, or criminal sanctions and
5 penalties, debarment and suspension, ineligibility for future Navajo Nation awards or
6 business opportunities, and the Navajo Nation may pursue any other legal action or remedy
7 available by law.
8

9 **SECTION TEN. FUTURE ALLOCATION OF UNALLOCATED NAVAJO NATION**
10 **FISCAL RECOVERY FUNDS TO HARDSHIP ASSISTANCE EXPENDITURE PLAN**

- 11 A. Section Four of CJY-41-21 also mandates that “[u]ntil the third quarter of 2024, NNFRF
12 Expenditure Plans for direct financial assistance to enrolled Navajo Nation members, not
13 including business economic relief or similar programs, shall be limited to ten percent
14 (10%) of the total Fiscal Recovery Funds received by the Navajo Nation. After the
15 second quarter of 2024, unallocated or unexpended NNFRF funds can be allocated for
16 direct financial assistance to enrolled members through resolution of the Navajo Nation
17 Council and approval of the President pursuant to 2 N.N.C. § 164 (A) and 2 N.N.C. §§
18 1005 (C) (10), (11) and (12).”
- 19 B. All Navajo Nation Fiscal Recovery Funds that have not been allocated to a NNFRF
20 Expenditure Plan through a Navajo Nation Council resolution enacted pursuant to CJY-
21 41-21 by the end of the second quarter of Fiscal Year 2024 may be re-allocated to the
22 NNFRF Hardship Assistance Expenditure Plan through Navajo Nation Council resolution
23 enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- 24 C. The allocation of unallocated NNFRF funds to the NNFRF Hardship Assistance
25 Expenditure Plan shall require a separate or revised expenditure plan be submitted to the
26 Navajo Nation Department of Justice for an eligibility determination.
27

28 **SECTION ELEVEN. REPORTING**

- 29 A. All entities receiving Navajo Nation Fiscal Recovery Funds shall keep and maintain
30 accurate and complete financial data and records sufficient to demonstrate that the

1 Fiscal Recovery Funds appropriated by the U.S. Congress to the Navajo Nation have
2 been used by the reporting entity in accordance with the provisions of ARPA and timely
3 relay such reports and records to the administrative oversight, Office of Controller,
4 Office of Management and Budget, FRF Office, and legislative oversight as directed
5 in the grant or sub-recipient agreements if any, and when requested. Such reports and
6 records shall be maintained for at least seven (7) years after the project and/or service
7 has been completed. The Office of the Controller shall be responsible for compiling
8 and providing any and all records and financial reports required by the U.S. Treasury.

9 B. All entities receiving Navajo Nation Fiscal Recovery Funds through an approved
10 Expenditure Plan shall report the status of their NNFRF allocations to their respective
11 oversight committees at the end of each Fiscal Year quarter. The entity with
12 administrative oversight over the Expenditure Plan shall review the quarterly report
13 prior to its presentation and shall participate in the presentation to the oversight
14 committee(s).

15 C. The Executive Director of the NNFRF Office, with the assistance of the Office of the
16 Controller and Office of Management and Budget, shall report the status of all allocated
17 Navajo Nation Fiscal Recovery Funds and NNFRF Expenditure Plans to the Budget
18 and Finance and Naabik'íyáti' Committees at the end of each Fiscal Year quarter.

19 20 **SECTION TWELVE. EFFECTIVE DATE**

21 This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 164 (A)(17) and 2
22 N.N.C. §§ 1005 (C) (10), (11), and (12).

23 24 **SECTION THIRTEEN. AMENDMENTS**

25 Amendments to this legislation shall only be adopted by a two-thirds (2/3) vote of all
26 members of the Navajo Nation Council and approval of the President of the Navajo Nation
27 pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

28 29 **SECTION FOURTEEN. SAVING CLAUSE**

30 If any provision of this legislation is determined invalid by the Navajo Nation Supreme Court,

1 or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court,
2 those provisions of this legislation not determined invalid shall remain the law of the Navajo
3 Nation.
4

5 **SECTION FIFTEEN. DIRECTIVES**

6 All Navajo Nation government programs, offices, and divisions, as well as Navajo Nation
7 owned entities, specifically including those programs, offices, divisions, and Navajo Nation
8 owned entities receiving Navajo Nation Fiscal Recovery Funds, shall prioritize the
9 implementation and completion of NNFRF projects and/or services.
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EXHIBIT A

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

August 2, 2021

Hon. Seth Damon
Office of the Speaker
Post Office Box 3390
Window Rock, AZ 86515


RE: CJY-41-21, *An Action Relating to Budget and Finance and Naabik'iyáti' Committees, and Navajo Nation Council; Establishing the Navajo Nation Fiscal Recovery Fund and the Expenditure Authorization Process 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 Fund and Undesignated Unreserved Fund Balance; Authorizing Central Support and Regulatory Cost Funding; Authorizing Funding to Complete Defunded Navajo Nation CARES Fund Expenditure Plans; Authorizing the Establishment of a Navajo Nation Fiscal Recovery Fund Office Within the Office of the President and Vice-President*

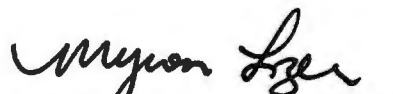
Dear Speaker Damon,

After decades of struggling with an unfinished infrastructure, a sagging economy, and an inadequate education system, the Navajo Nation is on the doorstep of changing our future for our elders, our children, and our families. Over the past year we had the financial means to respond to the coronavirus and improve the lives of our constituents; we laid the foundation for the Nation. This year, we again have the opportunity to build on what we started – water lines and wastewater systems for communities, powerlines to family homes, and an internet network to help our students, to name a few. Working together we can take a giant leap forward in giving the People the protective measures they need to continue fighting against the coronavirus and its variants.

Thank you to Delegate Carl Slater for his tenacious effort in bringing this resolution through the process. Thank you Speaker for your support and we appreciate the support of the 24th Navajo Nation Council. There is much to do over the next few years and we look forward to working with the Navajo Nation Council. We sign CJY-41-21 into law.

Sincerely,


Jonathan Nez, President
THE NAVAJO NATION


Myron Lizer, Vice President
THE NAVAJO NATION



RESOLUTION OF THE
NAVAJO NATION COUNCIL
24th NAVAJO NATION COUNCIL - THIRD YEAR, 2021

AN ACTION

RELATING TO BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; ESTABLISHING THE NAVAJO NATION FISCAL RECOVERY FUND AND THE EXPENDITURE AUTHORIZATION PROCESS THEREUNDER; WAIVING CERTAIN PROVISIONS OF THE NAVAJO NATION APPROPRIATIONS ACT; AMENDING 12 N.N.C. § 334 TO AUTHORIZE EMERGENCY PROCUREMENTS; AUTHORIZING REIMBURSEMENT OF THE SÍHASIN FUND AND UNDESIGNATED, UNRESERVED FUND BALANCE; AUTHORIZING CENTRAL SUPPORT AND REGULATORY COST FUNDING; AUTHORIZING FUNDING TO COMPLETE DEFUNDED NAVAJO NATION CARES FUND EXPENDITURE PLANS; AUTHORIZING THE ESTABLISHMENT OF A NAVAJO NATION FISCAL RECOVERY FUND OFFICE WITHIN THE OFFICE OF THE PRESIDENT AND VICE-PRESIDENT

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 responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. The Budget and Finance Committee is a standing committee of the Navajo Nation Council with the enumerated powers to review and recommend to the Navajo Nation Council the budgeting, appropriation, investment and management of all funds and to promulgate rules and regulations relative to contracting and financial matters. 2 N.N.C. §§ 300(B)(1) and (2).

SECTION TWO. FINDINGS

- A. The World Health Organization ("WHO") declared a Public Health Emergency of International Concern related to the outbreak of coronavirus ("COVID-19"), a highly contagious and sometimes fatal respiratory virus, on January 30, 2020; the U.S. Department of Health and Human Services declared a Public Health Emergency related to the COVID-19 outbreak on January 31, 2020; and the WHO declared a global pandemic due to COVID-19 on March 11, 2020.
- B. The Navajo Nation Commission on Emergency Management, with the concurrence of Navajo Nation President Jonathan Nez, declared

a Public Health State of Emergency on the Navajo Nation on March 11, 2020, due to the COVID-19 outbreak. See Resolution No. CEM 20-03-11 incorporated herein by reference. The Navajo Nation Department of Health has subsequently issued numerous Public Health Emergency Orders. Public Health Orders 2020-001 through 2021-014 are incorporated by reference. These Public Health Emergency Orders are available at www.ndoh.navajonnsn.gov.

- C. The coronavirus pandemic of 2019 has caused large scale infections and loss of life throughout the world, the United States and the Navajo Nation. As of July 7, 2021, the Navajo Nation Health Command Operations Center has confirmed 31,043 COVID-19 cases and 1,374 COVID-related deaths on the Navajo Nation. COVID-19 variants have emerged that threaten to increase these numbers and continue the pandemic's assault on the Navajo People.
- D. The devastating effects of COVID-19 continue throughout the Navajo Nation, including employment losses, business closures, food and housing insecurity, and other economic disruptions.
- E. On March 11, 2021, President Biden signed the American Rescue Plan Act ("ARPA") into law. Section 9901 of ARPA established the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund (together the "Fiscal Recovery Funds") by amending Title VI of the Social Security Act, which provided \$362 billion for state, local, and tribal governments, including \$20 billion designated for tribal governments.
- F. As of May 29, 2021, the United States Department of Treasury ("U.S. Treasury") allocated \$1,861,554,458.43 to the Navajo Nation under the Fiscal Recovery Funds provisions of ARPA. The Fiscal Recovery Funds are designed to build on and expand the relief provided in the Coronavirus Aid, Relief, and Economic Security Act or CARES Act.
- G. The Fiscal Recovery Funds are intended to support governmental efforts to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by residents and businesses.
- H. As set forth in Central Agency Council Resolution No. CAC 07/21-11, attached as **Exhibit A**, the Central Agency Council of the Navajo Nation supports the establishment of a Navajo Nation Fiscal Recovery Fund and the expenditure authorization process set forth herein.

I. Pursuant to Section 9901 of ARPA, the Fiscal Recovery Funds were specifically intended to:

1. Respond to the COVID-19 public health emergency and its negative economic impacts, including assistance to households, small businesses, and non-profits; and/or aid to impacted industries such as tourism, travel, and hospitality;
2. Respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the tribal government. Under this category, the Navajo Nation can provide premium pay to government workers performing essential work, and can provide grants to eligible employers that have eligible workers who perform essential work;
3. Provide government services to the extent of the reduction in Navajo Nation revenue due to the COVID-19 public health emergency, relative to revenues collected in the most recent full fiscal year prior to the emergency; and
4. Make necessary investments in water, sewer, or broadband infrastructure.

J. Pursuant to ARPA:

1. Fiscal Recovery Fund costs must be incurred by December 31, 2024, meaning the Navajo Nation must obligate funds by that date; and
2. The Fiscal Recovery Fund period of performance runs until December 31, 2026, meaning funded projects must be completed by that date.

K. While its acceptance of the Fiscal Recovery Funds obligates the Navajo Nation to comply with ARPA and other federal laws and regulations, the Navajo Nation can and will fulfill these obligations while retaining and exercising its tribal sovereignty.

SECTION THREE. ESTABLISHMENT OF THE NAVAJO NATION FISCAL RECOVERY FUND

- A. There is hereby established the "Navajo Nation Fiscal Recovery Fund" ("NNFRF").
- B. The Navajo Nation hereby designates that the \$1,861,554,458.43 received by the Navajo Nation as of May 29, 2021 from the U.S.

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.

- I. Within thirty (30) days of the effective date of this legislation, OOC shall set up an online accountability platform on the NNOOC website that will enable the public to observe the financial transactions conducted with NNFRF funds. To the maximum extent possible and consistent with applicable Navajo Nation and federal laws pertaining to confidential or proprietary information and documents, all checks, electronic deposits, funds transfers, contracts and contract amendments, and other documents supporting NNFRF expenditures shall be displayed on the platform and made available for public view.

SECTION FOUR. NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLAN ELIGIBILITY DETERMINATIONS AND APPLICATION REQUIREMENTS

- A. The Office of Management and Budget ("OMB"), in consultation with OOC and Navajo Nation Department of Justice ("NNDOJ"), shall develop NNFRF application and review procedures, which shall include an NNFRF Expenditure Plan template, for adoption by the Budget and Finance Committee. OMB and OOC shall post the approved NNFRF application procedures, including an NNFRF Expenditure Plan template, and instructions on their respective websites.
- B. The NNDOJ shall do an initial determination of whether a NNFRF funding request satisfies the legal requirements of the Fiscal Recovery Funds provisions of ARPA and applicable Navajo Nation laws, regulations, and policies and procedures.
- C. Navajo Nation Divisions and Offices, non-LGA-certified Chapters, LGA-certified Chapters, Navajo Nation-owned enterprises/authorities/corporations, non-profit corporations and external entities seeking NNFRF funds shall comply with the requirements set forth in this legislation and with the requirements set forth in the NNFRF application procedures adopted by resolution of the Budget and Finance Committee ("BFC").
- D. Each proposed NNFRF Expenditure Plan shall identify and designate a Responsible Entity who shall be held accountable for the compliance, implementation, monitoring, and accounting of the proposed projects, proposals, services and/or related assistance.
- E. Following NNFRF Expenditure Plan approval by the Navajo Nation Council and President, the Navajo Nation, with the assistance of NNDOJ, shall enter into a binding agreement, such as a, grant or sub-recipient agreement, with each Responsible Entity, other than Navajo Nation divisions and offices and non-

LGA-certified chapters, to ensure that all Navajo Nation laws and regulations are followed and complied with at all times.

- F. NNFRF Expenditure Plans involving construction activities shall include a contingency reserve consistent with industry standards adequate to cover projected inflation-based cost increases. The contingency reserve shall only be released by OOC to the Responsible Entity upon receipt of documented justification for the cost increase. After Expenditure Plan completion, any unused contingency funds shall be returned to the NNFRF.
- G. The total funds allocated in an approved NNFRF Expenditure Plan for a non-Navajo Nation government program or office, including Navajo Nation-owned enterprises/authorities/corporations, may include an allocation for administrative costs at a rate not to exceed two percent (2%) of service or project cost to defray the costs of implementing, administering and monitoring said Expenditure Plan and its underlying services and projects.
- H. Until the third quarter of 2024, NNFRF Expenditure Plans for direct financial assistance to enrolled Navajo Nation members, not including business economic relief or similar programs, shall be limited to ten percent (10%) of the total Fiscal Recovery Funds received by the Navajo Nation. After the second quarter of 2024, unallocated or unexpended NNFRF funds can be allocated for direct financial assistance to enrolled members through resolution of the Navajo Nation Council and approval of the President pursuant to 2 N.N.C. § 164(A) and 2 N.N.C. §§ 1005(C)(10), (11) and (12).

SECTION FIVE. IMMEDIATE ALLOCATION OF NAVAJO NATION FISCAL RECOVERY FUNDS TO REIMBURSE SÍHASIN FUND ALLOCATIONS AND UNRESERVED, UNDESIGNATED FUND BALANCE APPROPRIATIONS

OOC, in consultation with OMB, shall immediately reimburse the Síhasin Fund and Unreserved, Undesignated Fund Balance ("UUFB") from the NNFRF for any allocations or appropriations wherein the approving Navajo Nation Council resolution authorized such reimbursement and NNDOJ deems such reimbursement(s) legally defensible under the Fiscal Recovery Funds provisions of ARPA. OMB shall report the amount and status of such reimbursements to the Naabik'íyáti' Committee and the Office of President and Vice-President no later than sixty (60) days after the effective date of this legislation.

SECTION SIX. IMMEDIATE ALLOCATION OF NAVAJO NATION FISCAL RECOVERY FUNDS TO DEFUNDED NAVAJO NATION CARES FUND PROJECTS

The Navajo Nation hereby immediately allocates NNFRF funds to replace the Navajo Nation CARES Fund funds that were reallocated to the Navajo Nation Hardship Assistance Expenditure Plan pursuant to Navajo Nation Council Resolution No. CJY-67-20 and Naabik'íyáti' Committee Resolutions No. NABIO-49-20 and NABID-63-20, as well as any CARES Fund funding that was voluntarily returned to the Nation because the project approved by the Navajo Nation Council could not be completed by the federal CARES Act deadline(s). OMB, with the assistance of OOC, shall report the amount and status of such allocations to the Naabik'íyáti' Committee and the Office of President and Vice-President no later than sixty (60) days after the effective date of this legislation.

SECTION SEVEN. IMMEDIATE ALLOCATION OF NAVAJO NATION FISCAL RECOVERY FUNDS TO FUND CENTRAL SUPPORT AND REGULATORY SERVICES

- A. The Navajo Nation hereby immediately allocates ten percent (10%) of all Fiscal Recovery Funds received by the Navajo Nation to fund central support service and regulatory costs.
- B. The Office of the President and Vice-President shall be responsible for apportioning ninety percent (90%) of the ten percent (10%) amount amongst Executive Branch programs and offices providing central support and regulatory services, including, the Office of the President and Vice-President, Office of the Controller, Office of Management and Budget, Department of Justice, Navajo Nation Washington Office, Division of Human Resources, Division of Community Development, and other Divisions and offices providing central support and/or regulatory services.
- C. The Speaker of the Navajo Nation Council, after consultation with the Naabik'íyáti' Committee, shall be responsible for apportioning ten percent (10%) of the ten percent (10%) amount amongst Legislative Branch programs and offices providing central support services, including the Office of Legislative Services, Office of Legislative Counsel, Office of the Speaker, and Navajo Nation Council.
- D. The programs and offices receiving NNFRF for central support and/or regulatory services shall use such funding to develop the legal, financial, organizational, managerial, administrative, regulatory, and reporting framework necessary to support the expeditious completion of NNFRF funded projects and the provision of NNFRF funded services.
- E. The detailed budgets for the NNFRF funding allocated here for central support and regulatory services shall be processed through the executive or administrative review process

applicable to each Branch and shall not require further legislative action.

- F. Any central support and/or regulatory services funding unspent or unencumbered at the end of the second quarter of Fiscal Year 2024 shall be reallocated to the NNFRF and be available for allocation to other NNFRF projects and services.

SECTION EIGHT. AUTHORIZING THE OFFICE OF THE CONTROLLER TO DISTRIBUTE FUNDS FROM THE NAVAJO NATION FISCAL RECOVERY FUND

- A. After reimbursement of the Síhasin Fund and UUFb, allocations to the defunded Navajo Nation CARES Fund projects, and the release of the immediate disbursements provided for in this legislation, OOC shall only release and distribute NNFRF funds in conformance with duly adopted Expenditure Plans enacted 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).
- B. Expenditure Plan funds shall not be released to LGA-certified Chapters, Navajo Nation-owned enterprises/authorities/corporations, non-profit corporations and/or external entities until a binding agreement, e.g., grant or sub-recipient agreement, has been executed between the Navajo Nation and the respective Responsible Entity.
- C. OOC shall be responsible for ensuring that withdrawals from all invested NNFRF funds are timed to balance Expenditure Plan needs with maximum investment earnings.
- D. OOC shall coordinate and collaborate with each Responsible Entity to ensure that all applicable Navajo Nation and federal financial, accounting, and reporting laws and regulations are adhered to and strictly followed.
- E. OOC and the respective Responsible Entity shall provide a written and oral report to the Naabik'íyáti' Committee and the Office of President and Vice-President on or about thirty (30) days after the end of each fiscal year quarter; such report will present an overview and status of all NNFRF funded projects, recommended modifications or adjustments to projects, and compliance challenges, if any.

SECTION NINE. APPLICABILITY AND WAIVER OF NAVAJO NATION APPROPRIATIONS ACT PROVISIONS TO NAVAJO NATION FISCAL RECOVERY FUNDS

- A. The NNFRF are externally restricted funds awarded to the Navajo Nation solely for the purposes set forth in the Fiscal Recovery Funds provisions of ARPA. Accordingly, only those provisions of the Appropriations Act, 12 N.N.C. § 800 et seq., that are expressly applicable to externally restricted funds, and any future provisions in the Budget Instructions Manual(s) expressly applicable to NNFRF, as approved by the Budget and Finance Committee, shall apply to the NNFRF and all Expenditure Plan(s) funded thereunder.
- B. NNFRF shall not be a part of, and shall not be, included in the Navajo Nation Fiscal Year Comprehensive Budget and the Navajo Nation hereby waives the application of 12 N.N.C. § 820 [Overall Budget Policies], § 830 [Budget Planning and Preparation], § 840 [Budget Approval, Adoption and Certification], § 850 [Budget Implementation, Monitoring and Control], § 860 [Capital Improvement Process], and § 870 [Local Government Improvement Funds] to the NNFRF and all Expenditure Plan(s) funded thereunder.

SECTION TEN. AMENDING 12 N.N.C. § 334 TO AUTHORIZE EMERGENCY PROCUREMENTS FOR NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURES

- A. Until such time as Navajo Nation procurement laws and regulations are amended to specifically support NNFRF procurements, the Navajo Nation hereby amends 12 N.N.C. § 334 as set forth below.

Title Twelve
Fiscal Matters
Chapter 3. Navajo Nation Procurement Act
Subchapter 1. General Provisions

§ 334. Emergency Procurement

- A. Notwithstanding any other provision of law, the Director, Division of Finance, Purchasing Department, the head of a purchasing agency, or a designee of either officer may make or authorize others to make emergency procurement when there exists a threat to public health, welfare, or safety under emergency conditions as defined in regulations promulgated by the Budget and Finance Committee; provided that such emergency procurement shall be made with such competition as is practicable under the circumstances. A written determination of emergency shall be made by the executive director of the affected division, in concert with the Director, Division of Finance, Purchasing Department or authorized designee, and a

representative of the Attorney General's Office (or the Office of Legislative Counsel for emergency procurements by the Legislative Branch). To the extent possible, certified entities under the Navajo Nation Business Opportunity Act, 5 N.N.C. § 201 et seq., shall receive preference in emergency procurement. The written determination and the selection of the particular contractor shall be included in the contract file. No oversight committee approval shall be required for these contracts.

- B. Notwithstanding any other provision of law, procurements using Navajo Nation Fiscal Recovery Funds may be authorized and executed as Emergency Procurements at the discretion of the Procuring Party without further justification; provided that such emergency procurement shall be made with such competition as is practicable under the circumstances. To the extent possible, certified entities under the Navajo Nation Business Opportunity Act, 5 N.N.C. § 201 et seq., that are able to complete the good or service within the Fiscal Recovery Fund's strict deadlines shall receive preference in emergency procurement. No oversight committee approval shall be required for these contracts.

- B. Until such time as the Budget and Finance Committee amends the Navajo Nation Procurement Rules and Regulations ("Procurement Regulations") adopted by BFD-192-03, procurements using NNFRF funds shall be deemed to satisfy the definition of EMERGENCY CONDITION set forth at Section VII (B) of the Procurement Regulations without further justification; and the written application and concurrence requirements set forth at Section VII (C) of the Procurement Regulations shall not apply to such procurements.
- C. As set forth in the Navajo Business Opportunity Act, if there are no responsive and responsible Priority One or Priority Two vendors responding to the Nation's solicitation for NNFRF funded goods, services, or construction and construction related services, who are qualified and able to meet the requirements of the procurement, including the demonstrated ability to meet the ARPA and NNFRF time deadlines, the Procuring Party may contract with companies not included on the Business Source List maintained by the Business Regulatory Department, as long as such companies agree to comply with Navajo Nation laws, regulations, and policies, including the Navajo Preference in Employment Act and Navajo Business Opportunity Act.

- D. Navajo citizens, Navajo-owned businesses and non-profits, Navajo business-support organizations, such as the Dineh Chamber of Commerce, and Navajo Nation-owned enterprises/authorities/corporations shall be provided a meaningful opportunity to comment before amendments are made to Navajo Nation procurement laws and regulations.

SECTION ELEVEN. AUTHORIZING THE ESTABLISHMENT OF A NAVAJO NATION FISCAL RECOVERY FUND OFFICE WITHIN THE OFFICE OF THE PRESIDENT AND VICE-PRESIDENT

- A. The Office of the President and Vice-President ("OPVP") is authorized to establish a temporary NNFRF Office within OPVP by Executive Order pursuant to 2 N.N.C. §§ 1005(A) and (C) (14).
- B. The NNFRF Office shall be a clearinghouse that will, at a minimum, educate the public on NNFRF matters; coordinate, facilitate and implement NNFRF responsibilities assigned to OPVP or the Executive Branch; ensure expeditious review of NNFRF eligibility determinations and other NNFRF matters by Executive Branch programs and offices; ensure Navajo Nation compliance with Fiscal Recovery Funds provisions of ARPA and Navajo Nation laws and regulations by all entities receiving NNFRF funds; facilitate and expedite the expenditure of all NNFRF funds; ensure the completion and implementation of NNFRF authorized projects and services; and assist/support OOC in monitoring the expenditure of NNFRF funds and submitting timely and accurate ARPA reports to the federal government.
- C. Prior to its opening, OPVP shall present a plan of operation or similar structural document for the NNFRF Office to the Naabik'íyáti' Committee. On or about thirty (30) days after the end of each fiscal year quarter, OPVP shall present a report to the Naabik'íyáti' Committee on overall NNFRF Office operations, accomplishments, and challenges, along with recommended modifications or adjustments to projects and processes.
- D. OPVP and OOC shall only contract with qualified and experienced Navajo Nation-owned enterprises/authorities/corporation or Navajo-owned businesses to assist in the implementation, management, and monitoring of NNFRF funds.
- E. In order to support the purposes and intent of the Navajo Nation Business Opportunity Act and Navajo Nation Preference in Employment Act, within fifty (50) days after the enactment of this legislation, the NNFRF Office shall present a plan to the Budget and Finance and Naabik'íyáti' Committees to provide

bonding, insurance, and other needed support to grow the Navajo Nation economy through private sector contracting, using ARPA, NNFRF, and/or other Navajo Nation or external funding.

SECTION ELEVEN. EFFECTIVE DATE

This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221(B).

SECTION TWELVE. SAVING CLAUSE


Should any provision of this legislation be determined invalid by the Navajo Nation Supreme Court, or a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, those provisions of the legislation which are not determined invalid shall remain the law of the Navajo Nation.

SECTION THIRTEEN. DIRECTIVES

- A. OMB, in consultation with OOC and DOJ, shall present proposed NNFRF application and review procedures, including an NNFRF Expenditure Plan template, to the Budget and Finance Committee within twenty (20) days after the effective date of this legislation.
- B. The Division of Natural Resources and General Land Development Department shall present a proposed Plan of Operation for a "One-Stop Shop" to facilitate, review, and approval of rights-of-ways, temporary construction permits, mission site permits, leases, etc., to the Resources and Development Committee within forty-five (45) days after the effective date of this legislation.
- C. The Division of Human Resources and Department of Personnel Management shall present proposed amendments to the Navajo Nation Personnel Policies Manual to, at a minimum, facilitate the expeditious hiring of personnel with NNFRF funds to the Health, Education, and Human Services Committee within sixty (60) days after the effective date of this legislation.
- D. OPVP, with the assistance of the Business Regulatory Department and OOC Purchasing Section, shall present proposed amendments to the Navajo Nation's procurement and business opportunity laws and regulations to, at a minimum, expedite NNFRF procurements, to the Budget and Finance Committee within sixty (60) days after the effective date of this legislation.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the 24th 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 01 Opposed, on this 22nd day of July 2021.


Honorable Seth Damon, Speaker
24th Navajo Nation Council

July 23, 2021
DATE

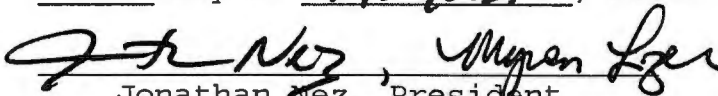
Motion: Honorable Paul Begay, Jr.

Second: Honorable Edison J. Wauneka

Speaker Seth Damon 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 02 day of August, 2021.


Jonathan Nez, President
Navajo Nation

2. I, hereby, veto the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C) (11), on this _____ day of _____, 2021 for the reason(s) expressed in the attached letter to the Speaker.

Jonathan Nez, President
Navajo Nation



**RESOLUTION OF THE CENTRAL AGENCY COUNCIL
NAVAJO NATION
CAC 07/21-11**

**CENTRAL AGENCY COUNCIL SUPPORTS LEGISLATION #0110-21: ESTABLISHING THE
NAVAJO NATION FISCAL RECOVERY FUND AND THE EXPENDITURE AUTHORIZATION
PROCESS.**

WHEREAS:

1. The Central Agency Council is composed of 16 chapters.
2. The Navajo Nation Chapters are certified Chapters of the Navajo Nation pursuant to 2 N.N.C. § 4001 and 11 N.N.C. Part 1 § 10 having the authority to address and explore the local needs and concerns of chapter residents through participation in community planning; and
3. The Central Agency Council was established to address the needs, concerns, and general welfare of its constituents and advocate on their behalf for successful implementation of viable agency projects; and
4. The Central Agency Council supports legislation #0110-21; and
5. Legislation #0110-21 is hereby establishing the Navajo Nation Fiscal Recovery Fund; and
6. The expenditure authorization hereunder; waiving certain provisions of the Navajo Nation appropriations act; and
7. Amending 12 N.N.C § 334 to authorize emergency procurements; and
8. Authorizing reimbursements of the Sihasin Fund and undesignated unreserved fund balance; and
9. Authorizing funding to complete defunded Navajo Nation CARES fund expenditure plan; and
10. Authorizing the establishment of a Navajo Nation Fiscal Recovery Fund Office within the Office of the President and Vice President.

NOW THEREFORE BE IT RESOLVED:

1. The Central Agency Council supports Legislation #-0110-21 in establishing the Navajo Nation Fiscal Recovery Fund and process.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Central Agency Council, Navajo Nation, at a duly called meeting at which time a quorum was present. A motion was made by Mae-Gillene Begay and seconded by Marcus Tulley and the same was passed by a vote of 28 in favor, 0 opposed, and 2 abstained, this 10th day of July, 2021.

Joseph Dedman Jr., President

Al Tsedah, Vice President

Dr. Rosanna Jumbo-Fitch, Secretary

NAVAJO NATION

846

Navajo Nation Council Summer Session

7/22/2021
03:39:41 PM

Amd# to Amd#	Legislation 0110-21: Establish-	PASSED
MOT Begay, P	ing the Navajo Nation Fiscal	
SEC Wauneka, E	Rcovery Fund and the Expenditure	
	Authorization Process Thereunder	

Yeas : 21

Nays : 1

Excused : 0

Not Voting : 1

Yea : 21

Begay, E	Freeland, M	Slater, C	Tso, E
Begay, K	Halona, P	Smith	Walker, T
Begay, P	Henio, J	Stewart, W	Wauneka, E
Brown	James, V	Tso	Yazzie
Crotty	Nez, R	Tso, D	Yellowhair
Daniels			

Nay : 1

Charles-Newton

Excused : 0

Not Voting : 1

Tso, C

Presiding Speaker: Damon

EXHIBIT B

**Appendix 1: Expenditure Categories**

The Expenditure Categories (EC) listed below must be used to categorize each project as noted in Part 2 above. The term "Expenditure Category" refers to the detailed level (e.g., 1.1 COVID-19 Vaccination). When referred to as a category (e.g., EC 1) it includes all Expenditure Categories within that level.

1: Public Health	
1.1	COVID-19 Vaccination ^
1.2	COVID-19 Testing ^
1.3	COVID-19 Contact Tracing
1.4	Prevention in Congregate Settings (Nursing Homes, Prisons/Jails, Dense Work Sites, Schools, etc.)*
1.5	Personal Protective Equipment
1.6	Medical Expenses (including Alternative Care Facilities)
1.7	Capital Investments or Physical Plant Changes to Public Facilities that respond to the COVID-19 public health emergency
1.8	Other COVID-19 Public Health Expenses (including Communications, Enforcement, Isolation/Quarantine)
1.9	Payroll Costs for Public Health, Safety, and Other Public Sector Staff Responding to COVID-19
1.10	Mental Health Services*
1.11	Substance Use Services*
1.12	Other Public Health Services
2: Negative Economic Impacts	
2.1	Household Assistance: Food Programs* ^
2.2	Household Assistance: Rent, Mortgage, and Utility Aid* ^
2.3	Household Assistance: Cash Transfers* ^
2.4	Household Assistance: Internet Access Programs* ^
2.5	Household Assistance: Eviction Prevention* ^
2.6	Unemployment Benefits or Cash Assistance to Unemployed Workers*
2.7	Job Training Assistance (e.g., Sectoral job-training, Subsidized Employment, Employment Supports or Incentives)* ^
2.8	Contributions to UI Trust Funds
2.9	Small Business Economic Assistance (General)* ^
2.10	Aid to Nonprofit Organizations*
2.11	Aid to Tourism, Travel, or Hospitality
2.12	Aid to Other Impacted Industries
2.13	Other Economic Support* ^
2.14	Rehiring Public Sector Staff
3: Services to Disproportionately Impacted Communities	
3.1	Education Assistance: Early Learning* ^
3.2	Education Assistance: Aid to High-Poverty Districts ^
3.3	Education Assistance: Academic Services* ^
3.4	Education Assistance: Social, Emotional, and Mental Health Services* ^
3.5	Education Assistance: Other* ^
3.6	Healthy Childhood Environments: Child Care* ^
3.7	Healthy Childhood Environments: Home Visiting* ^
3.8	Healthy Childhood Environments: Services to Foster Youth or Families Involved in Child Welfare System* ^



3.9	Healthy Childhood Environments: Other* ^
3.10	Housing Support: Affordable Housing* ^
3.11	Housing Support: Services for Unhoused Persons* ^
3.12	Housing Support: Other Housing Assistance* ^
3.13	Social Determinants of Health: Other* ^
3.14	Social Determinants of Health: Community Health Workers or Benefits Navigators* ^
3.15	Social Determinants of Health: Lead Remediation ^
3.16	Social Determinants of Health: Community Violence Interventions* ^
4: Premium Pay	
4.1	Public Sector Employees
4.2	Private Sector: Grants to Other Employers
5: Infrastructure²⁷	
5.1	Clean Water: Centralized Wastewater Treatment
5.2	Clean Water: Centralized Wastewater Collection and Conveyance
5.3	Clean Water: Decentralized Wastewater
5.4	Clean Water: Combined Sewer Overflows
5.5	Clean Water: Other Sewer Infrastructure
5.6	Clean Water: Stormwater
5.7	Clean Water: Energy Conservation
5.8	Clean Water: Water Conservation
5.9	Clean Water: Nonpoint Source
5.10	Drinking water: Treatment
5.11	Drinking water: Transmission & Distribution
5.12	Drinking water: Transmission & Distribution: Lead Remediation
5.13	Drinking water: Source
5.14	Drinking water: Storage
5.15	Drinking water: Other water infrastructure
5.16	Broadband: "Last Mile" projects
5.17	Broadband: Other projects
6: Revenue Replacement	
6.1	Provision of Government Services
7: Administrative	
7.1	Administrative Expenses
7.2	Evaluation and Data Analysis
7.3	Transfers to Other Units of Government
7.4	Transfers to Non-entitlement Units (States and territories only)

*Denotes areas where recipients must identify the amount of the total funds that are allocated to evidence-based interventions (see Use of Evidence section above for details)

^Denotes areas where recipients must report on whether projects are primarily serving disadvantaged communities (see Project Demographic Distribution section above for details)

²⁷ Definitions for water and sewer Expenditure Categories can be found in the EPA's handbooks. For "clean water" expenditure category definitions, please see: <https://www.epa.gov/sites/production/files/2018-03/documents/cwdefinitions.pdf>. For "drinking water" expenditure category definitions, please see: <https://www.epa.gov/dwsrf/drinking-water-state-revolving-fund-national-information-management-system-reports>.

EXHIBITS

C through C-10



Navajo Nation Fiscal Recovery Fund
Water & Wastewater Projects Expenditure Plans

Description	Category	Requested \$
DWR DW: Transmission & Distribution	5.11	\$38,300,000
DWR DW: Source	5.13	\$10,700,000
DWR DW: Storage	5.14	\$1,000,000
NTUA WW: Centralized Wastewater Trea	5.1	\$57,745,315
NTUA WW: Collection and Conveyance	5.2	\$41,242,685
NTUA DW: Distribution and Transmission	5.10	\$10,030,000
NTUA DW: Transmission & Distribution	5.11	\$97,940,761
NTUA DW: Source	5.13	\$18,982,000
NTUA DW: Storage	5.14	\$14,250,000
NTUA DW: Cistern Systems	5.15	\$9,809,239



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: Department of Water Resources Date prepared: October 4, 2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's PO Box 678 phone/email: 928-729-4003
mailing address: Fort Defiance, AZ 86504 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov
928-349-1198
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S Info

Title & type of Project: _____

NN Government Unit's Director or Manager: Jason John phone & email: jasonjohn@navajo-nsn.gov

Division Director (if any): Rudy Shebala, PhD phone & email: rudyshebala@navajo-nsn.gov

Branch Chief: Paulson Chaco phone & email: paulsonchaco@navajo-nsn.gov

Funding Recipient will be working with: Division of Natural Resources 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):
construction contractors and engineers ☐ document attached

Amount of FRF requested: 38,300,000.00 FRF funding period: starting: when funding is received ending: December 2026
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:

Projects include connection from the Navajo Gallup Water Supply Project (NGWSP) to existing community water systems (Naschitti), water distribution line extensions in chapters that will connect to NGWSP (Standing Rock, Chichiltah, and Coyote Canyon), upgrades to existing water distribution systems to receive NGWSP water (Huerfano and Burnham), watering point for water haulers to get easier access to water from NGWP (Cutter Lateral watering point), and water supply pipelines (Tohajiilee, Leupp, and Dilkon).

☐ document attached

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

The water distribution line extensions will provide first-time water service to Navajo families who currently haul water. The NGWSP connection and water supply pipelines will provide safe, reliable water supply for water-starved chapters. The distribution upgrades will improve water service to NTUA customers. The watering point will reduce the distance water haulers must drive to have access to water.

☐ 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:

Standing Rock, Cutter Ph 6f, Cutter Watering Point, and Naschitti - Encumber design funds by June 2022, Complete design by June 2024, Encumber construction funds by December 2024, Complete construction by December 2026.

Chichiltah and Leupp-Dilkon - Encumber construction funds by December 2023, Complete construction by December 2026.

Tohajiilee and Coyote Canyon - Encumber planning and design funds by June 2022, Complete planning and design by December 2024.

☐ document attached

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

Jason John

☐ 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:

Tohajiilee-ABQ pipeline will be operated and maintained by the ABQ-Bernalillo County Water Authority under MOU between the Navajo Nation and ABCWUA (see attached).

All other projects will be operated and maintained by NTUA using revenue from NTUA customers' water bills.

☒ 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:

5.11 - Drinking Water: Transmission and Distribution

These projects will plan, design, and construct water transmission and distribution infrastructure to serve multiple chapters.

☐ document attached

Part 3. Additional documents.

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

1. Table indicating NNFRF request for each specific project

2. MOU between Navajo Nation and ABCWUA for operation and maintenance of To'Hajiilee water supply project

APPENDIX A

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 Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review: _____

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____

Rudy Shebala, Executive Director

print name and indicate title or position

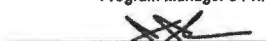
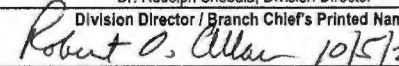
Natural Resources

indicate Branch or Division

American Rescue Plan Act Funds - NDWR Listing - 5.11: Drinking Water Transmission & Distribution

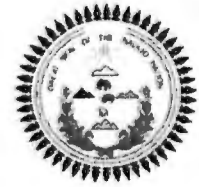
Expenditure Category			Budget Breakdown		
Code	Description	Project Name	Engineering	Construction	Total
5.11	Drinking Water: Transmission & Distribution	Leupp to Dilkon Water Supply Project (PTF/Sihasin replace)	\$ -	\$ 15,000,000	\$ 15,000,000
5.11	Drinking Water: Transmission & Distribution	Tohajiilee-ABQ waterline	\$ 1,800,000	\$ -	\$ 1,800,000
5.11	Drinking Water: Transmission & Distribution	Standing Rock Waterline Extensions	\$ 1,800,000	\$ 4,600,000	\$ 6,400,000
5.11	Drinking Water: Transmission & Distribution	Chichiltah Supply and Water System	\$ -	\$ 2,700,000	\$ 2,700,000
5.11	Drinking Water: Transmission & Distribution	Coyote Canyon (Planning/Design)	\$ 2,100,000	\$ -	\$ 2,100,000
5.11	Drinking Water: Transmission & Distribution	Cutter Ph 6f	\$ 2,300,000	\$ 5,000,000	\$ 7,300,000
5.11	Drinking Water: Transmission & Distribution	Naschitti Connection	\$ 250,000	\$ 2,600,000	\$ 2,850,000
5.11	Drinking Water: Transmission & Distribution	Cutter Lateral Watering Point	\$ -	\$ 150,000	\$ 150,000
		TOTAL FOR 5.11- Drinking Water Transmission & Distribution	\$ 8,250,000	\$ 30,050,000	\$ 38,300,000

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: K - [New]		Program Title: 5.11 Drinking Water; Transmission and Distribution	Division/Branch: Div. Natural Resources					
Prepared By: Jason John		Phone No.: (928) 729-4003	Email Address: jasonjohn@navajo-nsn.gov					
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	38,300,000.00		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		8,250,000	8,250,000
				7000 Special Transactions				
				8000 Public Assistance	6		30,050,000	30,050,000
				9000 Capital Outlay				
				TOTAL		\$0.00	38,300,000	38,300,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$38,300,000.00	0%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: Jason John, Department Manager Program Manager's Printed Name				APPROVED BY: Dr. Rudolph Shebala, Division Director Division Director / Branch Chief's Printed Name				
 10-5-21 Program Manager's Signature and Date				 Division Director / Branch Chief's Signature and Date				

THE NAVAJO NATION


JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



October 1, 2021

MEMORANDUM

TO: ALL DEPARTMENT MANAGERS
DIVISION OF NATURAL RESOURCES

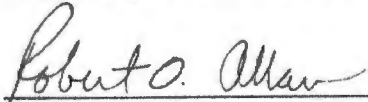
FROM: 
Rudolph R. Shebala, Executive Director
Division of Natural Resources

SUBJECT: Delegation of Authority for Fiscal Year 2022

Please be advised that in the event that I, Division Director of the Division of Natural Resources, is not in the office or otherwise unavailable, Mr. Robert O. Allan, Principal Attorney, Division of Natural Resources, shall be delegated authority as Acting Division Director of the Division of Natural Resources. This is a standing authority until further notice.

Please cooperate with Mr. Allan in this standing delegation of authority. Should you have any questions, please contact me.

ACKNOWLEDGED:


Robert O. Allan, Principal Attorney
Division of Natural 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 #: HK0055

Date & Time Received: 10/06/21 1:18pm

Date & Time of Response: 10/08/2021 11:15 MDT

Entity Requesting FRF: Department of Water Resources

Title of Project: Drinking Water Transmission and Distribution Projects

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$38,300,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☐ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☒ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 5.11

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- | | |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by 12/31/2024 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: K.A. Lowell

Disclaimers: This Initial Eligibility Determination is based on the documents provided which we have assumed are true, correct, and complete. Should the Project or Program change in any material way after this initial determination, the requestor must seek the advice of NNDOJ. This 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: Department of Water Resources Indicate Department, Program, Office, Division, or Branch Date prepared: October 4, 2021

NN Government Unit's mailing address: PO Box 678 Fort Defiance, AZ 86504 phone/email: 928-729-4003 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov
928-349-1198
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: _____

NN Government Unit's Director or Manager: Jason John phone & email: jasonjohn@navajo-nsn.gov

Division Director (if any): Rudy Shebala, PhD phone & email: rudyshebala@navajo-nsn.gov

Branch Chief: Paulson Chaco phone & email: paulsonchaco@navajo-nsn.gov

Funding Recipient will be working with: Division of Natural Resources Indicate Branch and/or Division on the Project and 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):
construction contractors and engineers ☐ document attached

Amount of FRF requested: 10,700,000.00 FRF funding period: starting: when funding is received ending: December 2026
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:

Projects include water supply well for Oljato Chapter; a new well, well connection, and water treatment system for Alamo Chapter, and hydropanels for families living in remote areas throughout the Navajo Nation.

☐ document attached

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

All listed projects will provide sources of safe, reliable drinking water for Navajo families. The Oljato and Alamo projects will provide community water supplies from groundwater wells to their respective community water systems. The hydropanels will provide individual water supplies for families living in remote areas.

☐ 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:

The Oljato project will begin construction by December 2022 and will be completed by December 2024.

The Alamo projects will be fully encumbered by December 2024 and be completed by December 2026.

The hydropanels will be fully encumbered by December 2024 and be completed by December 2026.

☐ document attached

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

Jason John

☐ 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 Oljato project will be operated and maintained by NTUA using revenue from NTUA customers' water bills.

The Alamo projects will be operated and maintained by Alamo Chapter using revenue collected from chapter members for this purposed.

O&M of the source hydropanels will be the responsibility of the homeowners.

☐ 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:

5.13 - Drinking Water: Source

These projects will plan, design, and construct water source infrastructure to serve Navajo families in multiple chapters.

☐ document attached

Part 3. Additional documents.

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

Table indicating NNFRF request for each specific project

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's CONTACT PERSON

Approved by: _____

signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review: _____

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____

Rudy Shebala, Executive Director

print name and indicate title or position


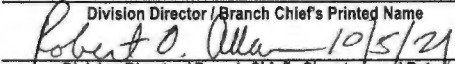
Natural Resources

Indicate Branch or Division

American Rescue Plan Act Funds - NDWR Listing - 5.13: Drinking Water Source

Expenditure Category		Project Name	Budget Breakdown		
Code	Description		Engineering	Construction	Total
5.13	Drinking Water: Source	Oljato Well WS Improvements	\$ -	\$ 1,450,000	\$ 1,450,000
5.13	Drinking Water: Source	Alamo Springs Well Connection	\$ 100,000	\$ 150,000	\$ 250,000
5.13	Drinking Water: Source	Alamo - New Well and Treatment System	\$ -	\$ 1,000,000	\$ 1,000,000
5.13	Drinking Water: Source	Source Hydropanels	\$ 800,000	\$ 7,200,000	\$ 8,000,000
		TOTAL FOR 5.13- Drinking Water Source	\$ 900,000	\$ 9,800,000	\$ 10,700,000

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I.		Business Unit No.: K - [New]	Program Title: 5.13 Drinking Water; Source	Division/Branch: Div. Natural Resources						
Prepared By: Jason John		Phone No.: (928) 729-4003		Email Address: jasonjohn@navajonnsn.gov						
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds		10/1/21-9/30/26	10,700,000.00		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		900,000	900,000	
					7000 Special Transactions					
					8000 Public Assistance	6		9,800,000	9,800,000	
					9000 Capital Outlay					
					TOTAL		\$0.00	10,700,000	10,700,000	
PART IV. POSITIONS AND VEHICLES					(D)	(E)				
Total # of Positions Budgeted:					0	0				
Total # of Vehicles Budgeted:					0	0				
TOTAL: \$10,700,000.00 0%										
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.										
SUBMITTED BY:		Jason John, Department Manager Program Manager's Printed Name		APPROVED BY:			Dr. Rudolph Shebala, Division Director Division Director / Branch Chief's Printed Name			
		10-5-21 Program Manager's Signature and Date					10/5/21 Division Director / Branch Chief's Signature and Date			

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



October 1, 2021

MEMORANDUM

TO: ALL DEPARTMENT MANAGERS
DIVISION OF NATURAL RESOURCES

FROM:

A handwritten signature in dark ink, appearing to read 'R. Shebala', is written over a horizontal line.

Rudolph R. Shebala, Executive Director
Division of Natural Resources

SUBJECT: Delegation of Authority for Fiscal Year 2022

Please be advised that in the event that I, Division Director of the Division of Natural Resources, is not in the office or otherwise unavailable, Mr. Robert O. Allan, Principal Attorney, Division of Natural Resources, shall be delegated authority as Acting Division Director of the Division of Natural Resources. This is a standing authority until further notice.

Please cooperate with Mr. Allan in this standing delegation of authority. Should you have any questions, please contact me.

ACKNOWLEDGED:

A handwritten signature in dark ink, appearing to read 'Robert O. Allan', is written over a horizontal line.

Robert O. Allan, Principal Attorney
Division of Natural 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 #: HK0056

Date & Time Received: 10/6/2021 13:18 p.m.

Date & Time of Response: 10/11/2021 2:15 MDT

Entity Requesting FRF: Department of Water Resources

Title of Project: No Title or Type Provided

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$10,700,000

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: 5.13 Drinking Water: Source

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- | | |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by 12/31/2024 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: _____ Kristen A. Lowell _____

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: Department of Water Resources Date prepared: October 4, 2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's PO Box 678 phone/email: 928-729-4003
mailing address: Fort Defiance, AZ 86504 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov
928-349-1198
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: _____

NN Government Unit's Director or Manager: Jason John phone & email: jasonjohn@navajo-nsn.gov

Division Director (if any): Rudy Shebala, PhD phone & email: rudyshebala@navajo-nsn.gov

Branch Chief: Paulson Chaco phone & email: paulsonchaco@navajo-nsn.gov

Funding Recipient will be working with: Division of Natural Resources 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):
construction contractor ☐ document attached

Amount of FRF requested: 1,000,000.00 FRF funding period: starting: when funding is received ending: December 2026
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:

Project will construction a water storage tank at Ramah Chapter to provide water service to chapter members.

☐ document attached

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

Project will improve water service for Ramah Chapter members. The current system lacks adequate water storage, which leaves the community at increased risk of water service outages.

☐ 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:

The requested construction funds will be encumbered by December 2024 and construction will be completed by December 2026.

☐ document attached

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

Jason John

☐ 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 project will be operated and maintained by the Ramah Navajo Utility Authority (RNA) using revenues from customers' water bills.

☐ 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:

5.14 - Drinking Water: Storage

The project will construct a water storage tank to serve Ramah Chapter.

☐ document attached

Part 3. Additional documents.

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

Table indicating NNFRF request for the project

APPENDIX A

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 Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review: _____

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____

Rudy Shebala, Executive Director

print name and indicate title or position

Natural Resources

indicate Branch or Division

American Rescue Plan Act Funds - NDWR Listing - 5.14: Drinking Water Storage

Expenditure Category		Project Name	Budget Breakdown		
Code	Description		Engineering	Construction	Total
5.14	Drinking Water: Storage	Ramah Water System Upgrades	\$ -	\$ 1,000,000	\$ 1,000,000
		TOTAL FOR 5.14- Drinking Water Storage	\$ -	\$ 1,000,000	\$ 1,000,000

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I.		Business Unit No.: K - [New]	Program Title: 5.14 Drinking Water - Storage	Division/Branch: Div. Natural Resources				
		Prepared By: Jason John	Phone No.: (928) 729-4003	Email Address: jasonjohn@navajo-nsn.gov				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	1,000,000.00		2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	6		1,000,000	1,000,000
				9000 Capital Outlay				
				TOTAL		\$0.00	1,000,000	1,000,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$1,000,000.00	0%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY:		Jason John, Department Manager <u>[Signature]</u> Program Manager's Printed Name 10-5-21 Program Manager's Signature and Date		APPROVED BY:		Dr. Rudolph Shebala, Division Director <u>[Signature]</u> Division Director / Branch Chief's Printed Name 10/5/21 Division Director / Branch Chief's Signature and Date		

THE NAVAJO NATION

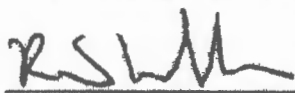
JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



October 1, 2021

MEMORANDUM

TO: ALL DEPARTMENT MANAGERS
DIVISION OF NATURAL RESOURCES

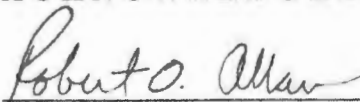
FROM: 
Rudolph R. Shebala, Executive Director
Division of Natural Resources

SUBJECT: Delegation of Authority for Fiscal Year 2022

Please be advised that in the event that I, Division Director of the Division of Natural Resources, is not in the office or otherwise unavailable, Mr. Robert O. Allan, Principal Attorney, Division of Natural Resources, shall be delegated authority as Acting Division Director of the Division of Natural Resources. This is a standing authority until further notice.

Please cooperate with Mr. Allan in this standing delegation of authority. Should you have any questions, please contact me.

ACKNOWLEDGED:


Robert O. Allan, Principal Attorney
Division of Natural 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 #: HK0054

Date & Time Received: 10/06/21 13:19 EST

Date & Time of Response: 10/11/21 11:45 p.m. MT

Entity Requesting FRF: DWR / Department of Water Resources

Title of Project: - No Title or Type Provided-

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$1,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 5.14 Drinking Water: Storage

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- | | |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by 12/31/2024 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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-OWNED ENTITIES

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 1, 2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462 bidtahb@ntua.com
Bidtah Becker, Associate Attorney

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Clean Water: Centralized Wastewater Treatment; 5.1

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sydney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Thomas Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Community Development on the Project
Indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known):
NECA and other construction and engineering subcontractors ☐ document attached

Amount of FRF requested: \$57,745,315 FRF funding period: starting date: when funding is received; deadline date: December 2026
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:

NTUA's projects will replace 3 cells at a wastewater treatment plant in Ganado, construct new wastewater treatment plants to replace old out of compliance wastewater plants in Kayenta, Chinle, Shiprock, and other sites, and improve wastewater treatment plants to address Administrative Orders of Compliance issued by US EPA ordering the Navajo Nation to bring wastewater treatment plants in Ganado, Tuba City, Kayenta, and Chinle into compliance.

☒ document attached

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

Improving wastewater treatment plants across the Navajo Nation improves public health of the community and allows for economic and population growth. The communities will have better sanitation services that are reliable and safe thus benefiting Navajo people, communities, and the Navajo Nation at large.

☐ 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:

APPENDIX A

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Water/Wastewater Construcion Engineering Supervisor

☐ 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:

NTUA's customers are responsible for operations and maintenance costs. NTUA prioritizes the stabilizaiton of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

This project title falls under Expenditure Category 5.1 Clean Water: Centralized Wastewater Treatment. NTUA has 8 projects that fall under 5.1: The Interim Final Rules state, "[t]he types of projects eligible for CWSRF assistance include projects to construct, improve, and repair wastewater treatment plants, control non-point sources of pollution, improve resilience of infrastructure to severe weather events, create green infrastructure, and protect waterbodies from pollution." NTUA's projects will replace cells at a wastewater treatment plant in Ganado, construct new wastewater treatment plants to replace old infrastructure in Kayenta, Chinle, Shiprock, and other sites, and improve wastewater treatment plants to address Administrative Orders of Compliance issued by US EPA ordering the Navajo Nation to bring wastewater treatment plants in Tuba City, Kayenta, Chinle into compliance. All proposed projects will either construct, improve, or repair wastewater treatment plants on the Navajo Nation and are allowed under SLFRF.

☐ document attached

Part 3. Additional documents.

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

The ARPA W/WW Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.1, 5.2, 5.10, 5.11, 5.13, 5.14, and 5.15.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

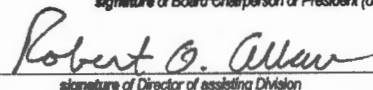
Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:


signature of Director of assisting Division

-OR- Approved to submit
for Review:

signature of NN President

5.1 Clean Water: Centralized Wastewater Treatment

Department of Treasury Expenditure Category		Project Description		Chapter	Delegate Region		AZ	NM	UT	Total Projects	Total Project Cost
Wastewater Projects											
5.1 Clean Water: Centralized Wastewater Treatment		Ganado WWRP Replacement Project, new cells 1,2 & 3		Ganado	Vince James		2			2	\$ 5,000,000
5.1 Clean Water: Centralized Wastewater Treatment		Keyenta Wastewater Treatment Plant Replacement, Matching Contribution		Keyenta	Nathaniel Brown		1			1	\$ 2,000,000
5.1 Clean Water: Centralized Wastewater Treatment		AOC Regulatory Compliance Upgrades		Keyenta	Nathaniel Brown		1			1	\$ 600,000
5.1 Clean Water: Centralized Wastewater Treatment		Chinle Wastewater Treatment Plant Replacement, Matching Contribution		Chinle	Eugene Iso		1			1	\$ 20,500,000
5.1 Clean Water: Centralized Wastewater Treatment		AOC Regulatory Compliance Upgrades		Chinle	Eugene Iso		1			1	\$ 600,000
5.1 Clean Water: Centralized Wastewater Treatment		Shiprock Wastewater Treatment Plant Replacement, Matching Contribution		Shiprock	Eugenia Charles-Newton			1		1	\$ 26,045,315
5.1 Clean Water: Centralized Wastewater Treatment		AOC Regulatory Compliance Upgrades		Tuba City	Otto Iso		1			1	\$ 600,000
5.1 Clean Water: Centralized Wastewater Treatment		Various locations throughout the NM. Wastewater AOC Compliance Plans		locations to be identified	Navajo Nation Wide		TBD		TBD	4	\$ 2,400,000
Total \$											\$7,745,315

5.1 Clean Water														
ID	Task Name	Start	Finish	H2	2022 H1	H2	2023 H1	H2	2024 H1	H2	2025 H1	H2	2026 H1	H2
1														
2	5.1 Clean Water: Centralized Wastewater Treatment													
3	Project Approval and Funding	Thu 9/30/21	Mon 1/3/22											
4	Evaluation Survey Design	Tue 12/7/21	Mon 10/24/22											
5	Right Of Way & Permitting	Tue 8/2/22	Mon 11/6/23											
6	Crew & Material Acquisition	Tue 9/26/23	Mon 11/18/24											
7	Construction	Tue 9/24/24	Mon 4/6/26											
8	Closeout	Tue 4/7/26	Mon 9/21/26											

FY 2022

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 1
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>5.1 Clean Water; Centralized Wastewater</u>		Division/Branch: <u>Div. Natural Resources</u>			
Prepared By: <u>Jason John</u>		Phone No.: <u>(928) 729-4003</u>		Email Address: <u>jasonjohn@navajo-nsn.gov</u>			

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/2026	57,745,315.00		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	6		57,745,315	57,745,315
				TOTAL		\$0.00	57,745,315.00	57,745,315

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

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u>Jason John, Department Manager</u> Program Manager's Printed Name <u>10-5-21</u> Program Manager's Signature and Date	APPROVED BY: <u>Dr. Rudolph Shebala, Division Director</u> Division Director / Branch Chief's Printed Name <u>10/5/21</u> Division Director / Branch Chief's Signature and Date		



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 #: HK0047

Date & Time Received: 10/6/21 12:55 a.m. EST

Date & Time of Response: 10/11/21 7:15 p.m. MT

Entity Requesting FRF: NTUA

Title of Project: Centralized Wastewater Treatment

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$57,745,315

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 5.1 Clean Water: Centralized Wastewater Treatment

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: This review packet does not include a resolution from the NTUA Board. Appendix A states that the Administrative Oversight is DCD. However, the RFS was submitted by DWR. Clarification is needed on the correct Administrative Oversight entity.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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-OWNED ENTITIES

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 1, 2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462 bidtahb@ntua.com
Bidtah Becker, Associate Attorney 928-729-6462 bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Clean Water; Centralized Wastewater; Collection and Conveyance & 5.2

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sydney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Thomas Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Natural Resources / Department of Water Resources on the Project
Indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known):
NECA and other construction and engineering subcontractors ☐ document attached

Amount of FRF requested: \$41,242,685 FRF funding period: starting date: when funding is received; deadline date: December 2026
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:

In Tuba City, a new wastewater treatment plant headworks and septage receiving station will be constructed, also in Tuba city the sewer bridge will be replaced to prevent sewage leaking into a wash, various sewer pipes will be rehabilitated with slip lining, in Ft. Defiance the sewer trunk line will be relocated because it is constantly exposed due to weather, and in Shiprock a sewer trunk line will be replaced due to the existing sewer trunk line being at the end of its usable life. There will also be approximately 175 wastewater manhole rehabilitations across the Navajo Nation.

☒ document attached

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

The ability to collect and convey wastewater for treatment directly address one of the major sanitation needs that is connected to the high outbreak of COVID-19 on the Navajo Nation. When drinking water is pumped into a home there needs to be provisions made for the resultant wastewater to safely exit the home. Homes are connected to a community wastewater system where available.

☐ 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:

APPENDIX A

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Water/Wastewater Construcion Engineering Supervisor

☐ 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:

NTUA's customers are responsible for operations and maintenance costs. NTUA prioritizes the stabilizaion of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

This project title falls under Expenditure Category 5.2 Clean Water: Centralized Wastewater Collection and Conveyance. The Interim Final Rules state, "[t]he types of projects eligible for CWSRF assistance include projects to construct, improve, and repair wastewater treatment plants, control non-point sources of pollution, improve resilience of infrastructure to severe weather events, create green infrastructure, and protect waterbodies from pollution." In Tuba City, a new wastewater treatment plant headworks and septage receiving station will be constructed, also in Tuba city the sewer bridge will be replaced to prevent sewage leaking into a wash, various sewer pipes will be rehabilitated with slip lining, in Ft. Defiance the sewer trunk line will be relocated because it is constantly exposed due to weather, and in Shiprock a sewer trunk line will be replaced due to the existing sewer trunk line being at the end of its usable life. All of the projects either construct, improve, or repair wastewater infrastructure.

☐ document attached

Part 3. Additional documents.

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

The ARPA W/WW Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.1, 5.2, 5.10, 5.11, 5.13, 5.14, and 5.15.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

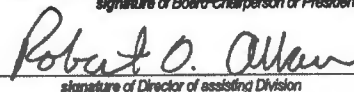
Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:




signature of Director of assisting Division

-OR- Approved to submit
for Review:

signature of NN President


THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 1
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>				Program Title: <u>5.2 Clean Water; Collection and Conveyance</u>		Division/Branch: <u>Div. Natural Resources</u>		
Prepared By: <u>Jason John</u>				Phone No.: <u>(928) 729-4003</u>		Email Address: <u>jasonjohn@navajo-nsn.gov</u>		
PART II. FUNDING SOURCE(S)	Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	41,242,685.00		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	6		41,242,685	41,242,685
				TOTAL		\$0.00	41,242,685.00	41,242,685
TOTAL:								
\$41,242,685.00								
0%								
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				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: Jason John, Department Manager				APPROVED BY: Dr. Rudolph Shebala, Division Director				
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name				
 <u>10-5-21</u>				 <u>10/5/21</u>				
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date				

5.2 Clean Water: Centralized WW Collection and Conveyance

Department of Treasury Expenditure Category		Project Description		Chapter		Delegate Region		AZ	NM	UT	Total Projects	Total Project Cost
Wastewater Projects												
5.2 Clean Water: Centralized WWM Collection and Conveyance	Tuba City Wastewater Treatment Headworks and Septage Receiving Station	Tuba City	Otto Tso	1				1			\$	\$5,500,000
5.2 Clean Water: Centralized WWM Collection and Conveyance	Tuba City Wastewater Sewer Bridge Replacement	Tuba City	Otto Tso	1				1			\$	2,200,000
5.2 Clean Water: Centralized WWM Collection and Conveyance	Various locations throughout the NM: Wastewater Collection Slip Lining	Locations to be identified	Navajo Nation Wide		TBD			7			\$	4,500,000
5.2 Clean Water: Centralized WWM Collection and Conveyance	Window Rock/Pt. Belanche Wastewater Trunk Relocation	St. Michaels	Edison Wauneka	1				1			\$	10,000,000
5.2 Clean Water: Centralized WWM Collection and Conveyance	Shiprock Wastewater Trunk Replacements	Shiprock	Eugenia Charles-Newton		1						\$	15,500,000
5.2 Clean Water: Centralized WWM Collection and Conveyance	Various locations throughout the NM: Emergency Sewer Line Repair/Rehab Locations	Locations to be identified	Navajo Nation Wide		TBD			TBD		TBD	\$	1,292,685
5.2 Clean Water: Centralized WWM Collection and Conveyance	Various locations throughout the NM: Wastewater Mainhole Rehab	Locations to be identified	Navajo Nation Wide		TBD			TBD		TBD	\$	1,750,000
Total											\$	41,242,685

5.2 Clean Water															
ID	Task Name	Start	Finish	H2	2022 H1	H2	2023 H1	H2	2024 H1	H2	2025 H1	H2	2026 H1	H2	
1	5.2 Clean Water: Centralized WW Collection and Conveyance														
2															
3		Project Approval and Funding	Thu 9/30/21	Mon 1/3/22											
4		Evaluation Survey Design	Tue 12/7/21	Mon 10/24/22											
5		Right Of Way & Permitting	Tue 8/2/22	Mon 11/6/23											
6		Crew & Material Acquisition	Tue 9/26/23	Mon 11/18/24											
7		Construction	Tue 9/24/24	Mon 4/6/26											
8		Closeout	Tue 4/7/26	Mon 9/21/26											
															



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 #: HK0048

Date & Time Received: 10/6/21 12:58 p.m.

Date & Time of Response: 10/9/21 12:30 p.m.

Entity Requesting FRF: DWR & Navajo Tribal Utility Authority (NTUA)

Title of Project: Centralized Wastewater Collection and Conveyance

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$41,242,685

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: 5.2 Clean Water: Centralized Wastewater Collection and Conveyance

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: DWR should review projects reviewed under HK0047 and HK0048 to confirm that there is no overlap in terms of construction of a new wastewater treatment plant in Tuba City. Also, please note that the NTUA Board resolution was not included in this review packet.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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-OWNED ENTITIES

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 1, 2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462 bidtahb@ntua.com
Bidtah Becker, Associate Attorney 928-729-6462 bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Drinking Water; Treatment; 5.10

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202
Board President: Sydney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267
Board Treasurer or Financial Officer: Thomas Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Natural Resources / Department of Water Resources on the Project
Indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known):
NECA and other construction and engineering subcontractors ☐ document attached

Amount of FRF requested: \$10,030,000 FRF funding period: starting date: when funding is received; deadline date: December 2026
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:

NTUA has 3 projects categorized as drinking water; treatment. The three projects will be located on the Navajo Nation at Oljato, Aneth, and Chinle. In Chinle a new water treatment plant will be constructed. In Oljato the funds will be used to address H2S gas issues with the Halchita treatment plant. In Aneth a new arsenic removal water treatment plant and intertie will be constructed.

☒ document attached

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

These projects will improve the drinking water in the identified Navajo communities by constructing or finishing new water treatment plants. The Navajo people will directly benefit by having access to clean drinking water provided by water treatment plants.

☐ 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:

APPENDIX A

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Water/Wastewater Construction Engineering Supervisor

☐ 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:

NTUA's customers are responsible for operations and maintenance costs. NTUA prioritizes the stabilization of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

This project title falls under Expenditure Category 5.10 Drinking Water; Treatment. ARPA provides these funds to the Navajo Nation to make necessary investments in water and sewer infrastructure. This is a necessary investment in water infrastructure. The Interim Final Rule provides the Nation with wide latitude to identify investments in water and sewer infrastructure. An allowed use of the funds is to assist communities in making water infrastructure capital improvements, including the installation and replacement of failing treatment and distribution systems. NTUA's projects will construct new water treatment plants and address H2S gas issues with a new water treatment plant. These are investment in water infrastructure and are therefore allowable expenditures.

☐ document attached

Part 3. Additional documents.

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

The ARPA W/WW Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.1, 5.2, 5.10, 5.11, 5.13, 5.14, and 5.15.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

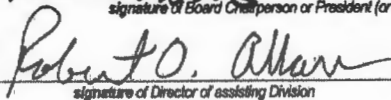
Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:


signature of Director of assisting Division

-OR- Approved to submit
for Review:

signature of NN President

Legislation CJV-41-21, BFS-31-21 & OPVP Guidance for CJV-41-21

5.10 Drinking water: Treatment

5.10 Drinking water: Treatment

Department of Treasury Expenditure Category			Project Description		Chapter		Delegate Region		AZ	NM	UT	Total Projects	Total Project Cost
Water Projects													
5.10 Drinking water: Treatment	Hatchery WTP: Evaporation Pond & H2S Treatment				Olajato	Clarifline Tso	1				1	\$	\$50,000
5.10 Drinking water: Treatment	New Aarath Ascaric Removal Water Treatment Plant and Intertie (Phase II)				Aarath	Clarifline Tso				1	1	\$	\$50,000
5.10 Drinking water: Treatment	New Chino Water Treatment Plant, Matching Contribution (Planned Completion 12/2023)				Chino	Eugene Tso	1				1	\$	\$,680,000
Total \$													10,030,000

FY 2022

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 1
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>5.10 Drinking Water; Treatment</u>		Division/Branch: <u>Div. Natural Resources</u>	
Prepared By: <u>Jason John</u>		Phone No.: <u>(928) 729-4003</u>		Email Address: <u>jasonjohn@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	10,030,000.00		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	6		10,030,000	10,030,000
				TOTAL		\$0.00	10,030,000	10,030,000

PART IV. POSITIONS AND VEHICLES	(D)	(E)
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>Jason John, Department Manager</u> Program Manager's Printed Name <u>10-5-21</u> Program Manager's Signature and Date	APPROVED BY: <u>Dr. Rudolph Shebala, Division Director</u> Division Director / Branch Chief's Printed Name <u>10/5/21</u> Division Director / Branch Chief's Signature and Date
------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

5.10 Drinking Water

ID	Task Name	Start	Finish	H2	2022	H1	H2	2023	H1	H2	2024	H1	H2	2025	H1	H2	2026	H1	H2
1																			
2	5.10 Drinking water: Treatment																		
3	Project Approval and Funding	Thu 9/30/21	Wed 12/22/21																
4	Evaluation Survey Design	Thu 11/11/21	Wed 9/14/22																
5	Right Of Way & Permitting	Thu 5/12/22	Wed 7/5/23																
6	Crew & Material Acquisition	Thu 5/25/23	Wed 7/17/24																
7	Construction	Thu 3/14/24	Wed 2/11/26																
8	Closeout	Thu 2/12/26	Wed 7/29/26																



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 #: HK0049

Date & Time Received: 10/6/21 1:00 p.m. ET

Date & Time of Response: 10/9/21 1:25 p.m. MT

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: Drinking Water Treatment

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$10,030,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☐ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☒ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 5.10 Drinking Water Treatment

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 NTUA Board resolution was not included in the review packet.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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-OWNED ENTITIES



Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 4, 2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462
Bidtah Becker, Associate Attorney bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S Info

Title and type of Project: ARPA Drinking Water Transmission & Distribution Program and 5.11

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sidney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Tom Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Natural Resources / Department of Water Resources on the Project
indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): NECA and other engineering and construction entities

Amount of FRF requested: \$97,940,761.62 FRF funding period: starting date: upon receipt of funding; deadline date: December 2026
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:

This project consists of twenty-four (25) project types as listed on the attached for a total of an anticipated two hundred fifty (250) projects through the Navajo Nation.

☒ document attached

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

This project consists of building new water loading stations that will serve clean drinking water, an intertie to Lybrook that will serve Navajo homes, and various equipment water related and electricity related upgrades to improve the transmission and distribution of clean drinking water across the Navajo Nation.

☐ 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:

APPENDIX A

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Water / Wastewater Construction Engineering Supervisor

☐ 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:

NTUA's customers are responsible for operations and maintenance costs. NTUA prioritizes the stabilization of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

This project title is covered under Expenditure Category 5.11. ARPA provides these funds to the Navajo Nation to make necessary investments in water and sewer infrastructure. This is a necessary investment in water infrastructure. The Interim Final Rule provides the Nation with wide latitude to identify investments in water and sewer infrastructure.

☐ document attached

Part 3. Additional documents.

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

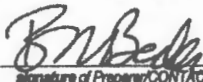
The ARPA W/WW Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.1, 5.2, 5.10, 5.11, 5.13, 5.14, and 5.15.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

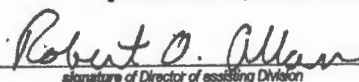
Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:


signature of Director of existing Division

-OR- Approved to submit
for Review:

signature of NN President

5.1.1 Drinking water: Transmission & Distribution

Total Project Cost


Total	\$	38,300
-------	----	--------

NIDA Projects

Total \$	97,941
----------	--------

5.11 Drinking Water														
ID	Task Name	Start	Finish	H2	2022 H1	H2	2023 H1	H2	2024 H1	H2	2025 H1	H2	2026 H1	H2
1														
2	5.11 Drinking water: Transmission & Distribution													
3	Project Approval and Funding	Thu 9/30/21	Mon 1/3/22											
4	Evaluation Survey Design	Tue 12/7/21	Mon 10/24/22											
5	Right Of Way & Permitting	Tue 8/2/22	Mon 11/6/23											
6	Crew & Material Acquisition	Tue 9/26/23	Mon 11/4/24											
7	Construction	Tue 9/10/24	Mon 4/20/26											
8	Closeout	Tue 4/21/26	Mon 9/21/26											

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: K - [New]		Program Title: 5.11 Drinking Water; Transmission and Distribution	Division/Branch: Div. Natural Resources					
Prepared By: Jason John		Phone No.: (928) 729-4003	Email Address: jasonjohn@navajo-nsn.gov					
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	97,940,761.62		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	6		97,940,762	97,940,762
				TOTAL		\$0.00	97,940,762	97,940,762
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$97,940,761.62	0%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: Jason John, Department Manager Program Manager's Printed Name  10-5-21				APPROVED BY: Dr. Rudolph Shebala, Division Director Division Director / Branch Chief's Printed Name Robert G. Allan 10/5/21 Division Director / Branch Chief's Signature and Date				



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 #: HK0050-2

Date & Time Received: 10/13/21 15:27 EST

Date & Time of Response: 10/19/21 4:45 MDT

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: ARPA Drinking Water Transmission and Distribution Program

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$97,940,762

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: 5.11 Drinking Water:
Transmission and Distribution

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- | | |
|--------------------------------------------------------------------------|-------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | 12/31/2024 |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | <input type="checkbox"/> Inconsistent with applicable NN or |
| <input type="checkbox"/> Additional information submitted is | federal laws |
| insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: K.A. Lowell

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-OWNED ENTITIES

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 4, 2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462
Bidtah Becker, Associate Attorney bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: ARPA Drinking Water Source Program and 5.13

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sidney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Tom Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Natural Resources / Department of Water Resources on the Project
indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): NECA and other engineering and construction entities
☐ document attached

Amount of FRF requested: \$18,982,000 FRF funding period: starting date: upon receipt of funding; deadline date: December 2026
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:

This project consists of four projects as listed on the attached document. Included in the list of construction of a new Ganado water supply well, a new replacement pump house at Houck, construction of additional water wells and pump houses throughout the Navajo Nation, and renovation of wells throughout the Navajo Nation.

☒ document attached

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

This project consists of constructing new wells for additional water supplies and renovating wells and the pump houses that serve the wells. This project ensures that Navajo people have access to clean drinking water, either in their homes or by hauling from water loading stations. Clean drinking water is necessary for public health and ensuring habitable homes.

☐ 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:

APPENDIX A

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Water / Wastewater Construction Engineering Supervisor

☐ 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:

NTUA's customers are responsible for operations and maintenance costs. NTUA prioritizes the stabilization of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

This project title is covered under Expenditure Category 5.13. ARPA provides these funds to the Navajo Nation to make necessary investments in water and sewer infrastructure. This is a necessary investment in water infrastructure. The Interim Final Rule provides the Nation with wide latitude to identify investments in water and sewer infrastructure.

☐ document attached

Part 3. Additional documents.

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

The ARPA W/WW Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.1, 5.2, 5.10, 5.11, 5.13, 5.14, and 5.15.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

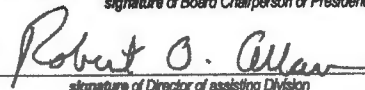
Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:


signature of Director of assisting Division

-OR- Approved to submit
for Review:

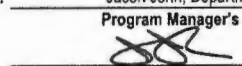
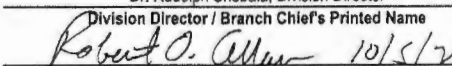
signature of NN President

11.23.2021
Legislation C14-21, B15-31-21 & OPVP Guidance for C14-41-21
NN FRP
5.13 Drinking water: Source

Department of Treasury Expenditure Category			Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost
NN DWR Projects									
5.13 Drinking water: Source	Ojito Well WS Improvements	Ojito	Charlaine Tso		1		1	\$	1,450,000
5.13 Drinking water: Source	Alamo Springs Well Connection	Alamo	Jamie Hemo		1		1	\$	250,000
5.13 Drinking water: Source	Alamo - New Well and Treatment System	Alamo	Jamie Hemo		1		1	\$	1,000,000
5.13 Drinking water: Source	Source Hydropanels	Multi-Chapter	Navajo Nation Wide		TBD		TBD	\$	8,000,000
								Total \$	10,700,000
Water Projects									
NTUA Projects									
5.13 Drinking water: Source	New Ganado Water Supply Well, Phase 2, Pumphouse, Electric Extension, and Water System Tie-in	Ganado	Vince James		1		1	\$	100,000
5.13 Drinking water: Source	New Houck Replacement Pumphouse	Houck	Raymond Smith Jr.		1		1	\$	500,000
5.13 Drinking water: Source	Various locations throughout the NN: Additional Water Wells and Pump Houses	locations to be identified	Navajo Nation Wide		TBD		TBD	\$	18,000,000
5.13 Drinking water: Source	Various locations throughout the NN: Well Renovation Projects	locations to be identified	Navajo Nation Wide		TBD		TBD	\$	22,000,000
								Total \$	18,992,000

5.13 Drinking Water														
ID	Task Name	Start	Finish	H2	2022 H1	H2	2023 H1	H2	2024 H1	H2	2025 H1	H2	2026 H1	H2
1														
2	5.13 Drinking water: Source													
3	Project Approval and Funding	Thu 9/30/21	Mon 1/3/22											
4	Evaluation Survey Design	Tue 12/7/21	Mon 10/24/22											
5	Right Of Way & Permitting	Tue 8/2/22	Mon 11/6/23											
6	Crew & Material Acquisition	Tue 9/26/23	Mon 12/2/24											
7	Construction	Tue 10/8/24	Mon 5/4/26											
8	Closeout	Tue 5/5/26	Mon 10/5/26											

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

PART I. Business Unit No.: K - [New]		Program Title: 5.13 Drinking Water; Source		Division/Branch: Div. Natural Resources				
Prepared By: Jason John		Phone No.: (928) 729-4003		Email Address: jasonjohn@navajo-nsn.gov				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	18,982,000.00		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	6		18,982,000	18,982,000
				TOTAL		\$0.00	18,982,000	18,982,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$18,982,000.00	0%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: Jason John, Department Manager Program Manager's Printed Name  10-5-21				APPROVED BY: Dr. Rudolph Shebala, Division Director Division Director / Branch Chief's Printed Name  10/5/21				
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date				



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 #: HK0051

Date & Time Received: 10/6/2021 13:03 EST

Date & Time of Response: 10/11/2021 10:20 p.m. MT

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: ARPA Drinking Water Source Program and 5.13

Administrative Oversight: DWR / Division of Natural Resources

Amount of Funding Requested: \$18,982,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 5.13 Drinking Water: Source

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: NTUA did not include a resolution from the NTUA Board in this review packet.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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-OWNED ENTITIES

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 4, 2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462
Bidtah Becker, Associate Attorney bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: ARPA Drinking Water Storage Program; 5.14

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sidney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Tom Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Natural Resources / Department of Water Resources on the Project
Indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): NECA and other engineering and construction entities

☒ document attached

Amount of FRF requested: \$14,250,000 FRF funding period: starting date: upon receipt of funding; deadline date: December 2026
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:

This project consists of four project as listed on the attached document. They are a new Shiprock / Cortez east water storage tank replacement, storage tank renovations throughout the Navajo Nation, constructing additional storage tanks through the Navajo Nation, and constructing the necessary electric connections to these storage tanks so water can be pumped into them.

☒ document attached

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

This project consists of renovating existing drinking water storage tanks and constructing new storage tanks. This project ensures that Navajo homes with plumbing and connections to community water systems will have water delivered to their homes. Clean drinking water is necessary for public health and ensuring habitable homes.

☐ 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:

APPENDIX A

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Water / Wastewater Construction Engineering Supervisor

☐ 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:

NTUA's customers are responsible for operations and maintenance costs. NTUA prioritizes the stabilization of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

This project title is covered under Expenditure Category 5.14. ARPA provides these funds to the Navajo Nation to make necessary investments in water and sewer infrastructure. This is a necessary investment in water infrastructure. The Interim Final Rule provides the Nation with wide latitude to identify investments in water and sewer infrastructure.

☐ document attached

Part 3. Additional documents.

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

The ARPA W/WW Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.1, 5.2, 5.10, 5.11, 5.13, 5.14, and 5.15.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:



signature of Preparer/CONTACT PERSON

Approved by:

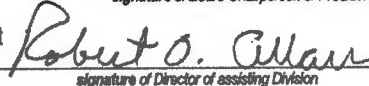


signature of Board Chairperson or President (or Vice-President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:



signature of Director of assisting Division

-OR- Approved to submit
for Review:

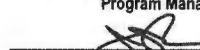
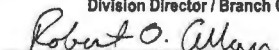
signature of NN President

11.23.2021
Legislation C1Y-41-21, 8F5-31-21 & OPVP Guidance for C1Y-41-21
NN FRP
5.14 Drinking water storage

Department of Treasury Expenditure Category						Project Description		Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost
NH DWR Projects														
5.14 Drinking Water Storage	Ramah Water System Upgrades	Ramah	Jamie Reno		1		1						1	\$ 51,000,000
													Total \$	1,000,000
Water Projects														
ATUA Projects														
5.14 Drinking Water Storage	New Shiprock / Cortez East Water Storage Tank Replacement (Planned Completion 12/2023)	Shiprock	Eugenia Charles-Newton		1		1						1	\$ 3,500,000
5.14 Drinking Water Storage	Various locations throughout the NM- Storage Tank Renovations	locations to be identified	Navajo Nation Wide	TBD	TBD	TBD		35					5	\$ 7,500,000
5.14 Drinking Water Storage	Various locations throughout the NM- Additional Water Storage Tanks	locations to be identified	Navajo Nation Wide	TBD	TBD	TBD		4					5	\$ 2,750,000
5.14 Drinking Water Storage	Various locations throughout the NM- Additional Water Storage Tanks - Electric extensions	locations to be identified	Navajo Nation Wide	TBD	TBD	TBD		4					5	\$ 150,000
													Total \$	14,250,000

5.14 Drinking Water															
ID	Task Name	Start	Finish	H2	2022 H1	H2	2023 H1	H2	2024 H1	H2	2025 H1	H2	2026 H1	H2	
1															
2	5.14 Drinking water: Storage														
3	Project Approval and Funding	Thu 9/30/21	Wed 1/19/22												
4	Evaluation Survey Design	Thu 12/9/21	Wed 9/14/22												
5	Right Of Way & Permitting	Thu 6/23/22	Wed 8/2/23												
6	Crew & Material Acquisition	Thu 6/22/23	Wed 10/23/24												
7	Construction	Thu 8/29/24	Wed 3/25/26												
8	Closeout	Thu 3/26/26	Wed 9/9/26												

Page 1 of 1
BUDGET FORM 1

PART I. Business Unit No.: K - [New]		Program Title: 5.15 Drinking Water; Other Water Infrastructure		Division/Branch: Div. Natural Resources				
Prepared By: Jason John		Phone No.: (928) 729-4003		Email Address: jasonjohn@navajo-nsn.gov				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	14,250,000.00		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	6		14,250,000	14,250,000
				TOTAL		\$0.00	14,250,000	14,250,000
TOTAL:				\$14,250,000.00	0%			
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				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: Jason John, Department Manager Program Manager's Printed Name  10-5-21 Program Manager's Signature and Date				APPROVED BY: Dr. Rudolph Shebala, Division Director Division Director / Branch Chief's Printed Name  10/5/21 Division Director / Branch Chief's Signature and Date				



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 #: HK0053

Date & Time Received: 10/6/21 13:04 EST

Date & Time of Response: 10/11/21 11:20 p.m. MT

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: ARPA Drinking Water Storage Program; 5.14

Administrative Oversight: DWR / Division of Natural Resources

Amount of Funding Requested: \$14,250,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☐ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☒ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 5.14 Drinking Water: Storage

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: NTUA did not include a resolution of the NTUA Board in this review packet.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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-OWNED ENTITIES

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 4, 2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462
Bidtah Becker, Associate Attorney bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: NTAU ARPA Connecting Homes to Water Program; 5.15; Other Water Infrastructure

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sidney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Tom Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Natural Resources / Department of Water Resources on the Project
indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): NECA and other engineering and construction entities

Amount of FRF requested: \$ 9,809,238.00 FRF funding period: starting date: upon receipt of funding; deadline date: December 2026
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:

This project consists of installing waterlines or cistern systems to homes located on the Navajo Nation, whichever is applicable. It also consists of installing a septic system or connecting to the local wastewater system for the same homes, whichever is applicable. In addition to this Expenditure Plan, there is funding in NTUA's Defunded CARES Act, NN DWR's Defunded CARES Act, and the Bathroom Additions Expenditure Plan for the construction of waterlines, cisterns, and septic systems.

☒ document attached

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

This program will ensure more Navajo homes have clean drinking water in their homes.

☐ 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:

APPENDIX A

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Water / Wastewater Construction Engineering Supervisor

☐ 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:

NTUA's customers are responsible for operations and maintenance costs. NTUA prioritizes the stabilization of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

This program is covered under Expenditure Category 5.15. ARPA provides these funds to the Navajo Nation to make necessary investments in water and sewer infrastructure. This is a necessary investment in water infrastructure. The Interim Final Rule provides the Nation with wide latitude to identify investments in water and sewer infrastructure. Because this program addresses both drinking water and wastewater, NTUA has identified 5.15 as the appropriate Expenditure Category. It is important to note that a home needs both, not just one. Water in, water out.

☐ document attached

Part 3. Additional documents.

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

The ARPA W/WW Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.1, 5.2, 5.10, 5.11, 5.13, 5.14, and 5.15.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer: 
signature of Preparer/CONTACT PERSON

Approved by: 
signature of Board Chairperson or President (or Vice-President)

Approved by: _____
signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review: 
signature of Director of assisting Division

-OR- Approved to submit
for Review: _____
signature of NN President

EPA Exp Cat	Chapter	Project Description	Total Projects	Total Project Cost
Service Projects				
5.15 Drinking Water: Other water infrastructure	Locations to be Identified	NN Cistern/Septic System/Water Line Extension Projects for Homes		17,809,238
Total			\$	9,809,238

5.15 Drinking Water																
ID	Task Name	Start	Finish	2022		2023		2024		2025		2026				
				H2	H1	H2	H1	H2	H1	H2	H1	H2	H1	H2		
1																
2	5.15 Drinking water: Other															
3	Project Approval and Funding	Thu 9/30/21	Wed 1/19/22													
4	Evaluation Survey Design	Thu 12/9/21	Wed 11/8/23													
5	Right Of Way & Permitting	Thu 9/15/22	Wed 12/18/24													
6	Crew & Material Acquisition	Thu 1/4/24	Wed 5/7/25													
7	Construction	Thu 11/21/24	Wed 6/17/26													
8	Closeout	Thu 6/18/26	Wed 12/2/26													

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: K - [New]		Program Title: 5.15 Drinking Water; Other Water Infrastructure	Division/Branch: Div. Natural Resources
Prepared By: Jason John		Phone No.: (928) 729-4003	Email Address: jasonjohn@navajo-nsn.gov

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	9,809,238.00		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			9,809,238	9,809,238
				TOTAL		\$0.00	9,809,238	9,809,238

PART IV. POSITIONS AND VEHICLES	(D)	(E)
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: _____ Jason John, Department Manager <u> </u> Program Manager's Printed Name Program Manager's Signature and Date 10-5-21	APPROVED BY: _____ Dr. Rudolph Shebala, Division Director <u> </u> Division Director / Branch Chief's Printed Name Division Director / Branch Chief's Signature and Date 10/5/21
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

**Eligibility Criteria: NTUA ARPA Connecting Homes to Water Program; 5.15
Other Water Infrastructure**

In order for an applicant to request ARPA funds for a waterline or cistern system with wastewater component under this legislation they must provide the following information:

1. Complete the NTUA Waterline or Cistern System and Septic/Wastewater Service application.
2. The applicant will have to provide their name, reliable phone number(s), email address, mailing and physical address, the latitude and longitude, and chapter affiliation.
3. They must submit a valid homesite lease or residential lease.
4. Proof of primary residency required.

The criteria to determine eligibility for applicants is based on successful submission of aforementioned documents request. NTUA will perform a feasibility study which includes the following criteria:

1. The home must be found to be physically feasible to lived in.
2. Whether the home is on a permanent foundation and is a sound structure (livable).
3. Home needs to have access to a power source (electric or solar).
4. Applicant is willing and able to pay for monthly services.
5. Applicant must have no outstanding balance on existing utility accounts.
6. If a home is located within ½ mile of a community water system they will be considered for a waterline connection.
7. If the home is located over ½ mile they will be considered a water cistern system.
8. If the applicant is to receive a cistern system, the applicant must be willing and able to own, operate and maintain the system (which includes hauling water to refill).
9. For either a waterline connection or a water cistern system, the applicant must be willing and able to own, operate and maintain the septic system.

Homes that meet the criteria above will enter the right-of-way process where NTUA will obtain the Biological Resources Clearance Form (BRCF), Cultural Resources Compliance Form (CRCF), Traditional Cultural Proper Record (TCP), Tribal Authorization Access (TAA), and Service Line Agreement (SLA), if applicable. If the applicant's home can get through this process, then it can be approved for construction.

The priority can be described as "first to complete the process will be first served" meaning, if an applicant is able to complete the application, has a valid homesite lease, the home passes a physical inspection, and obtain all the applicable land clearance requirements, then that applicant will be served. Homes will continue to receive services until all the funding is expended or the imposed time limit runs.



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 #: HK0052

Date & Time Received: 10/6/21 13:06 EST

Date & Time of Response: 10/11/21 10:55 p.m. MT

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: ARPA Connecting Homes to Water Program; 5/15; Other Water Infrastructure

Administrative Oversight: DWR / Division of Natural Resources

Amount of Funding Requested: \$9,809,238

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

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

The Project appears to have overlapping features with Project HK0046 as it relates to connecting homes to cistern systems and providing Navajo Nation Homes with septic systems. DWR and OPVP may want to review HK0046 to confirm that there is no overlap.

U.S. Department of Treasury Reporting Expenditure Category: 5.15 Drinking Water:
Other Water Infrastructure

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 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | 12/31/2024 |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | <input type="checkbox"/> Inconsistent with applicable NN or |
| <input type="checkbox"/> Additional information submitted is | federal laws |
| insufficient to make a proper determination | |

Other Comments: NTUA did not include a resolution from the NTUA Board in this review packet.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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.

EXHIBITS

D through D-6



Navajo Nation Fiscal Recovery Fund

Broadband Expenditure Plans

Description	Category	Requested \$
NTUA, Last mile	5.16	\$31,852,642
NTUA, Other	5.17	\$68,147,358
Other service providers, Last Mile	5.16	\$25,000,000
Other service providers, Other	5.17	\$20,000,000
DPS- Public Safety	1.12	\$55,000,000
Cybersecurity	1.12	\$8,000,000

**THE NAVAJO NATION
FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN
FOR NAVAJO NATION-OWNED ENTITIES**

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: 10.05.2021

NN-Owned Entity's PO Box: 170 phone/email: 1-800-628-5011
mailing address: Bidtah Becker, Associate Attorney website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462 bidtahb@ntua.com
Bidtah Becker, Associate Attorney 928-729-6462 bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Broadband: Last Mile: 6, 18

NN-Owned Entity's CEO (or equivalent): Walter W. Harso phone & email: walterh@ntua.com 928-729-6202

Board President: Sydney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Thomas Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Telecommunication Regulatory Commission on the Project
Indicate whether the Recipient is the same as the Tribal Director. If not, indicate NN President and CEO
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known):
NTUAW and other telecommunications companies ☐ document attached

Amount of FRF requested: \$31,852,642 FRF funding period: starting date: when funding is received: deadline date: December 2026
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:

NTUA's ARPA Broadband Last Mile projects will utilize ARPA funds to provide Navajo homes with broadband services. The funds will be used to pay for fiber lines that will run from the "backbone" directly to homes, equipment that will be in the home for customers, installation of the equipment, student WiFi Hot-spot operating, wireless broadband equipment on towers to broadcast broadband services directly to customers, and tower and equipment operating expenditures. The specific locations are on the attached document.

☒ document attached

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

Many homes on the Navajo Nation lack access to one or more of the following utilities: electricity, water, wastewater, and broadband. All of NTUA's ARPA Broadband Last Mile projects will provide broadband at a minimum of 25 Mbps download and 3 Mbps upload to homes that perhaps never had broadband service in their homes. The Navajo people will directly benefit and 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:

☒ document attached

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

Velena Tsosie, NTUAW

☐ 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:

Customers of NTUAW are responsible for operations and maintenance costs, which is the business model for all broadband providers.

☐ 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:

This project meets expenditure category 5.16 ; Broadband; Last Mile. The rule states, "[t]o meet the immediate needs of unserved and underserved households and businesses, recipients are encouraged to focus on projects that deliver a physical broadband connection by prioritizing projects that achieve last mile connections." NTUA's last mile projects aim to meet unserved and underserved households and businesses by delivering broadband connections to Navajo homes and people. This will be done by either fiber to the home and by utilizing broadband broadcast stations in more rural areas where fiber to the home is not cost feasible. Fiber projects could meet 100 Mbps down/ 20 Mbps up, and the broadcast stations will deliver 25 Mbps/3 Mbps up. The rule contemplates practicability and says that "there may be instances in which it would not be practicable for a project to deliver (100 Mbps symmetrical) speeds because of the geography, topography or excessive costs..." This is a reality of the Navajo Nation but delivering the service is vital to Navajo people.

☒ document attached**Part 3. Additional documents.**

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

The ARPA Broadband Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.16 and 5.17.

☐ Board Resolution attached**Part 4. Affirmation by Funding Recipient.**

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

 NN-Owned Entity's
Preparer:

signature of Preparer/CONTACT PERSON

Approved by:

signature of Board Chairperson or President (or Vice President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:

signature of Director of existing program

 -OR- Approved to submit
for Review:

signature of NN President

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: K - (New)						Program Title: 5.16 Broadband; Last Mile						Division/Branch: Div. General Services					
Prepared By: Tom Platano						Phone No.: (928) 871-6311						Email Address: tom.platano@navajo-nm.gov					
PART II. FUNDING SOURCE(S)	Fiscal Year / Term	Amount	% of Total	PART III. BUDGET SUMMARY													
NIN Fiscal Recovery Funds		31,852,642.00		2001 Personnel Expenses	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total									
				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													
TOTAL:		\$31,852,642.00	0%	TOTAL					\$0.00	31,852,642.00	0						
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.				PART IV. POSITIONS AND VEHICLES													
SUBMITTED BY: Tom Platano, Division Director				Total # of Positions Budgeted:				(D)	(E)								
Program Manager's Printed Name				Total # of Vehicles Budgeted:													
APPROVED BY: Paulson Chaves, OP/P/Chief of Staff																	
Division Director / Branch Chief's Signature and Date																	
Program Manager's Signature and Date																	

11.23.2021
 Legislation CY-41-21. BFS-31-21 & OPVP Guidance for CY-41-21
 NN FRF
 5.16 Broadband Last Mile Projects

Expenditure Category	Project Description	Chapter	Delegate Region	State	Total Project Amount	Total Projects
5.16	Nazlini Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Nazlini	Begay Jr., Kee Allen	Arizona	\$ 459,000	1
5.16	Diklon Hospital Housing - Fiber Access & Electronics	Diklon	Begay, Elmer	Arizona	\$ 367,200	1
5.16	Diklon Hospital Housing - CPE/Modem/Install	Diklon	Begay, Elmer	Arizona	\$ 122,400	1
5.16	Chilile Equipment Modification	Kayenta	Brown, Nathaniel	Arizona	\$ 1,530,000	1
5.16	Kayenta Hospital Employee Housing - Fiber Access & Electronics	Kayenta	Brown, Nathaniel	Arizona	\$ 367,200	1
5.16	Kayenta Hospital Employee Housing - CPE/Modem/Install	Kayenta	Brown, Nathaniel	Arizona	\$ 122,400	1
5.16	CCSD Teacher Housing / Mesa Elementary School - Fiber Access & Electronics	Shiprock	Charles-Newton, Eugenia	New Mexico	\$ 367,200	1
5.16	CCSD Teacher Housing / Mesa Elementary School - CPE/Modem/Install	Shiprock	Charles-Newton, Eugenia	New Mexico	\$ 122,400	1
5.16	Tec Nos Pos Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Tec Nos Pos	Tso, Charlene	Arizona	\$ 459,000	1
5.16	Black Rock Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Tec Nos Pos	Tso, Charlene	Arizona	\$ 459,000	1
5.16	Whitehorse Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Whitehorse Lake	Tso, Daniel	New Mexico	\$ 459,000	1
5.16	Tuba City Regional Hospital Employee Housing - Fiber Access & Electronics	Tuba City	Tso, Ohio	Arizona	\$ 367,200	1
5.16	Tuba City Regional Hospital Employee Housing - CPE/Modem/Install	Tuba City	Tso, Ohio	Arizona	\$ 122,400	1
5.16	Pine Springs Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Oaksprings	Wauneka, Edison	Arizona	\$ 439,024	1
5.16	Kaigan Estates - Fiber Access & Electronics	St. Michaels	Wauneka, Edison	Arizona	\$ 367,200	1
5.16	Kaigan Estates - CPE/Modem/Install	St. Michaels	Wauneka, Edison	Arizona	\$ 122,400	1
5.16	WR Employee & OPVP Housing - Fiber Access & Electronics	Window Rock	Wauneka, Edison	Arizona	\$ 367,200	1
5.16	WR Employee & OPVP Housing - CPE/Modem/Install	Window Rock	Wauneka, Edison	Arizona	\$ 122,400	1
5.16	Oaksprings Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Oaksprings	Wauneka, Edison	Arizona	\$ 459,000	1
5.16	White Cone Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	White Cone	Begay, Elmer	Arizona	\$ 459,000	1
5.16	Greasewood NHA Housing - Fiber Access & Electronics	Greasewood	Begay, Elmer	Arizona	\$ 367,200	1
5.16	Greasewood NHA Housing - CPE/Modem/Install	Greasewood	Begay, Elmer	Arizona	\$ 122,400	1
5.16	Indian Wells NHA Housing - Fiber Access & Electronics	Greasewood	Begay, Elmer	Arizona	\$ 367,200	1
5.16	Indian Wells NHA Housing - CPE/Modem/Install	Greasewood	Begay, Elmer	Arizona	\$ 122,400	1
5.16	Dennehoiso Community Housing - Fiber Access & Electronics	Dennehoiso	Brown, Nathaniel	Arizona	\$ 367,200	1
5.16	Dennehoiso Community Housing - CPE/Modem/Install	Dennehoiso	Brown, Nathaniel	Arizona	\$ 122,400	1
5.16	Kayenta Unified School Teacher Housing - Fiber Access & Electronics	Kayenta	Brown, Nathaniel	Arizona	\$ 367,200	1
5.16	Kayenta Unified School Teacher Housing - CPE/Modem/Install	Kayenta	Brown, Nathaniel	Arizona	\$ 122,400	1
5.16	Chilichinleto East Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Chilichinleto	Brown, Nathaniel	Arizona	\$ 459,000	1
5.16	Treadlana Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Treadlana	Crotty, Amber K.	Arizona	\$ 459,000	1
5.16	Shonto Preparatory Teacher Housing - Fiber Access & Electronics	Shonto	Daniels Jr., Herman	Arizona	\$ 367,200	1
5.16	Shonto Preparatory Teacher Housing - CPE/Modem/Install	Shonto	Daniels Jr., Herman	Arizona	\$ 122,400	1

5.16	Tohatchi NHA Housing - Fiber Access & Electronics	Tohatchi	Halona, Pernell	New Mexico	\$	367,200	1
5.16	Tohatchi NHA Housing - CPE/Modem/Install	Tohatchi	Halona, Pernell	New Mexico	\$	122,400	1
5.16	Jeddito Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Jeddito	James, Vince	Arizona	\$	459,000	1
5.16	Conflicts Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Conflicts	James, Vince	Arizona	\$	459,000	1
5.16	Lukachukai NHA Housing - Fiber Access & Electronics	Lukachukai	Slater, Carl	Arizona	\$	367,200	1
5.16	Lukachukai NHA Housing - CPE/Modem/Install	Lukachukai	Slater, Carl	Arizona	\$	122,400	1
5.16	Rock Point Community School Teacher Housing - Fiber Access & Electronics	Rock Point	Slater, Carl	Arizona	\$	367,200	1
5.16	Rock Point Community School Teacher Housing - CPE/Modem/Install	Rock Point	Slater, Carl	Arizona	\$	122,400	1
5.16	Rough Rock North Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Rough Rock	Slater, Carl	Arizona	\$	459,000	1
5.16	Lupton Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Lupton	Smith Jr., Raymond	Arizona	\$	459,000	1
5.16	Sanders E Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Sanders	Smith Jr., Raymond	Arizona	\$	459,000	1
5.16	FD Indian Medical Center Employee Housing - Fiber Access & Electronics	FT. Defiance	Stewart, Wilson	Arizona	\$	367,200	1
5.16	FD Indian Medical Center Employee Housing - CPE/Modem/Install	FT. Defiance	Stewart, Wilson	Arizona	\$	122,400	1
5.16	Montezuma Creek Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Anehi	Tso, Charlene	Utah	\$	459,000	1
5.16	Torreon Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Torreon	Tso, Daniel	New Mexico	\$	459,000	1
5.16	Pueblo Pinaldo Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Pueblo Pinaldo	Tso, Daniel	Arizona	\$	459,000	1
5.16	Chinle NHA Housing - Fiber Access & Electronics	Chinle	Tso, Eugene	Arizona	\$	367,200	1
5.16	Chinle NHA Housing - CPE/Modem/Install	Chinle	Tso, Eugene	Arizona	\$	122,400	1
5.16	Rams Pasture Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Chinle	Tso, Eugene	Arizona	\$	459,000	1
5.16	Spider Rock Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Chinle	Tso, Eugene	Arizona	\$	459,000	1
5.16	Del Muerto Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Chinle	Tso, Eugene	Arizona	\$	459,000	1
5.16	Mariano Lake Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Mariano Lake	Yazzie, Edmund	Arizona	\$	459,000	1
5.16	White Cone South Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	White Cone	Begay, Elmer	Arizona	\$	459,000	1
5.16	Many Farms NHA Housing - Fiber Access & Electronics	Many Farms	Begay Jr., Kee Allen	Arizona	\$	367,200	1
5.16	Many Farms NHA Housing - CPE/Modem/Install	Many Farms	Begay Jr., Kee Allen	Arizona	\$	122,400	1
5.16	Bitter Springs Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Bodaway-Gap	Begay Jr., Kee Allen	Arizona	\$	459,000	1
5.16	Kalibeto NHA Housing - Fiber Access & Electronics	Kalibeto	Begay, Paul	Arizona	\$	367,200	1
5.16	Kalibeto NHA Housing - CPE/Modem/Install	Kalibeto	Begay, Paul	Arizona	\$	122,400	1
5.16	Lechee NHA Housing - Fiber Access & Electronics	Lechee	Begay, Paul	Arizona	\$	367,200	1
5.16	Lechee NHA Housing - CPE/Modem/Install	Lechee	Begay, Paul	Arizona	\$	122,400	1
5.16	Tonalea NHA Housing - Fiber Access & Electronics	Tonalea	Begay, Paul	Arizona	\$	367,200	1
5.16	Tonalea NHA Housing - CPE/Modem/Install	Tonalea	Begay, Paul	Arizona	\$	122,400	1
5.16	Smith Lake Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Smith Lake	Yazzie, Edmund	New Mexico	\$	459,000	1
5.16	Whippoorwill Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Bodaway-Gap	Begay, Paul	Arizona	\$	459,000	1
5.16	Sanostee Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Sanostee	Crotty, Amber K.	New Mexico	\$	459,000	1
5.16	Sanostee Community Housing - Fiber Access & Electronics	Sanostee	Crotty, Amber K.	New Mexico	\$	459,000	1
5.16	Sanostee Community Housing - CPE/Modem/Install	Sanostee	Crotty, Amber K.	New Mexico	\$	122,400	1
5.16	Navajo Mountain Community Housing - Fiber Access & Electronics	Navajo Mountain	Crotty, Amber K.	Utah	\$	367,200	1
5.16	Navajo Mountain Community Housing - CPE/Modem/Install	Navajo Mountain	Daniels Jr., Herman	Utah	\$	122,400	1
5.16	Round Rock NHA Housing - Fiber Access & Electronics	Round Rock	Slater, Carl	Arizona	\$	367,200	1
5.16	Round Rock NHA Housing - CPE/Modem/Install	Round Rock	Slater, Carl	Arizona	\$	122,400	1
5.16	Klagetoh NHA Housing - Fiber Access & Electronics	Klagetoh	Smith Jr., Raymond	Arizona	\$	367,200	1

5.16	Klagetoh NHA Housing - CPE/Modem/Install	Klagetoh	Smith Jr., Raymond	Arizona	\$	122,400	1
5.16	Sanders Community Housing - Fiber Access & Electronics	Sanders	Smith Jr., Raymond	Arizona	\$	367,200	1
5.16	Sanders Community Housing - CPE/Modem/Install	Sanders	Smith Jr., Raymond	Arizona	\$	122,400	1
5.16	Red Mesa Hospital Employee Housing - Fiber Access & Electronics	Red Mesa	Tso, Charlene	Arizona	\$	367,200	1
5.16	Red Mesa Hospital Employee Housing - CPE/Modem/Install	Red Mesa	Tso, Charlene	Arizona	\$	122,400	1
5.16	Ojito Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Ojito	Daniels Jr., Herman	Arizona	\$	459,000	1
5.16	Forest Lake NHA Housing - Fiber Access & Electronics	Forest Lake	Yellowhair, Jimmy	Arizona	\$	367,200	1
5.16	Forest Lake NHA Housing - Fiber Access & Electronics	Forest Lake	Yellowhair, Jimmy	Arizona	\$	122,400	1
5.16	Pinon NHA Housing - Fiber Access & Electronics	Pinon	Yellowhair, Jimmy	Arizona	\$	367,200	1
5.16	Pinon NHA Housing - CPE/Modem/Install	Pinon	Yellowhair, Jimmy	Arizona	\$	122,400	1
5.16	Customer Premise Equipment for Wireless Broadband Service	Navajo Nation Wide	Navajo Nation	LOT	\$	2,295,000	1
5.16	Student WiFi Hotspot Operating Expenditures	Navajo Nation Wide	Navajo Nation	LOT	\$	903,893	1
5.16	Towers Operating Expenditures	Navajo Nation Wide	Navajo Nation	LOT	\$	1,041,925	1
TOTAL					\$	31,852,642	87

Task Name	Duration	Start	End	2022				2023				2024				2025				2026			
				Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4
5.16 Last Mile Program with Collocation																							
Project Approval & Funding																							
Project Design/Survey	3-6 months																						
ROW and permitting	24 months																						
Crew and Material Acquisition	6-8 months																						
Construction	6 -10 months																						
Close Out	3-6 months																						
Timeline is contingent upon funding acquisition, material lead time, procurement, and project scheduling. The Timeline does not account for weather delays.																							



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 #: HK0089

Date & Time Received: 10/12/2021 21:26 MDT

Date & Time of Response: 10/16/2021 17:38 MDT

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: Broadband; Last Mile

Administrative Oversight: Telecommunication Regulatory Commission

Amount of Funding Requested: \$31,852,642

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: 5.16 Broadband: "Last Mile" Projects

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: No NTUA Board resolution was included in the review request packet.
Should the Administrative Oversight entity be DGS instead of Telecommunications Regulatory Commission?

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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-OWNED ENTITIES**

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: 10.05.2021
 NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
 mailing address: Bidtah Becker, Associate Attorney website (if any): www.ntua.com
 This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462 bidtahb@ntua.com
Bidtah Becker, Associate Attorney 928-729-6462 bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: NTUA's Middle Mile Program, 5.17; Broadband; Other.

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202
 Board President: Sydney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267
 Board Treasurer or Financial Officer: Thomas Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Telecommunication Regulatory Commission on the Project
Indicate existing Division and name of Division Director. If none, indicate TNA President and OPMF
 and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known):
NTUAW and other telecommunications companies ☐ document attached

Amount of FRF requested: \$68,147,358 FRF funding period: starting date: when funding is received; deadline date: December 2026
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:

NTUA's Middle Mile Program will focus on building the infrastructure that will deliver broadband services to Navajo people and communities. The funds will be used to build towers across the Navajo Nation, laying fiber optic lines, and making electrical upgrades to the system to accommodate fiber and towers. Building the "middle mile" of broadband infrastructure is imperative to providing broadband service. Without the middle mile Navajo communities will be left with sub-par or no services. This will allow adults and children to either work or school from home.

☒ document attached

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

Broadband is necessary for telecommuting, telemedicine, in home schooling, and generally to ensure that one can safely shelter in place due to COVID-19 related quarantine, stay at home community orders, and generally for those who prefer to stay at home, rather than risking exposure to the virus that causes COVID-19. This project will benefit Navajo people, communities, and the Nation at large.

☐ 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:

☒ document attached

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

Mujtaba Ansari, NTUA Project Manager

☐ 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:

Customers of NTUAW are responsible for operations and maintenance costs, which is the business model for all broadband providers.

☐ 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:

This project meets expenditure category 5.17; Broadband; other. Under the interim final rule, ARPA provides funds to State, territorial, local, and Tribal governments to make necessary investments in broadband infrastructure. Eligible projects are expected to focus on locations that are unserved or underserved. NTUA's Middle Mile Program makes necessary investments in broadband infrastructure across the Navajo Nation which has many people that are underserved and unserved. Many of NTUA's projects in the Middle Mile Program are running fiber optic lines in Navajo communities that are designed to meet the minimum download and upload speeds specified in the rule. The tower projects are crucial for the Navajo Nation's broadband infrastructure for it's most vulnerable populations where it is unfeasible to run physical fiber optic lines to their homes. It provides them with wireless broadband services that are designed to meet the minimum speeds but won't due to the rural nature of where the homes are and the costs associated with it.

☐ document attached

Part 3. Additional documents.

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

The ARPA Broadband Expenditure Plan Resolution will go in front of the NTUA Management Board on October 22, 2021. It will encompass 5.16 and 5.17.

☐ Board Resolution attached


Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

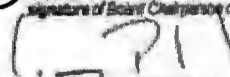
Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:


signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review


signature of Director of assisting Division

-OR- Approved to submit
for Review

11.23.2021
 Legislation CIY-41-21, BFS-31-21 & OPVP Guidance for CIY-41-21
 NN FRF
 5.17 Broadband: Other Projects

Expenditure Category	Project Description	Chapter	Delegate Region	State	Total Project Amount	Total Projects
5.17	Jedeezahn Fiber Buildout	Low Mountain	Begay Jr., Kee Allen	Arizona	\$ 209,756	1
5.17	Nazlini New Tower Build	Nazlini	Begay Jr., Kee Allen	Arizona	\$ 531,318	1
5.17	Nazlini Fiber Buildout	Nazlini	Begay Jr., Kee Allen	Arizona	\$ 2,254,745	1
5.17	Nazlini Head Start and Nazlini Chapter House	Nazlini	Begay Jr., Kee Allen	Arizona	\$ 226,502	1
5.17	Diklon Hospital Housing - Fiber Distribution	Diklon	Begay, Elmer	Arizona	\$ 734,400	1
5.17	AC Unit for Tower Shelter	The Gap CW	Begay, Paul	Arizona	\$ 4,080	1
5.17	Lechee WT Fiber Buildout	Lechee	Begay, Paul	Arizona	\$ 870,044	1
5.17	Coppermine Tower Site A (35Kv Gen)	Coppermine	Begay, Paul	Arizona	\$ 63,240	1
5.17	Kaibeto Water Tank Tower Upgrade (Shelter)	Kaibeto	Begay, Paul	Arizona	\$ 178,500	1
5.17	Tonalas Chapter House Tower Power Upgrade	Tonalas Chapter House	Begay, Paul	Arizona	\$ 8,670	1
5.17	Lechee Chapter House Fiber Drop	Lechee	Begay, Paul	Arizona	\$ 12,387	1
5.17	Kayenta Hospital Employee Housing - Fiber Distribution	Kayenta	Brown, Nathaniel	Arizona	\$ 734,400	1
5.17	AC Unit for Tower Shelter	Shiprock NTUA DO Tower	Charles-Newton, Eugenia	New Mexico	\$ 6,630	1
5.17	CCSD Teacher Housing / Mesa Elementary School - Fiber Distribution	Shiprock	Charles-Newton, Eugenia	New Mexico	\$ 734,400	1
5.17	Monument Valley High School	Kayenta	Brown, Nathaniel	Arizona	\$ 2,940,241	1
5.17	Navajo Mountain Chapter House Fiber Buildout	Navajo Mountain	Daniels Jr., Herman	Utah	\$ 95,347	1
5.17	Navajo Mountain Cradleboard Tower	Navajo Mountain	Daniels Jr., Herman	Utah	\$ 3,623,027	1
5.17	Navajo Mountain High School Fiber Buildout	Navajo Mountain	Daniels Jr., Herman	Utah	\$ 179,914	1
5.17	Navajo Mountain Cradleboard Tower Generator	Navajo Mountain	Daniels Jr., Herman	Utah	\$ 700,331	1
5.17	Shonto Tower Shelter	Shonto South	Daniels Jr., Herman	Utah	\$ 783,503	1
5.17	Little Water Tower Shelter	Little Water	Daniels Jr., Herman	Utah	\$ 63,240	1
5.17	Burnside Tower Power Upgrade	Burnside	Tso, Daniel	Arizona	\$ 185,640	1
5.17	Escrito Mesa Tower Power Upgrade	Escrito Mesa	James, Vince	Arizona	\$ 178,500	1
5.17	Tsalie Shelter Power Upgrade	Tsalie, Dine College Shelter	Freeland, Mark	New Mexico	\$ 7,140	1
5.17	Crystal Tower Backup Power Upgrade	Crystal	Stewart, Wilson	Arizona	\$ 8,670	1
5.17	Red Mesa to Teec Nos Pos	Red Mesa	Tso, Charlene	Arizona	\$ 7,140	1
5.17	Teec Nos Pos to Black Rock	Red Mesa	Tso, Charlene	Arizona	\$ 4,027,918	1
5.17	Black Rock to Cudei	Red Mesa	Tso, Charlene	Arizona	\$ 3,735,571	1
5.17	Teec Nos Pos New Tower Build	Teec Nos Pos	Tso, Charlene	Arizona	\$ 291,403	1
5.17	Black Rock New Tower Build	Teec Nos Pos	Tso, Charlene	Arizona	\$ 632,400	1
5.17					\$ 531,318	1

5.17	Tolkian Tower Shelter	Tolkian	Tso, Charlaïne	Arizona	\$ 185,640	1
5.17	Mexican Water WT Fiber Buildout	Mexican Water	Tso, Charlaïne	Arizona	\$ 936,867	1
5.17	Whitehorse New Tower Build	Whitehorse Lake	Tso, Daniel	New Mexico	\$ 531,318	1
5.17	Fiber Build to Tuba City Chapter House (UGD Construction)	Tuba City	Tso, Otto	Arizona	\$ 81,861	1
5.17	Fiber Build to Tuba City Court House (UGD Construction)	Tuba City	Tso, Otto	Arizona	\$ 83,073	1
5.17	Fiber Build to Tuba City Boarding School	Tuba City	Tso, Otto	Arizona	\$ 23,391	1
5.17	Tuba City Regional Hospital Employee Housing - Fiber Distribution	Tuba City	Tso, Otto	Arizona	\$ 734,400	1
5.17	Tuba City Legacy Tower Power Upgrade	Tuba City Legacy	Tso, Otto	Arizona	\$ 8,670	1
5.17	Cameron Water Tank Tower Upgrade	Cameron	Walker, Thomas	Arizona	\$ 67,320	1
5.17	Coalmine Canyon Tower Power Upgrade	Coalmine Canyon MW site	Walker, Thomas	Arizona	\$ 8,670	1
5.17	Coalmine Substation Tower Power Upgrade	Coalmine Substation	Walker, Thomas	Arizona	\$ 734,400	1
5.17	Kangyan Estates - Fiber Distribution	St. Michaels	Wauneka, Edison	Arizona	\$ 954,679	1
5.17	Pine Springs New Tower Build	Oaksprings	Wauneka, Edison	Arizona	\$ 2,214,664	1
5.17	Pine Springs Fiber Buildout	Oaksprings	Wauneka, Edison	Arizona	\$ 734,400	1
5.17	WFR Employee & OPVP Housing - Fiber Distribution	Window Rock	Wauneka, Edison	Arizona	\$ 531,318	1
5.17	Oaksprings New Tower Build	Oaksprings	Wauneka, Edison	Arizona	\$ 78,733	1
5.17	Oaksprings Fiber Buildout	Oaksprings	Stewart, Wilson	Arizona	\$ 204,047	1
5.17	Fort Defiance West Chapter House Fiber Buildout (0.2 Miles)	Fort Defiance	Begay, Elmer	Arizona	\$ 531,318	1
5.17	White Cone New Tower Build	White Cone	Begay, Elmer	Arizona	\$ 734,400	1
5.17	Greasewood NHA Housing - Fiber Distribution	Greasewood	Begay, Elmer	Arizona	\$ 734,400	1
5.17	Indian Wells NHA Housing - Fiber Distribution	Greasewood	Brown, Nathaniel	Arizona	\$ 734,400	1
5.17	Dennehotso Community Housing - Fiber Distribution	Dennehotso	Brown, Nathaniel	Arizona	\$ 175,436	1
5.17	Kayenta Unified School Teacher Housing - Fiber Distribution	Kayenta	Brown, Nathaniel	Arizona	\$ 531,318	1
5.17	Chilichibeto East New Tower Build	Chilichibeto	Croft, Amber K.	Arizona	\$ 2,131,406	1
5.17	Toadlena New Tower Build	Toadlena	Daniels Jr., Herman	Arizona	\$ 734,400	1
5.17	Toadlena Fiber Buildout	Toadlena	Halona, Pernell	New Mexico	\$ 531,318	1
5.17	Shonto Preparatory Teacher Housing - Fiber Distribution	Shonto	James, Vince	Arizona	\$ 167,980	1
5.17	Tohatchi NHA Housing - Fiber Distribution	Tohatchi	James, Vince	Arizona	\$ 734,400	1
5.17	Jeddito New Tower Build	Jeddito	Slater, Carl	Arizona	\$ 734,400	1
5.17	Comfields Fiber Buildout	Comfields	Slater, Carl	Arizona	\$ 531,318	1
5.17	Lukachukai NHA Housing - Fiber Distribution	Lukachukai	Slater, Carl	Arizona	\$ 734,400	1
5.17	Rock Point Community School Teacher Housing - Fiber Distribution	Rock Point	Slater, Carl	Arizona	\$ 734,400	1
5.17	Rough Rock North New Tower Build	Rough Rock	Stewart, Wilson	Arizona	\$ 531,318	1
5.17	FD Indian Medical Center Employee Housing - Fiber Distribution	FT. Defiance	Tso, Daniel	New Mexico	\$ 734,400	1
5.17	Pueblo Pintado New Tower	Pueblo Pintado	Tso, Eugene	Arizona	\$ 531,318	1
5.17	Chinle NHA Housing - Fiber Distribution	Chinle	Tso, Eugene	Arizona	\$ 531,318	1
5.17	Rams Pasture New Tower Build	Chinle	Tso, Eugene	Arizona	\$ 531,318	1
5.17	Spider Rock New Tower Build	Chinle	Tso, Eugene	Arizona	\$ 531,318	1
5.17	Del Muerto New Tower Build	Chinle	Tso, Eugene	Arizona	\$ 1,198,551	1
5.17	Del Muerto Fiber Buildout	Chinle	Tso, Eugene	Arizona		1

5.17	Manano Lake New Tower	Manano Lake	Yazzie, Edmund	New Mexico	\$	530,400	1
5.17	Many Farms NHA Housing - Fiber Distribution	Many Farms	Begay Jr., Kee Allen	Arizona	\$	734,400	1
5.17	Bitter Springs New Tower Build	Bodaway-Gap	Begay, Paul	Arizona	\$	531,318	1
5.17	Kaibeto NHA Housing - Fiber Distribution	Kaibeto	Begay, Paul	Arizona	\$	734,400	1
5.17	Lechee NHA Housing - Fiber Distribution	Lechee	Begay, Paul	Arizona	\$	734,400	1
5.17	Tonalea NHA Housing - Fiber Distribution	Tonalea	Begay, Paul	Arizona	\$	734,400	1
5.17	Smith Lake New Tower	Smith Lake	Yazzie, Edmund	New Mexico	\$	531,318	1
5.17	Whippoorwill New Tower Build	Bodaway-Gap	Begay, Paul	Arizona	\$	531,318	1
5.17	White Cone South Fiber Buildout	Kayenta	Brown, Nathaniel	Arizona	\$	111,485	1
5.17	Sanostee New Tower	Sanostee	Croty, Amber K.	New Mexico	\$	531,318	1
5.17	Kaibeto Fiber Buildout	Sheep Springs	Croty, Amber K.	New Mexico	\$	168,300	1
5.17	Sanostee Community Housing - Fiber Distribution	Sanostee	Croty, Amber K.	New Mexico	\$	734,400	1
5.17	Red Valley Water Tank	Ojito	Daniels Jr., Herman	Arizona	\$	311,734	1
5.17	Red Valley Chapter House	Shonto	Daniels Jr., Herman	Arizona	\$	91,155	1
5.17	Navajo Mountain Community Housing - Fiber Distribution	Navajo Mountain	Daniels Jr., Herman	Utah	\$	734,400	1
5.17	Mitten Rock	Crowpoint	Freeland, Mark	New Mexico	\$	14,810	1
5.17	Shonto Fiber Build	Tohatchi	Halona, Pennell	New Mexico	\$	198,054	1
5.17	Ganado WT F(Lookantsee)	Ganado	James, Vince	Arizona	\$	135,997	1
5.17	Round Rock NHA Housing - Fiber Distribution	Round Rock	Slaters, Carl	Arizona	\$	734,400	1
5.17	Chinle East Fiber Buildout	Sanders	Smith Jr., Raymond	Arizona	\$	17,824	1
5.17	Tolani Lake Chapter House	Sanders	Smith Jr., Raymond	Arizona	\$	749,964	1
5.17	Whippoorwill Fiber Buildout	Sanders	Smith Jr., Raymond	Arizona	\$	68,423	1
5.17	Klagetoh NHA Housing - Fiber Distribution	Klagetoh	Smith Jr., Raymond	Arizona	\$	734,400	1
5.17	Sanders Community Housing - Fiber Distribution	Sanders	Smith Jr., Raymond	Arizona	\$	734,400	1
5.17	Red Mesa Hospital Employee Housing - Fiber Distribution	Red Mesa	Tso, Charlaire	Arizona	\$	734,400	1
5.17	White Cone South New Tower Build	White Cone	Elmer Begay	Arizona	\$	531,318	1
5.17	Castle Butte New Tower Build	Castle Butte	Elmer Begay	Arizona	\$	531,318	1
5.17	Ojito Tower	Ojito	Daniels Jr., Herman	Arizona	\$	531,318	1
5.17	Generator for Round Rock Shelter	Black Mesa	Yellowhair, Jimmy	Arizona	\$	63,240	1
5.17	Forest Lake NHA Housing - Fiber Distribution	Forest Lake	Yellowhair, Jimmy	Arizona	\$	734,400	1
5.17	Piron NHA Housing - Fiber Distribution	Piron	Yellowhair, Jimmy	Arizona	\$	734,400	1
5.17	(Broadband Capacity Upgrade) Network Upgrades 100 Gbps to 800 Gbps	Navajo Nation	Navajo Nation	Arizona, New Mexico, Utah	\$	5,194,860	1
TOTAL					\$	68,147,358	104

60 Month Project Timeline - NTUA Other

Task Name	Duration	Start	End	2022				2023				2024				2025				2026			
				Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4
5.17 Other Program with ROW/Permitting																							
Project Approval & Funding																							
Project Design/Survey	3-6 months																						
ROW and permitting	24 months																						
Crew and Material Acquisition	6-8 months																						
Construction	6-10 months																						
Close Out	3-6 months																						
Timeline is contingent upon funding acquisition, material lead time, procurement, and project scheduling. This timeline is for projects without approval ROWs, easements or TAAs. The Timeline does not account for weather delays																							

FY _____

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 1
BUDGET FORM 1

PART I. Business Unit No.: <u>K - (New)</u>		Program Title: <u>5.18 Broadband; Last Mile</u>		Division/Branch: <u>Div. General Services</u>	
Prepared By: <u>Tom Platano</u>		Phone No.: <u>(928) 871-6311</u>		Email Address: <u>tom.platano@navajo-nsn.gov</u>	
PART II. FUNDING SOURCE(S)	Fiscal Year / Term	Amount	% of Total	PART III. BUDGET SUMMARY	
NN Fiscal Recovery Funds		68,147,358.00		2001 Personnel Expenses	Fund Type Code
				3000 Travel Expenses	(A) NNC Approved Original Budget
				3500 Meeting Expenses	(B) Proposed Budget
				4000 Supplies	(C) Difference or Total
				5000 Lease and Rental	
				5500 Communications and Utilities	
				6000 Repairs and Maintenance	
				6500 Contractual Services	
				7000 Special Transactions	
				8000 Public Assistance	
				9000 Capital Outlay	
				TOTAL	\$0.00
					68,147,358.00
					0
TOTAL: \$68,147,358.00		0%		PART IV. POSITIONS AND VEHICLES	
				Total # of Positions Budgeted:	(D)
				Total # of Vehicles Budgeted:	(E)
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					
SUBMITTED BY: <u>Tom Platano, Division Director</u>		APPROVED BY: <u>Paulson Chaco, OPVP/Chief of Staff</u>			
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name			
Program Manager's Signature and Date <u>10/12/2009</u>		Division Director / Branch Chief's Signature and Date			



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 #: HK0088

Date & Time Received: 10/12/21 at 21:27 EST

Date & Time of Response: 10/12/2021 4:30 p.m. MDT

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: NTUA's Middle Mile Program

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$68,147,358

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 5.17 Broadband: Other Projects

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: The Documents claim that the Project will “meet the minimum download and upload speeds specifies in the rule.” Clearance is conditional on the understanding that Treasury rules specify that the Project must deliver a minimum 100 Mbps download speed and 20 Mbps upload speed, and be scalable to a minimum of 100 Mbps download speed and 100 Mbps upload speed.

Name of DOJ Reviewer: Kristen A. Lowell

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-OWNED ENTITIES

Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: 10.05.2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Bidtah Becker, Associate Attorney website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462 bidtahb@ntua.com
Bidtah Becker, Associate Attorney 928-729-6462 bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S Info

Title and type of Project: ARPA Broadband Grant Funding for Various Carriers (not including NTUA/NTUAW)

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sydney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Thomas Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of General Services on the Project
Indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): AT&T, Cellular One, Frontier, NUMU, T-Mobile
Sacred Wind, Verizon, Western NM ☐ document attached

Amount of FRF requested: \$25Million FRF funding period: starting date: when funding is received; deadline date: December 2026
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 Various Carriers Project will provide the carriers other than NTUA and NTUAW the opportunity to obtain funding for projects that fall under the ARPA Expenditure Category 5.16 Broadband: "Last Mile" projects. NTUA will receive the ARPA funds and will distribute it to carriers seeking a grant to build "Last Mile" projects.

☐ document attached

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

Broadband is necessary for telecommuting, telemedicine, in home schooling, and generally to ensure that one can safely shelter in place due to COVID-19 related quarantine, stay at home community orders, and generally for those who prefer to stay at home, rather than risking exposure to the virus that causes COVID-19. This project will benefit Navajo people, communities, and the Nation at large.

☐ 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:

APPENDIX A

Depending on receipt of funding, the projects will need to be submitted for consideration by March 31, 2022. Acceptance or rejection of projects will need be completed by October 31, 2022. Grant funds will be disbursed by December 31, 2022. The Various Carriers will need to obligate grant funds no later than December 31, 2024. Projects will need to be completed by December 31, 2026.

☐ document attached

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

NTUA Deputy General Manager for Communications

☐ 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 customers of the Various Carriers receiving grant funds will be responsible for operations and maintenance costs.

☐ 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:

This project meets expenditure category 5.16. Under the interim final rule, ARPA provides funds to State, territorial, local, and Tribal governments to make necessary investments in broadband infrastructure. This program could make necessary investments in broadband infrastructure across the Navajo Nation which has many people that are underserved and unserved. Projects could include last mile projects and middle mile projects.

☐ document attached

Part 3. Additional documents.

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

The Various Carriers (not including NTUA/NTUAW) ARPA Broadband Grant Funding will go in front of the NTUA Management Board on October 22, 2021.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:


signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:


signature of Director of assisting Division

-OR- Approved to submit
for Review:

signature of NN President

**Eligibility Criteria: 5.16 and 5.17 ARPA Broadband Grant Funding for Various Carriers
(Not including NTUA/NTUAW)**

Requirements for Applicants

In order for a proposed broadband project to be eligible it must meet the requirements specified by the U.S. Department of Treasury in the Interim Final Rule which states that projects must at a minimum reliably meet or exceed 100 Mbps download and between at least 20 Mbps and 100 Mbps upload speeds and be scalable to a minimum of 100 Mbps symmetrical for download and upload speeds.

In order for a carrier/applicant to request Broadband ARPA funds under this legislation, carriers/applicants must provide the following documents:

1. Statement of Qualifications
 - a. Services provided
 - b. Key Points of Contact
 - c. Organizational Chart
 - d. References
2. Financial Pro Forma
3. Project Plan (Timeline)
4. Resources Management Plan
5. Post Construction - Sustainability Plan including Operations and Maintenance Plan
6. Geographical and Logical Network Design
7. Letter certifying adherence to Navajo labor and contractor hiring standards
8. List of proposed projects including the following for each project:
 - a. Scope of proposed project
 - b. Associated costs
 - c. Proposed technology
 - d. Service area, documenting it is not an overbuild of comparable technology
 - e. Demographic information of area to be served
 - f. Community Need and how the project will alleviate or mitigate a need(s)
 - g. Environmental Assessment - Rights of Way Documents including Biological Resources Clearance Form (BRCF), Cultural Resources Compliance Form (CRCF), Traditional Cultural Proper Record (TCP), Tribal Authorization Access (TAA), and Service Line Agreement (SLA), if applicable.

The Criteria to determine eligibility for applicants is based on successful submission of aforementioned documents request. If an applicant is deemed eligible to receive funding, the applicant's proposed projects will be added to a master list of potential projects. After review of all applicant's documents have concluded, the master list of potential projects will be reviewed to determine the priority and need. The criteria to determine priority of projects will be based on the following:

1. Level of Need - the most remote areas with difficult terrain will get priority (Unserved populations will take precedence over Underserved populations)
2. Proposed number of homes covered
3. Proposed number of businesses covered

4. Proposed number of community anchor institutions connected
5. Proposed bandwidth speeds and pricing offered
6. Proposed technology (Futureproofing)
7. Successful completion of Environmental Assessment
8. Economic Development – number of jobs created by proposed project
9. Feasibility to complete proposed project within timeframe allotted

[End of Document]

FY _____

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ____ of ____
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>ARPA Broadband Various Carriers 5.16</u>		Division/Branch: <u>Div. General Services</u>			
Prepared By: <u>Tom Platero</u>		Phone No.: <u>(928) 871-6311</u>		Email Address: <u>tom.platero@navajo-nsn.gov</u>			

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds		25,000,000.00		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			25,000,000.00	
				TOTAL		\$0.00	25,000,000.00	0

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

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u>Tom Platero, Division Director</u> <div style="display: flex; align-items: center;"> <div style="flex: 1;"> Program Manager's Printed Name 10/21/2021 Program Manager's Signature and Date </div> <div style="flex: 1; text-align: right;"> APPROVED BY: <u>Paulson Chaco, COS, OPVP</u> Division Director / Branch Chief's Printed Name Division Director / Branch Chief's Signature and Date </div> </div>			

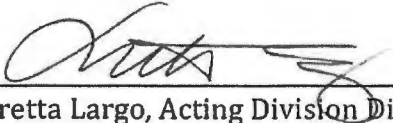
THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

MEMORANDUM

TO : Mel M. Rodis, Assistant Attorney General
Tax and Finance Unit/NNDOJ

FROM : 
Loretta Largo, Acting Division Director
Division of General Services

DATE : November 16, 2021

SUBJECT : FRF Expenditure Plan for 5.16 Broadband
Additional Information Request
HK0096-02

The Division of General Services (DGS) in coordination with the Navajo Tribal Utility Authority (NTUA) is submitting additional justification for the ARPA 5.16 Broadband Grant Funding Request for Various Carriers in the amount of \$25 Million per the Department of Justice's Initial Eligibility Determination and information request.

Attached you will find NTUA's response to the delivery speeds and how this project will respond to the pandemic. DGS agrees with NTUA's position, and as the administering Division for these funds will ensure NTUA is meeting the requirements outlined in Treasury's Guidance in collaboration with FRF Office.

This on-going public health emergency has demonstrated how critical broadband infrastructure is for our rural tribal communities that need access to work, health care, and school activities commonly available online and through the internet.

If you have any questions, please don't hesitate to contact me at llargo@navajo-nsn.gov.



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 #: HK0096-2

Date & Time Received: 11/16/2021 22:56

Date & Time of Response: 11/20/2021 14:55

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: ARPA Broadband Grant Funding for Various Carriers (not including NTUA/NTUAW)

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$25,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☐ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☒ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 5.16 Broadband: "Last Mile"

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- | | |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by 12/31/2024 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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-OWNED ENTITIES



Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: 10.05.2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Bidtah Becker, Associate Attorney website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462 bidtahb@ntua.com
Bidtah Becker, Associate Attorney 928-729-6462 bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: ARPA Broadband Grant Funding for Various Carriers (not including NTUA/NTUAW)

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sydney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Thomas Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of General Services on the Project
Indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): AT&T, Cellular One, Frontier, NUMU, T-Mobile
Sacred Wind, Verizon, Western NM ☐ document attached

Amount of FRF requested: \$20Million FRF funding period: starting date: when funding is received; deadline date: December 2026
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 Various Carriers Project will provide the carriers other than NTUA and NTUAW the opportunity to obtain funding for projects that fall under the ARPA Expenditure Category 5.17 Broadband: Other projects. NTUA will receive the ARPA funds and will distribute it to carriers seeking a grant to build broadband projects that are not considered "Last Mile."

☐ document attached

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

Broadband is necessary for telecommuting, telemedicine, in home schooling, and generally to ensure that one can safely shelter in place due to COVID-19 related quarantine, stay at home community orders, and generally for those who prefer to stay at home, rather than risking exposure to the virus that causes COVID-19. This project will benefit Navajo people, communities, and the Nation at large.

☐ 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:

APPENDIX A

Depending on receipt of funding, the projects will need to be submitted for consideration by March 31, 2022. Acceptance or rejection of projects will need be completed by October 31, 2022. Grant funds will be disbursed by December 31, 2022. The Various Carriers will need to obligate grant funds no later than December 31, 2024. Projects will need to be completed by December 31, 2026.

☐ document attached

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

NTUA Deputy General Manager for Communications

☐ 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 customers of the Various Carriers receiving grant funds will be responsible for operations and maintenance costs.

☐ 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:

This project meets expenditure category 5.17/ Under the interim final rule, ARPA provides funds to State, territorial, local, and Tribal governments to make necessary investments in broadband infrastructure. This program could make necessary investments in broadband infrastructure across the Navajo Nation which has many people that are underserved and unserved. Projects could include last mile projects and middle mile projects.

☐ document attached

Part 3. Additional documents.

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

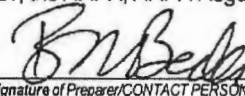
The Various Carriers (not including NTUA/NTUAW) ARPA Broadband Grant Funding will go in front of the NTUA Management Board on October 22, 2021.

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

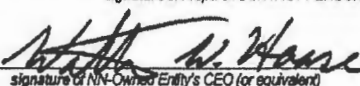
NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:


signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:


signature of Director of assisting Division

-OR- Approved to submit
for Review:


signature of NN President

**Eligibility Criteria: 5.16 and 5.17 ARPA Broadband Grant Funding for Various Carriers
(Not including NTUA/NTUAW)**

Requirements for Applicants

In order for a proposed broadband project to be eligible it must meet the requirements specified by the U.S. Department of Treasury in the Interim Final Rule which states that projects must at a minimum reliably meet or exceed 100 Mbps download and between at least 20 Mbps and 100 Mbps upload speeds and be scalable to a minimum of 100 Mbps symmetrical for download and upload speeds.

In order for a carrier/applicant to request Broadband ARPA funds under this legislation, carriers/applicants must provide the following documents:

1. Statement of Qualifications
 - a. Services provided
 - b. Key Points of Contact
 - c. Organizational Chart
 - d. References
2. Financial Pro Forma
3. Project Plan (Timeline)
4. Resources Management Plan
5. Post Construction - Sustainability Plan including Operations and Maintenance Plan
6. Geographical and Logical Network Design
7. Letter certifying adherence to Navajo labor and contractor hiring standards
8. List of proposed projects including the following for each project:
 - a. Scope of proposed project
 - b. Associated costs
 - c. Proposed technology
 - d. Service area, documenting it is not an overbuild of comparable technology
 - e. Demographic information of area to be served
 - f. Community Need and how the project will alleviate or mitigate a need(s)
 - g. Environmental Assessment - Rights of Way Documents including Biological Resources Clearance Form (BRCF), Cultural Resources Compliance Form (CRCF), Traditional Cultural Proper Record (TCP), Tribal Authorization Access (TAA), and Service Line Agreement (SLA), if applicable.

The Criteria to determine eligibility for applicants is based on successful submission of aforementioned documents request. If an applicant is deemed eligible to receive funding, the applicant's proposed projects will be added to a master list of potential projects. After review of all applicant's documents have concluded, the master list of potential projects will be reviewed to determine the priority and need. The criteria to determine priority of projects will be based on the following:

1. Level of Need - the most remote areas with difficult terrain will get priority (Unserved populations will take precedence over Underserved populations)
2. Proposed number of homes covered
3. Proposed number of businesses covered

4. Proposed number of community anchor institutions connected
5. Proposed bandwidth speeds and pricing offered
6. Proposed technology (Futureproofing)
7. Successful completion of Environmental Assessment
8. Economic Development – number of jobs created by proposed project
9. Feasibility to complete proposed project within timeframe allotted

[End of Document]

Page ____ of ____
BUDGET FORM 1

PART I. Business Unit No.: K - [New]		Program Title: ARPA Broadband Various Carriers 5.17		Division/Branch: Div. General Services				
Prepared By: Tom Platero		Phone No.: (928) 871-6311		Email Address: tom.platero@navajo-nsn.gov				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds		20,000,000.00		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			20,000,000.00	
				TOTAL		\$0.00	20,000,000.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
TOTAL:		\$20,000,000.00	0%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: Tom Platero, Division Director Program Manager's Printed Name <i>[Signature]</i> 10/21/2021 Program Manager's Signature and Date				APPROVED BY: Paulson Chaco, COS, OPVP Division Director / Branch Chief's Printed Name Division Director / Branch Chief's Signature and Date				



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 #: HK0097-2

Date & Time Received: 11/16/2021 22:59

Date & Time of Response: 11/20/2021 14:00

Entity Requesting FRF: Navajo Tribal Utility Authority (NTUA)

Title of Project: ARPA Broadband Grant Funding for Various Carriers (not including NTUA/NTUAW)

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$20,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☐ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☒ (4) Water, Sewer, Broadband Infrastructure

Treasury's guidance does not require a broadband infrastructure project to be connected to the COVID-19 pandemic. A broadband infrastructure project simply must be a "necessary investment," which Treasury defines as one that meets the minimum speed requirements.


U.S. Department of Treasury Reporting Expenditure Category: 5.17 Broadband: Other Projects

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- | | |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by 12/31/2024 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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: Navajo Nation Division of Public Safety (DPS) Date prepared: 10/06/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: _____ phone/email: _____
website (if any): https://www.navajonationdps.navajo-nsn.gov/

Form prepared by: Jesse Delmar phone/email: 928-871-7087/jdelmar@navajo-nsn.gov
Jesse Delmar, Executive Director, NN DPS same as above
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Emergency Communication Updates for COVID Response

NN Government Unit's Director or Manager: Jesse Delmar phone & email: 928-871-7087/jdelmar@navajo-nsn.gov
Division Director (if any): Jesse Delmar phone & email: 928-871-7087/jdelmar@navajo-nsn.gov
Branch Chief: Jonathan Nez phone & email: 928 871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Executive Branch 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): _____

☐ document attached

Amount of FRF requested: \$55,000,000 FRF funding period: 10/01/2021 - 12/31/2026

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:

Throughout the COVID-19 pandemic, police officers, fire fighters, and emergency medical services personnel have responded to COVID-19 patients in need of help. Due to the rural nature of many home in the Navajo Nation, the first responders had difficulty locating the homes sent to dispatch. The funding for this project will address emergency communication and response for COVID support. The project will include rural addressing and updates to the public safety Internet connection in vehicles. By adding rural addressing for homes currently without and providing updates to the public safety vehicles, DPS will be able to increase efficiency in response times and help DPS prepare for additional COVID-19 emergency needs.

☐ document attached

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

This project will provide benefit to the Navajo Nation across all five agencies, by addressing the needs of the under served communities through home addressing and expansion of the Internet to public safety vehicles. Providing emergency services to the Navajo communities is essential and this project will improve communication and allow for more efficiency in emergency response.

☐ 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:

Sole source procurement: est. 6 months, completed by 5/01/2022
Deploy personnel for GPS locating and addressing/updates to 911 vehicle systems: est. 1.5 years, completed by 12/31/2024.

☐ document attached

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

DPS will be responsible for the implementation for this project.

☐ 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:

DPS will be responsible for operation and maintenance of the rural addressing and the updated vehicle systems.

☐ 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:

1.8 Other COVID-19 Public Health Expenses (including communications, enforcement, isolation/quarantine)

This project will increase public communication efforts and support rural populations gain access to medical or public health services.

☐ document attached

Part 3. Additional documents.

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

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 Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review: _____

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____

Jesse Delmar
print name and indicate title or position
Division of Public Safety
indicate Branch or Division

Page ____ of ____
BUDGET FORM 1

Program Manager's Printed Name
Jesse Delma 10/3/21
Program Manager's Signature and Date



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 #: HK0093

Date & Time Received: 10/15/2021 15:16

Date & Time of Response: 22 October, 2021; 10:12 am

Entity Requesting FRF: Navajo Nation Division of Public Safety

Title of Project: Emergency Communication Updates for COVID Response

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$55,000,000

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: 1.12 Other Public Health 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 DOJ is recommending use of eligibility category 1.12, rather than 1.8 as requested, since category 1.12 is broader and therefore more appropriate for this project.

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: Navajo Nation Department of Information Technology Date prepared: 10/14/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 5970 Window Rock, AZ phone/email: 928-871-6520
website (if any): www.dit.navajo-nsn.gov

Form prepared by: Alex Largie phone/email: 928-871-6004/ alexd@navajo-nsn.gov
Interim Director of Information Technology Navajo Nation - Dept of IT
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: NN - CyberSecurity

NN Government Unit's Director or Manager: Alex Largie phone & email: 928-871-6004/ alexl@navajo-nsn.gov

Division Director (if any): Tom Platero, DGS-Director phone & email: 928-871-6319/ tom.platero@navajo-nsn.gov

Branch Chief: Paulson Chaco, Chief of Staff- Exec.Branch phone & email: 928-871-7244/ paulsonchaco@navajo-nsn.gov

Funding Recipient will be working with: Division of General Services Executive Director Tom Platero 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):

☐ document attached

Amount of FRF requested: \$8,000,000 FRF funding period: FY2022 - FY2026
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 Navajo Nation's network security is more critical more than ever due to the ongoing pandemic and the need to ensure business continuity for every day network communication. DIT will implement layered security measures to improve the security posture. Measures such as email encryption, multi-factor authentication, email filtering/phishing protect and network access control. DIT procured 695 laptops from the CARES funds act for NN employees to use to telecommute resulting in approximately over 20% of NN employees with the capability to telecommute. Many other NN employees have laptops and other mobile devices that can be used for telework. Due to this fact, communications need to be secured. Securing communications to transport sensitive data for NN employees and will streamline processes within NDOH regarding COVID data processing. The NN Government as a whole is sending more confidential data over the internet to outside stakeholders. As an example, Division of Behavioral and Mental Health Services, the Health Command Operations Center, Insurance Services, Department of Personnel Management and the Office of the Controller have sensitive COVID data that needs protection. These departments need to share this data with other parties like IHS and regional health care facilities which is imperative to the decision-making process by NN Leadership and OPVP to mitigate COVID.

☒ document attached

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

Securing all confidential data transported via the NN network. Save insurance premium cost by being in compliancy. Securing communications to transport sensitive data which will streamline processes within NDOH regarding COVID data processing. For Navajo communities and the Navajo People, distribute more access points at tribal offices with access control (guest accounts for a limited period and limited throughput).

☒ 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:

Proposed timeline is outlined in the " Proposed ARPA Funding Plan for NN Cybersecurity " document. The major challenge to incurring costs is the 164 Review process (DOJ, OPVP, OOC) sign off and contract award. Expending funds challenges may be federal guidelines and projects excluded because they do not qualify.

☒ document attached

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

Alex Largie, Interim DIT Director

☐ 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:

Alex Largie, Interim DIT Director. Operations and maintenance costs will be maintained by fixed costs funds. Once the ARPA funding is expended, the Navajo Nation would needs to fund this with fixed costs.

☐ 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:

5.17 Broadband: Other projects. Projects deal with cybersecurity which encompasses network connectivity and internet access.

☐ document attached

Part 3. Additional documents.

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

APPENDIX A

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]
signature of Preparer/CONTACT PERSON

Approved by:

[Signature] 10/14/21
signature of NN Government Unit Dept./Program/Office Director or Manager

Approved to submit
for Review:

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division:

[Signature] 10/15/2021
print name and indicate title or position

Tom Platero, Division of General Services

Proposed ARPA Funding Plan for NN Cybersecurity

SUMMARY

The Navajo Nation's network security is more critical more than ever due to the ongoing pandemic and the need to ensure business continuity for every day network communication. DIT will implement layered security measures to improve the security posture. Measures such as email encryption, multi-factor authentication, email filtering/phishing protect and network access control.

DIT procured 695 laptops from the CARES funds act for NN employees to use to telecommute resulting in approximately over 20% of NN employees with the capability to telecommute. Many other NN employees have laptops and other mobile devices that can be used for telework. Due to this fact, communications need to be secured. Securing communications to transport sensitive data for NN employees and will streamline processes within NDOH regarding COVID data processing.

The NN Government as a whole is sending more confidential data over the internet to outside stakeholders. As an example, Division of Behavioral and Mental Health Services, the Health Command Operations Center, Insurance Services, Department of Personnel Management and the Office of the Controller have sensitive COVID data that needs protection. These departments need to share this data with other parties like IHS and regional health care facilities which is imperative to the decision-making process by NN Leadership and OPVP to mitigate COVID.

The following cybersecurity measures are applicable only to systems maintained by the Navajo Nation Department of Information Technology (DIT). Those listed in the "Out of Scope" column in Table 1 are excluded.

DIT will use a risk-based approach to cybersecurity. DIT will find and classify confidential and sensitive data on the Navajo Nation network. DIT will implement security standards on workstations and networks. DIT will implement security measures to improve security posture by ensuring the Navajo Nation network resources are used for Navajo Nation business purposes only.

Then a risk assessment of each department/program's security measures will be performed by DIT. Departments will benefit from centralized administration and management of their systems. The Navajo Nation's security posture will improve greatly as we progress through this plan.

TO IMMEDIATELY IMPROVE THE NAVAJO NATION'S SECURITY POSTURE AND HAVE A NOTICEABLE AND POSITIVE EFFECT

DIT will purchase and implement Email Encryption, Email Filtering/Phishing Protection, Multifactor Authentication, and Network Access Control.

Email Encryption has long been on the table for DIT. This will ensure that only the intended recipient will be about to read the contents of an email. Policies can also be put in place to scan for PII and other sensitive information. The overall confidence of third-parties doing business with the Navajo Nation will increase regarding security.

Email Filtering/Phishing Protecting will analyze incoming emails for red flags that signal spam/phishing content and automatically move those emails to quarantine.

Multifactor Authentication eliminates the threat of brute-force and social-engineering attacks by requiring two pieces of information for authentication, something you know (username/password) and

Navajo Nation DIT - Proposed ARPA Funding Plan
10/13/21

something you have (temporary passcode). When implemented, a login to OWA or SharePoint will require a username/password combination PLUS and one-time code provided to the end-user via email, SMS or phone call.

Network Access Control will ensure that only Navajo Nation employees are able to connect to the Navajo Nation's production network. Guest access will be limited by time and can only access the internet. End device will also be scanned to ensure compliance with policies that have been set in place, ie. Must have Anti-Virus installed and running.

The implementation of the proposed Navajo Nation Cybersecurity plan is wholly dependent on acquiring funding in the amount of \$8,000,000.00. Below is a prioritization of tools and services required.

Cybersecurity tools & services required

Total cost: \$8,000,000.00

NOTE 1: Unfortunately, those in the "Out of Scope" column will not benefit from these cybersecurity measures.

TABLE 1

Priority	Solution	Cost	Out of Scope	Timeline
1	Email Security Premium with AMP – Protecting confidential data in email Installation cost	\$317,750.00 \$15,104.00	Depts/programs with their own email system: i.e. OOC, DOJ, DCD, TANF	73 days
2	Cisco Advanced Phishing Protect – Analyze incoming emails for red flags that signal spam/phishing content and automatically move those emails to quarantine. Installation cost	\$327,166.67 \$8,189.00	Depts/programs with their own email system: i.e. OOC, DOJ, DCD, TANF	57 days
3	Enterprise Cisco Umbrella DNS Security – It checks to make the site you are attempting to open is a good site. If it is not a good site, it will prevent you from opening that site. Installation cost	\$400,746.28 \$11,101.00	NN siloed networks	62 days
4	Multi-factor Authentication Services – Cisco Duo Require users to provide two or more pieces of evidence to verify their identity when logging into anything connected to the Navajo Nation Network. Installation cost	\$645,832.23 \$10,190.00	Depts/programs with their own email system: i.e. OOC, DOJ, DCD, TANF	106 days

Navajo Nation DIT - Proposed ARPA Funding Plan
10/13/21

Priority	Solution	Cost	Out of Scope	Timeline
5	Security Operations Center – A team of consultants who monitor the NN Network 24x7, 365 days a year for security	\$1,515,979.30	NN siloed networks	57 days
6	Data Classification – Varonis Classify sensitive data. Gives context around sensitive data, so that you can easily identify and lock down overexposed data, stale data, and remediate security vulnerabilities.	\$514,256.67	NN siloed networks	73 days
7	ClearPass Network Access Control – increase license count for devices. Anytime a device connects to the NN Network, scan for compliance to the security policies applied. If not in compliance, users are notified to take action for 3,000 users.	\$383,517.20	Anyone who does not have an active directory account	153 days
8	Managed Services - Network monitoring and incident response for NN DIT Network. for NN DIT Network. A virtual environment (core functioning servers) that operates 24x7, 365 days a year.	\$1,642,617.89	NN siloed networks	66 days
9	Enterprise Mobility Device – Cisco Meraki Systems Manager, 500 devices Manage the entire mobile device through its lifecycle in an organization. It includes enforcing security policies on the devices, the ability to remotely control devices, tracking the real-time device location, and wiping the data and device when lost or stolen. (iPhones, Android & (laptops, Surface, MacPros) Installation cost	\$139,906.65 \$10,191.00	<ul style="list-style-type: none"> • Anyone who does not have an active directory account? • Users, who opt out? 	213 days
10	Consultant services - Will be utilized for consultant services. DIT is resource-challenged with personnel. Consultants are required to assist in the installation, configuration, and deployment of the new IT solutions listed. Plan for paperless technology for the Navajo Nation Government. Critical solution needed during the time of the pandemic. Plan for one domain IT transformation.	\$700,000.00	NN siloed networks	N/A
11	Security Awareness Online Interactive Training - Online training for 5,000 users to educate them on cybersecurity	\$250,000.00	Anyone who does not have an active directory account	N/A
12	Internet Services - Create a larger pipe (bandwidth) to increase the internet speed. Due to the pandemic and telecommuting it is crucial to have high capacity internet for the Navajo Nation Government business continuity.	\$582,000.00	NN siloed networks	66 days

Navajo Nation DIT - Proposed ARPA Funding Plan
10/13/21

Priority	Solution	Cost	Out of Scope	Timeline
13	Wireless Deployment - Increase internal Wi-Fi coverage inside Tribal buildings.	\$375,452.11	<ul style="list-style-type: none"> • NN siloed networks • After ClearPass deployment, anyone who does not have an active directory account 	150 days
14	Patch cables for MFD, IDF & ofc - Cables for workstations, network closet and end users.	\$150,000.00	N/A	N/A

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Adjua Adjei-Danso, Attorney Candidate
Tax and Finance Unit
Navajo Nation Department of Justice
(Signature)

THRU : Tom Platero, Division Director
Division of General Services
(Signature)

FROM : Alexander Largie, Interim Director Information Technology
Department of Information Technology (DIT)
Division of General Services

Date : October 21, 2021

SUBJECT : NN - Cybersecurity - \$8,000,000.00

In response to your "Department of Justice Initial Eligibility Determination for Navajo Nation Fiscal Recovery Funds" form dated October 19, 2021, 5:25 pm, DIT is providing additional information as requested.

1. The Navajo Nation's network security is more critical than ever due to the ongoing pandemic. More employees are telecommuting due to COVID-19 and in the event, the Nation shuts down again, this will be even more critical. These security measures will ensure business continuity and data loss prevention for everyday communication (i.e. email, email encryption, Virtual Private Network, SharePoint, teleconferencing, telecommuting) and provide a secure Identity Management. Cybersecurity will cover the 695 laptops purchased from CARES Act Funding and any mobile device (i.e. laptops, iPads, tablets, Surface, phones) connecting to the NN network. The proposal stops the spread of COVID-19 by reducing the movement of individuals and promoting social distancing, enhancing telework capabilities and improving cybersecurity.
2. This project will benefit NN Government agencies and all stakeholders. NN employees will benefit as the NN Insurance premiums will decrease as soon as multi-factor authentication is implemented. The cybersecurity technologies in this project support public health, emergency management, health command center, telehealth services, emergency medical responses, including emergency medical transportation, law enforcement, and town hall meetings. Cybersecurity technologies protect Navajo Nation data whether it is in transit or at rest. From email communication to data stored in a database to data sharing to video conferencing. Cybersecurity attacks are on the rise for all Government entities and the Nation strives to mitigate attacks by nefarious entities taking advantage of a Nation

NAVAJO NATION DEPARTMENT OF INFORMATION TECHNOLOGY
POST OFFICE BOX 5970 • WINDOW ROCK, AZ 86515
PHONE: (928) 871-6520 • FAX: (928) 871-7737

dealing with the pandemic. Secure access (internally and externally) and faster access to critical data and services are of paramount importance. Furthermore, the Navajo Nation government will be able to mitigate COVID-19 related threats to public health and safety, assist individuals that are quarantining including telework capabilities.

Your understanding in this matter is greatly appreciated. Should you have any questions or concerns please feel free to contact me at (928)871-6520 ext. 6004.

FY 2022

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 4
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Department of Information Technology</u>		Division/Branch: <u>Division of General Services</u>	
Prepared By: <u>Royetta T. Woodie</u>		Phone No.: <u>928-871-6520/6010</u>		Email Address: <u>rwoodie@navajo-nsn.gov</u>	

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 Cybersecurity	10/01/21-09/30/22	8,000,000	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	1		1,236,096	1,236,096
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance	1		5,373,516	5,373,516
				6500 Contractual Services	1		1,140,388	1,140,388
				7000 Special Transactions	1		250,000	250,000
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	8,000,000	8,000,000

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:			
Total # of Vehicles Budgeted:			
TOTAL:	\$8,000,000	100%	

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

SUBMITTED BY: <u>Alexander Largie, Interim DIT Director</u> Program Manager's Printed Name <u><i>Alex Largie</i></u> 10/13/21 Program Manager's Signature and Date	APPROVED BY: <u>Tom Platero, Division of General Services Director</u> Division Director / Branch Chief's Printed Name <u><i>Tom Platero</i></u> 10/13/2021 Division Director / Branch Chief's Signature and Date
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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 #: HK0092-2

Date & Time Received: 10/25/2021 at 11:12 EST

Date & Time of Response: 1 November, 2021; 7:26 pm

Entity Requesting FRF: Navajo Nation Department of Information Technology

Title of Project: NN Cybersecurity

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$8,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 1.12 Other Public Health 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 this proposed project is being categorized under expenditure category 1.12, rather than 5.17.

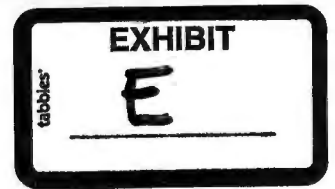
Name of DOJ Reviewer: Adjua Adjei-Danso

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.

EXHIBITS

E through E-1



Navajo Nation Fiscal Recovery Fund
Home Electricity Connection Projects Expenditure Plan

Description	Category	Requested \$
Home Electricity Connection	3.12	\$200,000,000

11.23.2021

Legislation CJY-41-21, BFS-31-21 & OPVP Guidance for CJY-41-21

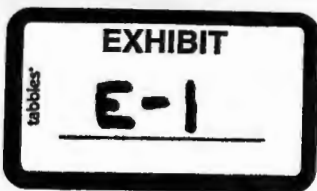
NN FRF - Navajo Tribal Utility Authority

Connecting Homes to Electricity & Housewiring Projects

ARPA Expenditure Category	Project Description	Delegate Region	Total Customers	Total Project Cost
3.12 Housing Support: Other Housing Assistance	Electric Connections	Locations to be Identified	3977	\$ 160,000,000.00
3.12 Housing Support: Other Housing Assistance	Solar Systems	Locations to be Identified	800	\$ 40,000,000.00
TOTAL				\$ 200,000,000.00

The supplemental pages and the information presented in this document is for planning purposes and subject to change based on the needs of the communities and their constituents.

**THE NAVAJO NATION
FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN
FOR NAVAJO NATION-OWNED ENTITIES**



Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 1, 2021
NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com
This Form prepared by: Bidtah Becker phone/email: 928-729-6462
bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: ARPA Connecting Homes to Electricity & 3.12; Housing Support; Other Housing Assistance

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202
Board President: Sidney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267
Board Treasurer or Financial Officer: Tom Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Community Development on the Project
Indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): APS, CDEC, JMEC, CDEC, SEC, City of Farmington, electricians, archaeologists, biologists, engineers, surveyors, tree cutters, and others ☒ document attached

Amount of FRF requested: \$200,000,000.00 FRF funding period: starting date: upon receipt of funding; deadline date: December 2026
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:

NTUA's ARPA Connecting Navajo Nation (NN) Homes to Electricity Program will connect Navajo families located on the Navajo Nation to electricity either by connecting homes to the electric grid through powerlines or to an off-grid solar system. Funds will be used to pay for obtaining land access as necessary (AKA right-of-way acquisition), house wiring as necessary, solar units, materials for powerline connections, labor cost, main powerline as necessary, clearing land as necessary, necessary permits, engineering, survey, design, archaeology and biology consulting services. ☒ document attached

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

Electricity is required to access broadband and for certain water and wastewater needs. Electricity ensures a habitable homes and ensures housing security.

☐ 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:

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Deputy Manager, EISD

☐ 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:

NTUA's customers are responsible for operations and maintenance costs, and to the best of our understanding this applies to other electric service providers who serve Navajo. NTUA prioritizes the stabilization of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

This project title is covered under Expenditure Category 3.12. By providing electricity to homes without, the NN will be using the NNFRF to address poor public health outcomes due to inadequate or poor housing quality. Under the Interim Final Rule, the Navajo Nation is permitted to use these funds to address the economic impacts of COVID-19 by building stronger communities and by investing in housing and neighborhoods. Specifically, the Interim Final Rule provides that these funds can be used to alleviate "the immediate economic impacts of the COVID-19 pandemic on housing insecurity, while addressing conditions that contribute to poor public health and economic outcomes during the pandemic, namely concentrated areas with limited economic opportunity and inadequate or poor-quality housing."

☐ document attached

Part 3. Additional documents.

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

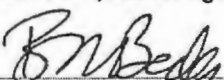
A resolution for the ARPA Power Expenditure Plan will go in front of the NTUA Management Board on October 22, 2021

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON


Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:


signature of Director of assisting Division

-OR- Approved to submit
for Review:

signature of NN President

11.23.2021

Legislation CJY-41-21. BFS-31-21 & OPVP Guidance for CJY-41-21

NN FRF - Navajo Tribal Utility Authority

Connecting Homes to Electricity & Housewiring Projects

ARPA Expenditure Category	Project Description	Delegate Region	Total Customers	Total Project Cost
3.12 Housing Support: Other Housing Assistance	Electric Connections	Locations to be Identified	3977	\$ 160,000,000.00
3.12 Housing Support: Other Housing Assistance	Solar Systems	Locations to be Identified	800	\$ 40,000,000.00
TOTAL				\$ 200,000,000.00

The supplemental pages and the information presented in this document is for planning purposes and subject to change based on the needs of the communities and their constituents.

Eligibility Criteria: ARPA Connecting Homes to Electricity 3.12;

Housing Support; Other Housing Assistance

The information that Utility providers will require or obtain from applicants for the Connecting Navajo Nation Homes to Electricity Program includes, but is not limited to:

1. Complete the appropriate electric service providers' application.
2. The applicant will have to provide their name, reliable phone number(s), email address, mailing and physical address, the latitude and longitude, and chapter affiliation.
3. They must submit a valid homesite lease or residential lease.
4. Proof of primary residency required.

The criteria to determine eligibility for applicants is based on successful submission of aforementioned documents request. The Utility provider will perform a feasibility study which includes the following criteria:

1. The home must be found to be physically feasible to live in.
2. Whether the home is on a permanent foundation and is a sound structure (livable).
3. Applicant is willing and able to pay for monthly services.
4. Applicant must have no outstanding balance on existing utility accounts.
5. If a home is located within 1 mile of an existing powerline they will be considered for a powerline connection.
6. Homes located more than 1 mile from an existing powerline may be considered for a powerline connection if rights-of-ways can be obtained prior to funding deadline or exhaustion of funds.
7. If the home is located over 1 mile they may be considered for a solar system.
8. If a home does not have a homesite lease or residential lease, the home may be considered for a solar system.
9. If an applicant is to receive house wiring assistance, the applicant must agree to own, operate and maintain the house wiring system.

Community Power Line Projects must meet the following criteria to be eligible to receive NN Fiscal Recovery Funds for construction:

1. Community Power Line Projects must be supported by a Chapter Resolution which identifies the project participants that they wish to be connected.
2. Electric Service Provider must be able to acquire the necessary land approvals/consents and permits timely to ensure construction is completed in time to meet the funding deadline or exhaustion of funds.
3. Homes must be feasible to receive electric service, if structures are deemed unfeasible prior to construction, then the Chapter will need to provide an updated Chapter Resolution reflecting this change prior to construction.
4. House wiring must be completed and approved prior to electric service connection.

5. If an applicant is to receive house wiring assistance, the applicant must agree to own, operate and maintain the house wiring system.

Homes that meet the criteria above will enter the right-of-way process where Utility Provider will obtain permit holder consent, chapter resolution (if applicable), Biological Resources Clearance Form (BRCF), Cultural Resources Compliance Form (CRCF), Traditional Cultural Proper Record (TCP), Tribal Authorization Access (TAA), and Service Line Agreement (SLA), if applicable. If the applicant's home is able to get through this process then it may be approved for construction.

The priority can be described as "first to complete the process will be first served" meaning, if an applicant is able to complete the application, has a valid homesite lease, the home passes a physical inspection, and obtain all the applicable land clearance requirements, then that applicant will be served. Homes will continue to receive services until all the funding is expended or the imposed time limit runs.

Eligibility Criteria (Solar Systems)

Single home connections must meet the following criteria to be eligible to receive NN Fiscal Recovery Funds for Solar Systems:

1. Customers/Applicants must complete 'NTUA ARPA Off-Grid Residential Solar Program Feasibility Application'.
2. Customers/Applicants must provide all necessary documents.
3. Homes must be feasible for Solar System.
4. Location of residence shall be located on the Navajo Nation.
5. House wiring must be completed and approved for connection.

The criteria to determine eligibility for applicants is based on successful submission of aforementioned documents request. NTUA will perform a feasibility study which includes the following criteria:

1. The home must be found to be physically feasible to live in.
2. Whether the home is on a permanent foundation and is a sound structure (livable).
3. Applicant is willing and able to pay for monthly services.
4. Applicant must have no outstanding balance on existing utility accounts.
5. If an applicant is to receive house wiring assistance, the applicant must agree to own, operate and maintain the house wiring system.

Prioritization of Applicants (Solar Systems)

Prioritization of applicants will be based on the needs of the communities and their constituents and Veterans that reside within the Navajo Nation.

11.23.2021

Legislation CJY-41-21, BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Electric Grid Connections*	Arizona	New Mexico	Utah	Total Customers	Total Project Amount**
3.12	Electric Connections	Beclabito	Amber K. Crotty	TBD		X		TBD	
3.12	Electric Connections	Cove	Amber K. Crotty	TBD		X		TBD	
3.12	Electric Connections	Cudeil (Gadii'ahi/To'Koi)	Amber K. Crotty	TBD		X		TBD	
3.12	Electric Connections	Red Valley	Amber K. Crotty	TBD	X	X		TBD	
3.12	Electric Connections	Sanostee	Amber K. Crotty	TBD		X		TBD	
3.12	Electric Connections	Sheepsprings	Amber K. Crotty	TBD		X		TBD	
3.12	Electric Connections	Toadlena/Two Grey Hills	Amber K. Crotty	TBD		X		TBD	
3.12	Electric Connections	Lukachukai	Carl Slater	TBD	X			TBD	
3.12	Electric Connections	Rough Rock (Tsechizhi)	Carl Slater	TBD	X			TBD	
3.12	Electric Connections	Round Rock	Carl Slater	TBD	X			TBD	
3.12	Electric Connections	Tsalle/Wheatfields	Carl Slater	TBD	X			TBD	
3.12	Electric Connections	Rock Point	Carl Slater	TBD	X			TBD	
3.12	Electric Connections	Aneth	Charlaine Tso	TBD			X	TBD	
3.12	Electric Connections	Red Mesa	Charlaine Tso	TBD	X		X	TBD	
3.12	Electric Connections	Mexican Water	Charlaine Tso	TBD	X		X	TBD	
3.12	Electric Connections	Sweetwater (Tolikan)	Charlaine Tso	TBD	X			TBD	
3.12	Electric Connections	Teec Nos Pos	Charlaine Tso	TBD	X	X	X	TBD	
3.12	Electric Connections	Baca/Prewitt (CDEC)*	Daniel Tso	TBD		X		TBD	
3.12	Electric Connections	Casamero Lake	Daniel Tso	TBD		X		TBD	
3.12	Electric Connections	Counselor (JMEC)*	Daniel Tso	TBD		X		TBD	
3.12	Electric Connections	Littlewater (CDEC)*	Daniel Tso	TBD		X		TBD	
3.12	Electric Connections	Ojo Encino (JMEC)*	Daniel Tso	TBD		X		TBD	
3.12	Electric Connections	Pueblo Pintado (JMEC)*	Daniel Tso	TBD		X		TBD	
3.12	Electric Connections	Torreón (JMEC)*	Daniel Tso	TBD		X		TBD	
3.12	Electric Connections	Whitehorse Lake	Daniel Tso	TBD		X		TBD	
3.12	Electric Connections	Oaksprings	Edison Wauneka	TBD	X			TBD	
3.12	Electric Connections	St. Michaels	Edison Wauneka	TBD	X			TBD	
3.12	Electric Connections	Churchrock (CDEC)*	Edmund Yazzie	TBD		X		TBD	
3.12	Electric Connections	Iyanbito (CDEC)*	Edmund Yazzie	TBD		X		TBD	
3.12	Electric Connections	Mariano Lake (CDEC)*	Edmund Yazzie	TBD		X		TBD	
3.12	Electric Connections	Pinedale (CDEC)*	Edmund Yazzie	TBD		X		TBD	
3.12	Electric Connections	Smith Lake (CDEC)*	Edmund Yazzie	TBD		X		TBD	
3.12	Electric Connections	Thoreau (CDEC)*	Edmund Yazzie	TBD		X		TBD	
3.12	Electric Connections	Diklon	Elmer Begay	TBD	X			TBD	

11.23.2021

Legislation CJY-41-21, BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Electric Grid Connections ^a	Arizona	New Mexico	Utah	Total Customers	Total Project Amount ^{**}
3.12	Electric Connections	Greasewood Springs	Elmer Begay	TBD	X			TBD	
3.12	Electric Connections	Teesto	Elmer Begay	TBD	X			TBD	
3.12	Electric Connections	Indian Wells	Elmer Begay	TBD	X			TBD	
3.12	Electric Connections	Whitecone	Elmer Begay	TBD	X			TBD	
3.12	Electric Connections	Chinle	Eugene Tso	TBD	X			TBD	
3.12	Electric Connections	Shiprock	Eugenia Charles-Newton	TBD		X		TBD	
3.12	Electric Connections	Inscription House (Ts'ah bii' Kin)	Herman Daniels Jr.	TBD	X			TBD	
3.12	Electric Connections	Oljato	Herman Daniels Jr.	TBD			X	TBD	
3.12	Electric Connections	Shonto	Herman Daniels Jr.	TBD	X			TBD	
3.12	Electric Connections	Navajo Mountain	Herman Daniels Jr.	TBD	X		X	TBD	
3.12	Electric Connections	Ramah (CDEC)*	Jamie Henio	TBD		X		TBD	
3.12	Electric Connections	Alamo	Jamie Henio	TBD		X		TBD	
3.12	Electric Connections	Tohajilee (CDEC)*	Jamie Henio	TBD		X		TBD	
3.12	Electric Connections	Black Mesa	Jimmy Yellowhair	TBD	X			TBD	
3.12	Electric Connections	Pinon	Jimmy Yellowhair	TBD	X			TBD	
3.12	Electric Connections	Whippoorwill	Jimmy Yellowhair	TBD	X			TBD	
3.12	Electric Connections	Forest Lake	Jimmy Yellowhair	TBD	X			TBD	
3.12	Electric Connections	Hard Rock	Jimmy Yellowhair	TBD	X			TBD	
3.12	Electric Connections	Low Mountain	Kee Allen Begay Jr.	TBD	X			TBD	
3.12	Electric Connections	Nazlini	Kee Allen Begay Jr.	TBD	X			TBD	
3.12	Electric Connections	Blue Gap (Tachee)	Kee Allen Begay Jr.	TBD	X			TBD	
3.12	Electric Connections	Tselani/Cottonwood	Kee Allen Begay Jr.	TBD	X			TBD	
3.12	Electric Connections	Many Farms	Kee Allen Begay Jr.	TBD	X			TBD	
3.12	Electric Connections	Crownpoint	Mark Freeland	TBD		X		TBD	
3.12	Electric Connections	Standing Rock	Mark Freeland	TBD		X		TBD	
3.12	Electric Connections	Becenti	Mark Freeland	TBD		X		TBD	
3.12	Electric Connections	Dalton Pass (Nahodishgish)	Mark Freeland	TBD		X		TBD	
3.12	Electric Connections	Huerfano (JMEC)*	Mark Freeland	TBD		X		TBD	
3.12	Electric Connections	Lake Valley	Mark Freeland	TBD		X		TBD	
3.12	Electric Connections	Nageezi (JMEC)*	Mark Freeland	TBD		X		TBD	
3.12	Electric Connections	Whiterock	Mark Freeland	TBD		X		TBD	
3.12	Electric Connections	Dennehotso	Nathaniel Brown	TBD	X			TBD	
3.12	Electric Connections	Chilchinbeto	Nathaniel Brown	TBD	X			TBD	
3.12	Electric Connections	Kayenta	Nathaniel Brown	TBD	X			TBD	

11.23.2021

Legislation CJY-41-21, BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Electric Grid Connections*	Arizona	New Mexico	Utah	Total Customers	Total Project Amount**
3.12	Electric Connections	Tuba City (To'Nanees'Dizi)	Otto Tso	TBD	X			TBD	
3.12	Electric Connections	Tuba City (To'Nanees'Dizi) (APS)*	Otto Tso	TBD	X			TBD	
3.12	Electric Connections	Coppermine	Paul Begay	TBD	X			TBD	
3.12	Electric Connections	Bodaway/Gap	Paul Begay	TBD	X			TBD	
3.12	Electric Connections	LeChee	Paul Begay	TBD	X			TBD	
3.12	Electric Connections	K'aibil'to	Paul Begay	TBD	X			TBD	
3.12	Electric Connections	Tonalea/Red Lake	Paul Begay	TBD	X			TBD	
3.12	Electric Connections	Coyote Canyon	Pernell Halona	TBD		X		TBD	
3.12	Electric Connections	Mexican Springs	Pernell Halona	TBD		X		TBD	
3.12	Electric Connections	Naschitti	Pernell Halona	TBD		X		TBD	
3.12	Electric Connections	Twain Lakes (Báhást'ah)	Pernell Halona	TBD		X		TBD	
3.12	Electric Connections	Tohatchi	Pernell Halona	TBD		X		TBD	
3.12	Electric Connections	Houck	Raymond Smith Jr.	TBD	X			TBD	
3.12	Electric Connections	Lupton (Tsé Si'áni)	Raymond Smith Jr.	TBD	X			TBD	
3.12	Electric Connections	Klagetoh	Raymond Smith Jr.	TBD	X			TBD	
3.12	Electric Connections	Sanders (Nahatahdzil)	Raymond Smith Jr.	TBD	X			TBD	
3.12	Electric Connections	Wide Ruins	Raymond Smith Jr.	TBD	X			TBD	
3.12	Electric Connections	Burnham (T'iistoh Silkaad)	Rickie Nez	TBD		X		TBD	
3.12	Electric Connections	Hogback (Tse Daa K'aan)	Rickie Nez	TBD		X		TBD	
3.12	Electric Connections	Nenahnezad	Rickie Nez	TBD		X		TBD	
3.12	Electric Connections	Newcomb	Rickie Nez	TBD		X		TBD	
3.12	Electric Connections	San Juan	Rickie Nez	TBD		X		TBD	
3.12	Electric Connections	Upper Fruitland	Rickie Nez	TBD		X		TBD	
3.12	Electric Connections	Manuelito (CDEC)*	Seth Damon	TBD		X		TBD	
3.12	Electric Connections	Rock Springs	Seth Damon	TBD		X		TBD	
3.12	Electric Connections	Rock Springs (CDEC)*	Seth Damon	TBD		X		TBD	
3.12	Electric Connections	Tsayatoh (CDEC)*	Seth Damon	TBD		X		TBD	
3.12	Electric Connections	Chichiltah (CDEC)*	Seth Damon	TBD		X		TBD	
3.12	Electric Connections	Breadsprings (Baahaali)(CDEC)*	Seth Damon	TBD		X		TBD	
3.12	Electric Connections	Red Rock (CDEC)*	Seth Damon	TBD		X		TBD	
3.12	Electric Connections	Birdsprings	Thomas Walker Jr.	TBD	X			TBD	

11.23.2021

Legislation CJY-41-21. BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Electric Grid Connections ⁴	Arizona	New Mexico	Utah	Total Customers	Total Project Amount ^{**}
3.12	Electric Connections	Cameron	Thomas Walker Jr.	TBD	X			TBD	
3.12	Electric Connections	Cameron (APS)*	Thomas Walker Jr.	TBD	X			TBD	
3.12	Electric Connections	Leupp	Thomas Walker Jr.	TBD	X			TBD	
3.12	Electric Connections	Tolani Lake	Thomas Walker Jr.	TBD	X			TBD	
3.12	Electric Connections	Coalmine Canyon	Thomas Walker Jr.	TBD	X			TBD	
3.12	Electric Connections	Kinlichee	Vince James	TBD	X			TBD	
3.12	Electric Connections	Jeddito	Vince James	TBD	X			TBD	
3.12	Electric Connections	Cornfields	Vince James	TBD	X			TBD	
3.12	Electric Connections	Ganado	Vince James	TBD	X			TBD	
3.12	Electric Connections	Steamboat	Vince James	TBD	X			TBD	
3.12	Electric Connections	Fort Defiance	Wilson Stewart Jr.	TBD	X	X		TBD	
3.12	Electric Connections	Crystal	Wilson Stewart Jr.	TBD		X		TBD	
3.12	Electric Connections	Red Lake/Navajo	Wilson Stewart Jr.	TBD		X		TBD	
3.12	Electric Connections	Sawmill	Wilson Stewart Jr.	TBD	X			TBD	
Total				3,977	X			3,977	\$160,000,000

Category	Description	Total Project Amount
3.12 House Support: Other House Assistance	Electric Connections	\$ 95,717,707
	Housewiring for Electric Connections	\$ 24,203,162
3.12 House Support: Other House Assistance	System Improvements to support these customer connections	\$ 40,079,131
TOTAL		\$ 160,000,000

The Navajo Nation consist of approximately 27,413 square miles, of which 17,939 square miles are in Arizona (65%), 7,493 square miles are in New Mexico (27%) and 1,981 square miles are in Utah (8%). According to the 2010 U.S. Census 172,813 Navajos live on the Navajo Nation.

* These 3,977 projects consist of either single powerline projects or a community power line project.

* Currently 625 of the 3,977 families are on a NTUA community powerline project.

* Currently 55 families on the single powerline projects are located more than one mile from an existing powerline.

* The funding in this category allows NTUA and neighboring utilities (CDEC, JMEC, Socorro, APS, PNM, City of Farmington, City of Gallup, City of Page, etc.) to connect Navajo families to their electric grid. NTUA or the neighboring utilities will retain ownership of the utility assets that were constructed using the awarded funds.

* The customer will retain ownership of the house wiring assets and house wiring improvements installed.

** The cost to connect 3,977 families to the electric grid includes funding to complete house wiring (if applicable), pole mounted meter loops (if applicable), certification & recertification of wiring (if applicable), and inspection.

All known customers in Utah will be connected to the electric grid by the end of year 3.

This project summary is active and subject to change as projects are added or taken off.

Funds may be moved between project types (single family powerline projects or community powerline projects) to meet actual costs without exceeding the total NTUA award for electric projects.

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Legislation CJY-41-21, BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customers*	Total Project Amount
3.12	Mexican Water (Scattered Phase III) Powerline Project	Mexican Water	Charlaine Tso	7			7	
3.12	Red Mesa Scattered Powerline Project	Red Mesa	Charlaine Tso	3			3	
3.12	Teec Nos Pos (Four Corners) Powerline Project	Teec Nos Pos	Charlaine Tso	11			11	
3.12	Teec Nos Pos (Scattered Phase II) Powerline Project	Teec Nos Pos	Charlaine Tso	11			11	
3.12	Tolikan Scattered Powerline Project	Tolikan (Sweetwater)	Charlaine Tso	2			2	
3.12	Dilkon (Scattered South) Powerline Project	Dilkon	Elmer Begay	13			13	
3.12	Dilkon (North East & South East Scattered) Powerline Project	Dilkon	Elmer Begay	9			9	
3.12	Dilkon (North Scattered) Powerline Project	Dilkon	Elmer Begay	13			13	
3.12	Teesto Scattered Powerline Project	Teesto	Elmer Begay	5			5	
3.12	Navajo Mountain Scattered Powerline Project	Navajo Mountain	Herman Daniels Jr.	32			32	
3.12	Oljato (Halgaitho Phase I) Powerline Project	Oljato	Herman Daniels Jr.			11	11	
3.12	Oljato (Halgaitho Phase II) Powerline Project	Oljato	Herman Daniels Jr.			11	11	
3.12	Oljato (Douglas Phase VI) Powerline Project	Oljato	Herman Daniels Jr.			16	16	
3.12	Oljato (Narrow Canyon) Powerline Project	Oljato	Herman Daniels Jr.			13	13	
3.12	Ts'ah Bii Kin (Inscription House Delmars Extension) Powerline Project	Ts'ah Bii Kin	Herman Daniels Jr.	1			1	
3.12	Ts'ah Bii Kin (Inscription House) Scattered Powerline Project	Ts'ah Bii Kin	Herman Daniels Jr.	33			33	
3.12	Pinon (Standing Goat & Thorn Valley) Powerline Project	Pinon	Jimmy Yellowhair	17			17	
3.12	Blue Gap Scattered Powerline Project	Blue Gap	Kee Allen Begay Jr.	4			4	
3.12	Chilchinbeto (Cowboy Extension) Powerline Project	Chilchinbeto	Nathaniel Brown	1			1	
3.12	Chilchinbeto (Gambie Extension) Powerline Project	Chilchinbeto	Nathaniel Brown	1			1	
3.12	Kayenta (Comb Ridge/ El Capitan) Powerline Project	Kayenta	Nathaniel Brown	24			24	
3.12	Bodaway/Gap (East of the Chapter) Powerline Project	Bodaway/Gap	Paul Begay	13			13	
3.12	Kaibeto (Rabbit Hill) Powerline Project	Kaibeto	Paul Begay	25			25	
3.12	Kaibeto (No. 2) Powerline Project	Kaibeto	Paul Begay	10			10	
3.12	Tonalea (Sour Wash) Power Line Project	Tonalea	Paul Begay	37			37	
3.12	Mexican Springs (Scattered Phase II) Powerline Project	Mexican Springs	Pernell Halona		12		12	
3.12	Mexican Springs (West Extension) Powerline Project	Mexican Springs	Pernell Halona		14		14	
3.12	Naschitti (Cedar Hill Road) Powerline Project	Naschitti	Pernell Halona		4		4	
3.12	Naschitti (Forest Lake) Powerline Project	Naschitti	Pernell Halona		13		13	
3.12	Naschitti (Little Badger) Powerline Project	Naschitti	Pernell Halona		5		5	
3.12	Naschitti (White Hills Sand) Powerline Project	Naschitti	Pernell Halona		7		7	
3.12	Klagetoh Powerline Project	Klagetoh	Raymond Smith Jr.	7			7	

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3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customers*	Total Project Amount
3.12	Manuelito (White Scattered) Powerline Project	Manuelito	Seth Damon		4		4	
3.12	Birdsprings (Phase IV) Powerline Project	Birdsprings	Thomas Walker Jr.	5			5	
3.12	Cameron (Shadow Mountain) Powerline Project	Cameron	Thomas Walker Jr.	39			39	
3.12	Coalmine Canyon (16 customers) Powerline Project	Coalmine Mesa	Thomas Walker Jr.	16			16	
3.12	Coalmine Canyon (18 customers) Powerline Project	Coalmine Mesa	Thomas Walker Jr.	18			18	
3.12	Coalmine Canyon (7 customers) Powerline Project	Coalmine Mesa	Thomas Walker Jr.	7			7	
3.12	Coalmine Canyon (Scattered Phase II) Powerline Project	Coalmine Mesa	Thomas Walker Jr.	6			6	
3.12	Leupp (East Canyon Diablo) Powerline Project	Leupp	Thomas Walker Jr.	19			19	
3.12	Leupp (North) Powerline Project	Leupp	Thomas Walker Jr.	9			9	
3.12	Leupp (South Grand Falls) Powerline Project	Leupp	Thomas Walker Jr.	28			28	
3.12	Leupp (South) Powerline Project	Leupp	Thomas Walker Jr.	14			14	
3.12	Leupp (West Loop - S of El Paso Station) Powerline Project	Leupp	Thomas Walker Jr.	5			5	
3.12	Tolani Lake (Former Bennett Freeze) Powerline Project	Tolani Lake	Thomas Walker Jr.	7			7	
3.12	Cornfields (Scattered Phase IV) Powerline Project	Cornfields	Vince James	6			6	
3.12	Ganado Scattered Powerline Project	Ganado	Vince James	14			14	
3.12	Jeddito (Scattered Phase II) Powerline Project	Jeddito	Vince James	30			30	
3.12	Steamboat Scattered Powerline Project	Steamboat	Vince James	13			13	
TOTAL				111	4	22	625	

The Navajo Nation consist of approximately 27,413 square miles, of which 17,939 square miles are in Arizona (65%), 7,493 square miles are in New Mexico (27%) and 1,981 square miles are in Utah (8%). According to the 2010 U.S. Census 172,813 Navajos live on the Navajo Nation.

* Currently 625 of the 3,977 families are on a NTUA community powerline project.

* The funding in this category allows NTUA to connect Navajo families to their electric grid. NTUA will retain ownership of the utility assets that were constructed using the awarded funds.

* The customer will retain ownership of the house wiring assets and house wiring improvements installed.

The cost to connect 3,977 families to the electric grid includes funding to complete house wiring (if applicable), pole mounted meter loops (if applicable), certification & recertification of wiring (if applicable), and inspection.

This project summary is active and subject to change as projects are added or taken off.

Funds may be moved between project types (single family powerline projects or community powerline projects) to meet actual costs without exceeding the total NTUA funding award for electric projects.

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Legislation CJY-41-21. BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customers	Total Project Amount
3.12	Powerline Extension	Rock Point	Carl Slater	20			20	
3.12	Community Powerline Extension	Red Mesa	Charlaine Tso	X		X	TBD	
3.12	Badger Spring Powerline Project	Pueblo Pintado (JMEC)	Daniel Tso		X		TBD	
3.12	Buzzard Canyon Powerline Project	Pueblo Pintado (JMEC)	Daniel Tso		X		TBD	
3.12	Torreón Scattered Powerline Project	Torreón/Star Lake (JMEC)	Daniel Tso		80		80	
3.12	Powerline Extension	St. Michaels	Edison Wauneka	X			50	
3.12	Pine Hill Schools' Electrical System Replacement	Ramah (CDEC)	Jamie Henio		X		TBD	
3.12	Construction Powerline Extensions-All Units	Ramah (CDEC)	Jamie Henio		50		50	
3.12	Powerline Extension	Crownpoint (CDEC)	Mark Freeland		X		TBD	
3.12	Huerfano New Adobe Scattered Powerline Project	Huerfano (JMEC)	Mark Freeland		X		TBD	
3.12	Powerline Extension	Tse' Ii'Ahi/Standing Rock	Mark Freeland		X		TBD	
3.12	Powerline Extension	Tohatchi	Pernell Halona		2		2	
3.12	Powerline Extension	Tse Lichii/Red Rock (CDEC)	Seth Damon		X		TBD	
3.12	Powerline Extension w/ House Wiring	Ganado	Vince James	66			66	
				X	X	X	TBD	

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This list of Chapter proposed projects was derived from the NN DCD project list. These project cost, if deemed feasible could sufficiently be covered by this funding proposal.

* The funding in this category allows NTUA and neighboring utilities (CDEC, JMEC, Socorro, APS, PNM, City of Farmington, City of Gallup, City of Page, etc.) to connect Navajo families to their electric grid. NTUA or the neighboring utilities will retain ownership of the utility assets that were constructed using the awarded funds.

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This project summary is active and subject to change as projects are added or taken off.

Funds may be moved between project types (single family powerline projects or community powerline projects) to meet actual costs without exceeding the total NTUA funding award for electric projects.

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Legislation CJY-41-21. BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Estimate Cost	Total Project Amount
3.12	System Improvements To Support New Customer Connections	Beclabito, Cove, Gadliah/To'koi, Red Valley	Amber Kanazbah Crotty		9		9		\$ 334,520.90
3.12	IA19: Hwy 64, Beclabito: 2 PL Change Out - SR	Beclabito	Amber Kanazbah Crotty					\$ 24,135.06	
3.12	UPG R262 Cove North Feeder - Spear	Cove	Amber Kanazbah Crotty					\$ 17,086.16	
3.12	ARPA Cudei Sub-Raptor Protection	Gadliah/To'koi	Amber Kanazbah Crotty					\$ 38,000.00	
3.12	R275 - Red Valley Recloser Replace	Red Valley	Amber Kanazbah Crotty					\$ 43,179.53	
3.12	Red Valley/Cove Spear Pole Replacement	Red Valley	Amber Kanazbah Crotty					\$ 19,181.99	
3.12	UPG R222 Oak Springs/Red Valley - Spear	Red Valley	Amber Kanazbah Crotty					\$ 16,252.16	
3.12	UPG R223 Cove Elem 3PH Tap - NOVA 3PH	Red Valley	Amber Kanazbah Crotty					\$ 53,300.00	
3.12	UPG R265 Red Valley/Cove HS Tap - NOVA 3PH	Red Valley	Amber Kanazbah Crotty					\$ 53,300.00	
3.12	Voltage Regulator 203 (Upgrade 50a To 100a)	Red Valley	Amber Kanazbah Crotty					\$ 70,086.00	
3.12	System Improvements To Support New Customer Connections	Lukachukai, Rock Point, Rough Rock	Carl Slater	3			3		\$ 303,606.63
3.12	ARPA Rock Point Sub-Raptor Protection	Rock Point	Carl Slater					\$ 38,000.00	
3.12	Rock Point Regulator Bypass Switch	Rock Point	Carl Slater					\$ 227,606.63	
3.12	Round Rock Sub-Raptor Protection	Round Rock	Carl Slater					\$ 38,000.00	
3.12	System Improvements To Support New Customer Connections	Aneth, Red Mesa, Mexican Water	Charlaine Tso	4	1	14	19		\$ 19,238,097.55
3.12	IA20: Osmose Aneth East, 5 Poles Replc	Aneth	Charlaine Tso					\$ 21,691.96	
3.12	Montezuma Substation Mobile Expansion	Aneth	Charlaine Tso					\$ 80,000.00	
3.12	Superior Sub Recloser Upgrade	Aneth	Charlaine Tso					\$ 43,179.53	
3.12	White Mesa - SCADA	Aneth	Charlaine Tso					\$ 25,000.00	
3.12	White Mesa Substation Voltage Regulator Upgrade	Aneth	Charlaine Tso					\$ 43,179.53	
3.12	Red Mesa Substation Interconnect	Aneth, Red Mesa	Charlaine Tso					\$ 8,231,000.00	
3.12	Red Mesa Sub Office	Aneth, Red Mesa	Charlaine Tso					\$ 100,000.00	
3.12	Red Mesa To Aneth Transmission Upgrade	Aneth, Red Mesa	Charlaine Tso					\$ 9,062,026.18	

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Legislation CJY-41-21. BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Estimate Cost	Total Project Amount
3.12	Mexican Water 3-Way Switch	Mexican Water	Charlaine Tso					\$ 250,000.00	
3.12	Mexican Water Substation To Chapter 3PH Upgrade	Mexican Water	Charlaine Tso					\$ 905,398.13	
3.12	Voltage Regulator 709 - Mexican Water	Mexican Water	Charlaine Tso					\$ 5,000.00	
3.12	Tesnezhah Distribution Feeder For System Reliability	Mexican Water	Charlaine Tso					\$ 267,422.00	
3.12	ARPA Red Mesa Sub-Raptor Protection	Red Mesa	Charlaine Tso					\$ 38,000.00	
3.12	Feeder R706 Pole Inserts	Red Mesa	Charlaine Tso					\$ 31,231.83	
3.12	Feeder R706 Sectionalizing Equipment Inserts	Red Mesa	Charlaine Tso					\$ 33,023.18	
3.12	RM Sub Tie In, Mexican Water Feeder	Red Mesa	Charlaine Tso					\$ 17,478.68	
3.12	IA20: Osmose Superior Sub, 2 Poles Replc	Red Mesa	Charlaine Tso					\$ 16,428.02	
3.12	IA20: Osmose Whitehorse, 4 Poles Replc	Red Mesa	Charlaine Tso					\$ 25,856.98	
3.12	R274- Teec Nos Pos Recloser Upgrade	Teec Nos Pos	Charlaine Tso					\$ 43,179.53	
3.12	System Improvements To Support New Customer Connections	Fort Defiance, St. Michaels, Window Rock	Edison Wauneka	9	1		10		\$ 527,123.69
3.12	Ft. Defiance Sub LTC Upgrade	Fort Defiance	Edison Wauneka					\$ 10,000.00	
3.12	UPG R115 Black Rock OCR To Spear	Fort Defiance	Edison Wauneka					\$ 23,000.00	
3.12	UPG S124a Goatsprings - R191 NOVA Nxt	Fort Defiance	Edison Wauneka					\$ 58,000.00	
3.12	ARPA Coalmine Sub-Raptor Protection	St. Michaels	Edison Wauneka					\$ 25,000.00	
3.12	St Michaels To Hunters Point 3PH Upgrade	St. Michaels	Edison Wauneka					\$ 182,000.00	
3.12	Upgrade Recloser R114 WR Admin Area To NOVA	St. Michaels	Edison Wauneka					\$ 42,504.38	
3.12	Upgrade Recloser R138 WR Police Dept. To NOVA	St. Michaels	Edison Wauneka					\$ 42,504.38	
3.12	Viper-ST R117 Upgrade	St. Michaels	Edison Wauneka					\$ 42,504.38	
3.12	IA20: Coalmine To Dine Bi Olta	Window Rock	Edison Wauneka					\$ 76,610.55	
3.12	IA21-Window Rock	Window Rock	Edison Wauneka					\$ 25,000.00	
3.12	System Improvements To Support New Customer Connections	Churchrock	Edmund Yazzie		2				\$ 304,000.00

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3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Estimate Cost	Total Project Amount
3.12	Church Rock Distribution Feeder Tie Line	Churchrock	Edmund Yazzie					\$ 270,000.00	
3.12	Church Rock Distribution Recloser (PNM)	Churchrock	Edmund Yazzie					\$ 34,000.00	
3.12	System Improvements To Support New Customer Connections	Dilkon, Indian Wells, Greasewood Springs	Elmer Begay	14			14		\$ 6,941,975.53
3.12	Dilkon Substation 115x69:24.94kv	Dilkon	Elmer Begay					\$ 2,166,700.00	
3.12	Dilkon NORTH - VR (50 AMP) - 3 Phase	Dilkon	Elmer Begay					\$ 39,000.00	
3.12	Dilkon South - VR (50amp)	Dilkon	Elmer Begay					\$ 21,000.00	
3.12	Dilkon WEST - VR (100 AMP) 3 Phase	Dilkon	Elmer Begay					\$ 45,000.00	
3.12	Double Circuit Dilkon HC	Dilkon	Elmer Begay					\$ 100,000.00	
3.12	R849 Dilkon 1mi W	Dilkon	Elmer Begay					\$ 43,180.00	
3.12	R850 Dilkon 14mi W	Dilkon	Elmer Begay					\$ 43,180.00	
3.12	Bitahoechee To Dilkon 115kv Transmission Line	Dilkon, Indian Wells	Elmer Begay					\$ 4,213,375.00	
3.12	ARPA LGW Sub-Raptor Protection	Greasewood Springs	Elmer Begay					\$ 38,000.00	
3.12	Lower Greasewood - Feeder R810 - Install 1PH 50 Amp Recloser	Greasewood Springs	Elmer Begay					\$ 14,150.00	
3.12	Lower Greasewood South (NOVA)	Greasewood Springs	Elmer Begay					\$ 43,179.53	
3.12	Recloser R817 - SCADA	Greasewood Springs	Elmer Begay					\$ 25,000.00	
3.12	Sunrise Distribution Feeder Tie Line	Greasewood Springs	Elmer Begay					\$ 112,211.00	
3.12	ARPA Bitahoechee Sub-Raptor Protection	Indian Wells	Elmer Begay					\$ 38,000.00	
3.12	System Improvements To Support New Customer Connections	Chinle	Eugene Tso	4			4		\$ 1,523,126.00
3.12	Burnside 115:24.94kv Station Upgrade 12/16/20 MVA	Chinle	Eugene Tso					\$ 1,400,000.00	
3.12	Chinle SCADA Cooper Switch	Chinle	Eugene Tso					\$ 63,128.00	
3.12	Chinle Sub-Raptor Protection	Chinle	Eugene Tso					\$ 38,000.00	
3.12	Chinle Substation - Feeder R355 - Install 3PH 900 KVAR Regulators	Chinle	Eugene Tso					\$ 22,000.00	
3.12	System Improvements To Support New Customer Connections	Shiprock	Eugenia Charles-Newton		7		7		\$ 173,960.00

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3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Estimate Cost	Total Project Amount
3.12	ARPA Shiprock#3 Sub-Raptor Protection	Shiprock	Eugenia Charles-Newton					\$ 38,000.00	
3.12	Cudel Substation - Feeder R304 - Install 3PH 150 KVAR Regulator	Shiprock	Eugenia Charles-Newton					\$ 14,400.00	
3.12	R299 Cheil Yaazh Insert - NOVA 3 Phase	Shiprock	Eugenia Charles-Newton					\$ 33,314.00	
3.12	SR#3 Feeder R271 - Fault Indicators Isnt	Shiprock	Eugenia Charles-Newton					\$ 10,000.00	
3.12	UPG R206 S/R Farm A - NOVA 3 Phase	Shiprock	Eugenia Charles-Newton					\$ 21,314.00	
3.12	UPG R214 OCR Farm A Tap To Cudel - Spear	Shiprock	Eugenia Charles-Newton					\$ 33,314.00	
3.12	UPG R239 OCR Bank Farm A North - OCR V4E	Shiprock	Eugenia Charles-Newton					\$ 23,618.00	
3.12	System Improvements To Support New Customer Connections	Ojato	Herman Daniels, Jr.	2			2		\$ 45,800.00
3.12	ARPA Mexican Hat Sub-Raptor Protection	Ojato	Herman Daniels, Jr.					\$ 38,000.00	
3.12	Holiday Tap In Ojato, Relocate 3 Poles, Relocate 100'	Ojato	Herman Daniels, Jr.					\$ 7,800.00	
3.12	System Improvements To Support New Customer Connections	Black Mesa, Hardrock, Pinon	Jimmy Yellowhair	2			2		\$ 113,795.25
3.12	ARPA Pinon Sub-Raptor Protection	Pinon	Jimmy Yellowhair					\$ 38,000.00	
3.12	Pinon Substation To Clinic New Feeder	Pinon	Jimmy Yellowhair					\$ 75,795.25	
3.12	System Improvements To Support New Customer Connections	Many Farms, Nazlini	Kee Allen Begay, Jr.	3			3		\$ 115,505.00
3.12	ARPA Many Farms Sub-Raptor Protection	Many Farms	Kee Allen Begay, Jr.					\$ 38,000.00	
3.12	Many Farms Substation - Feeder R304 - Install 3PH 300 KVAR Regulator	Many Farms	Kee Allen Begay, Jr.					\$ 15,255.00	
3.12	Many Farms Substation - Feeder R305 - Install 3-100 Amp Reclosers	Many Farms	Kee Allen Begay, Jr.					\$ 62,250.00	
3.12	System Improvements To Support New Customer Connections	Dennehotso, Kayenta	Nathaniel Brown	16			16		\$ 7,033,897.50
3.12	Dennehotso Relocate Line, 1-PH, 1/0, Move 200-300'	Dennehotso	Nathaniel Brown					\$ 3,685.00	
3.12	ARPA Dennehotso Sub-Raptor Protection	Kayenta	Nathaniel Brown					\$ 38,000.00	
3.12	ARPA Kayenta Solar Sub-Raptor Protection	Kayenta	Nathaniel Brown					\$ 38,000.00	
3.12	ARPA Kayenta Town site Sub-Raptor Protection	Kayenta	Nathaniel Brown					\$ 11,000.00	
3.12	ARPA Tsegi Sub-Raptor Protection	Kayenta	Nathaniel Brown					\$ 38,000.00	

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3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Estimate Cost	Total Project Amount
3.12	Diversion Dam Distribution Feeder Tie Line	Kayenta	Nathaniel Brown					\$ 100,000.00	
3.12	Kayenta Substation - Feeder R605 - Install 1PH 50 Amp Recloser	Kayenta	Nathaniel Brown					\$ 14,150.00	
3.12	KUSD-R606 Feeder Upgrade	Kayenta	Nathaniel Brown					\$ 100,000.00	
3.12	KUSD-Underground Upgrade Phase II	Kayenta	Nathaniel Brown					\$ 350,000.00	
3.12	Laguna Creek Motor Operator	Kayenta	Nathaniel Brown					\$ 81,741.50	
3.12	Replace Poles @ Snake Rock	Kayenta	Nathaniel Brown					\$ 288,500.00	
3.12	S6422-23-24 Switch Upgrade Snake Rock	Kayenta	Nathaniel Brown					\$ 288,000.00	
3.12	S6614 - Tsegi - KY230 Transmission Switch Upgrade	Kayenta	Nathaniel Brown					\$ 227,607.00	
3.12	S6621 - Tsegi To BM Transmission Switch Upgrade	Kayenta	Nathaniel Brown					\$ 227,607.00	
3.12	S6620 - Tsegi 69 Kv To LHV Transmission Switch Upgrade	Kayenta	Nathaniel Brown					\$ 227,607.00	
3.12	System Improvements To Support New Customer Connections	Bodaway/Gap, Coppermine, Lechee	Paul Begay	3					\$ 114,000.00
3.12	ARPA Gap Sub-Raptor Protection	Bodaway/Gap	Paul Begay					\$ 38,000.00	
3.12	ARPA Coppermine Sub-Raptor Protection	Coppermine	Paul Begay					\$ 38,000.00	
3.12	ARPA Lechee Sub-Raptor Protection	Lechee	Paul Begay					\$ 38,000.00	
3.12	System Improvements To Support New Customer Connections	Nenahnezad, Upper Fruitland	Rickie Nez		11		11		\$ 2,364,951.48
3.12	69KV ATS Back Up Switch (Four Corners)	Nenahnezad	Rickie Nez					\$ 350,000.00	
3.12	ARPA Nenahnezad Sub-Raptor Protection	Nenahnezad	Rickie Nez					\$ 38,000.00	
3.12	ARPA Ojo Amarillo Sub-Raptor Protection	Nenahnezad	Rickie Nez					\$ 38,000.00	
3.12	Ojo Sub - Transformer Replacement	Nenahnezad	Rickie Nez					\$ 755,000.00	
3.12	Ojo Sub Bushing Replacement	Nenahnezad	Rickie Nez					\$ 72,000.00	
3.12	SR Nenahnezad School Line Upgrade, 3-PH Energized Work	Nenahnezad	Rickie Nez					\$ 1,009,071.95	
3.12	UPG R234 Napi Experimental Farm-NOVA 3PH	Nenahnezad	Rickie Nez					\$ 30,300.00	
3.12	Ojo Amarillo (Recloser)	Upper Fruitland	Rickie Nez					\$ 43,179.53	

11.23.2021

Legislation CJY-41-21, BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Estimate Cost	Total Project Amount
3.12	Ojo Amarillo Substation - Feeder R218 - Install Regulators	Upper Fruitland	Rickie Nez					\$ 14,400.00	
3.12	Ojo Substation Bushing Replacement	Upper Fruitland	Rickie Nez					\$ 10,000.00	
3.12	Upper Fruitland Substation Regulator Control Upgrade	Upper Fruitland	Rickie Nez					\$ 5,000.00	
3.12	System Improvements To Support New Customer Connections	Cameron, Leupp	Thomas Walker, Jr.	2			2		\$ 52,150.00
3.12	ARPA Twin Arrows Sub-Raptor Protection	Leupp	Thomas Walker, Jr.					\$ 38,000.00	
3.12	Leupp Substation - Feeder R800 - Install 1PH 50 Amp Recloser	Leupp	Thomas Walker, Jr.					\$ 14,150.00	
3.12	System Improvements To Support New Customer Connections	Ganado, Steamboat	Vince R. James	7			7		\$ 1,126,412.53
3.12	Burnside 115kv Tie Line Upgrade (2 Miles)	Ganado	Vince R. James					\$ 770,626.00	
3.12	Burnside Switch Upgrade S6350	Ganado	Vince R. James					\$ 227,607.00	
3.12	Cross Canyon R386 Spear	Ganado	Vince R. James					\$ 10,000.00	
3.12	Recloser R375 - SCADA	Ganado	Vince R. James					\$ 25,000.00	
3.12	Recloser R384 - SCADA	Ganado	Vince R. James					\$ 25,000.00	
3.12	Recloser R828 - SCADA	Ganado	Vince R. James					\$ 25,000.00	
3.12	Toyey (New Recloser)	Steamboat	Vince R. James					\$ 43,179.53	
3.12	System Improvements To Support New Customer Connections	Fort Defiance, Red Lake, Crystal	Wilson Stewart, Jr.	5			5		\$ 443,153.00
3.12	Blue Canyon, Fort Defiance, 3PH, 4/0 Acsr, Upgrade 1-PH To 3-PH	Fort Defiance	Wilson Stewart, Jr.					\$ 291,631.00	
3.12	Fort Defiance Sub-Raptor Protection	Fort Defiance	Wilson Stewart, Jr.					\$ 38,000.00	
3.12	ARPA Navajo Sub-Raptor Protection	Red Lake	Wilson Stewart, Jr.					\$ 38,000.00	
3.12	Upgrade R187 Red Lake - NOVA Nxt	Red Lake	Wilson Stewart, Jr.					\$ 58,000.00	
3.12	Change Out Primary Poles (Narbona Pass), 3-Phase	Crystal	Wilson Stewart, Jr.					\$ 17,522.00	
3.12	System Improvements To Support New Customer Connections	Houck, Klagetoh, Wide Ruins	Raymond Smith, Jr.	5			5		\$ 125,012.00
3.12	ARPA Houck Sub-Raptor Protection	Houck	Raymond Smith, Jr.					\$ 25,000.00	
3.12	Houck Substation - Feeder R147 - Install 3-100 Amp Line Reclosers	Houck	Raymond Smith, Jr.					\$ 70,012.00	

11.23.2021

Legislation CJY-41-21, BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	LT	Total Projects	Estimate Cost	Total Project Amount
3.12	Navajo Station Tap Recloser Installation (OCR)	Klagetoh	Raymond Smith, Jr.					\$ 15,000.00	
3.12	Wide Ruins - Banana Wash Tap Recloser Installation (Ocr)	Wide Ruins	Raymond Smith, Jr.					\$ 15,000.00	
3.12	System Improvements To Support New Customer Connections	System Wide	System Wide				LOT		\$ 1,334,032.70
3.12	AMI Repeaters & Gate Keepers (Utility Wide)	System Wide	System Wide					\$ 354,866.00	
3.12	Supervisory Control And Data Acquisition (Utility Wide)	System Wide	System Wide					\$ 979,166.70	
3.12	System Improvements To Support New Customer Connections (Neighboring Utilities)	Navajo Nation	Neighboring Utilities				LOT		\$ 2,863,010.88
3.12	Torreón 3 Phase Conversion 28 Miles	Navajo Nation	Neighboring Utilities					\$ 1,363,010.88	
3.12	Torreón Substation Improvement	Navajo Nation	Neighboring Utilities					\$ 750,000.00	
3.12	SCADA for 3 Substations	Navajo Nation	Neighboring Utilities					\$ 750,000.00	
TOTAL				79	31	14	124		\$ 6,079,130.64

The Navajo Nation consist of approximately 27,413 square miles, of which 17,939 square miles are in Arizona (65%), 7,493 square miles are in New Mexico (27%) and 1,981 square miles are in Utah (8%). According to the 2010 U.S. Census 172,813 Navajos live on the Navajo Nation.

These projects described above are necessary for NTUA and/or Neighboring Utilities to construct in order to support the electrical connections for homes described in this planning document. This document and the information presented in this document is for planning purposes and subject to change based on the needs of the communities and their constituents.

11.23.2021

Legislation CJY-41-21. BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customer*	Total Project Amount (Solar)
3.12	Solar Systems	Blue Gap/Tachee, Many Farms, Nazlini, Tselani/Cottonwood, Low Mountain	Kee Allen Begay Jr.	X			30	
3.12	Solar Systems	Dilkon, Greasewood Springs, Indian Wells, Teesto, Whitecone	Elmer Begay	X			30	
3.12	Solar Systems	Bodawy-Gap, Coppermine, Kai'Bii To, LeChee, Tonalea/Red Lake	Paul Begay	X			30	
3.12	Solar Systems	Chilchinbeto, Dennehotso, Kayenta	Nathaniel Brown	X			30	
3.12	Solar Systems	Shiprock	Eugenia Charles-Newton		X		30	
3.12	Solar Systems	Beclabito, Cove, Gahii Ahi/To' Koi, Red Valley, Sanostee, Sheepsprings, Toadlena/Two Grey Hills	Amber K. Crotty	X	X		30	
3.12	Solar Systems	Breadsprings, Rock Springs, Tsayato, Chichiltah, Manuelito, Red Rock	Seth Damon		X		30	
3.12	Solar Systems	Ts'ah Bii Kin, Navajo Mountain, Oljato, Shonto	Herman Daniels Jr.	X		X	30	
3.12	Solar Systems	Becenti, Crownpoint, Huerfano, Lake Valley, Nageezi, Nohodishgish, Standing Rock	Mark Freeland		X		30	
3.12	Solar Systems	Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Twin Lakes	Pernell Halona		X		30	
3.12	Solar Systems	Alamo, Ramah, Tohajilee	Jamie Henio		X		30	
3.12	Solar Systems	Cornfields, Ganado, Jeddito, Kinlichee, Steamboat	Vince James	X			30	
3.12	Solar Systems	Tiistoh Sikaad, Hogback, Nenahnezad, Newcomb, San Juan, Upper Fruitland	Rickie Nez		X		30	
3.12	Solar Systems	Rock Point, Lukachukai, Rough Rock, Round Rock, Tsailie/Wheatfields	Carl Slater	X			30	
3.12	Solar Systems	Houck, Klagetoh, Lupton, Nahata Dzill, Wide Ruins	Raymond Smith Jr.	X			30	
3.12	Solar Systems	Crystal, Fort Defiance, Red Lake, Sawmill	Wilson Stewart Jr.	X	X		30	
3.12	Solar Systems	Aneth, Mexican Water, Red Mesa, Sweewater, Teenospos	Charlaine Tso	X	X	X	30	

11.23.2021

Legislation CJY-41-21. BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customer*	Total Project Amount (Solar)
3.12	Solar Systems	Baca/Prewitt, Casamero Lake, Counselor, Littlewater, Ojo Encino, Pueblo Pintado, Torreon, Whitehorse Lake	Daniel Tso		X		30	
3.12	Solar Systems	Chinle	Eugene Tso	X			30	
3.12	Solar Systems	To Nanees Dizi	Otto Tso	X			30	
3.12	Solar Systems	Birdsprings, Cameron, Coalmine Canyon, Leupp, Tolani Lake	Thomas Walker Jr.	X			30	
3.12	Solar Systems	Oak Springs, St. Michael	Edison Wauneka	X			30	
3.12	Solar Systems	Churchrock, Iyanbito, Mariano Lake, Pinedale, Smith Lake, Thoreau	Edmund Yazzie		X		30	
3.12	Solar Systems	Black Mesa, Forest Lake, Hardrock, Pinon, Whippoorwill	Jimmy Yellowhair	X			30	
3.12	Solar Systems	Reservation Wide	Navajo Nation (Veterans)				80	
Total				X	X	X	800	\$ 40,000,000

Category	Description	Unit Price	Quantity	Total Project Amount
3.12 House Support: Other House Assistance	Solar Systems	\$ 41,798.27	800	\$ 33,438,400
	Refrigerators	\$ 636.39	800	\$ 509,440
	Generator+ATS*	\$ 2,826.73	160	\$ 452,160
3.12 House Support: Other House Assistance	House wiring for Solar Systems	\$ 7,000.00	800	\$ 5,600,000
TOTAL				\$ 40,000,000

11.23.2021

Legislation CJY-41-21. BFS-31-21 & OPVP Guidance for CJY-41-21

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customer*	Total Project Amount (Solar)
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The Navajo Nation consist of approximately 27,413 square miles, of which 17,939 square miles are in Arizona (65%), 7,493 square miles are in New Mexico (27%) and 1,981 square miles are in Utah (8%). According to the 2010 U.S. Census 172,813 Navajos live on the Navajo Nation.

The cost for solar systems includes funding to complete the interior house wiring (if applicable), certification & re-certification of house wiring (if applicable), inspection, generators (if applicable), ATS switch (if applicable), and an energy efficient refrigerator.

The customer will retain ownership and maintenance of the house wiring assets, house wiring improvements installed, refrigerator, and generator with ATS switch (if applicable). Funds may be moved between projects to meet actual costs without exceeding the total NTUA award.

The goal is to distribute 30 solar systems to each of the 24 Navajo Nation Delegate's Districts and 80 solar systems to Veterans. The distribution of units as described within this document is subject to change and determined based on the needs of the communities and their constituents.

*Estimate of 160 will need supplemental connections to critical life support customers with a generator and automatic transfer switch (ATS).

The quantity of solar systems has decreased in the first 12-month period from the original proposal (04/15/2021) due to submittal of 150 solar systems included in Legislation 0113-21 and Legislation CJY-41-21 Section 6.

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- | | |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by 12/31/2024 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: K.A. Lowell

DOJ Note: Resolution will go in front of NTUA Board for approval on 10/22/2021.

Disclaimers: This Initial Eligibility Determination is based on the documents provided which we have assumed are true, correct, and complete. Should the Project or Program change in any material way after this initial determination, the requestor must seek the advice of NNDOJ. This 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.



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 #: HK0044

Date & Time Received: 10/5/21 23:55
10/12/2021 1:15 p.m. MDT

Date & Time of Response: _____

Entity Requesting FRF: Navajo Tribal Utility Authority

Title of Project: ARPA Connecting Navajo Nation Homes to Electricity

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$200,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 3.12 (Housing Support: Other Housing Assistance)

EXHIBITS

F through F-3



Navajo Nation Fiscal Recovery Fund
Housing and Housing Renovation Expenditure Plans

Description	Category	Requested \$
DCD New Housing	3.11	\$40,000,000
DCD Renovation	3.12	\$10,000,000
VA New Housing	3.11	\$50,000,000



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: Community Housing & Infrastructure Department (CHID) Date prepared: 10/01/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: PO Box 2389 phone/email: 928-871-6468/pat_dalgai@nnchid.org
Window Rock, Arizona 86515 website (if any): www.nnchid.org

Form prepared by: Patrick Dalgai, Department Manager II, CHID phone/email: 928-871-6468/pat_dalgai@nnchid.org
(same as above)
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: New Housing Construction, 3.11 Housing Support: Services for Unhoused Persons

NN Government Unit's Director or Manager: Patrick Dalgai phone & email: 928-871-6468/pat_dalgai@nnchid.org
Division Director (if any): Pearl Yellowman phone & email: 928-871-7172/pyellowman@nndcd.org
Branch Chief: Jonathan Nez, President phone & email: 928-871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Division of Community Development/Executive Branch 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):
Unknown at this time ☐ document attached

Amount of FRF requested: \$40,000,000 FRF funding period: 11/01/21 to 10/31/2026
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 Community Housing & Infrastructure Department (CHID) is requesting \$40 million to construct new housing and/or purchase Modular/Mobile homes to assist Navajo families throughout the Navajo Nation (110 Chapters). Providing stable housing for those in need will help eliminate the spread of the COVID-19 among families living in multi-generational homes and provide new homes for homeless families and individuals, which will provide sanitary infrastructure (water/wastewater and electricity) to help combat the COVID-19 pandemic. The \$40 million for new housing will be divided equally among the 110 chapters, allowing CHID to improve living conditions across the Navajo Nation.

☐ document attached

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

This project will benefit the needs of the Navajo Nation, the communities, and the Navajo people by providing stable housing for those in need. The CHID strives to provide affordable housing for individuals with limited economic opportunities. During this COVID pandemic, stable housing will improve the living conditions for families living in multi-generational homes and help to provide needed sanitary infrastructure.

☐ 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:

Advertisement by CHID for new housing throughout Navajo Nation: 11/2021 - 5/2022
Design for homes across 110 chapters: 05/2022 - 04/2023
Advertisement, contracting, and begin construction: 04/2023 - 12/2023
Construction: 01/2024 - 12/2026

Challenges: receipt of funding, land availability and clearances, local labor availability, and material shortages.

☐ document attached

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

The Community Housing & Infrastructure Department.

☐ 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:

Homeowners are responsible for the operation and maintenance of new homes following a 1-year warranty period.

☐ document attached

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

3.11 Housing Support: Services for Unhoused Persons

Providing new homes for Navajo people/families in need will help to address homelessness by offering supporting housing, and improving access to stable, affordable housing.

These housing projects will be administered in the Navajo Nation, which qualifies as a disadvantaged community.

☐ document attached

Part 3. Additional documents.

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

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 Unit's Designated Program/Office Director or Manager

Approved to submit
for Review:


signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division:

Pearl Yellowman, Executive Director

print name and indicate title or position

Executive

indicate Branch or Division

Page ____ of ____
BUDGET FORM 1[illegible]



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 #: HK0038

Date & Time Received: 10/5/2021 19:33 EST

Date & Time of Response: 10/07/2021 11:00 p.m. MDT

Entity Requesting FRF: DCD Community Housing & Infrastructure Department

Title of Project: New Housing Construction, 3.11 Housing Support: Services for Unhoused Persons

Administrative Oversight: _____

Amount of Funding Requested: \$40 million

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 3.11

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: It is critical that to be eligible, costs must be obligated by the end of 2024, and the project complete by the end of 2026.

Name of DOJ Reviewer: Kristen A, Lowell

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: Community Housing & Infrastructure Department (CHID) Date prepared: 10/01/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: PO Box 2389 phone/email: 928-871-6468/pat_dalgai@nnchid.org
Window Rock, Arizona 86515 website (if any): www.nnchid.org

Form prepared by: Patrick Dalgai phone/email: 928-871-6468

Department Manager II, CHID

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

CONTACT PERSON'S info

Title & type of Project: Home Renovations, 3.12 Housing Support: Other Housing Assistance

NN Government Unit's Director or Manager: Patrick Dalgai phone & email: 928-871-6468/pat_dalgai@nnchid.org

Division Director (if any): Pearl Yellowman phone & email: 928-871-7172/pyellowman@nndcd.org

Branch Chief: Jonathan Nez, President phone & email: 928-871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Division of Community Development/Executive Branch 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):

Unknown at this time, a combination of contractors and labor force. ☐ document attached

Amount of FRF requested: \$10,000,000 FRF funding period: 11/01/21 to 10/31/2026
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 Community Housing & Infrastructure Department (CHID) is requesting \$10 million to provide home renovations to assist Navajo families throughout the Navajo Nation (110 Chapters). Providing stable housing through renovations for those in need will help eliminate the spread of the COVID-19 among families living in multi-generational homes and will help provide renovated/additional sanitary infrastructure (water/wastewater and electricity) to help combat the COVID-19 pandemic. The \$10 million home renovations will be divided equally among the 110 chapters, allowing CHID to improve living conditions across the Navajo Nation. This funding will also be used to obtain additional DCD personnel to administer the renovations.

☐ document attached

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

The project will benefit the needs of the Navajo Nation, the communities, and the Navajo people by providing stable housing for those in need. Stable housing could include new construction, or for this project, renovation on existing homes that are in dire need of repair and upgrades. The CHID strives to provide affordable housing and renovations for individuals with limited economic opportunities. During this COVID pandemic, stable housing will improve living conditions for families in multi-generational homes and help to provide needed upgrades to sanitary infrastructure.

☐ 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:

Advertisement by CHID for housing renovation need throughout Navajo Nation: 11/2021 - 5/2022
Renovation design for homes across 110 chapters: 05/2022 - 04/2023
Advertisement, contracting, and begin construction: 04/2023 - 12/2023
Construction: 01/2024 - 12/2026

Challenges: receipt of funding, land availability and clearances, local labor availability, and material shortages.

☐ document attached

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

The Community Housing & Infrastructure Department.

☐ 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:

Homeowners are responsible for the operation and maintenance of home renovations following a 1-year warranty period.

☐ document attached

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

3.12 Housing Support: Other Housing Assistance

Providing home renovations will address the needs of areas with limited economic opportunity and inadequate or poor-quality housing.

The renovation projects will be administered on the Navajo Nation, which qualifies as a disadvantaged community.

☐ document attached

Part 3. Additional documents.

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

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: *Pth Of* Approved by: *Pth Of*
signature of Preparer/CONTACT PERSON signature of NN Government Unit's Dept. Program/Office Director or Manager

Approved to submit
for Review: *Pearl Yellowman* Print Name, Title, Branch or Division: Pearl Yellowman, Executive Director
signature of Branch Chief or Division Director print name and indicate title or position
Executive
indicate Branch or Division

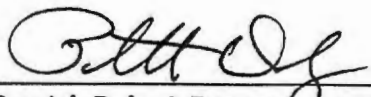
THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Kristen A. Lowell, Principal Attorney
Tax and Finance Unit/DOJ

FROM : 
Patrick Dalgai, Department Manager II
Community Housing & Infrastructure Dept./DCD

DATE : October 8, 2021

SUBJECT : DCD/CHID ARPA RENOVATION
Re: Additional Information Request

At your request, per the Department of Justice Initial Eligibility Determination, the Division of Community Development (DCD) is submitting this memo to provide additional information on the Home Renovation Funding Request in the amount of \$10 million.

Community Housing & Infrastructure Department (CHID) within DCD, along with the OPVP, have issued out DCD ARPA In-take Applications to the public for home renovation assistance request. Due to the number of applications received, DCD set aside \$10 million for renovation repairs that may not exceed \$50,000 per home (unless special circumstances apply), which includes material cost & manpower. The Scope of Work determined for each home will be based on a full eligibility and feasibility assessment report and will have detailed information from CHID to the general contractors/subcontractors tasked with deliverables to include the required material list, supplemental design services if required and home renovations construction requirements anywhere from the floor up to the roof system, while following the current International Residential Building Codes. Without renovations to existing homes, the living standards decrease and potentially puts low-income individuals at risk of severe health concerns, and possibly homelessness leaving them prone to COVID-19 due to lack of sanitation facilities. Based on the current applications we have received, renovations may include, but will not be limited, to the following:

- ADA Ramp New or Upgrades / New ADA Accessory Installations
- Plumbing Upgrades
- Electrical Home Wiring Upgrades

Memo/Kristen A. Lowell
Re: Additional Information Request
October 8, 2021
Page 2

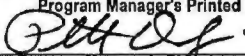
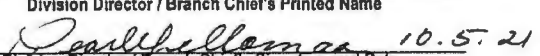
- Roof Repair/Replacements
- Floor Replacement
- Wall or Roof Insulation
- Heating Source Upgrades/New Installation (wood or pellet stove)

DCD is committed to carrying-out the tasks of developing the Scope of Work, budget and developing contracts for the Nation's administrative review and implementing the projects. Renovations will not be issued through grants or through cash assistance payments and will be managed by CHID either through General Contractors or Forced Labor Account Crews (or both depending on resources available).

If you have any questions, please give me a call (928) 871-6468 or email pat_dalgai@nnchid.org.

cc: CHID File
Pearl Yellowman, Executive Director, Division of Community Development

Page ____ of ____
BUDGET FORM 1

PART I. Business Unit No.: K - [New]				Program Title: Home Renovations, 3.12 Housing Support	Division/Branch: Community Development			
Prepared By: Patrick Dalgai		Phone No.: 928-871-6468		Email Address: pat_dalgai@nnchid.org				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds		10,000,000.00		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		700,000		
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay		9,300,000		
				TOTAL		\$10,000,000.00	0.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
TOTAL:		\$10,000,000.00	0%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: Patrick Dalgai				APPROVED BY: Pearl Yellowman				
_____ Program Manager's Printed Name				_____ Division Director / Branch Chief's Printed Name				
 10.5.21 _____ Program Manager's Signature and Date				 10.5.21 _____ Division Director / Branch Chief's Signature and Date				

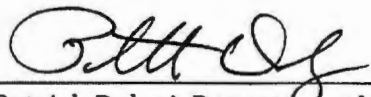
THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Kristen A. Lowell, Principal Attorney
Tax and Finance Unit/DOJ

FROM : 
Patrick Dalgai, Department Manager II
Community Housing & Infrastructure Dept./DCD

DATE : October 8, 2021

SUBJECT : DCD/CHID ARPA RENOVATION
Re: Additional Information Request

At your request, per the Department of Justice Initial Eligibility Determination, the Division of Community Development (DCD) is submitting this memo to provide additional information on the Home Renovation Funding Request in the amount of \$10 million.

Community Housing & Infrastructure Department (CHID) within DCD, along with the OPVP, have issued out DCD ARPA In-take Applications to the public for home renovation assistance request. Due to the number of applications received, DCD set aside \$10 million for renovation repairs that may not exceed \$50,000 per home (unless special circumstances apply), which includes material cost & manpower. The Scope of Work determined for each home will be based on a full eligibility and feasibility assessment report and will have detailed information from CHID to the general contractors/subcontractors tasked with deliverables to include the required material list, supplemental design services if required and home renovations construction requirements anywhere from the floor up to the roof system, while following the current International Residential Building Codes. Without renovations to existing homes, the living standards decrease and potentially puts low-income individuals at risk of severe health concerns, and possibly homelessness leaving them prone to COVID-19 due to lack of sanitation facilities. Based on the current applications we have received, renovations may include, but will not be limited, to the following:

- ADA Ramp New or Upgrades / New ADA Accessory Installations
- Plumbing Upgrades
- Electrical Home Wiring Upgrades

Memo/Kristen A. Lowell
Re: Additional Information Request
October 8, 2021
Page 2

- Roof Repair/Replacements
- Floor Replacement
- Wall or Roof Insulation
- Heating Source Upgrades/New Installation (wood or pellet stove)

DCD is committed to carrying-out the tasks of developing the Scope of Work, budget and developing contracts for the Nation's administrative review and implementing the projects. Renovations will not be issued through grants or through cash assistance payments and will be managed by CHID either through General Contractors or Forced Labor Account Crews (or both depending on resources available).

If you have any questions, please give me a call (928) 871-6468 or email pat_dalgai@nnchid.org.

cc: CHID File
Pearl Yellowman, Executive Director, Division of Community Development



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 #: HK0036

Date & Time Received: 10/5/2021 7:30 p.m.

Date & Time of Response: 10/07/2021 10:00p.m. MDT

Entity Requesting FRF: Division of Community Development/CHID

Title of Project: Home Renovations

Administrative Oversight: _____

Amount of Funding Requested: \$10,000,000

Eligibility Determination:

- ☐ FRF eligible
☐ FRF ineligible
☒ Additional information requested

FRF Eligibility Category:

- | | |
|----------------------------------------------------------------|---------------------------------------------------------------------|
| <input 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: _____

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 checked="" type="checkbox"/> Additional information submitted is insufficient to make a proper determination | |

Other Comments: As currently described, the Project is not a legally allowable use pursuant to Category 1 – responding to COVID-19 public health emergency or its negative economic impacts without further information on eligibility of eligible households and scope of renovations as they pertain to the pandemic. Said in other terms, will the renovations be provided through the form of cash or a grant? What are the criteria for eligible households? What types of renovations will be provided?

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: KALowell

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: Navajo Nation Veterans Administration Date prepared: 09/15/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: _____ phone/email: 9289553947
website (if any): _____

Form prepared by: James Zwierlein phone/email: 9289553947
Navajo Nation Veterans Administration Executive Director
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Veterans Housing Program

NN Government Unit's Director or Manager: James Zwierlein phone & email: 9289553947

Division Director (if any): _____ phone & email: _____

Branch Chief: Jonathan Nez phone & email: 9288717000

Funding Recipient will be working with: Executive Branch 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):
The Sparrow Group, Priority 1 General Contractor ☐ document attached

Amount of FRF requested: \$50,000,000 FRF funding period: 11/01/2021 - 12/31/2026
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:

This funding will provide operational funds for the Navajo Nation Veterans Administration Veterans Housing Program to provide newly constructed homes to Navajo veterans who lack a permanent place to live in accordance with the approved program policies.

☐ document attached

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

This program is intended to provide new homes to Navajo veterans to help reduce the substandard, unsafe, and overcrowded living conditions of our Navajo veterans. It will benefit the Navajo Nation, the communities, and the people by finally producing the homes for veterans that have been promised by two different administrations.

☐ 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:

The program currently has a waiting list of 1,400 potential applicants, and the program is currently in the process of reviewing and vetting the applications. With a final list of applicants, we expect to begin construction of 1/3rd of the new homes each year. Issues and challenges we expect to encounter are site accessibility for certain applicants, and the ability of the general contractor to hire sufficient Navajo labor force to maintain pace with the projected timeline.

☐ document attached

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

The NNVA Executive Director will have the ultimate responsibility for this program, but will be aided by, or delegate authority to the Veterans Housing Program staff currently being on-boarded to operate the program under the supervision of the Executive Director.

This project will fall under category 3.11

☐ 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:

Once the project is complete, the individual homes will belong to the qualified applicants who were screened and selected under the guidelines of the Veterans Housing Program.

☐ 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:

The NNVA Executive Director will have the ultimate responsibility for this program, but will be aided by, or delegate authority to the Veterans Housing Program staff currently being on-boarded to operate the program under the supervision of the Executive Director.

This project will fall under category 3.11

☐ document attached

Part 3. Additional documents.

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

N/A

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 Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review: _____
signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____
print name and indicate title or position

Indicate Branch or Division

Page ____ of ____
BUDGET FORM 1

PART I. Business Unit No.: K - [New]				Program Title: Veterans Housing Program	Division/Branch: Executive					
Prepared By: James Zwierlein				Phone No.: (928) 855-3947	Email Address: jameszwierlein@navajo-nsn.gov					
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds			50,000,000.00	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				50,000,000	
					TOTAL			\$0.00	50,000,000.00	0
					PART IV. POSITIONS AND VEHICLES			(D)	(E)	
					Total # of Positions Budgeted:				0	
					Total # of Vehicles Budgeted:				0	
TOTAL:			\$50,000,000.00	100%						
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.										
SUBMITTED BY:		James Zwierlein - Executive Director			APPROVED BY:		Paulson Chaco - Chief of Staff			
		Program Manager's Printed Name					Division Director / Branch Chief's Printed Name			
		Program Manager's Signature and Date 11/24/28					Division Director / Branch Chief's Signature and Date 11/24/28			



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 #: HK0043

Date & Time Received: 10/5/2021 19:37 EST

Date & Time of Response: 10/11/2021 6:40 p.m. MT

Entity Requesting FRF: Navajo Nation Veterans Administration

Title of Project: Veterans Housing Program

Administrative Oversight: _____

Amount of Funding Requested: \$50 million

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: 3.11 – Housing Support: Services for Unhoused Persons

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: It is critical that to be eligible, costs must be obligated by the end of 2024, and the project complete by the end of 2026.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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.

EXHIBITS

G through G-1



Navajo Nation Fiscal Recovery Fund
Bathroom Additions Expenditure Plan

Description	Category	Requested \$
Bathroom Additions	1.12	\$150,000,000

**THE NAVAJO NATION
FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN
FOR NAVAJO NATION-OWNED ENTITIES**



Part 1. Identification of parties.

NN-Owned Entity requesting FRF: Navajo Tribal Utility Authority Date prepared: October 4, 2021

NN-Owned Entity's PO Box 170 phone/email: 1-800-528-5011
mailing address: Fort Defiance, AZ 86504 website (if any): www.ntua.com

This Form prepared by: Bidtah Becker, Associate Attorney phone/email: 928-729-6462 bidtahb@ntua.com
Bidtah Becker, Associate Attorney 928-729-6462 bidtahb@ntua.com
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: NTUA ARPA Bathroom Additions; expenditure category 1.12: Public Health: Other

NN-Owned Entity's CEO (or equivalent): Walter W. Haase phone & email: walterh@ntua.com 928-729-6202

Board President: Sydney Bob Dietz phone & email: sidneyd@ntua.com 928-729-6267

Board Treasurer or Financial Officer: Thomas Nelson phone & email: tomn@ntua.com 928-729-6211

Funding Recipient will be working with: Division of Community Development on the Project
Indicate assisting Division and name of Division Director; if none, indicate "NN President and OPVP"
and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known):
NECA and other construction and engineering subcontractors ☐ document attached

Amount of FRF requested: \$150 million FRF funding period: starting date: when funding is received; deadline date: December 2026
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:

NTUA's ARPA Bathroom Additions program will use the funds to build ADA compliant bathrooms, connect the home to electricity, provide the home with drinking water through a water cistern or connection to a waterline, and provide the home with a septic tank or connect to a sewer system. Homes will also be provided with a refrigerator, water heater, wall heater, toilet, bathroom sink, and utility sink. Homes across the Navajo Nation will receive the services. This program addresses public health challenges that partly caused the unequal impact of the impact on the Navajo Nation. ☒ document attached

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

A shockingly high number of homes on the Navajo Nation lack access to one or more of the following utilities: electricity, water, wastewater, and broadband. NTUA's ARPA Bathroom Additions projects will provide one or more utilities to a home that lacks them and will assist in promoting public health and economic stimulus. The Navajo people receiving the utilities will directly benefit from the program. ☐ 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:

Document Attached with Timeline
Document Attached Listing Challenges

☒ document attached

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

NTUA Project Manager.

☐ 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:

NTUA's customers are responsible for operations and maintenance costs. NTUA prioritizes the stabilizaiton of rates and has not raised the electric rate in over 13 years. NTUA offers discounted rates for seniors and the disabled. Two federal programs, administered by the NN Division of Social Services, assist low income households with utility bills: LIHEAP and LIHWAP.

☐ 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:

NTUA's Bathroom Additions program is covered under Expenditure Category 1.12 Other Public Health Services. The Interim Final Rule states that "[g]iven the exacerbation of health disparities during the pandemic and the role of pre-existing social vulnerabilities in driving these disparate outcomes, services to address health disparities are presumed to be responsive to the public health impacts of the pandemic. Specifically, recipients may... facilitate access to resources that improve health outcomes including services that connect residents with health care resources and public assistance programs and build healthier environments such as: housing services to support healthy living environments and neighborhoods conducive to mental and physical wellness." Bathroom additions addresses the conditions that contributed to poor public health and economic outcomes during the pandemic, namely concentrated areas with limited economic opportunity and inadequate or poor housing quality. The program will build healthier environments.

☐ document attached

Part 3. Additional documents.

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

- (1) Resolutions will go in front of the NTUA Management Board on October 22, 2021
- (2) Cost Per Unit Spreadsheet

☐ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN-Owned Entity's
Preparer:


signature of Preparer/CONTACT PERSON

Approved by:


signature of Board Chairperson or President (or Vice-President)

Approved by:

signature of NN-Owned Entity's CEO (or equivalent)

Approved to submit
for Review:


signature of Director of assisting Division

-OR- Approved to submit
for Review:

signature of NN President

Bathroom Addition Cost / Cistern Option

Structure - ADA Compliant	\$	58,000.00
Cistern	\$	16,000.00
Septic	\$	26,000.00
House Wiring Contingency (50% of Homes)	\$	7,000.00
NTUA ROW	\$	7,500.00
NTUA Evaluations / Design Work	\$	16,000.00
Total	\$	133,110.00

ARP Funding Available	\$	75,000,000.00
-----------------------	----	---------------

Possible Number of Bathroom Additions with Cisterns	563
-----------------------------------------------------	-----

Bathroom Addition Cost / Waterline Option

Structure - ADA Compliant	\$	58,000.00
Waterline up to 2,500'	\$	53,500.00
Septic	\$	26,000.00
House Wiring Contingency (50% of Homes)	\$	7,000.00
NTUA ROW	\$	7,500.00
NTUA Evaluations / Design Work	\$	16,000.00
Total	\$	171,360.00

ARP Funding Available	\$	75,000,000.00
-----------------------	----	---------------

Possible Number of Bathroom Additions with Waterline	438
------------------------------------------------------	-----

Total Units to Complete To Include Water & Cistern	1001
----------------------------------------------------	------

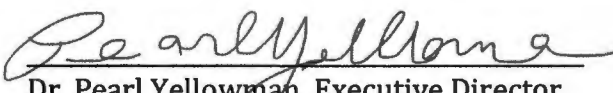
THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Mel M. Rodis, Assistant Attorney General
Tax and Finance Unit
Navajo Nation Department of Justice

FROM : 
Dr. Pearl Yellowman, Executive Director
Division of Community Development

DATE : October 13, 2021

SUBJECT : **FRF Expenditure Plan for Bathroom Additions
Additional Information Request
HK0046-02**

The Division of Community Development (DCD) is submitting this memo to provide additional information on the Bathroom Addition Funding Request in the amount of \$150 million per the Department of Justice's Initial Eligibility Determination and additional information request.

The Division of Community Development solicited all 110 Chapters for a list of their respective community members who need bathroom additions. DCD has accumulated all the Chapter requests, and has over 3,400 recipients in a master database that contains over 15 columns of preliminary information to include the recipient's name, geographic coordination locations, type of structure they live in, type of assistance being requested, whether or not the home is currently wired, whether or not there is an existing homesite lease, etc.

Supporting Healthy Living Environments

It is estimated that between 30 – 40% of Navajo households live without running water and indoor plumbing, use outhouses in inclement weather, and haul water from designated watering points throughout the Nation and surrounding communities that are both sparse and often unreliable (often from windmills or other water sources that are not connected to public water systems) only to end up storing the water in small 5 – 50-gallon temporary water storage containers. Access to a dependable, on-demand water system and a sanitary facility will improve a family's daily ability to wash their hands and bath.

The Navajo Nation has had one of the highest national fatality rates per capita due to this ongoing COVID-19 pandemic that is mostly due to overcrowding in homes and families not having direct access to running water and bathroom facilities. This project will directly impact the health and safety of the Nation's community members.

Assistance Method and Selection Criteria

All bathroom additions will be built by qualified general contractors utilizing pre-designed standard drawings that will include either a fully equipped ADA bathroom or a fully equipped standard bathroom. No part of this expenditure plan will be provided in the format of a cash payment.

DCD and NTUA are currently working to establish the application and selection procedures for determining final eligibility for a family / resident to receive a bathroom, but the following criteria will be part of the evaluation:

- 1) If a recipient is on a funded Indian Health Service (I.H.S.) Project, I.H.S. only provides the water and septic service to the home and requires the recipient or the Nation to provide the bathroom addition when indoor plumbing is not available;
- 2) If a recipient has an existing homesite lease;
- 3) If a recipient is an elder or has a medical condition (letter from I.H.S. or a doctor may be required to receive a fully accessible ADA bathroom); and
- 4) If the recipient lives in the home 12 months out of the year.

There will be a team of qualified, dedicated staff that will be responsible for reviewing all bathroom addition applications that will also conduct in-person assessments of the homes to ensure the structure is physically able to receive a bathroom addition.

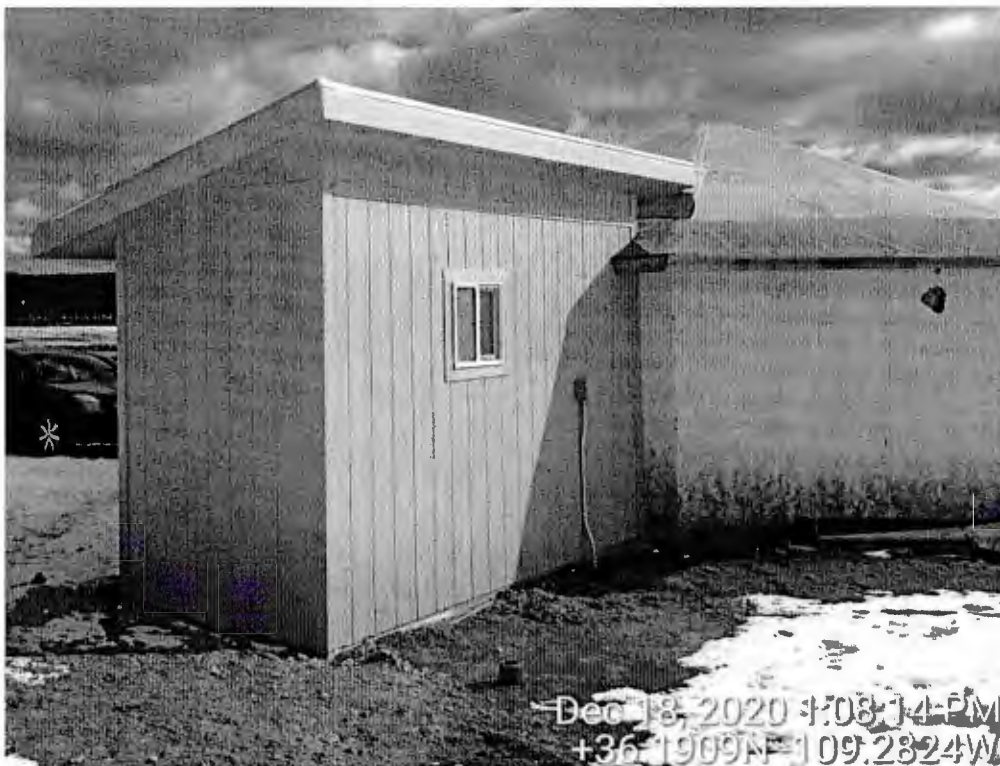
Bathroom Amenities

Each bathroom that is constructed will include amenities like wall heaters, hot water heaters, standard plumbing fixtures (toilet, sink, utility sink, and bathtub/shower) as shown in the pictures below. Homes that will be receiving a new bathroom addition will likely not have any existing plumbing (see the traditional Hogan shown in one of the images below) and will require all new equipment and fixtures to facilitate the homes with a fully functional bathroom.

- Wall heater: Most homes are not traditional homes that have centralized heating and cooling and rely on pellet stoves for heating during the winter. A lot of the families live in higher elevations where the temperatures during the winter drop below freezing. The stoves often can't produce the heat that is necessary to properly maintain the temperature in the bathroom to ensure the plumbing doesn't freeze.
- Hot water heater: As already indicated, most of the homes do not have any running

water or if they have any existing water, the chances are they do not have hot water.

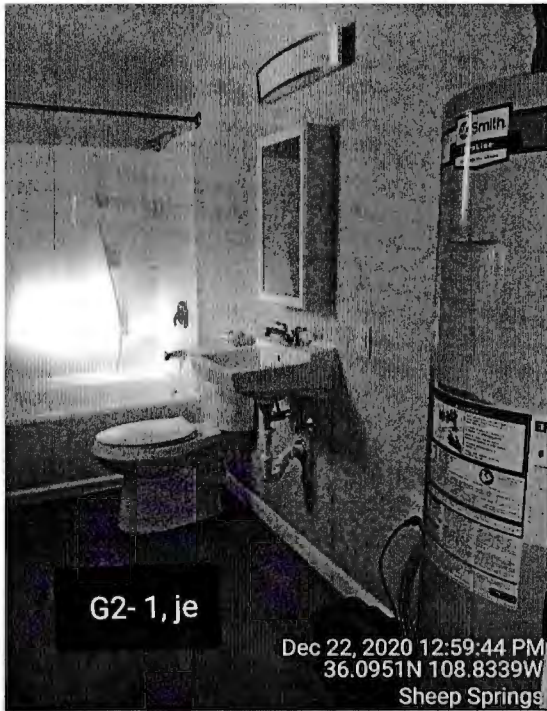
- **Plumbing fixtures:** Homes that will be selected to receive a bathroom addition will, in nearly all cases, not have any plumbing fixtures to facilitate the functionality of the bathroom addition. In order for a bathroom to be utilized, the structure will require the installation of a sink for washing hands, a toilet, and a bathtub or shower for bathing.
- **Refrigerator:** Under CARES , the Nation provided refrigerators to homes that were receiving power to bathroom additions for the first time as a means for families to have the ability to store medicine and other perishable goods without the need to haul ice or keep perishables in ice chests.
- **House Wiring:** Some homes will not have any existing house wiring. In these cases the unit will have the bathroom addition wired and an additional cost will be associated to add the necessary panel and riser to the home for an electrical connection.





Traditional Hogan with CARES funded Bathroom Addition (2020)





Similar Request Clarification

This request does not duplicate other services being provided for cisterns, septic tanks, waterline connections, and house wiring under other expenditure plans and is being treated as a standalone project. These homes may require supplemental cisterns, septic tanks/leach fields, or waterlines, but these projects are being treated as standalone, independent systems to be constructed conclusively in order to ensure the family has an operable bathroom at the end of construction.

I.H.S, NTUA, and DWR are all working together on addressing the needs of other recipient lists that have specifically been identified for water or wastewater services only for homes that already have indoor plumbing. DCD will work with all the Departments / Programs to ensure there isn't any duplication or repetitive services provided to the bathroom recipients.

If you have any questions, please don't hesitate to contact me at pyellowman@nndcd.org.

c.

Eligibility Criteria: 1.12 Public Health: Bathroom Additions

In order for an applicant to request ARPA funds for a bathroom addition under this legislation they must provide the following information:

1. Complete the NTUA Bathroom Addition with Waterline or Cistern System and Septic/Wastewater Service application.
2. The applicant will have to provide their name, reliable phone number(s), email address, mailing and physical address, the latitude and longitude, and chapter affiliation.
3. They must submit a valid homesite lease or residential lease.
4. Proof of primary residency required.

The criteria to determine eligibility for applicants is based on successful submission of aforementioned documents request. NTUA will perform a feasibility study which includes the following criteria:

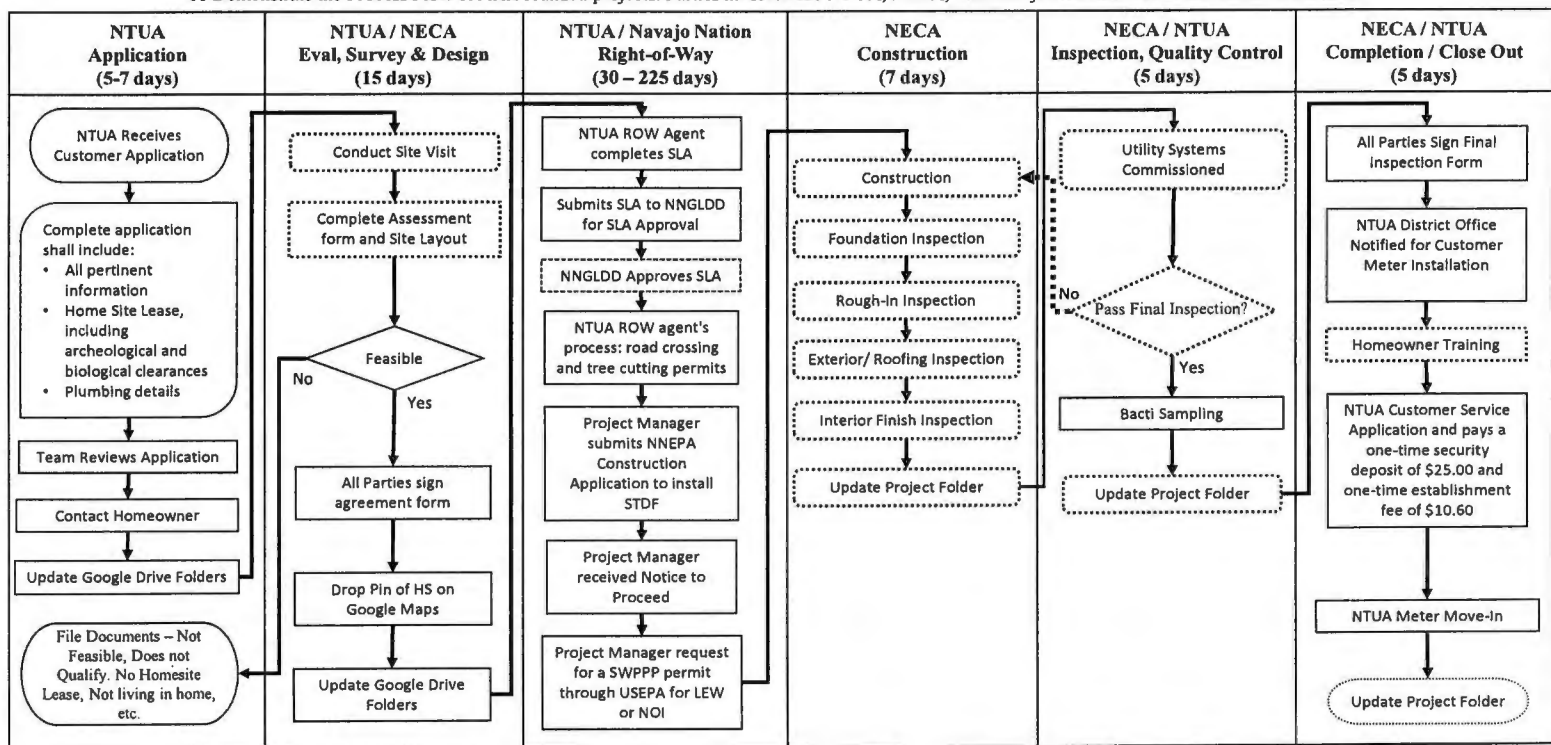
1. The home must be found to be physically feasible to lived in.
2. Whether the home is on a permanent foundation and is a sound structure (livable).
3. Home needs to have access to a power source (electric or solar).
4. Applicant is willing and able to pay for monthly services.
5. Applicant must have no outstanding balance on existing utility accounts.
6. If a home is located within ½ mile of a community water system they will be considered for a waterline connection.
7. If the home is located over ½ mile they will be considered a water cistern system.
8. If the applicant is to receive a cistern system, the applicant must be willing and able to own, operate and maintain the system (which includes hauling water to refill).
9. For either a waterline connection or a water cistern system, the applicant must be willing and able to own, operate and maintain the septic system.

Homes that meet the criteria above will enter the right-of-way process where NTUA will obtain the Biological Resources Clearance Form (BRCF), Cultural Resources Compliance Form (CRCF), Traditional Cultural Proper Record (TCP), Tribal Authorization Access (TAA), and Service Line Agreement (SLA), if applicable. If the applicant's home can get through this process, then it can be approved for construction.

The priority can be described as "first to complete the process will be first served" meaning, if an applicant is able to complete the application, has a valid homesite lease, the home passes a physical inspection, and obtain all the applicable land clearance requirements, then that applicant will be served. Homes will continue to receive services until all the funding is expended or the imposed time limit runs.

ARPA Project Process – Water Cistern, Septic Service, Bathroom Additions

To Demonstrate the Process Flow of ARPA funded projects. Parties involved are NTUA, NECA, The Navajo Nation & Tribal Residents / Customers.



Water Cistern, Septic Sewer, Drain field,
Bathroom Additions Process Flow

70 to 265 day timeline

Nov. 2021 Bryan Taylor, Work Management Admin.
Deputy General Manager's Office - NTUA



NAVAJO TRIBAL UTILITY AUTHORITY

Request for Bathroom Addition with Waterline OR Cistern Application

I am applying for Bathroom Addition with Waterline or Cistern Application

I understand that this is only an application and does not guarantee that I will receive services.

Applicant Information

Chapter House Location: Name of Council Delegate:

Are you a Veteran? ☐ Yes ☐ No Do you have a Medical Condition? ☐ Yes ☐ No

Do you have a Physician Statement? ☐ Yes ☐ No

Name: Date:
Last First MI Suffix

Email: Phone #1: Phone #2:

Mailing Address: City: State: Zip Code:

Physical Address

Describe your home

Lat/Long coordinates of residency(if known): Latitude: Longitude:

- Do you have an Approved Homesite Lease or Residential Lease with supporting documents?.... ☐ Yes ☐ No
- If you do not have a Homesite Lease or Residential Lease, have you applied for one?..... ☐ Yes ☐ No
- If you already applied for a Homesite Lease or Residential Lease, when?

Type of land ownership:

- ☐ Homesite Lease
☐ Private
☐ Other (explain):

Type of Structure

- ☐ House
☐ Hogan
☐ Mobile Home: ☐ Double ☐ Triple
☐ Other (explain):

House color: # of Bedrooms: # of Occupants: Adults : Children:

- Is this a Permanent year-round residency?(12 months a year)..... ☐ Yes ☐ No
- Is the home on a permanent foundation?..... ☐ Yes ☐ No
- Is the home structurally sound? ☐ Yes ☐ No
- Can a bathroom addition be attached to the home? ☐ Yes ☐ No
- Do you have Electricity?..... ☐ Yes ☐ No
 - If no, did you apply for Light up Navajo?..... ☐ Yes ☐ No
- May we schedule a Home visit?..... ☐ Yes ☐ No

How far do you live to the nearest NTUA waterline? Distance (miles):

Please Continue to Second Page

DRAFT

11.18.2021 - DGM

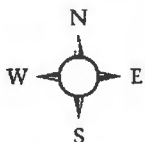
If you live LESS than 1/2 mile from a NTUA waterline, please complete this section for WATERLINE service

- Is your home equipped with complete interior plumbing fixtures?..... ☐ Yes ☐ No
- Do you have a clothing washer installed?..... ☐ Yes ☐ No
- Can you pay a one-time NTUA account establishment fee of \$10.60?..... ☐ Yes ☐ No
- Can you pay a one-time security deposit of \$25.00?..... ☐ Yes ☐ No
- Do you have an outstanding balance with NTUA?..... ☐ Yes ☐ No
- If yes, and you are selected for this program, you will need to have a zero balance with NTUA, or arrange to reach a zero balance. Are you willing to meet the stated requirements about an outstanding balance?..... ☐ Yes ☐ No

If you live MORE than 1/2 mile from a NTUA waterline, please complete this section for CISTERN service

- Is your home equipped with complete interior plumbing fixtures?..... ☐ Yes ☐ No
- If you are selected for this program, you will own the cistern system and all fixtures, which will be operated and maintained by you. Are you willing to accept this requirement?..... ☐ Yes ☐ No
- If you are selected for this program, you will be responsible for hauling water to refill your cistern tank. Are you willing to accept this requirement?..... ☐ Yes ☐ No
- Can you pay a one-time NTUA account establishment fee of \$10.60?..... ☐ Yes ☐ No
- Can you pay a one-time security deposit of \$25.00?..... ☐ Yes ☐ No
- Do you have an outstanding balance with NTUA?..... ☐ Yes ☐ No
- If yes, and you are selected for this program, you will need to have a zero balance with NTUA, or arrange to reach a zero balance. Are you willing to meet the stated requirements about an outstanding balance?..... ☐ Yes ☐ No

Please draw a map of your location:



A large empty rectangular box for drawing a map of the location.

Please use additional paper if needed.

DRAFT

11.18.2021 - DGM



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 #: HK0046-2

Date & Time Received: 10/14/21 08:34

Date & Time of Response: 10/16/21 16:15

Entity Requesting FRF: NTUA

Title of Project: NTUA ARPA Bathroom Additions

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$150,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure


U.S. Department of Treasury Reporting Expenditure Category: 1:12 (Other Public Health 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 | |

Comments: No NTUA Board resolution was included in the review packet.

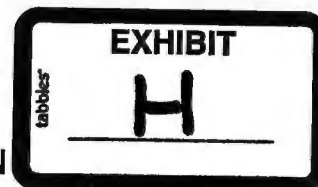
Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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.

EXHIBIT H

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: Office of the Controller Date prepared: 10/20/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 7440, Window Rock, AZ 86515 phone/email: (928) 871-6173/elizabeth.begay@nnooc.org
website (if any): _____

Form prepared by: Elizabeth Begay phone/email: (928) 871-6173/elizabeth.begay@nnooc.org
Controller, Office of the Controller same as above
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Hardship Assistance

NN Government Unit's Director or Manager: Elizabeth Begay phone & email: (928) 871-6173/elizabeth.begay@nnooc.org

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez, Navajo Nation President phone & email: (928) 871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: _____ 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): _____

☐ document attached

Amount of FRF requested: \$207,000,000 FRF funding period: 10/01/2021 - 12/31/2024
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 Office of the Controller (OOC) will provide financial hardship assistance, directly related to the COVID-19 pandemic, for eligible Navajo People for up to \$600 per applicant for up to 345,000 qualifying individuals. Eligibility includes individuals hospitalized for COVID-19, those still in isolation or quarantine who cannot work, families who lost loved ones, wage earners who gave up their job to stay home to take care of family members, or those members of the Nation that have been adversely affected by the COVID-19 pandemic. Eligible costs include purchasing PPE; paying utility bills, rent, mortgage, isolation expenses, livestock-related expenses, and education related expenses; and other financial burdens due to the pandemic and public health emergency orders.

☐ document attached

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

The Navajo Nation continues to endure hardships due to this pandemic. As of October 27, 2021, the Navajo Nation DOH reported 119 new COVID-19 cases and nine recent deaths. The total number of deaths is 1,484 and 36,409 confirmed positive cases. In addition, the current unemployment rate is at an all-time high at 48.5% and the average household income is \$8,240, well below the federal poverty guidelines. This program will provide much needed assistance as the Nation continues to face the effects and financial hardship due to the pandemic.

☐ 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:

Advertisement by OOC for eligible applications for financial hardship assistance:
10/01/2021 - 10/31/2022

Execution of funding distribution: 10/2021 - 12/31/2024

The Office of the Controller does not foresee any challenges preventing them from meeting the December 31, 2024 deadline to incur all costs.

☐ document attached

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

Elizabeth Begay, Controller, Navajo Nation Office of the Controller

☐ 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 O&M costs. Once the funding is distributed, there will be no additional costs.

☐ 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:

2.3 Negative Economic Impacts, Household Assistance: Cash Transfers

This program will focus on individuals experiencing financial hardship directly related to the COVID-19 pandemic. The Executive Branch programs, including the Division of Social Services and Department of Health will provide data, combined with statistics from the Division of Community Development, to the OCC to ensure those that have true hardship receive the immediate help needed. The cash transfer amount of up to \$600 per person for all members of the Nation is reasonable, and not an excessive amount, to address the financial hardship experienced by the pandemic. In comparison, the Navajo Nation CARES fund for Hardship Assistance provided \$1500 per the age of 18 years as of March 1, 2020 and \$500 per person under the age of 18 years as of March 1, 2020.

☒ document attached

Part 3. Additional documents.

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

1. Sample application for FRF hardship assistance.
2. Sample letter to accompany hardship assistance payment stating return of excess financial assistance in entire amount if not used to support eligible costs or is distributed to an individual who has not suffered economic hardship due to the COVID-19 pandemic.

APPENDIX A

Part 4. Affirmation by Funding Recipient.

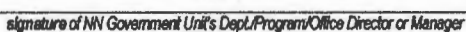
Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN Government Unit/
Preparer:



signature of Preparer/CONTACT PERSON

Approved by:

Elizabeth Begay, Controller


signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review:


signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division:

Paulson Chaco, Chief of Staff


print name and indicate title or position

Executive Branch


Indicate Branch or Division

Part 2. Expenditure Plan Details

(a) Continued

Hardship assistance beneficiaries should use funds received from the Hardship Assistance Program to cover the costs of expenses or lost income that resulted from the COVID-19 pandemic. Funds should be used to reimburse or pay reasonable and necessary personal, family, living, or funeral expenses incurred, including, but not limited to, rent, utilities, childcare, healthcare costs, purchase of personal protect equipment, and cost of food and fuel.

The OOC will not require an application for beneficiaries to receive funding from the Hardship Assistance Program if they previously received assistance under the CARES Act. Beneficiaries will be identified based on previous CARES Act Hardship Assistance Program, Phase 1 and Phase 2. A letter will accompany the hardship assistance payment, and will include the following elements:

- If an individual receives the hardship assistance and has not suffered economic harm due to the COVID-19 pandemic, they will be asked to return the money to the OOC.
- If an individual receives the hardship assistance and does not use the full amount, they will be asked to return the money to the OOC.
- If an individual receives the hardship assistance and this person is deceased, a responsible party will be asked to return the money to the OOC.
- A note restating that the check is only valid for 90 days after the print date and will be void and null at any time past the 90 days.

New recipients that did not receive funding under the CARES Act will be required to complete an application. The application process will be the same as the CARES Act Hardship Assistance, Phase 2.

There was a total of 224,637 adults and 83,570 minors that received hardship assistance under the CARES funding. The total number of adults and minors combined was 308,207.

A total of 180,449 (59%) of the CARES hardship recipients lived on-reservation and 127,758 (41%) lived off-reservation.

(b) Continued

The COVID-19 pandemic has changed the world and affected communities throughout. However, in communities, such as the Navajo Nation that have large areas with low-income and are socially vulnerable, they have been disproportionately affected. Hardship assistance is needed to support the people of the Navajo Nation to help them recover from and continue to endure the pandemic. The Navajo Nation suffers from many factors that are contributing to the continued spread of COVID-19 and the higher mortality rates.

COVID-19 cases. From October 27, 2021, to November 10, 2021, the Navajo Nation DOH reported 1,328 new COVID-19 confirmed cases and 23 recent deaths. The total number of deaths since the start of the pandemic is 1,507 and 37,737 confirmed positive cases. The Navajo Nation has aggressively deployed the vaccine, and approximately 70% of the eligible population has been vaccinated [1]; however, positive cases continue, as can be seen in **Figure 1**. With a positive case comes many negative variables, such as quarantine and missed work or school, caring for a sick family member, and medical expenses. Often, these families are already struggling

financially, and the hardship felt to endure the negative effects of COVID exacerbates an already dire financial situation.

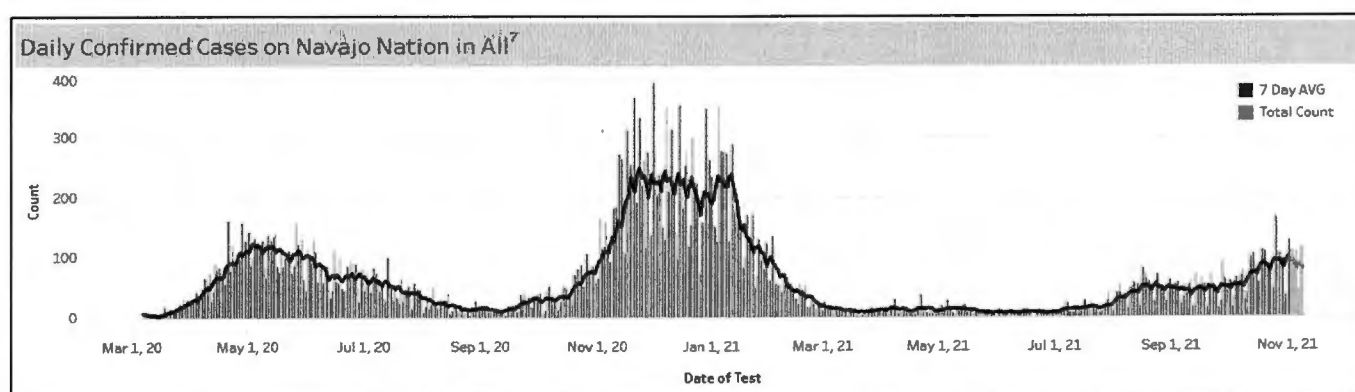


Figure 1 - Daily Confirmed Cases on Navajo Nation in All [1]

Lack of resources. The Navajo Nation is one of the largest Native American tribes in the United States, and it encompasses more than 27,000 square miles. The Nation is situated within three different states, Arizona, New Mexico, and Utah. The total population is ever increasing, and the Navajo Nation has more than 400,000 enrolled members, with more than 47 percent living either within the reservation or off the reservation on trust land [9].

The vast geographic scope and widespread population densities through the Nation contributes to a lack of infrastructure and economic development and is closely connected to sustained poverty. Approximately 30 percent of the Navajo Nation population does not have access to clean and reliable drinking water. This lack of access to an adequate water supply can increase the COVID-19 transmission rate as personal hygiene and hand washing are limited. Families on the Navajo Nation drive 1-1.5 hours once or twice a week to reach watering points where they can fill 250-gallon plastic tanks with water for cooking, cleaning, and drinking water [9].

There are approximately 55,000 households located on Navajo lands. Approximately 15,000 of these homes are without electricity. Not having access to electricity has many repercussions for Navajo families: lack of access to running water, reliable lighting, modern forms of home heating and cooling, and appliances such as refrigerators and microwaves. To keep food from perishing, families often must use portable coolers filled with ice to preserve their food. During colder weather, they cannot rely on heaters for warmth and must gather wood to use as a heat source [9].

Poverty. The socio-economic conditions on the Navajo Nation are highlighted by limited employment opportunities; the current unemployment rate is 48.5 percent, and average household income is \$8,240 [2]. The U.S. Department of Health and Human Services 2021 poverty guidelines is shown in **Figure 2** below. As can be seen, the average household income of \$8,240 on the Navajo Nation is well below the federal poverty guidelines.

2021 POVERTY GUIDELINES FOR THE 48 CONTIGUOUS STATES AND THE DISTRICT OF COLUMBIA	
Persons in family/household	Poverty guideline
1	\$12,880
2	17,420
3	21,960
4	26,500
5	31,040
6	35,580
7	40,120
8	44,660
For families/households with more than 8 persons, add \$4,540 for each additional person.	

Figure 2 - Department of Health and Human Services -
Office of the Secretary - Annual Update
of the Health and Human Services Poverty Guidelines [3]

Housing. The high level of unemployment creates a high level of poverty and contributes to sub-standard housing conditions. According to the Office of Policy Development and Research and the Department of Housing and Urban Development (HUD) Low-Income Housing Tax Credit Qualified Census Tracts must have 50 percent of households with incomes below 60 percent of the Area Median Gross Income (AMGI) or have a poverty rate of 25 percent or more [4]. Below, **Figure 3** shows the overall boundaries of the Navajo Nation.

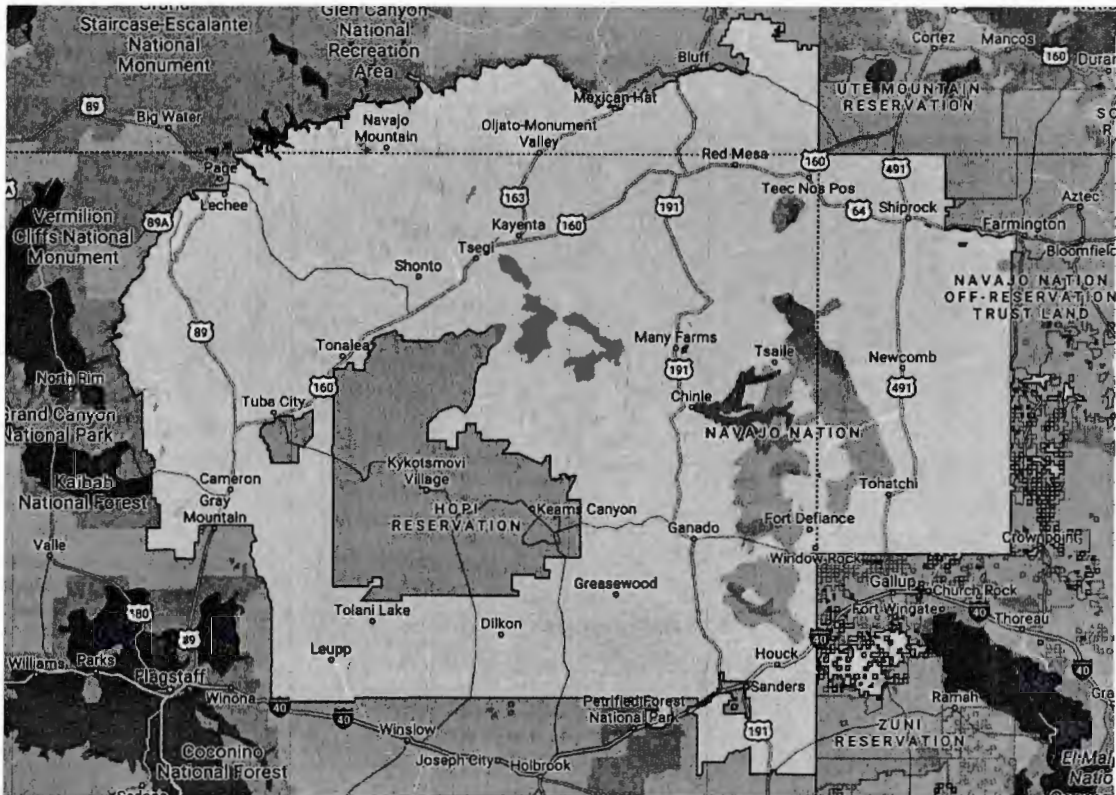


Figure 3 - Map of Navajo Nation Boundaries [5]

4 | Page

Mental health. The Navajo Nation has felt the effects of the pandemic through rising cases of mental health, such as depression, anxiety, and individuals turning to substance abuse. According to the U.S. Census Household Pulse Survey [7], the reports primary findings are as follows:

- Moderate to severe anxiety peaked at 37.3 percent of the adult population during the pandemic, up from 6.9 percent in 2019.
- Moderate to severe depression among adults jumped from 7.0 percent to 30.2 percent over the pandemic.
- The greatest concern is anxiety among young adults: during the pandemic, 43.5 percent reported moderate to severe anxiety.
- Income is a key indicator of mental health. Households with income less than \$25,000 are 20.1 percentage points more likely to report moderate to severe anxiety than a household with income that is \$200,000 or more.

In a community already facing many social and economic disparities, the COVID-19 pandemic has exacerbated many of the underlying issues, such as poverty and lack of access to health care.

Inflation of goods and fuel. The availability and affordability of food is also a challenge the Navajo Nation faces. The geographic location and population densities make it challenging for Navajo People to easily access affordable food. They often must travel long distances to get to a grocery store. The U.S. is seeing a rise on the price of goods. The Labor Department reported that food costs at the wholesale level rose 2 percent in September while energy prices were up 2.8 percent [8]. The increase in food and energy costs creates challenges for Navajo people to afford healthy food during this time, when they are already facing so many other challenges due to the pandemic.

Hardship urgency and uses. The urgency of the hardship assistance is felt across the Nation as the pandemic continues to reveal the social disparities of the Navajo Nation and its members. According to the CARES Hardship Assistance Program application [10], beneficiaries were most often affected by the following instances and needed hardship assistance:

- Loss of income or other financial hardship resulting from unemployment, furlough, or layoff due to the COVID-19 pandemic.
- Reduction in income resulting from loss of hours worked or a decrease in the rate of pay due to the COVID-19 pandemic.
- Purchase of personal protective equipment to help prevent the spread of COVID-19.
- Unable to pay past due utility bills because of economic hardship due to the COVID-19 pandemic.
- Unable to pay some or all my rent or mortgage payments because of economic hardship due to the COVID-19 pandemic.
- Expenses related to isolation related to the COVID-19 pandemic.
- Livestock-related expenses that were incurred due to the COVID-19 pandemic.
- Education related expenses that were incurred due to the COVID-19 pandemic.

The immediate hardship assistance for the Navajo Nation will help alleviate some of the economic hardship experienced by the Navajo People and exacerbated by the COVID-19 pandemic.

References

- [1] Navajo Nation COVID-19 Dashboard. Last updated November 10, 2021. <https://www.ndoh.navajo-nsn.gov/COVID-19/Data>. Accessed November 11, 2021.
- [2] Navajo Nation Department of Agriculture. Welcome. N.d. <https://www.agriculture.navajo-nsn.gov>. Accessed November 11, 2021.
- [3] Federal Register, Vol. 86, No. 19, Monday, February 1, 2021, Notices. Department of Health and Human Services, Office of the Secretary, Annual Update of the HHS Poverty Guidelines. Page 7732. <https://www.govinfo.gov/content/pkg/FR-2021-02-01/pdf/2021-01969.pdf>. Accessed November 11, 2021.
- [4] Office of Policy Development and Research. Qualified Census Tracts and Difficult Development Areas. N.d. <https://www.huduser.gov/portal/datasets/qct.html>. Accessed November 11, 2021.
- [5] Navajo Nation Washington Office. Home. N.d. <https://www.nnwo.org>. Accessed November 11, 2021.
- [6] Office of Policy Development and Research, 2021 and 2022 Small DDAs and QCTs. N.d. https://www.huduser.gov/portal/sadda/sadda_qct.html. Accessed November 11, 2021.
- [7] United States Census Bureau, Household Pulse Survey: Measuring Social and Economic Impacts During the Coronavirus Pandemic. Revised October 29, 2021. <https://www.census.gov/programs-surveys/household-pulse-survey.html>. Accessed November 11, 2021.
- [8] Navajo-Hopi Observer. U.S. Wholesale Prices Rose Record 8.6% over 12 Months. October 14, 2021. <https://www.nhnews.com/news/2021/oct/14/us-wholesale-prices-rose-record-86-over-12-months>. Accessed November 11, 2021.
- [9] Navajo Nation. *Project for the American Rescue Plan*. May 20, 2021.
- [10] Hardship 1 Application. Received November 10, 2021. Elizabeth Begay. Navajo Nation Office of the Controller.

FY _____

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ____ of ____
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>Hardship Assistance</u>		Division/Branch: <u>Executive Branch</u>	
Prepared By: <u>Paulson Chaco</u>		Phone No.: <u>(928) 871-7246</u>		Email Address: <u>paulsonchaco@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds		207,000,000.00		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			207,000,000	
				9000 Capital Outlay				
				TOTAL		\$0.00	207,000,000.00	0

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

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u>Tom Platero</u>		APPROVED BY: <u>Paulson Chaco</u>	
<u>Program Manager's Printed Name</u>		<u>Division Director / Branch Chief's Printed Name</u>	
<u>11/15/2021</u>		<u>11/15/2021</u>	
<u>Program Manager's Signature and Date</u>		<u>Division Director / Branch Chief's Signature and Date</u>	



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

REISSUED 11/23/2021

RFS/HK Review #: HK0123

Date & Time Received: 11/15/2021

Date & Time of Response: 11/17/2021 4:45 p.m. MST

Entity Requesting FRF: Office of the Controller

Title of Project: Hardship Assistance

Administrative Oversight: _____

Amount of Funding Requested: \$207,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 2.3 Negative Economic Impacts,
Household Assistance: Cash Transfers.

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

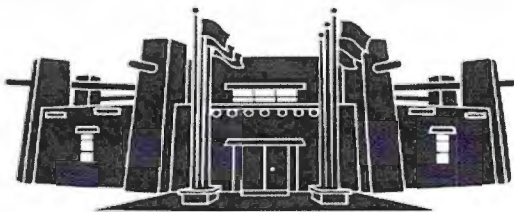
- | | |
|--------------------------------------------------------------------------|-------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | 12/31/2024 |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | <input type="checkbox"/> Inconsistent with applicable NN or |
| <input type="checkbox"/> Additional information submitted is | federal laws |
| insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

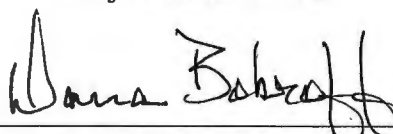
Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination 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.



MEMORANDUM

TO: Honorable Seth Damon
Speaker
24th Navajo Nation Council

FROM:


Dana L. Bobroff, Chief Legislative Counsel
Office of Legislative Counsel

DATE: November 24, 2021

SUBJECT: **AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,166,003,000 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR WATER AND WASTEWATER PROJECTS, BROADBAND PROJECTS, HOME ELECTRICITY CONNECTION PROJECTS, HOUSING AND HOUSING RENOVATION PROJECTS, BATHROOM ADDITION PROJECTS, AND HARDSHIP ASSISTANCE**

I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

Please ensure that his particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION**



LEGISLATION NO: _0257-21_

SPONSOR: Seth Damon

TITLE: An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Allocating \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater Projects, Broadband Projects, Home Electricity Connection Projects, Housing and Housing Renovation Projects, Bathroom Addition Projects, and Hardship Assistance

***Date posted:* November 24, 2021 at 6:16PM**

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

**Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586**

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0257-21

SPONSOR: Honorable Seth Damon

TITLE: An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Allocating \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater Projects, Broadband Projects, Home Electricity Connection Projects, Housing and Housing Renovation Projects, Bathroom Addition Projects, and Hardship Assistance

Posted: November 24, 2021 at 6:16 PM

5 DAY Comment Period Ended: November 29, 2021

Digital Comments received:

Comments Supporting	1) Bidtah N. Becker, NTUA 2) Gilbert Roger, Whiterock Chapter
Comments Opposing	<i>None</i>
Comments/Recommendations	1) Jordan Bramble, Frontier Business 2) Rita Capitan 3) Justin E. Hinkle, Cellular One



**Legislative Tracking Secretary
Office of Legislative Services**

11/30/21 8:20AM

Date/Time



NAVAJO TRIBAL UTILITY AUTHORITY

AN ENTERPRISE OF THE NAVAJO NATION

November 29, 2021

Comments@navajo-nsn.gov

Honorable 24th Navajo Nation Council
Post Office Box 3390
Window Rock, Arizona 86515

The Navajo Tribal Utility Authority (NTUA) respectfully submits this comment on Legislation 0257-21. NTUA is the Navajo Nation's wholly owned not for profit enterprise providing six different utility services to the Navajo Nation.

NTUA supports Legislation 0257-21. NTUA also respectfully requests that the Navajo Nation Council include language in the Legislation clarifying that the Navajo Nation should enter into a total of five (5) subrecipient agreements with NTUA as described below and that Navajo Nation Fiscal Recover Funds within a single subrecipient agreement may be moved from Expenditure Category to Expenditure Category when a single subrecipient agreement includes more than one Expenditure Category.

In Legislation 0257-21, it is stated that "The Navajo Nation Council and the Office of the President and Vice-President [(OPVP)] concur that it is in the best interest of the Navajo people and the Navajo communities to first enact comprehensive Navajo Nation Fiscal Recovery Expenditure Plans for Water and Wastewater projects, Broadband projects, Home Electricity Connections projects, Housing and Housing Renovation projects, Bathroom Addition projects, and Hardship Assistance in the total amount one billion one hundred sixty-six million three thousand dollars (\$1,166,003,000)."

NTUA is honored that the Council and OPVP are considering providing a significant amount of Navajo Nation Fiscal Recovery Funds (NNFRF) to NTUA for Water and Wastewater projects, Broadband projects, Home Electricity Connections projects, and Bathroom Addition projects.

To maximize the use of NNFRF, NTUA respectfully requests that the Navajo Nation clarify in legislation 0257-21 that the Navajo Nation enter a single subrecipient agreement with NTUA for each of the following subject areas and their associated exhibits and Expenditure Categories:

- o **Water and Wastewater:** Exhibit C-4 (Expenditure Category 5.1), Exhibit C-5 (Expenditure Category 5.2), Exhibit C-6 (Expenditure Category 5.10), Exhibit C-7 (Expenditure Category 5.11), Exhibit C-8 (Expenditure Category 5.13), Exhibit C-9 (Expenditure Category 5.14), and Exhibit C-10 (Expenditure Category 5.15).
- o **NTUA Broadband:** Exhibit D-1 (Expenditure Category 5.16) and Exhibit D-2 (Expenditure Category 5.17)
- o **Non-NTUA Various Providers Broadband:** Exhibit D-3 (Expenditure Category 5.16) and Exhibit D-4 (Expenditure Category 5.17)
- o **Home Electricity Connections:** Exhibits E and E-1 (Expenditure Category 3.12)
- o **Bathroom Additions:** Exhibits G and G-1 (Expenditure Category 1.12).

Home Office:
P.O. BOX 170
FT DEFANCE, AZ 86504

KAYENTA
P.O. BOX 37
KAYENTA, AZ 86033

TUBA CITY
P.O. BOX 398
TUBA CITY, AZ 86045

SHIPROCK
P.O. BOX 1748
SHIPROCK, NM 87420

CHINLE
P.O. BOX 549
CHINLE, AZ 86503

FORT DEFANCE
P.O. BOX 587
FT DEFANCE, AZ 86504

DILCON
HC 63 BOX D
WINSLOW, AZ 86047

CROWNPOINT
P.O. BOX 1825
CROWNPOINT, NM 87313

CALL 800-528-5011 OR 928-729-5721 FOR ALL OFFICES.

*This institution is an equal opportunity provider and employer.

Honorable 24th Navajo Nation Council
Page 2
November 29, 2021

This would be for a total of five subrecipient agreements between the Navajo Nation and NTUA. NTUA also requests that the Council clarify that NNFRF can be moved within a single Subrecipient Agreement from Expenditure Category to Expenditure Category when a Subrecipient Agreement includes more than one Expenditure Category.

NTUA seeks this clarity to maximize the use of NNFRF.

Thank you for the Council's kind consideration of this request. NTUA stands ready to serve the Navajo Nation people by connecting unserved homes to water, wastewater, electricity, and broadband.

Sincerely,

NAVAJO TRIBAL UTILITY AUTHORITY

A handwritten signature in black ink, appearing to read "B. Becker", is written over the printed name.

Bidtah N. Becker
Associate Attorney

BB/tt

Legislation 0257-21

Gilbert Roger <groger@navajochapters.org>

Mon 11/29/2021 7:31 PM

To:comments <comments@navajo-nsn.gov>;

Honorable Navajo Nation Council Delegates and Honorable Delegate, M. Freeland, S. Damon, P. Halona thank you for sponsoring such an important hogan level much needed project where communities of all ages will greatly benefit from this proposed legislation that you are sponsoring. I greatly support this legislation. Thank you

Gilbert Roger, Council Vice-President

Whiterock Chapter

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

Public Comments Regarding Resolution 0257-21

Bramble, Jordan <jordan.bramble@FTR.com>

Mon 11/29/2021 6:07 PM

To: comments <comments@navajo-nsn.gov>;

Cc: McColgan, Matthew <matthew.mccolgan@FTR.com>;

November 29, 2021

Via Email Only comments@navajo-nsn.gov

Navajo Nation Office of Legislative Services

200 Parkway, Building 3

Window Rock, AZ 86515

Re: Public Comments Regarding Resolution 0257-21

Dear Honorable Speaker and Delegates of the Navajo Nation Council:

Frontier has reviewed proposed Resolution 0257-21 (0257-21) and wanted to take a moment to respectfully provide comments regarding this resolution. The telecommunications industry as well as the general public and perhaps, most importantly, the Navajo Nation Telecommunications Regulatory Commission (NNTRC). It is hoped that these comments are reviewed prior to the deliberation of Resolution 0257-21. The comments are meant to drive openness and fairness for those providing services to the people of the Navajo Nation. The items are outlined below.

1. There are several Eligible Telecommunications Carriers (ETC's), including Cellular One, NTUA W, Frontier, and Sacred Wind Communications, whom all support and maintain local broadband customers. ETC's can leverage federal funding to subsidize local services to the Navajo people. This could be their homes, schools, private or public business. Selecting a single entity may stifle the spirit of competition amongst these entities and be a detriment to the people needing these services.
2. Creating more open competition would positively impact the Navajo Nation and its people through delivering broadband to ensure more reliability of the network. This will impact security of the people, allow more access to telemedicine, as well as remote learning
3. We are hoping to understand the role that this council and specifically the NNTRC will play in the decision making for the Navajo People. The concern is that Resolution 0257-21 will provide decision making authority to one entity, limiting the ETCs, Higher Education, and private and public entities from collaborating for the best plans for the Navajo People.

Kind regards,

Jordan Bramble

Enterprise IT & Connectivity Solutions

Frontier Business

enterprise.frontier.com



Hardship

Rita Capitan <rcapitan@navajochapters.org>

Tue 11/30/2021 8:11 AM

To:comments <comments@navajo-nsn.gov>;

The amount of the hardship money that the President suggests will be controversial. The amount is very low, which has been announced to be around \$500 per person. The amount should be determined on how much is left over after all the other projects are done. We all know that all the projects will not be done due to the slow processes of even the smallest projects. Why not do the same amount as what was given out during the Cares Act distribution.

Rita Capitan

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

Author's Direct Contact Information:
(928) 537-0690 Ext. 2246
jhinkle@cellularoneaz.com

November 29, 2021

Via Email Only comments@navajo-nsn.gov

Navajo Nation Office of Legislative Services
200 Parkway, Building 3
Window Rock, AZ 86515

**Re: Public Comments Regarding Resolution 0257-21
From Smith Bagley, Inc.**

Dear Honorable Speaker and Delegates of the Navajo Nation Council:

Cellular One has reviewed proposed Resolution 0257-21 (0257-21) and has some concerns that the Resolution is being rushed through the legislative process without adequate review by the telecommunications industry as well as the general public and perhaps, most importantly, the Navajo Nation Telecommunications Regulatory Commission (NNTRC). Respectfully, Cellular One offers the following comments in the spirit of constructive critique and policy development. It is hoped that 0257-21 be amended to allow a revision of Section Four referring the approval of Broadband Expenditure Plans to the Resources and Development Committee (RDC) before deliberation of the full Navajo Nation Council.

- Broadband services are unique because they are primarily delivered by private telecom providers either by fixed and/or wireless networks, as opposed to water, sewer, and power generally provided by public utilities.
- On the Navajo Nation, broadband is provided by several Eligible Telecommunications Carriers (ETC's), including Cellular One, Frontier, Sacred Wind Communications, and NTUA Wireless, which all support local broadband customers. ETC's are allowed to leverage federal funding to subsidize local services to Navajo households. NTUA is a network operator but not an ETC and NTUA does not sell local broadband services to the public.
- History has shown throughout the world that consumers are best served when competition occurs among many providers, leading to a better quality of service and pricing. Monopolies encourage price-fixing, low-quality products, and lack of incentive for innovation. The current award structure proposed by 0257-21 is tantamount to establishing a monopoly for the provision of broadband on the Navajo Nation.

- Greater competition is needed on the Navajo Nation because it will help drive expanded broadband coverage and capacity to unserved and underserved areas. It also will increase network redundancy and reliability, as well as enhance security for the public.
- If 0257-21 is adopted without revisions, it will suppress competition and allow NTUA to unfairly control funding over its competitors. This means limiting consumer's choice and eliminating competition among ETC's rather than allowing Navajo consumers to determine what providers and products they prefer.
- The legislation outlines \$100M for NTUA and \$45M to be distributed to all other carriers other than NTUA/NTUAW. The issue is that there is no explanation of how this allocation was arrived at or the rationale for circumventing standard procurement laws and regulations.
- Also, 0257-21 does not justify why NTUA is a more qualified and non-partial entity to control and direct broadband funding. Instead, it assumes that the priority should be increasing NTUA's financial interest. Clearly, this is not the most effective use of ARPA funding to increase broadband access and affordability for the public.
- The ETC's have been asked to cooperate with each other to provide better services for the Navajo people, and many have done so. This resolution will stifle that cooperation by putting decision-making power into the hands of one carrier, and that carrier does not directly provide broadband services to the individual Navajo customer.
- This resolution all but bypasses the Navajo Nation Telecommunications Regulatory Commission (NNTRC), established by the Navajo government to provide guidance on broadband expansion, and puts telecommunications decisions in the hands of NTUA. While NTUA provides general utility services to the Navajo people it is hardly a body set up to oversee the telecommunications needs of the Navajo people.
- The ARPA funding is a great opportunity for the Navajo Nation to close the digital divide permanently. The Nation should not waste such an unprecedented opportunity by rushing to pass legislation that has not received adequate public review. Filing any legislation on Thanksgiving eve can be considered an indication of the lack of transparency in the legislative process.
- Instead, the Navajo Nation Council (NNC) should utilize every potential resource and partner to resolve the digital divide by reaching out and collaborating with ALL ETC's in order to develop a truly comprehensive broadband plan that puts public needs first.

Navajo Nation Office of Legislative Services

Re: Public Comments Regarding Resolution 0257-21 - From Smith Bagley, Inc.

November 29, 2021


Page 3 of 3

- Proposed Resolution 0257-21 should be amended by changing Section Four to refer all broadband funding through the RDC for further consideration before it is voted upon by the full Navajo Nation Council.

Thank you for the opportunity for Cellular One to submit its concerns. We look forward to any improved legislative funding package for Broadband that the telecommunications industry can support.

Sincerely,

Smith Bagley Inc., dba Cellular One of North East Arizona



Justin E. Hinkle

Chief Executive Officer

cc: **Via Email Only** tshaffery@cellularoneaz.com
Timothy B. Shaffery, Chief Legal Officer

Via Email Only bgilbert@cellularoneaz.com
Brian Gilbert, Regulatory and Tribal Liaison

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0257-21

SPONSOR: Honorable Seth Damon

TITLE: An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Allocating \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater Projects, Broadband Projects, Home Electricity Connection Projects, Housing and Housing Renovation Projects, Bathroom Addition Projects, and Hardship Assistance

Posted: November 24, 2021 at 6:16 PM

5 DAY Comment Period Ended: November 29, 2021

Digital Comments received:

Comments Supporting	1) Lydelle Davies, DINEH Chamber of Commerce
Comments Opposing	<i>None</i>
Comments/Recommendations	1) Viola Fowler

VSRedhorse

**Legislative Tracking Secretary
Office of Legislative Services**

December 10, 2021; 1:10 PM

Date/Time



P.O. Box 4920, Window Rock, Arizona 86515

November 29, 2021

Executive Director
Office of Legislative Services
THE NAVAJO NATION COUNCIL
P.O. Box 3390
Window Rock, AZ 86515

Re: Legislation No: 0257-21 IN SUPPORT (WITH AMENDMENTS)

Summary

The Dineh Chamber of Commerce continues to remain confident with respect to use of Navajo owned businesses as contractors, professional service providers, vendors, suppliers and such in the expenditure of \$2,079,461,464 from the federal American Rescue Plan Act funds and recently from the \$1,661,003,000 proposed expenditure.

With respect to proposed Legislation No. 0257, the Dineh Chamber of Commerce supports this particular bill as it addresses the enormous infrastructure deficit needs including water, wastewater, electricity (conventional and renewable), broadband (internet), housing (new and renovations), veteran housing, bathroom editions and cash assistance for Navajo households.

The Chamber, however, strongly encourages several amendments to the legislation that would address long-term job creation, Buy Navajo-Use Navajo, and retention of profits at the local level.

Proposed Amendments

Add a New Section 10 and renumber subsequent Sections accordingly.

SECTION TEN. BUY NAVAJO-USE NAVAJO

A. Recipients and Subrecipients shall only contract with qualified and experienced Navajo-owned businesses to assist in the implementation, management, and expenditure of NNFRF funds.

B. Fifty percent (50%) set-aside of expenditures of NNFRF funds shall be through qualified, qualified and registered Navajo owned businesses.

C. For Larger projects beyond the capacity of Navajo owned businesses, a joint venture arrangement will be allowed with Navajo owned business have a 50% interest in the venture and the non-Navajo owned businesses a 50% interest. Both companies must jointly own, manage and operate the venture.

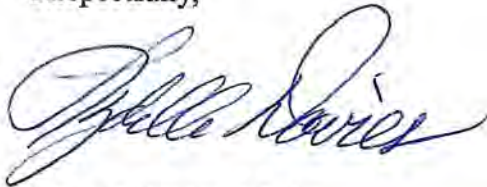
Other Concerns

The Legislation No. 0257-21 proposes significant expenditure of dollars; however, the document does not address nor highlights the following questions:

1. How many short-term jobs will be created?
2. How many long-term jobs will be created?
3. How much tax revenues will the Navajo Nation generate?
4. What are the overhead/Indirect Cost rates/amounts for projects?
5. How many Navajo businesses will be used for each project?

The Chamber stands ready to serve and like our Navajo businesses needs support from our Navajo Nation and our leadership to serve a viable part of our Nation -- our Navajo business owners.

Respectfully,

A handwritten signature in blue ink, appearing to read "Lydelle Davies", written in a cursive style.

Lydelle Davies, Chair
Dineh Chamber of Commerce Board of Directors

cc: Chamber Officers
NNC Delegates

Legislation 0257-21

Viola Fowler <vifowler1020@gmail.com>

Wed 12/8/2021 3:03 PM

To: comments <comments@navajo-nsn.gov>;

Navajo Nation,

Regarding Legislation 0257-21 for the hardship assistance which needs to be increased to \$2000. Today our people are struggling through this pandemic. Many are still without Water and Electricity plus many still tend to Livestock.

This hardship could be use to

1. haul water for themselves and cost of gas is increasing. Cost haul water for month is \$150.
2. haul water for livestock and cost of gas is increasing. Cost haul water for month is \$150.
3. Buy food for family and cost is increasing. Average expense for family of 9 is \$500 weekly.
4. Buy feed/hay for livestock and cost is increasing. Cost to feed sheep daily for month is around \$600.
5. Pay electricity bill and cost increase during the winter so families can heat their homes. Cost to heat home is \$700.
6. Purchase wood to cover their heat even if some elders get assist with small amount of wood but that won't last all winter. Cost for truck load of wood to last 1 month is \$350.

With hardship our people would make it last for months. Thank you for your consideration to reevaluate the need for our people.

Sincerely
Viola Fowler
Coppermine

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

24th NAVAJO NATION COUNCIL NAABIK'ÍYÁTI' COMMITTEE REPORT Fourth Year 2022

The **NAABIK'ÍYÁTI' COMMITTEE** to whom has been assigned:

NAVAJO LEGISLATIVE BILL #0257-21

An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Allocating \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater Projects, Broadband Projects, Home Electricity Connection Projects, Housing and Housing Renovation Projects, Bathroom Addition Projects, and Hardship Assistance

Sponsored by: Honorable Seth Damon

Co-Sponsored by: Honorable Mark A. Freeland

Co-Sponsored by: Honorable Pernell Halona

Has had it under consideration and reports the same that the legislation **WAS REFERRED TO A NAABIK'ÍYÁTI' COMMITTEE WORK SESSION AND REMAINS WITH THE NAABIK'ÍYÁTI' COMMITTEE.**

Respectfully Submitted,



*Honorable Seth Damon, Chairperson
NAABIK'ÍYÁTI' COMMITTEE*

20 January 2022

REFERRAL MOTION

Motion to refer legislation 0257-21 to a Naabik'íyáti' Committee Work Session for no more than 60 days to discuss an amendment that equally distributes initially allocated Navajo Nation Federal Recovery Funds.

Motioned by: Honorable Jamie Henio

Seconded by: Honorable Eugenia Charles-Newton

Vote: 17 In Favor, 04 Opposed (Chairman Damon Not Voting)

AMENDMENT #1

1. On page 1, line 12, delete ~~\$1,166,003,000~~ and insert \$979,003,000

2. On page 1, line 17, delete ~~HARDSHIP ASSISTANCE~~ after "PROJECT, AND" insert FACILITIES SAFETY AND DECONTAMINATION PROJECTS
3. On page 5, line 24, amend paragraph P and add new paragraph O as follows:
 - P. The Navajo Nation Council and Office of the President and Vice-President concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to first enact ~~comprehensive a~~ Navajo Nation Fiscal Recovery Fund Hardship Assistance Expenditure Plans. To that end, the Navajo Nation Council adopted Resolution No. CD-62-21 providing \$557,000,000 in Hardship Assistance for Navajo members to mitigate the financial devastation caused by the COVID-19 pandemic. The President agreed with the Council and signed CD-62-21 into law on January 4, 2022, for Water and Wastewater projects, Broadband projects, Home Electricity Connections projects, Housing and Housing Renovations projects, Bathroom Addition projects, and Hardship Assistance in total amount of one billion one hundred sixty-six million three thousand dollars (\$1,166,003,000), as set forth in Exhibits C through H which are incorporated herein.
 - O. The Navajo Nation Council and Office of the President and Vice-President also concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to next enact comprehensive Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater projects, Broadband projects, Home Electricity Connections projects, Housing and Housing Renovations projects, and Bathroom Addition projects in total amount of nine hundred fifty-nine million three thousand dollars (\$959,003,000), as set forth in Exhibits C through G which are incorporated herein.
4. On page 5, line 29, delete ~~one billion one hundred sixty-six million three thousand dollars (\$1,166,003,000)~~ and insert nine hundred seventy-nine million three thousand dollars (\$979,003,000)
5. On page 5, line 29, after "project, and" insert Facilities Safety Assurance and Decontamination projects
6. On page 12, line 23, delete Section Eight as follows:

~~SECTION EIGHT. APPROVAL OF NAVAJO NATION FISCAL RECOVERY FUND HARDSHIP ASSISTANCE EXPENDITURE PLAN~~

 - A. ~~The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Hardship Assistance Expenditure Plan set forth in **Exhibit H**.~~
 - B. ~~The Navajo Nation hereby approves total funding for the NNFRF Hardship Assistance Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred seven million dollars (\$207,000,000) and allocates the funding as follows:~~
 1. ~~Two hundred seven million dollars (\$207,000,000) to the Office of the Controller for Household Assistance — Cash Transfers (Expenditure Eligibility Category 2.3), as set forth in **Exhibit H**, with administrative oversight by the Office of the President and Vice-President and legislative oversight by the Budget and Finance Committee.~~
7. On page 16, line 21, delete ~~re-allocated~~ and insert allocated
8. On page 12, line 23, insert new section as follows:

SECTION EIGHT. APPROVAL OF FACILITIES SAFETY ASSURANCE AND DECONTAMINATION EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Facilities Safety Assurance and Decontamination Expenditure Plan set forth in **Exhibits H and H-1**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Facilities Safety Assurance and Decontamination Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of twenty million dollars (\$20,000,000) and allocates the funding as follows:
 1. Twenty million dollars (\$20,000,000) to the Navajo Nation Facilities Maintenance Department for Public Health – Prevention in Congregate Settings and Mitigation (Expenditure Eligibility Categories 1.4), as set forth in **Exhibit H-1**, with administrative oversight by the Division of General Services and legislative oversight by the Health Education and Human Services Committee.
9. Add Exhibits H and H-1.
10. Renumber or re-letter succeeding paragraphs, sections, and exhibits, as necessary and appropriate. The Council and Committee hereby authorize Office of Legislative Services and Office of Legislative Counsel to correct technical errors, including adjustment of comprehensive dollar amounts, consistent with the intent of this amendment. This Amendment supersedes all inconsistent language in any other Committee or Council amendment.

Motioned by: Honorable Edison J. Wauneka

Seconded by: Honorable Paul Begay

Vote: 12 In Favor, 11 Opposed (Chairman Damon Not Voting)

MAIN MOTION

Motioned by: Honorable Jimmy Yellowhair

Seconded by: Honorable Wilson C. Stewart, Jr.

Vote: VOTE PENDING

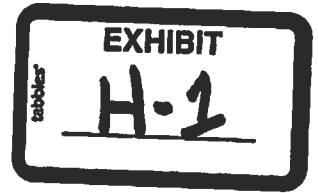
Navajo Nation Fiscal Recovery Fund
Facilities Safety Assurance and Decontamination Expenditure Plan



Description	Category	Requested \$
Facility Safety and Decontamination	1.14	\$20,000,000
Total		\$20,000,000



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 #: HK0136

Date & Time Received: 1/12/22 08:55

Date & Time of Response: 13 January, 2022; 8:11 pm

Entity Requesting FRF: NN Facilities Maintenance Department

Title of Project: NN Facilities Safety Assurance (Decontamination)

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$20,000,000

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: 1.4 (Prevention in Congregate Settings)

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 | |

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.

APPENDIX A

**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 Facilities Maintenance Department Date prepared: 1/11/2022
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 528 phone/email: 928-729-4258
Fort Defiance, AZ 86504 website (if any): www.fmd.navajo-nsn.gov

Form prepared by: Marcus C. Tulley phone/email: marcustulley@navajo-nsn.gov

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

CONTACT PERSON'S info

Title & type of Project: NN Facilities Safety Assurance (Decontamination)

NN Government Unit's Director or Manager: Marcus C. Tulley, Department Manager III phone & email: 729-4258 / marcustulley@navajo-nsn.gov

Division Director (if any): Loretta Largo, Acting Division Director phone & email: 871-6311 / llargo@navajo-nsn.gov

Branch Chief: Jonathan Nez, NN President phone & email: 928-871-7000

Funding Recipient will be working with: Division of General Services / Executive Branch 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):

Decontamination Services Companies ☐ document attached

Amount of FRF requested: \$20,000,000.00 FRF funding period: January 2022 - December 2023
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:

Decontamination Services: Covid-19 Preventative and Mitigation Efforts.

These funds will be used to ensure the Navajo Nation facilities are decontaminated & safe for the Navajo Nation employees and the general public seeking governmental services. The Facilities Maintenance Department's (FMD) ultimate responsibility is to provide a safe, healthy, optimum work environment for all employees and their well-being in the delivery of uninterrupted government services. FMD is in charged with getting the Navajo Nation to continue safe operations with decontamination services to all 400+ facilities and properties across the Navajo Nation.

☐ document attached

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

Through decontamination of Navajo Nation facilities and properties the employees and general public benefit from clean, sanitized and disinfected buildings and work spaces. Per the Centers of Disease Control (CDC), Covid-19 is transmitted through person-to-person direct contact, airborne respiratory droplets and surfaces to person-to-person via contact with surfaces or objects holding objects holding the virus.

☐ 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:

Based on the funding, the project end date will be December 31, 2023. Navajo Nation Budget Form 2 are attached for phase goals per quarter of funding period.

☐ document attached

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

The Facilities Maintenance Department Manager III will be implementing the NN APRA Fund Act Facility Safety Assurance Project.

☐ 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:

No, additional cost or recurring cost will be incurred once project for preventative and mitigation activities through decontamination efforts are completed.

☐ 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:

Categories: Public Health; 1.4 Prevention in congregate settings.

1.12 Other Public Health Services (Mitigation)

Pursuant to the U.S. Treasury guidelines and funding objectives these layered preventative and mitigation efforts support the urgent Covid-19 response efforts to continue to decrease and minimize spread of the coronavirus in the work place.

☐ document attached

Part 3. Additional documents.

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

N/A

APPENDIX A

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

1/11/22

Approved by:


signature of NN Government Unit's Dept. Program Office Director or Manager

1/11/22

Approved to submit
for Review:


signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division:

Loretta Largo, Acting Division Director

print name and indicate title or position

Executive Branch

Indicate Branch or Division

FY 2022

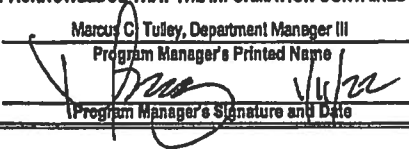

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 5
BUDGET FORM 1

PART I. Business Unit No.: <u>Now</u>		Program Title: <u>Facilities Maintenance Department</u>		Division/Branch: <u>General Services/Executive</u>			
Prepared By: <u>Kayla L. Wilson, Sr. Office Spec.</u>		Phone No.: <u>(928)729-4258</u>		Email Address: <u>kaylawilson@navajo-nsn.gov</u>			

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Facility Safety Assurance (Decon)	01/2022-12/2023	20,000,000.00	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			20,000,000	20,000,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	20,000,000.00	20,000,000

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: <u>Marcus C. Tukey, Department Manager III</u> <div style="text-align: center;">  Program Manager's Printed Name Program Manager's Signature and Date </div>	APPROVED BY: <u>Loreita Largo, Deputy Division Director</u> <div style="text-align: center;">  Division Director / Branch Chief's Printed Name Division Director / Branch Chief's Signature and Date </div>		

NAVAJO NATION ARPA FUND ACT FACILITY SAFETY ASSURANCE EXPENDITURE PLAN

The Navajo Nation Council approved the Navajo Nation ARPA Fund Act and established the Navajo Nation ARPA fund in the Navajo Nation Council Resolution CJY-41-21, as signed into law by the Navajo Nation President, on August 2, 2021.

1. PURPOSE

The purpose of this Facility Safety Assurance Expenditure Plan is to allow for the use and expenditure of Twenty Million Dollars (\$20,000,000) to ensure that the facilities operated by the Navajo Nation are disinfected and otherwise safe for returning employees and the public seeking governmental services; the expenditures set forth in the Facility Safety Assurance Expenditure Plan are necessary to ensure that the spread of COVID-19 is mitigated to the greatest extent possible.

Per the Center for Disease Control (CDC) guidance, COVID-19 is transmitted through person-to-person direct contact, airborne respiratory droplets produced through coughs or sneezes, and surface-to-person via contact with surfaces or objects holding the virus. To mitigate exposure, barriers, e.g., plexi-glass has been placed in common areas of public buildings and businesses. To mitigate the spread of COVID-19, these types of barriers, as well as other measures, are necessary for all Navajo Nation reception and shared office spaces.

In addition, because COVID-19 is transmitted surface-to-person via contact with surfaces or objects. Navajo Nation offices and public buildings who have had employees or visitors test positive for COVID-19 require remediation, including, but not limited to, through cleaning and sanitizing shared workspaces and all commonly touched hard surfaces.

The American Rescue Plan Act of 2021, also called the COVID-19 Stimulus Package or American Rescue Plan, Public Law No. 117-12 was approved on March 11, 2021 is a U.S. \$1.9 trillion economic stimulus bill passed by the United States Congress and signed into law by President Joe Biden on March 11, 2021, to speed up the country's recovery from the economic and health effects of the COVID-19 pandemic and the ongoing recession. The American Rescue Plan builds upon many of the measures in the CARES Act from March 2020 and in the Consolidated Appropriations Act. Per the U.S. Department of Treasury's (Treasury) Guidance, support urgent COVID-19 response efforts to continue to decrease spread of the virus and bring the pandemic under control. The eligible expenditures include expenses for disinfection of public areas in response to the COVID-19 public health emergency, as well as COVID-19 driven expenses reasonably necessary to the function of government that otherwise satisfy the American Rescue Plan's eligibility criteria.

2. AFFIRMATION OF FUND USE

The Facilities Maintenance Department, Division of General Services, affirms it will use these funds in accordance with the purposes set forth in CJY-44-21, BFS-31-21 and the American Rescue Plan Act of 2021, also called the COVID-19 Stimulus Package or American Rescue Plan as enacted by the United States Congress and found in Public Law No. 117-12 (2021).

3. ALLOCATION ASSIGNMENT

The funds are allocated to the Facilities Maintenance Department to be used for building modifications, sanitizing, etc. to ensure that the Navajo Nation's facilities are safe for returning employees and the public.

4. IMPLEMENTATION AND MONITORING

The Facilities Maintenance Department, Program Manager, and the Division of General Services, Executive Director, is responsible for implementing the Expenditure Plan and monitoring the expenditure of these funds.

5. ADMINISTRATOR OF FUNDS

The Facilities Maintenance Department, program Manager is responsible for administering the Expenditure Plan and overseeing the allocated funds.

6. MEANS OF FUNDING

The Expenditure Plan funds shall be released directly to the Facilities Maintenance Department once the Expenditure Plan is duly adopted and expedited budgets are implemented.

7. ACCOUNTING AND REPORTING REQUIREMENTS

The American Rescue Plan Act of 2021, as appropriated by Congress and received by the Nation, are considered Federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in Section 601(d) of the Social Security Act, as added by the American Rescue Plan Act of 2021. The American Rescue Plan Act funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines and the Single Audit Act and any other applicable rules, regulations and guidance.

8. OVERSIGHT COMMITTEE

The Health Education and Human Services (HEHSC) and Budget and Finance Committee (BFC) shall share oversight as HEHSC has oversight over the Division of General Services and BFC has oversight over externally restricted funding.

9. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Facilities Maintenance Department affirms it will administer, manager, and implement the funds allocated to it in this Expenditure Plan consistent with CJY-44-21, BFS-31-21 and the American Rescue Plan Act of 2021, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

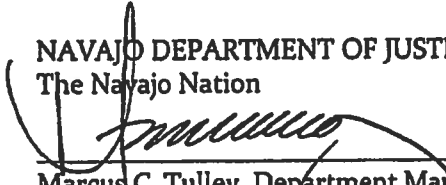
THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

MEMORANDUM

TO: NAVAJO DEPARTMENT OF JUSTICE
The Navajo Nation

FROM: 
Marcus C. Tulley, Department Manager III
Facilities Maintenance Department
Division of General Services

DATE: January 12, 2022

SUBJECT: FACILITY SAFETY ASSURANCE EXPENDITURE PLAN REVIEW

The Facilities Maintenance Department is respectfully requesting review of the attached Facility Safety Assurance Expenditure Plan for Fiscal Year 2022 and 2023 utilizing the ARPA Fund Act as established in the Navajo Nation Council Resolution CJY-41-21. This resolution was signed into law by Navajo Nation President on August 02, 2021.

The purpose of the expenditure plan is to ensure that the Navajo Nation workforce have a safe environment during this pandemic. These funds will be utilized for prevention of the spread of COVID-19, its variants and other possible strains of contingents. This will also serve as a precautionary measure for employees who are unable to telecommute. The Facility Safety Assurance Expenditure Plan is necessary to ensure that the spread of COVID-19 is mitigated to the greatest extent feasible in the workplace and the decontamination services are necessary especially during the rise in COVID-19 cases.

We respectfully request your expeditious review and approval. Should you have any questions you may contact me at 928-729-4258. Thank you.

ATTACHMENT: (1)
CC: DGS
FRF/TPeralto
File

NAVAJO NATION

1176

Naa'bik'iyati' Committee Special Meeting

1/20/2022

05:47:08 PM

Amd#1 to Amd#

1.) On Page 1, Line 12

PASSED

MOT Wauneka, E

delete \$1,166,003,000 & insert

SEC Begay, P

\$979,003,000 2.) Page 1, Line 17

delete HARDSHIP ASSISTANCE ...

Yeas : 12

Nays : 11

Excused : 0

Not Voting : 1

Yea : 12

Begay, P
Halona, P
Henio, J

James, V
Nez, R
Smith

Stewart, W
Tso, D
Tso, E

Walker, T
Wauneka, E
Yellowhair

Nay : 11

Begay, E
Begay, K
Brown

Charles-Newton
Crotty
Daniels

Freeland, M
Slater, C
Tso, C

Tso, O
Yazzie

Excused : 0

Not Voting : 1

Damon

Presiding Speaker: Damon

NAVAJO NATION

1178

Naa'bik'iyati' Committee Special Meeting

1/20/2022

08:29:57 PM

Amd# to Amd#	Motion to Refer	PASSED
MOT Henio, J	Legislation 0257-21	
SEC Charles-Newton	For No More Than 60 Days	

Yeas : 17

Nays : 4

Excused : 1

Not Voting : 1

Yea : 17

Begay, E	Daniels	Smith	Walker, T
Begay, P	Halona, P	Tso, C	Wauneka, E
Brown	Henio, J	Tso, D	Yazzie
Charles-Newton	James, V	Tso, O	Yellowhair
Crotty			

Nay : 4

Tso, E	Stewart, W	Begay, K	Freeland, M
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Excused : 1

Slater, C

Not Voting : 1

Nez, R

Presiding Speaker: Damon

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0257-21

SPONSOR: Honorable Seth Damon

TITLE: An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Allocating \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater Projects, Broadband Projects, Home Electricity Connection Projects, Housing and Housing Renovation Projects, Bathroom Addition Projects, and Hardship Assistance

Posted: November 24, 2021 at 6:16 PM

5 DAY Comment Period Ended: November 29, 2021

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Comments/Recommendations	1) Kindahlichii Chapter 2) Jeddito Chapter


**Legislative Tracking Secretary
Office of Legislative Services**

March 23, 2022; 2:13 PM
Date/Time

KINDAHLICHII CHAPTER

Larry Curtis
PRESIDENT

Alfred James
VICE PRESIDENT

Mike Tsosie
SECRETARY/TREASURER

Maybelle Kelewood
CHAPTER MANAGER



Vince James
COUNCIL DELEGATE

VACANT
ADMINISTRATIVE ASSISTANT

Edward David
GRAZING OFFICIAL

Mariesha Belinti
OFFICE ASSISTANT

KDLC 03-015-2022

RESOLUTION OF THE KINDAHLICHII CHAPTER

The Kindahlichii Chapter Supports Total Funding for the NNFRF Regional Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund (NNFRF) in the total Amount of One Billion Seventy Million Two Hundred Ninety-Eight Thousand Eight Hundred Sixty-Seven Dollars (\$1,070,298,867) divided equally between the Twenty-Four Delegate Regions in the amount of Forty-Four Million Five Hundred Ninety-Five Thousand Seven Hundred Eight-Six Dollars (\$44,595,786) per Delegate Region..

WHEREAS:

1. The Kindahlichii Chapter is governance certified pursuant to 26 N.N.C. Section 102(B) which permits the Kindahlichii Chapter to exercise local governance authorities contained within 26 N.N.C., Section 103; and
2. The Kindahlichii Chapter pursuant to 26 N.N.C., Section 1 (B) is vested with the authority to review all matters affecting the community and to make appropriate decisions when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions; and
3. The Navajo Nation Chapter communities submitted many projects to be funded through the Navajo Nation Fiscal Recovery Funds and for which funding have not been identified or determined for funds distribution; and
4. The Kindahlichii Chapter supports equal distribution of these funds so every Navajo Nation community will get equal share for projects in their own communities; and
5. Equal distribution of the NNFRF is in the interest of Kindahlichii Chapter, and every Navajo Nation Chapter community to identify their own projects where these funds can better meet the needs of their community people; and
6. The Navajo Nation Chapters project funds request are not equally distributed, or certain Chapter projects do not get funded which creates unbalance in funding for projects in the local communities.

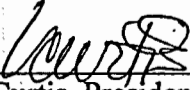
NOW THEREFORE BE IT RESOLVED:

The Kindahlichii Chapter hereby supports total funding for the NNFRF Regional Chapter Projects Expenditure Plan from the NNFRF in the total Amount of \$1,070,298,867 divided equally between the 24 Delegate Regions in the amount of \$44,595,786 per Delegate Region.

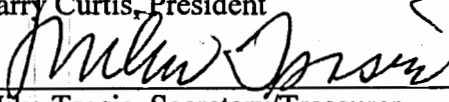
CERTIFICATION:

We hereby certify the foregoing resolution was duly considered by the Kindahlichii Chapter at a duly called meeting, at which a quorum was present and that same was passed by a vote of 5 in favor, -0- opposed, and 1 abstained on this 21st day of March, 2022.

MOTION: Mike Tsosie

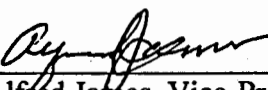


Larry Curtis, President



Mike Tsosie, Secretary/Treasurer

SECOND: Alice Nez



Alfred James, Vice-President

Edward David, Grazing Official



JEDDITO CHAPTER
P.O. BOX 798
KEAMS CANYON, ARIZONA 86034
TEL: (928) 738-2276
Fax: (928) 738-5455



RODGER A. PAUL
President

LEROY J. WILLIE
Vice President

PARSON TOM
Secretary/Treasurer

VINCE E. JAMES
Council Delegate

JEROME PETS, JR.
Grading Member

(Vacant)
Community Service Coordinator

LUPITA ORTEGA
Accounts Maintenance Specialist

MATILDA JOHNSON
Community Health Representative

RESOLUTION OF THE JEDDITO CHAPTER
JEDO-03-20-22-02

SUPPORTING AND APPROVING THE PROPOSED AMENDMENT ON THE TOTAL FUNDING FOR THE NNRF (REGIONAL CHAPTER PROJECTS EXPENDITURE PLAN) FROM THE NAVAJO NATION FISCAL RECOVERY FUND IN THE TOTAL AMOUNT OF ONE BILLION SEVENTY MILLION TWO HUNDRED NINETY-EIGHT THOUSAND EIGHT HUNDRED SIXTY-SEVEN DOLLARS (\$1,070,298,867) DIVIDED EQUALLY BETWEEN THE TWENTY-FOUR (24) DELEGATE REGIONS IN THE AMOUNT OF FORTY-FOUR MILLION FIVE HUNDRED NINETY-FIVE THOUSAND SEVEN HUNDRED EIGHTY-SIX DOLLARS (\$44,595,786) PER DELEGATE REGION.

WHEREAS:

1. The Jeddito Chapter is a duly certified chapter under the Navajo Nation Government pursuant to the 26 N.N.C., Section 33 and is recognized as one of the 110 Navajo Nation Chapters certified and enumerated in 11 N.N.C., Section 30; and
2. Pursuant to the Navajo Nation Code Section 1 (b) the Jeddito Chapter is delegated the governmental authority to make decisions over local matter with Navajo Law, Customs, and Traditions; and
3. Pursuant to CMF-23-79, the Jeddito Chapter is a certified Chapter of the Navajo Nation vested with authority and responsibilities to provide and enact on all matters affecting the community; and
4. The purpose of the Regional Chapter Projects Expenditure Plan Amendment is to ensure to divide the equal amount of the \$1,070,298,867 to the 24 Delegates and at \$44,595,786 shall equally divided to the chapters they are representing; and
5. The Navajo Nation is committed to improving the welfare of the Dine' people living on the Navajo Nation, to promoting a livable environment, and has an obligation to enact by all means to protect the Dine' people.

NOW, THEREFORE BE IT RESOLVED THAT:

The JEDDITO CHAPTER further requests the elected chapter officials to support fully the intent and purpose of this resolution for the supports total funding for the NNRF Regional Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of one billion seventy million two hundred ninety-eight thousand eight hundred sixty-seven dollars (\$1,070,298,867) divided equally between the twenty-four 24 Delegate Regions in the amount of forty-four million five hundred ninety-five thousand seven hundred eighty-six dollars (\$44,595,786) per Delegate Region.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Jeddito Chapter at Jeddito, Navajo Nation (Arizona) at a duly called meeting of which a quorum was present and that the same was passed with a vote of 10, in favor 0, opposed and 4, obtained this 20th day of March, 2022.

Motion by: LeVonne Yazzie Second by: Leroy J. Willie

Rodger A. Paul
Rodger A. Paul, Chapter President

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0257-21

SPONSOR: Honorable Seth Damon

TITLE: An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Allocating \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater Projects, Broadband Projects, Home Electricity Connection Projects, Housing and Housing Renovation Projects, Bathroom Addition Projects, and Hardship Assistance

Posted: November 24, 2021 at 6:16 PM

5 DAY Comment Period Ended: November 29, 2021

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Comments/Recommendations	1) Greasewood Springs Chapter



**Legislative Tracking Secretary
Office of Legislative Services**

April 1, 2022; 2:44 PM
Date/Time



Greasewood Springs Chapter

Diwozhii Bii' To doo' Bi'Naha'ta'

Calvin F. Lee, President

Julia Benally, Vice-President

Linda Salabiye Yazzie, Secretary/Treasurer

Bill Spencer, Grazing Committee Member

Elmer P. Begay, Council Delegate

GSC04-22-1140

RESOLUTION OF THE GREASEWOOD SPRINGS CHAPTER

A PROPOSED NAVAJO NATION RESOLUTION; AN ACTION RELATING TO THE NAABIK'IYATI' COMMITTEE AND NAVAJO NATION COUNCIL; ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND REGIONAL CHAPTER PROJECTS EXPENDITURE PLAN

WHEREAS:

1. Pursuant to 26 N.N.C. § 3, the Greasewood Springs Chapter, hereinafter "Chapter", is a duly certified chapter of the Navajo Nation and under § 1(B)1), the Chapter has governmental authority with respect to local matters consistent with Navajo law, including custom and tradition; and
2. The Chapter recognizes the devastating effects of COVID-19 continue throughout the Navajo Nation and extend beyond the health and life devastation to wide scale negative financial effects, such as employment losses, business closures, food and housing insecurity, and other economic disruption; and
3. The Chapter recognizes as of November 1, 2021, the United States Department of Treasury has allocated two billion seventy-nine million four hundred sixty-one thousand four hundred sixty-four dollars (\$2,079,461,464) to the Navajo Nation under the Fiscal Recovery Funds provisions of ARPA. The Fiscal Recovery Funds are designed to build on and expand the relief provided in the 2020 Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Public Law 11W136, 134 Stat. 281 (2020), and are intended to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by residents and businesses; and
4. The Chapter recognizes pursuant to Section 9901 of ARPA, the Fiscal Recovery Funds are specifically intended to:
 - a. respond to the COVID-19 public health emergency and its negative economic impacts, including assistance to households, small businesses, and non-profits; and/or aid to impacted industries such as tourism, travel, and hospitality; and
 - b. respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers;
 - c. provide government services to the extent of the reduction in Navajo Nation revenue due to the COVID-19 public health emergency, relative to revenues collected in the most recent full fiscal year prior to the COVID-19 public health emergency; and
 - d. make necessary investments in water, sewer, and/or broadband infrastructure; and
5. The Chapter recognizes on July 23, 2021, the Navajo Nation Council adopted Resolution No. CJY-41-21 as the expenditure authorization and approval process for the allocation of funds from the Navajo Nation Fiscal Recovery Fund (NNFRF); and
6. The Chapter recognizes in Section Four of CJY-41-21, the Navajo Nation Council mandated the Budget and Finance Committee to adopt application and review procedures, as well as an expenditure plan template, to be used by entities requesting Navajo Nation Fiscal Recovery Funds. The Budget and Finance Committee approved Resolution No. BFS-31-21 which established mandatory Navajo Nation Fiscal Recovery Fund application procedures, forms, and an expenditure plan template. BFS-31-21 is incorporated herein by reference; and
7. The Chapter recognizes to ensure the Navajo Nation's compliance with ARPA, Section Four of CJY-41-21 also directed the Navajo Nation Department of Justice ("DOJ") to perform "an initial determination of

whether a NNFRF funding request satisfies the legal requirements of the Fiscal Recovery Funds provisions of ARPA and applicable Navajo Nation laws, regulations, and policies and procedures.”; and

- a. Resolution No. BFS-31-21 incorporated DOJ’s initial determination into the mandatory NNFRF application procedures, forms, and an expenditure plan template, which requires, among other things, identification of the entity with administrative oversight over the Funding Recipient. Administrative oversight means having the authority to monitor the implementation of an approved FRF Expenditure Plan and the expenditure of awarded funds. The duties of the entity with administrative oversight are set forth in Section Seven of the FRF Procedures in exhibits 1 through 5 of BFS-31-21; and
8. The Chapter recognizes the Navajo Nation Council and Office of the President and Vice-President concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people to first enact a Navajo Nation Fiscal Recovery Fund Hardship Assistance Expenditure Plan. To that end, the Navajo Nation Council adopted Resolution No. CD-62-21 providing \$557,000,000 in Hardship Assistance for Navajo members to mitigate the financial devastation caused by the COVID-19 pandemic. The President agreed with the Council and signed CD-62-21 into law on January 4, 2022. The Navajo Nation Council and Office of the President and Vice-President also concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to fund local and regional projects and enact a comprehensive Navajo Nation Fiscal Recovery Fund Expenditure Plan for Regional Chapter Projects in the total amount of one billion seventy million two hundred ninety-eight thousand eight hundred sixty-seven dollars (\$1,070,298,867) divided equally between the twenty-four (24) Delegate Regions.

NOW THEREFORE, BE IT RESOLVED THAT:

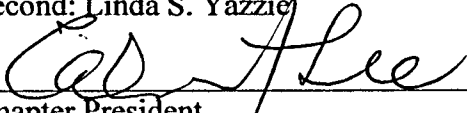
1. The Greasewood Springs Chapter hereby supports total funding for the NNFRF Regional Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of one billion seventy million two hundred ninety-eight thousand eight hundred sixty-seven dollars (\$1,070,298,867) divided equally between the twenty-four 24 Delegate Regions.

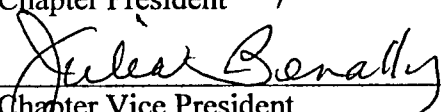
CERTIFICATION

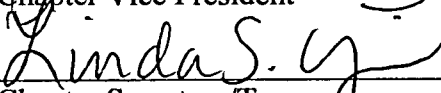
We hereby certify that the foregoing resolution was duly considered by the Greasewood Springs Chapter at a duly called special meeting at Greasewood Springs, Arizona, Navajo Nation, (State), at which a quorum was present and the same was passed by a vote of 3 in favor, and 0 opposed, and 1 abstained on this 1st day of April, 2022.

Motion: Julia Benally

Second: Linda S. Yazzie


Chapter President


Chapter Vice President


Chapter Secretary/Treasurer


Chapter Grazing Official

24th NAVAJO NATION COUNCIL NAABIK'ÍYÁTI' COMMITTEE REPORT Fourth Year 2022

The **NAABIK'ÍYÁTI' COMMITTEE** to whom has been assigned:

NAVAJO LEGISLATIVE BILL #0257-21

An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Allocating \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater Projects, Broadband Projects, Home Electricity Connection Projects, Housing and Housing Renovation Projects, Bathroom Addition Projects, and Hardship Assistance

Sponsored by: Honorable Seth Damon

Co-Sponsored by: Honorable Mark A. Freeland

Co-Sponsored by: Honorable Pernell Halona

Has had it under consideration and reports the same that the legislation **WAS PASSED WITH TWO (2) AMENDMENTS AND REFERRED TO THE NAVAJO NATION COUNCIL.**

Respectfully Submitted,



*Honorable Seth Damon, Chairperson
NAABIK'ÍYÁTI' COMMITTEE*

25 March 2022

MAIN MOTION

Motioned by: Honorable Jimmy Yellowhair

Seconded by: Honorable Wilson C. Stewart, Jr.

Vote: 13 in Favor, 09 Opposed (Chairman Damon Not Voting)

AMENDMENT #2

1. On page 1, line 12, delete ~~\$1,166,003,000~~ and insert \$1,070,298,867
2. On page 1, line 15, delete ~~BROADBAND~~ insert AND EMERGENCY COMMUNICATIONS
3. On page 1, line 16, delete ~~WATER AND WASTEWATER PROJECTS, HOME ELECTRICITY CONNECTION PROJECTS, HOUSING AND HOUSING RENOVATION PROJECTS, BATHROOM~~

ADDITIONS PROJECTS and insert JUDICIAL BRANCH PROJECTS, PUBLIC HEALTH PROJECTS, DINEH CHAMBER OF COMMERCE PROJECTS AND REGIONAL CHAPTER PROJECTS

4. Delete the following from Amendment #1:
~~SECTION EIGHT. APPROVAL OF FACILITIES SAFETY ASSURANCE AND DECONTAMINATION EXPENDITURE PLAN~~
~~A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Facilities Safety Assurance and Decontamination Expenditure Plan set forth in Exhibits H and H-1.~~
~~B. The Navajo Nation hereby approves total funding for the NNFRF Facilities Safety Assurance and Decontamination Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of twenty million dollars (\$20,000,000) and allocates the funding as follows:~~
 - ~~1. Twenty million dollars (\$20,000,000) to the Navajo Nation Facilities Maintenance Department for Public Health Prevention in Congregate Settings and Mitigation (Expenditure Eligibility Categories 1.4), as set forth in Exhibit H-1, with administrative oversight by the Division of General Services and legislative oversight by the Health Education and Human Services Committee.~~
5. Page 2, lines 20 through 22, delete ~~November 19, 2021~~ and insert March 24, 2022; delete ~~38,742~~ and insert 52,860; delete ~~1,518~~ and insert 1,660
6. On page 3, line 30, after "Treasury's", insert February 28, 2022
7. On page 4, line 21, delete ~~CJY-41-21 also adopted an expenditure authorization and approval process for the allocation of funds from the NNFRF~~ and insert the following new paragraphs:
8. On page 4, line 26, insert new paragraph as follows:
 - L. In addition to establishing the NNFRF, CJY-41-21 also allocated two hundred forty-four million two hundred sixteen thousand four hundred fifty-one dollars (\$244,216,451) to fund de-funded CARES projects and to reimburse the Sihasin Fund and Unreserved Undesignated Fund Balance ("UUF") Fiscal Recovery Fund eligible projects with eighty-one million eight hundred sixty-nine thousand three hundred seventeen dollars (\$81,869,317) of that total amount funding delegate region specific projects. CJY-41-21 also adopted an expenditure authorization and approval process for the allocation of funds from the NNFRF. See Exhibit XX
9. On page 5, line 14, delete ~~Navajo People~~ and insert regional and Agency leadership
10. On page 5, line 24, amend paragraph P as follows:
 - P. The Navajo Nation Council and Office of the President and Vice-President concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to first enact a comprehensive a Navajo Nation Fiscal Recovery Fund Hardship Assistance Expenditure Plans. To that end, the Navajo Nation Council adopted Resolution No. CD-62-21 providing \$557,000,000 in Hardship Assistance for Navajo members to mitigate the financial devastation caused by the COVID-19 pandemic. The President agreed with the Council and signed CD-62-21 into law on January 4, 2022. CD-62-21 is incorporated herein by reference. for Water and Wastewater projects, Broadband projects, Home Electricity Connections projects, Housing and Housing Renovations projects, Bathroom Addition projects, and Hardship Assistance in total amount of one billion one hundred sixty-six million three

~~thousand dollars (\$1,166,003,000), as set forth in Exhibits C through H which are incorporated herein.~~

11. On page 6, line 2, insert new paragraph as follows:

Q. The Navajo Nation Council and Office of the President and Vice-President also concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to next enact comprehensive Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater projects, Broadband and Emergency Communications projects, Home Electricity Connections projects, Judicial Branch projects, Public Health projects, Dineh Chamber of Commerce projects, and Regional Chapter projects in the total amount of one billion seventy million two hundred ninety-eight thousand, eight hundred sixty-seven dollars (\$1,070,298,867), as set forth in Exhibit C.

12. Insert new **Exhibit C**.

13. Delete page 6, line 3 through page 8, line 10

14. Amend page 8, line 11 through page 9, line 30 as follows:

SECTION FOUR THREE. APPROVAL OF BROADBAND EMERGENCY COMMUNICATIONS PROJECTS EXPENDITURE PLANS

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Broadband Emergency Communications Projects Expenditure Plan set forth in **Exhibits D** and **D-1** through **D-2**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Broadband Emergency Communications Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of sixty-three million dollars (\$63,000,000) ~~two hundred eight million dollars (\$208,000,000) as set forth in Exhibit D,~~ and allocates the funding as follows:
 - ~~1. Thirty one million eight hundred fifty two thousand six hundred forty two dollars (\$31,852,642) to the Navajo Tribal Utility Authority for Broadband "Last Mile" projects (Expenditure Eligibility Category 5.16), as set forth in Exhibit D-1, with administrative oversight by the Division of General Services and joint legislative oversight by the Health Education Human Services and Resources and Development Committees.~~
 - ~~2. Sixty eight million one hundred forty seven thousand three hundred fifty eight dollars (\$68,147,358) to the Navajo Tribal Utility Authority for Broadband "Middle Mile" projects (Expenditure Eligibility Category 5.17), as set forth in Exhibit D-2, with administrative oversight by the Division of General Services and joint legislative oversight by the Health Education Human Services and Resources and Development Committees.~~
 - ~~3. Twenty five million (\$25,000,000) to the Navajo Tribal Utility Authority for Broadband "Last Mile" Grants to Various Carriers (Not Including NTUA) projects (Expenditure Eligibility Category 5.16), as set forth in Exhibit D-3, with administrative oversight by the Division of General Services and joint legislative oversight by the Health Education Human Services and Resources and Development Committees.~~
 - ~~4. Twenty million dollars (\$20,000,000) to the Navajo Tribal Utility Authority for Broadband Grants to Various Carriers (Not Including NTUA) projects (Expenditure Eligibility Category 5.17), as set forth in Exhibit D-4, with administrative oversight by the Division of General Services and joint legislative oversight by the Health Education Human Services and Resources and Development Committees.~~
 5. 1. Fifty-five million dollars (\$55,000,000) to the Division of Public Safety authority for

~~Broadband Emergency Communication~~ project(s) (~~Expenditure Eligibility Category 1.12~~), as set forth in **Exhibit D-51**, with administrative oversight by the Office of the President and Vice-President and joint legislative oversight by the Law and Order and Resources and Development Committees.

6. 2. Eight million dollars (\$8,000,000) to the Department of Information Technology for ~~Broadband~~ Cyber Security project(s) (~~Expenditure Eligibility Category 1.12~~), as set forth in **Exhibit D-62**, with administrative oversight by the Division of General Services and joint legislative oversight by the Health Education Human Services and Resources and Development Committees.

~~C. The eligibility criteria for Broadband "Last Mile" Grants to Various Carriers (Not Including NTUA) projects (Expenditure Eligibility Category 5.16) is included in Exhibit D-3. The eligibility criteria for Broadband Grants to Various Carriers (Not Including NTUA) (Expenditure Eligibility Category 5.17) is included in Exhibit D-4.~~

C. The Navajo Nation FRF Office shall provide funding of no less than one million one hundred twenty-five thousand dollars (\$1,125,000) to implement Broadband Projects from the CJY-41-21 Central Support and Regulatory Services funding provided to the Executive Branch.

D. The responsibilities and authorities of and funding to the NNFRF Office set forth herein shall automatically transfer to the Navajo Broadband Department or Office when such department or office is established.

E. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve for NNFRF ~~Broadband Emergency Communication construction~~ projects shall be implemented on a case-by-case basis through resolution(s) approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

16. Delete existing **Exhibits D** and **D-1** through **D-6** and insert new **Exhibits D** and **D-1** and **D-2**

17. Delete page 10, line 1, through page 12, line 22

18. On page 12, line 23, insert new sections as follows:

SECTION SIX. APPROVAL OF JUDICIAL BRANCH EXPENDITURE PLAN

A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Judicial Branch Expenditure Plan set forth in **Exhibits E** and **E-1**.

B. The Navajo Nation hereby approves total funding for the NNFRF Judicial Branch Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of twenty-seven million one hundred sixty-four million five hundred twenty-seven dollars (\$27,164,527) as allocated in **Exhibit E-1** with administrative oversight by the Judicial Branch Administration and legislative oversight by the Law & Order Committee.

C. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve for NNFRF Public Health construction projects shall be implemented on a case-by-case basis through resolution(s) approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

SECTION SEVEN. APPROVAL OF PUBLIC HEALTH EXPENDITURE PLAN

A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Public Health Expenditure Plan set forth in **Exhibits F** and **F-1** through **F-5**.

B. The Navajo Nation hereby approves total funding for the NNFRF Public Health Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of sixty-four million four hundred eighty-seven thousand five hundred dollars (\$64,487,500) allocated as follows:

1. Nineteen million two hundred forty-three thousand seven hundred fifty dollars (\$19,243,750) to the DALTCS, Navajo Department of Health, as set forth in **Exhibit F-1**, with administrative oversight by the Department of Health and legislative oversight by the Health Education Human Services Committee.
2. Twenty-one million dollars (\$21,000,000) to the Special Diabetes Program, Navajo Department of Health, as set forth in **Exhibit F-2**, with administrative oversight by the Department of Health and legislative oversight by the Health Education Human Services Committee.
3. Four million dollars (\$4,000,000) to the Department of Behavioral Health Services, as set forth in **Exhibit F-3**, with administrative oversight by the Department of Health and legislative oversight by the Health Education Human Services Committee.
4. Fifteen million two hundred forty-three thousand seven hundred fifty dollars (\$15,243,750) to the Department of Behavioral Health Services, as set forth in **Exhibit F-4**, with administrative oversight by the Department of Health and legislative oversight by the Health Education Human Services Committee.
5. Five million dollars (\$5,000,000) to the Department of Health Services, as set forth in **Exhibit F-5**, with administrative oversight by the Department of Health and legislative oversight by the Health Education Human Services Committee.
- C. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve for NNFRF Public Health construction projects shall be implemented on a case-by-case basis through resolution(s) approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

SECTION EIGHT. APPROVAL OF DINEH CHAMBER OF COMMERCE EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Dineh Chamber of Commerce Expenditure Plan set forth in **Exhibits G** and **G-1**.
 - B. The Navajo Nation hereby approves total funding for the NNFRF Dineh Chamber of Commerce Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of five million dollars (\$5,000,000), as set forth in **Exhibit G-1**, with administrative oversight by the Division of Economic Development and legislative oversight by the Resources and Development Committee.
19. Insert new **Exhibits E** and **E-1; F and F-1** through **F-5**, and **G** and **G-1**
20. On page 12, line 23, insert new section as follows:

SECTION NINE. APPROVAL OF THE REGIONAL CHAPTER PROJECTS EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Regional Chapter Projects Expenditure Plan set forth herein and in **Exhibit H**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Regional Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of nine hundred ten million six hundred forty-six thousand eight hundred forty dollars (\$910,646,840) be allocated for Delegate Regions as set forth in **Exhibit H-1**.
- C. For purposes of the NNFRF, "Delegate Region" shall mean all the Navajo Nation chapters, both LGA Certified and non-LGA chapters, and Townships, represented by a Navajo Nation Council delegate.
- D. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects in their Delegate Region to be funded through the NNFRF Regional Chapter Projects Plan. The projects selected by each Delegate shall not exceed their Delegate Region distribution

set forth in **Exhibit H-1** in total.

- E. The projects selected by each Navajo Nation Council delegate shall be compiled into a Delegate Region Projects Expenditure Plan for their respective Delegate Region and 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)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- F. Delegates may select projects for their Delegate Region Expenditure Plan from the list of projects, attached as **Exhibit H-2**, that have already been submitted to NNDOJ for an initial eligibility determination and are not included in another Expenditure Plan that has an approved eligibility determination. Delegates may also add region specific funds to other Project or Expenditure Plans that have an approved NNDOJ eligibility determination. In addition, Delegates may also select projects that have *not* previously been submitted to NNDOJ, including proposed FRF chapter projects submitted to Division of Community Development, for an initial eligibility determination, as long as such projects have received an initial eligibility determination from the Navajo Nation Department of Justice ("NNDOJ") prior to being included on the respective Regional Chapter Projects Plan.
- G. All the projects selected by each Navajo Nation Council delegate shall be compiled into a comprehensive Delegate Region Project Plan for their respective Delegate Region to be approved by Navajo Nation Council resolution and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- H. The NNFRF Office, with the assistance of the Division of Community Development, shall assist each Council Delegate in developing their respective Delegate Region Projects Expenditure Plans and shall, notwithstanding BFS-31-21, submit each respective Expenditure Plan to NNDOJ for an initial eligibility determination as required under CJY-41-21.
- I. Each Delegate shall submit a comprehensive list of projects for their respective Delegate Region, totaling no more than their Delegate Region allocation set forth in **Exhibit H-1**, to the NNFRF Office within ninety (90) days after this legislation is fully enacted.
 - 1. If the NNFRF Office has not received a comprehensive list of projects for a Delegate Region within ninety (90) days after this legislation is fully enacted, the total allocation for that Delegate Region shall automatically be allocated to the Chapters in said Delegate Region using the 50/50 Chapter Distribution Formula.
 - a. The NNFRF Office will notify each Chapter in writing that they have received a 50/50 allocation and the amount of the allocation.
 - 2. Each Chapter receiving a 50/50 allocation shall submit a list of projects equal to their 50/50 allocation to the NNFRF Office within thirty (30) days of receiving written notice of the allocation.
 - a. Chapters may select projects from the list of projects, attached as **Exhibit H-3**, that have already been submitted to NNDOJ for an initial eligibility determination and are not included in another Expenditure Plan included in this legislation. In addition, Chapters may select projects that have not previously been submitted to NNDOJ for an initial eligibility determination, as long as such projects have received an initial eligibility determination prior to being included in the respective Regional Chapter Projects Plan.

- b. A duly enacted Chapter resolution approving the list of projects submitted under the 50/50 formula allocation shall be required.
 - c. Once the NNFRF Office has received a 50/50 formula project list, including Chapter resolution, from each Chapter in a Delegate Region, the NNFRF Office shall compile all such project lists into the Delegate Region Projects Plan to be approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
 - J. Delegate Region Project Plans shall be subject to the following requirements and restrictions:
 - 1. Delegate Region Projects shall fall under one of the allowable U.S. Treasury Expenditure Eligibility Categories set forth in **Exhibit H-4**.
 - 2. Each Delegate Region Project shall be subject to CJY-41-21's NNDOJ initial eligibility determination.
 - 3. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee.
 - 4. Each Delegate Region shall be limited to a total of nine million one hundred fifty thousand dollars (\$9,150,000) of Revenue Replacement Projects (Expenditure Eligibility Categories 6.1: Provision of Government Services and 6.2 Non-federal Match for Other Federal Programs). The Office of the Controller may issue guidance that increases this amount in the next fiscal year.
 - 5. Delegate Region Projects shall not include Sanitation Deficiency Service ("SDS") included on the Indian Health Service 2022 SDS List, attached as **Exhibit H-5**, or on any prior year Indian Health Services SDS List.
 - 6. All Delegate Region Projects shall be sufficiently developed such that funding for the project can be encumbered by December 31, 2024 and fully expended by December 31, 2026; and shall be sufficiently developed such that a construction contract can be executed by December 31, 2024 and fully expended by December 31, 2026. Generally, requires NEPA, ROW, and design work to be sufficiently advanced such that these pre-construction tasks can be completed in time to execute construction contract by December 31, 2024.
 - K. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve for NNFRF Regional Chapter Projects construction projects shall be implemented on a case-by-case basis through resolution(s) approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- 21. Insert new **Exhibits H** and **H-1** through **H-5**
- 22. Page 13, line 25, before "Navajo Nation", insert After approval pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- 23. Page 15, line 3, after "Plan", insert, as long as such projects or services share the same Expenditure Eligibility Category
- 24. Amend page 16, lines 11 through 18 as follows:
 - A. ~~Section Four of CJY-41-21 also mandates that "[u]ntil the third quarter of 2024, NNFRF Expenditure Plans for direct financial assistance to enrolled Navajo Nation members, not including business-economic relief or similar programs, shall be limited to ten percent (10%) of the total Fiscal Recovery Funds received by the Navajo Nation. After the second quarter of 2024, unallocated or unexpended NNFRF funds can be allocated to any other NNFRF~~

Expenditure Plan or for direct financial assistance to enrolled members through resolution of the Navajo Nation Council and approval of the President pursuant to 2 N.N.C. § 164 (A) and 2 N.N.C. §§ 1005 (C) (10), (11) and (12).

~~B. All Navajo Nation Fiscal Recovery Funds that have not been allocated to a NNFRF Expenditure Plan through a Navajo Nation Council resolution enacted pursuant to CJY-41-21 by the end of the second quarter of Fiscal Year 2024 may be re-allocated to the NNFRF Hardship Assistance Expenditure Plan through Navajo Nation Council resolution enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).~~

~~C. The allocation of unallocated NNFRF funds to the NNFRF Hardship Assistance Expenditure Plan shall require a separate or revised expenditure plan be submitted to the Navajo Nation Department of Justice for an eligibility determination.~~

25. Renumber or re-letter succeeding paragraphs, sections, and exhibits, as necessary and appropriate. The Council and Committee hereby authorize Office of Legislative Services and Office of Legislative Counsel to correct grammatical and other technical errors, including adjustment of comprehensive dollar amounts, consistent with the intent of this amendment. This Amendment supersedes all inconsistent language in any other Committee or Council amendment.

Motioned by: Honorable Amber Kanazbah Crotty

Seconded by: Honorable Vince R. James

Vote: 14 In Favor, 09 Opposed (Chairman Damon Not Voting)

AMENDMENT #1

1. On page 1, line 12, delete \$1,166,003,000 and insert \$979,003,000
2. On page 1, line 17, delete HARDSHIP ASSISTANCE after "PROJECT, AND" insert FACILITIES SAFETY AND DECONTAMINATION PROJECTS
3. On page 5, line 24, amend paragraph P and add new paragraph O as follows:
 - P. The Navajo Nation Council and Office of the President and Vice-President concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to first enact comprehensive a Navajo Nation Fiscal Recovery Fund Hardship Assistance Expenditure Plans. To that end, the Navajo Nation Council adopted Resolution No. CD-62-21 providing \$557,000,000 in Hardship Assistance for Navajo members to mitigate the financial devastation caused by the COVID-19 pandemic. The President agreed with the Council and signed CD-62-21 into law on January 4, 2022. for Water and Wastewater projects, Broadband projects, Home Electricity Connections projects, Housing and Housing Renovations projects, Bathroom Addition projects, and Hardship Assistance in total amount of one billion one hundred sixty-six million three thousand dollars (\$1,166,003,000), as set forth in Exhibits C through H which are incorporated herein.
 - O. The Navajo Nation Council and Office of the President and Vice-President also concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to next enact comprehensive Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater projects, Broadband projects, Home Electricity Connections projects, Housing and Housing Renovations projects, and Bathroom Addition projects in total amount of nine hundred fifty-nine million three

thousand dollars (\$959,003,000), as set forth in Exhibits C through G which are incorporated herein.

4. On page 5, line 29, delete ~~one billion one hundred sixty six million three thousand dollars (\$1,166,003,000)~~ and insert nine hundred seventy-nine million three thousand dollars (\$979,003,000)
5. On page 5, line 29, after "project, and" insert Facilities Safety Assurance and Decontamination projects
6. On page 12, line 23, delete Section Eight as follows:
~~SECTION EIGHT. APPROVAL OF NAVAJO NATION FISCAL RECOVERY FUND HARDSHIP ASSISTANCE EXPENDITURE PLAN~~
 - A. ~~The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Hardship Assistance Expenditure Plan set forth in **Exhibit H**.~~
 - B. ~~The Navajo Nation hereby approves total funding for the NNFRF Hardship Assistance Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred seven million dollars (\$207,000,000) and allocates the funding as follows:~~
 1. ~~Two hundred seven million dollars (\$207,000,000) to the Office of the Controller for Household Assistance – Cash Transfers (Expenditure Eligibility Category 2.3), as set forth in **Exhibit H**, with administrative oversight by the Office of the President and Vice-President and legislative oversight by the Budget and Finance Committee.~~
7. On page 16, line 21, delete ~~re-allocated~~ and insert allocated
8. On page 12, line 23, insert new section as follows:
SECTION EIGHT. APPROVAL OF FACILITIES SAFETY ASSURANCE AND DECONTAMINATION EXPENDITURE PLAN
 - A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Facilities Safety Assurance and Decontamination Expenditure Plan set forth in **Exhibits H and H-1**.
 - B. The Navajo Nation hereby approves total funding for the NNFRF Facilities Safety Assurance and Decontamination Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of twenty million dollars (\$20,000,000) and allocates the funding as follows:
 1. Twenty million dollars (\$20,000,000) to the Navajo Nation Facilities Maintenance Department for Public Health – Prevention in Congregate Settings and Mitigation (Expenditure Eligibility Categories 1.4), as set forth in **Exhibit H-1**, with administrative oversight by the Division of General Services and legislative oversight by the Health Education and Human Services Committee.
9. Add Exhibits H and H-1.
10. Renumber or re-letter succeeding paragraphs, sections, and exhibits, as necessary and appropriate. The Council and Committee hereby authorize Office of Legislative Services and Office of Legislative Counsel to correct technical errors, including adjustment of comprehensive dollar amounts, consistent with the intent of this amendment. This Amendment supersedes all inconsistent language in any other Committee or Council amendment.

Motioned by: Honorable Edison J. Wauneka

Seconded by: Honorable Paul Begay

Vote: 12 In Favor, 11 Opposed (Chairman Damon Not Voting)

60

**24th Navajo Nation Council
Naabik'iyati' Committee Meeting**

VOTE RECORDED: 3/25/2022

Date: March 25, 2022

* LEGISLATION # 0251-21 : AMENDMENT #2 (*MODIFIED)M: A.K. CROTTYS: V. JAMES**ALL DELEGATES:****BY COMMITTEE:**

	Yea	Nay		Yea	Nay	TOTAL
Elmer P. Begay	✓		BEG			
Kee Allen Begay, Jr.	✓		BEGAY, Elmer P.			
Paul Begay, Jr.		✓	BROWN, Nathaniel			
Nathaniel Brown	✓		CROTTY, Amber Kanazbah			
Eugenia Charles-Newton	✓		HENIO, Jamie			
Amber Kanazbah Crotty	✓		SMITH, JR., Raymond			
Herman M. Daniels		✓	YELLOWHAIR, Jimmy			
Seth Damon	CNV	CNV	HEHSC			
Mark Freeland		✓	BEGAY, JR., Paul			
Pernell Halona		✓	HALONA, Pernell			
Jamie Henio	✓		SLATER, Carl			
Vince James	✓		TSO, Charlaiane			
Rickie Nez	✓		TSO, Daniel			
Carl Slater	✓		WAUNKA, Edison			
Raymond Smith, Jr.		✓	LOC			
Wilson Stewart, Jr.		✓	CHARLES-NEWTON, Eugenia			
Charlaiane Tso	✓		JAMES, Vince			
Daniel Tso	✓		TSO, Eugene	TEXT		
Eugene Tso	TEXT		TSO, Otto			
Otto Tso	✓		YAZZIE, Edmund			
Thomas Walker, Jr.	✓		RDC			
Edison Wauneka		✓	BEGAY, JR., Kee Allen			
Edmund Yazzie		✓	DANIELS, Herman M.			
Jimmy Yellowhair		✓	FREELAND, Mark			
			NEZ, Rickie			
			STEWART, JR., Wilson			
			WALKER, JR., Thomas			
			CHAIRMAN			
			DAMON, Seth	CNV	CNV	
			(Votes only in a tie)			
GRAND TOTAL	14	9				

CERTIFICATION:**GRAND TOTAL**

--	--


Honorable Seth Damon

3.25.22
Date

#7

24th Navajo Nation Council Naabik'iyati' Committee Meeting

Date: March 25, 2022

OLD BUSINESS: LEGISLATION 0257-21 (MAIN MOTION) WITH MODIFIED AMENDMENTS

M: J. YELLOWHAIR

S: W. C. STEWART JR.

ALL DELEGATES:

	Yea	Nay
Elmer P. Begay	✓	
Kee Allen Begay, Jr.	✓	
Paul Begay, Jr.		✓
Nathaniel Brown	✓	
Eugenia Charles-Newton	✓	
Amber Kanazbah Crotty	✓	
Herman M. Daniels		✓
Seth Damon (CNV)	—	—
Mark Freeland		✓
Pernell Halona		✓
Jamie Henio	✓	
Vince James	✓	
Rickie Nez	✓	
Carl Slater	✓	
Raymond Smith, Jr.		✓
Wilson Stewart, Jr.		✓
Charlaine Tso	✓	
Daniel Tso	✓	
Eugene Tso (N/V)	—	—
Otto Tso	✓	
Thomas Walker, Jr.	✓	
Edison Wauneka		✓
Edmund Yazzie		✓
Jimmy Yellowhair		✓

BY COMMITTEE:

	Yea	Nay	TOTAL
BFC:			
BEGAY, Elmer P.			
BROWN, Nathaniel			
CROTTY, Amber Kanazbah			
HENIO, Jamie			
SMITH, JR., Raymond			
YELLOWHAIR, Jimmy			
HEHSG:			
BEGAY, JR., Paul		TEXT	
HALONA, Pernell			
SLATER, Carl			
TSO, Charlaine			
TSO, Daniel			
WAUNKA, Edison			
LOG:			
CHARLES-NEWTON, Eugenia			
JAMES, Vince			
TSO, Eugene	N/V	N/V	
TSO, Otto			
YAZZIE, Edmund			
RDC:			
BEGAY, JR., Kee Allen			
DANIELS, Herman M.			
FREELAND, Mark			
NEZ, Rickie			
STEWART, JR., Wilson			
WALKER, JR., Thomas			
CHAIRMAN:			
DAMON, Seth (CNV)	—	—	
(Votes only in a tie)			

GRAND TOTAL

13 9

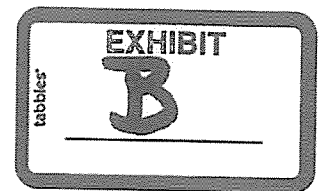
CERTIFICATION:

GRAND TOTAL



Honorable Seth Damon

3.25.22
Date



Appendix 1: Expenditure Categories

Treasury's final rule provides greater flexibility and simplicity for recipients to fight the pandemic and support families and businesses struggling with its impacts, maintain vital services amid revenue shortfalls, and build a strong, resilient, and equitable recovery. As such, recipients will report on a broader set of eligible uses and associated Expenditure Categories ("EC"), starting with the April 2022 Project and Expenditure Report. The table below includes the new Expenditure Categories, as well as a reference to previous Expenditure Categories used for reporting under the interim final rule.

The Expenditure Categories (EC) listed below must be used to categorize each project as noted in Part 2 above. The term "Expenditure Category" refers to the detailed level (e.g., 1.1 COVID-19 Vaccination). When referred to as a category (e.g., EC 1) it includes all Expenditure Categories within that level.

*Denotes areas where recipients must identify the amount of the total funds that are allocated to evidence-based interventions (see Use of Evidence section above for details)

^Denotes areas where recipients must report on whether projects are primarily serving disproportionately impacted communities (see Project Demographic Distribution section above for details)

Expenditure Category	EC ²⁷	Previous EC ²⁸
1: Public Health		
COVID-19 Mitigation & Prevention		
COVID-19 Vaccination^	1.1	1.1
COVID-19 Testing^	1.2	1.2
COVID-19 Contact Tracing^	1.3	1.3
Prevention in Congregate Settings (Nursing Homes, Prisons/Jails, Dense Work Sites, Schools, Child care facilities, etc.) ^{*^}	1.4	1.4
Personal Protective Equipment^	1.5	1.5
Medical Expenses (including Alternative Care Facilities)^	1.6	1.6
Other COVID-19 Public Health Expenses (including Communications, Enforcement, Isolation/Quarantine)^	1.7	1.8
COVID-19 Assistance to Small Businesses^	1.8	-
COVID 19 Assistance to Non-Profits^	1.9	-
COVID-19 Aid to Impacted Industries^	1.10	-
Community Violence Interventions		
Community Violence Interventions ^{*^}	1.11	3.16
Behavioral Health		
Mental Health Services ^{*^}	1.12	1.10
Substance Use Services ^{*^}	1.13	1.11
Other		
Other Public Health Services^	1.14	1.12
Capital Investments or Physical Plant Changes to Public Facilities that respond to the COVID-19 public health emergency	-	1.7
2: Negative Economic Impacts		
Assistance to Households		
Household Assistance: Food Programs ^{*^}	2.1	2.1
Household Assistance: Rent, Mortgage, and Utility Aid ^{*^}	2.2	2.2
Household Assistance: Cash Transfers ^{*^}	2.3	2.3

²⁷ Under the final rule to be used starting with April 2022 reports

²⁸ Under the interim final rule to be used in Interim Report and January 2022 Project and Expenditure Report



Expenditure Category	EC ²⁷	Previous EC ²⁸
Household Assistance: Internet Access Programs*^	2.4	2.4
Household Assistance: Paid Sick and Medical Leave^	2.5	-
Household Assistance: Health Insurance*^	2.6	-
Household Assistance: Services for Un/Unbanked*^	2.7	-
Household Assistance: Survivor's Benefits^	2.8	-
Unemployment Benefits or Cash Assistance to Unemployed Workers*^	2.9	2.6
Assistance to Unemployed or Underemployed Workers (e.g. job training, subsidized employment, employment supports or incentives)*^	2.10	2.7
Healthy Childhood Environments: Child Care*^	2.11	3.6
Healthy Childhood Environments: Home Visiting*^	2.12	3.7
Healthy Childhood Environments: Services to Foster Youth or Families Involved in Child Welfare System*^	2.13	3.8
Healthy Childhood Environments: Early Learning*^	2.14	3.1
Long-term Housing Security: Affordable Housing*^	2.15	3.10
Long-term Housing Security: Services for Unhoused Persons*^	2.16	3.11
Housing Support: Housing Vouchers and Relocation Assistance for Disproportionately Impacted Communities*^	2.17	-
Housing Support: Other Housing Assistance*^	2.18	3.12
Social Determinants of Health: Community Health Workers or Benefits Navigators*^	2.19	3.14
Social Determinants of Health: Lead Remediation*^	2.20	3.15
Medical Facilities for Disproportionately Impacted Communities^	2.21	-
Strong Healthy Communities: Neighborhood Features that Promote Health and Safety^	2.22	-
Strong Healthy Communities: Demolition and Rehabilitation of Properties^	2.23	-
Addressing Educational Disparities: Aid to High-Poverty Districts^	2.24	3.2
Addressing Educational Disparities: Academic, Social, and Emotional Services*^	2.25	3.3
Addressing Educational Disparities: Mental Health Services*^	2.26	3.4
Addressing Impacts of Lost Instructional Time^	2.27	-
Contributions to UI Trust Funds^	2.28	2.8
Assistance to Small Businesses		
Loans or Grants to Mitigate Financial Hardship^	2.29	2.9
Technical Assistance, Counseling, or Business Planning*^	2.30	
Rehabilitation of Commercial Properties or Other Improvements^	2.31	-
Business Incubators and Start-Up or Expansion Assistance*^	2.32	
Enhanced Support to Microbusinesses*^	2.33	
Assistance to Non-Profits		
Assistance to Impacted Nonprofit Organizations (Impacted or Disproportionately Impacted)^	2.34	2.10
Aid to Impacted Industries		
Aid to Tourism, Travel, or Hospitality^	2.35	2.11
Aid to Other Impacted Industries^	2.36	2.12
Other		
Economic Impact Assistance: Other*^	2.37	2.13
Household Assistance: Eviction Prevention*^	-	2.5
Education Assistance: Other*^	-	3.5
Healthy Childhood Environments: Other*^	-	3.9
Social Determinants of Health: Other*^	-	3.13



Expenditure Category	EC ²⁷	Previous EC ²⁸
3: Public Health-Negative Economic Impact: Public Sector Capacity		
General Provisions		
Public Sector Workforce: Payroll and Benefits for Public Health, Public Safety, or Human Services Workers	3.1	1.9
Public Sector Workforce: Rehiring Public Sector Staff	3.2	2.14
Public Sector Workforce: Other	3.3	-
Public Sector Capacity: Effective Service Delivery	3.4	7.2
Public Sector Capacity: Administrative Needs	3.5	-
4: Premium Pay		
Public Sector Employees	4.1	4.1
Private Sector: Grants to Other Employers	4.2	4.2
5: Infrastructure		
Water and Sewer		
Clean Water: Centralized Wastewater Treatment	5.1	5.1
Clean Water: Centralized Wastewater Collection and Conveyance	5.2	5.2
Clean Water: Decentralized Wastewater	5.3	5.3
Clean Water: Combined Sewer Overflows	5.4	5.4
Clean Water: Other Sewer Infrastructure	5.5	5.5
Clean Water: Stormwater	5.6	5.6
Clean Water: Energy Conservation	5.7	5.7
Clean Water: Water Conservation	5.8	5.8
Clean Water: Nonpoint Source	5.9	5.9
Drinking water: Treatment	5.10	5.10
Drinking water: Transmission & Distribution	5.11	5.11
Drinking water: Lead Remediation, including in Schools and Daycares	5.12	5.12
Drinking water: Source	5.13	5.13
Drinking water: Storage	5.14	5.14
Drinking water: Other water infrastructure	5.15	5.15
Water and Sewer: Private Wells	5.16	-
Water and Sewer: IJJA Bureau of Reclamation Match	5.17	-
Water and Sewer: Other	5.18	-
Broadband		
Broadband: "Last Mile" projects	5.19	5.16
Broadband: IJJA Match	5.20	-
Broadband: Other projects	5.21	5.17
6: Revenue Replacement		
Provision of Government Services	6.1	6.1
Non-federal Match for Other Federal Programs	6.2	-
7: Administrative		
Administrative Expenses	7.1	7.1
Transfers to Other Units of Government	7.2	7.3
Transfers to Non-entitlement Units (States and territories only)	-	7.4



Treasury has prepared the additional guidance below to support recipients in implementing the new expenditure categories. This table includes only those previous expenditure categories that are changing under the new structure, aligned with the final rule.

January 2022 Expenditure Categories		April 2022 Guidance
1: Public Health		
1.7	Capital Investments or Physical Plant Changes to Public Facilities that respond to the COVID-19 public health emergency	EC removed, capital expenditures can be designated in any relevant PH-NEI EC (e.g., new hospital wing would be tracked under EC 1.4)
1.8	Other COVID-19 Public Health Expenses (including Communications, Enforcement, Isolation/Quarantine)	EC is 1.7
1.9	Payroll Costs for Public Health, Safety, and Other Public Sector Staff Responding to COVID-19	EC is 3.1
1.10	Mental Health Services*	EC is 1.12
1.11	Substance Use Services*	EC is 1.13
1.12	Other Public Health Services	EC is 1.14
2: Negative Economic Impacts		
2.5	Household Assistance: Eviction Prevention	EC is now included as part of 2.2
2.6	Unemployment Benefits or Cash Assistance to Unemployed Workers*	EC is 2.9
2.7	Job Training Assistance (e.g., Sectoral job-training, Subsidized Employment, Employment Supports or Incentives)*^	EC is 2.10
2.8	Contributions to UI Trust Funds	EC is 2.28
2.9	Small Business Economic Assistance (General)*^	If public-health related (e.g., providing rapid tests for small businesses), EC is 1.8; if related to negative economic impact eligible use (e.g., grants, technical assistance, rehabilitation, incubators, or microbusinesses), EC is 2.29-2.33
2.10	Aid to Nonprofit Organizations*	If public-health related (e.g., providing rapid tests for non-profits), EC is 1.9; if related to negative economic impact (e.g., grants to stabilize non-profit budget), EC is 2.34
2.11	Aid to Tourism, Travel, or Hospitality	EC is 2.35
2.12	Aid to Other Impacted Industries	EC is 2.36
2.13	Other Economic Support*^	EC is 2.37, re-named Other Economic Impact
2.14	Rehiring Public Sector Staff	EC is 3.2
3: Services to Disproportionately Impacted Communities		
3.1	Education Assistance: Early Learning*^	EC is 2.14
3.2	Education Assistance: Aid to High-Poverty Districts ^	EC is 2.24
3.3	Education Assistance: Academic Services*^	EC is 2.25, social and emotional services will now be tracked under this EC
3.4	Education Assistance: Social, Emotional, and Mental Health Services*^	EC is 2.26, if social and emotional services, EC is 2.25;
3.5	Education Assistance: Other*^	EC is 2.37, collected under Other Economic Impact



January 2022 Expenditure Categories		April 2022 Guidance
3.6	Healthy Childhood Environments: Child Care**^	EC is 2.11
3.7	Healthy Childhood Environments: Home Visiting**^	EC is 2.12
3.8	Healthy Childhood Environments: Services to Foster Youth or Families Involved in Child Welfare System**^	EC is 2.13
3.9	Healthy Childhood Environments: Other**^	EC is 2.37, collected under Other Economic Impact
3.10	Housing Support: Affordable Housing**^	EC is 2.15
3.11	Housing Support: Services for Unhoused Persons**^	EC is 2.16
3.12	Housing Support: Other Housing Assistance**^	EC is 2.18
3.13	Social Determinants of Health: Other**^	EC is 2.37, collected under Other Economic Impact
3.14	Social Determinants of Health: Community Health Workers or Benefits Navigators**^	EC is 2.19
3.15	Social Determinants of Health: Lead Remediation^	EC is 2.20
3.16	Social Determinants of Health: Community Violence Interventions**^	EC is 1.11
5: Infrastructure		
5.16	Broadband: "Last Mile" projects	EC is 5.19
5.17	Broadband: Other projects	EC is 5.20
7: Administrative		
7.2	Evaluation and Data Analysis	EC is 3.4 and has been renamed Effective Service Delivery
7.3	Transfers to Other Units of Government	EC is 7.2
7.4	Transfers to Non-entitlement Units (States and territories only)	To be separately reported as part of NEU/Non-UGLG module. Refer to Part 2 Section D.



Appendix 2: Evidenced-Based Intervention Additional Information

What is evidence-based?

For the purposes of the SLFRF, with the exception of investments in educational services (see additional information below), evidence-based refers to interventions with strong or moderate evidence as defined below:

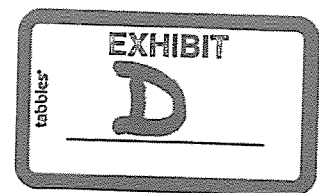
Strong evidence means that the evidence base can support causal conclusions for the specific program proposed by the applicant with the highest level of confidence. This consists of one or more well-designed and well-implemented experimental studies conducted on the proposed program with positive findings on one or more intended outcomes.

Moderate evidence means that there is a reasonably developed evidence base that can support causal conclusions. The evidence base consists of one or more quasi-experimental studies with positive findings on one or more intended outcomes OR two or more non-experimental studies with positive findings on one or more intended outcomes. Examples of research that meet the standards include: well-designed and well-implemented quasi-experimental studies that compare outcomes between the group receiving the intervention and a matched comparison group (i.e., a similar population that does not receive the intervention).

Preliminary evidence means that the evidence base can support conclusions about the program's contribution to observed outcomes. The evidence base consists of at least one non-experimental study. A study that demonstrates improvement in program beneficiaries over time on one or more intended outcomes OR an implementation (process evaluation) study used to learn and improve program operations would constitute preliminary evidence. Examples of research that meet the standards include: (1) outcome studies that track program beneficiaries through a service pipeline and measure beneficiaries' responses at the end of the program; and (2) pre- and post-test research that determines whether beneficiaries have improved on an intended outcome.

For investments in educational services, "evidence-based", consistent with the American Rescue Plan Act, has the meaning in section 8101(21) of the Elementary and Secondary Education Act of 1965, as amended (20 U.S.C. 6301 *et seq.*). Please see page 16 of this [Frequently Asked Questions resource](#) on the Department of Education's Elementary and Secondary School Emergency Relief Programs and Governor's Emergency Education Relief Programs for more information.

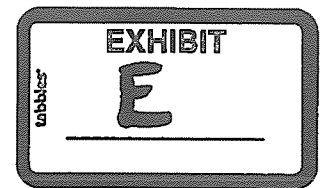
	CJY-41-21 - SECTION 5 - SIHASIN AND UUFB REIMBURSEMENT	CJY-41-21 - SECTION 6 - CARES DEFUNDED	Total
Amber Kanazbah Crotty		\$2,366,460	\$2,366,460
Carl Slater		\$3,853,652	\$3,853,652
Charlaine Tso		\$925,587	\$925,587
Daniel Tso	\$1,806,927	\$4,844,322	\$6,651,250
Edison Wauneka		\$794,398	\$794,398
Edmund Yazzie		\$4,117,879	\$4,117,879
Elmer Begay		\$7,717,978	\$7,717,978
Eugene Tso		\$964,199	\$964,199
Eugenia Charles-Newton		\$327,258	\$327,258
Herman Daniels, Jr.		\$6,683,588	\$6,683,588
Jamie Henio	\$3,470,452	\$1,515,730	\$4,986,182
Jimmy Yellowhair		\$2,011,707	\$2,011,707
Kee Allen Begay, Jr.		\$3,511,627	\$3,511,627
Mark Freeland.	\$1,330,000	\$1,683,859	\$3,013,859
Nathaniel Brown		\$5,571,447	\$5,571,447
Otto Tso		\$964,412	\$964,412
Paul Begay		\$2,690,680	\$2,690,680
Pernell Halona		\$3,094,983	\$3,094,983
Raymond Smith, Jr.		\$1,961,718	\$1,961,718
Rickie Nez		\$1,679,520	\$1,679,520
Seth Damon	\$150,000	\$5,016,768	\$5,166,768
Thomas Walker, Jr.		\$9,998,531	\$9,998,531
Vince James		\$1,765,849	\$1,765,849
Wilson Stewart, Jr.		\$1,049,785	\$1,049,785
Delegate Region Projects Total	\$6,757,379	\$75,111,937	\$81,869,317
Nationwide Projects	\$69,810,517	\$82,536,618	\$152,347,135
TOTAL	\$76,567,896	\$157,648,555	\$234,216,452



NAVAJO NATION FISCAL RECOVERY FUND

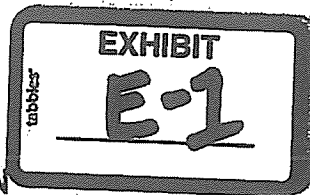
**EMERGENCY COMMUNICATIONS/JUDICIAL BRANCH/PUBLIC HEALTH/CHAMBER OF COMMERCE/ REGIONAL
CHAPTER PROJECTS EXPENDITURE PLAN SUMMARY**

	DELEGATE ARPA DISTRIBUTION	CJY-41-21 - SECTION 5 - SIHASIN AND UUFB REIMBURSEMENT	CJY-41-21 - SECTION 6 - CARES DEFUNDED	DELEGATE REGION ALLOCATION
Eugenia Charles-Newton	\$41,354,840		\$327,258	\$41,027,581
Eugene Tso	\$41,354,840		\$964,199	\$40,390,641
Charlaine Tso	\$41,354,840		\$925,587	\$40,429,253
Mark Freeland	\$41,354,840	\$1,330,000	\$1,683,859	\$38,340,981
Edison Wauneka	\$41,354,840		\$794,398	\$40,560,442
Pernell Halona	\$41,354,840		\$3,094,983	\$38,259,857
Rickie Nez	\$41,354,840		\$1,679,520	\$39,675,320
Elmer Begay	\$41,354,840		\$7,717,978	\$33,636,861
Herman Daniels, Jr.	\$41,354,840		\$6,683,588	\$34,671,252
Thomas Walker, Jr.	\$41,354,840		\$9,998,531	\$31,356,309
Nathaniel Brown	\$41,354,840		\$5,571,447	\$35,783,393
Vince James	\$41,354,840		\$1,765,849	\$39,588,991
Paul Begay	\$41,354,840		\$2,690,680	\$38,664,160
Otto Tso	\$41,354,840		\$964,412	\$40,390,428
Amber Kanazbah Crotty	\$41,354,840		\$2,366,460	\$38,988,380
Kee Allen Begay, Jr.	\$41,354,840		\$3,511,627	\$37,843,213
Carl Slater	\$41,354,840		\$3,853,652	\$37,501,188
Wilson Stewart, Jr.	\$41,354,840		\$1,049,785	\$40,305,055
Raymond Smith, Jr.	\$41,354,840		\$1,961,718	\$39,393,122
Daniel Tso	\$41,354,840	\$1,806,927	\$4,844,322	\$34,703,590
Jimmy Yellowhair	\$41,354,840		\$2,011,707	\$39,343,133
Seth Damon	\$41,354,840	\$150,000	\$5,016,768	\$36,188,072
Edmund Yazzie	\$41,354,840		\$4,117,879	\$37,236,961
Jamie Henio	\$41,354,840	\$3,470,452	\$1,515,730	\$36,368,658
Judicial				\$27,164,527
DPS / Rural Addressing / E911				\$55,000,000
Cybersecurity				\$8,000,000
NDOH				\$64,487,500
Dine Chamber of Commerce				\$5,000,000
Total		\$6,757,379	\$75,111,937	\$1,070,298,867



NNFRF EMERGENCY COMMUNICATIONS EXPENDITURE PLAN

DIVISION OF PUBLIC SAFETY 911 and RURAL ADDRESSING:	\$55,000,000
DEPARTMENT OF INFORMATION TECHNOLOGY CYBERSECURITY:	\$8,000,000
<hr/>	
TOTAL WATER & WASTE-WATER PROJECTS:	<u>\$63,000,000</u>



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: Navajo Nation Division of Public Safety (DPS) Date prepared: 10/06/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's phone/email: _____
mailing address: _____ website (if any): https://www.navajonationaldps.navajo-nsn.gov/

Form prepared by: Jesse Delmar phone/email: 928-871-7087/jdelmar@navajo-nsn.gov
Jesse Delmar, Executive Director, NN DPS same as above
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Emergency Communication Updates for COVID Response

NN Government Unit's Director or Manager: Jesse Delmar phone & email: 928-871-7087/jdelmar@navajo-nsn.gov

Division Director (if any): Jesse Delmar phone & email: 928-871-7087/jdelmar@navajo-nsn.gov

Branch Chief: Jonathan Nez phone & email: 928-871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Executive Branch 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):

_____ ☐ document attached
Amount of FRF requested: \$55,000,000 FRF funding period: 10/01/2021 - 12/31/2026
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:

Throughout the COVID-19 pandemic, police officers, fire fighters, and emergency medical services personnel have responded to COVID-19 patients in need of help. Due to the rural nature of many homes in the Navajo Nation, the first responders had difficulty locating the homes sent to dispatch. The funding for this project will address emergency communication and response for COVID support. The project will include rural addressing and updates to the public safety Internet connection in vehicles. By adding rural addressing for homes currently without and providing updates to the public safety vehicles, DPS will be able to increase efficiency in response times and help DPS prepare for additional COVID-19 emergency needs.

☐ document attached

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

This project will provide benefit to the Navajo Nation across all five agencies, by addressing the needs of the under served communities through home addressing and expansion of the Internet to public safety vehicles. Providing emergency services to the Navajo communities is essential and this project will improve communication and allow for more efficiency in emergency response.

☐ 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:

Sole source procurement: est. 6 months, completed by 5/01/2022

Deploy personnel for GPS locating and addressing/updates to 911 vehicle systems: est. 1.5 years, completed by 12/31/2024.

☐ document attached

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

DPS will be responsible for the Implementation for this project.

☐ 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:

DPS will be responsible for operation and maintenance of the rural addressing and the updated vehicle systems.

☐ 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:

1.8 Other COVID-19 Public Health Expenses (including communications, enforcement, isolation/quarantine)

This project will increase public communication efforts and support rural populations gain access to medical or public health services.

☐ document attached

Part 3. Additional documents.

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

APPENDIX A

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 Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review: _____

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____

Jesse Delmar
print name and indicate title or position
Division of Public Safety
Indicate Branch or Division

Page ____ of ____
BUDGET FORM 1

FY: _____

PART II. FUNDING SOURCE(S)				PART III. BUDGET SUMMARY			
Fiscal Year / Item	Amount	% of Total	Fund Type Code	(A) NHC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total	
NN Fiscal Recovery Funds	\$5,000,000.00		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		50,000,000		
			7000 Special Transactions				
			8000 Public Assistance				
			9000 Capital Outlay		5,000,000		
			TOTAL	\$0.00	\$55,000,000.00	0	

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

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

SUBMITTED BY: Jesse Delmar
 Program Manager's Printed Name: Jesse Delmar
 Program Manager's Signature and Date: [Signature] 10/3/21

APPROVED BY: Paulson Chiboo
 Division Director / Branch Chief's Printed Name: Paulson Chiboo
 Division Director / Branch Chief's Signature and Date: [Signature]



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 #: HK0093

Date & Time Received: 10/15/2021 15:16

Date & Time of Response: 22 October, 2021; 10:12 am

Entity Requesting FRF: Navajo Nation Division of Public Safety

Title of Project: Emergency Communication Updates for COVID Response

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$55,000,000

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: 1.12 Other Public Health 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 DOJ is recommending use of eligibility category 1.12, rather than 1.8 as requested, since category 1.12 is broader and therefore more appropriate for this project.

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: Navajo Nation Department of Information Technology Date prepared: 10/14/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 5970 Window Rock, AZ phone/email: 928-871-6520
website (if any): www.dit.navajo-nsn.gov

Form prepared by: Alex Largie phone/email: 928-871-6004/ alexl@navajo-nsn.gov
Interim Director of Information Technology Navajo Nation - Dept of IT
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: NN - CyberSecurity

NN Government Unit's Director or Manager: Alex Largie phone & email: 928-871-6004/ alexl@navajo-nsn.gov

Division Director (if any): Tom Platero, DGS-Director phone & email: 928-871-6319/ tom.platero@navajo-nsn.gov

Branch Chief: Paulson Chaco, Chief of Staff- Exec.Branch phone & email: 928-871-7244/ paulsonchaco@navajo-nsn.gov

Funding Recipient will be working with: Division of General Services Executive Director Tom Platero 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):

☐ document attached

Amount of FRF requested: \$8,000,000 FRF funding period: FY2022 - FY2026
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 Navajo Nation's network security is more critical more than ever due to the ongoing pandemic and the need to ensure business continuity for every day network communication. DIT will implement layered security measures to improve the security posture. Measures such as email encryption, multi-factor authentication, email filtering/phishing protect and network access control. DIT procured 695 laptops from the CARES funds act for NN employees to use to telecommute resulting in approximately over 20% of NN employees with the capability to telecommute. Many other NN employees have laptops and other mobile devices that can be used for telework. Due to this fact, communications need to be secured. Securing communications to transport sensitive data for NN employees and will streamline processes within NDOH regarding COVID data processing. The NN Government as a whole is sending more confidential data over the Internet to outside stakeholders. As an example, Division of Behavioral and Mental Health Services, the Health Command Operations Center, Insurance Services, Department of Personnel Management and the Office of the Controller have sensitive COVID data that needs protection. These departments need to share this data with other parties like IHS and regional health care facilities which is imperative to the decision-making process by NN Leadership and OPVP to mitigate COVID.

☒ document attached

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

Securing all confidential data transported via the NN network. Save insurance premium cost by being in compliance. Securing communications to transport sensitive data which will streamline processes within NDOH regarding COVID data processing. For Navajo communities and the Navajo People, distribute more access points at tribal offices with access control (guest accounts for a limited period and limited throughput).

☒ 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:

Proposed timeline is outlined in the "Proposed ARPA Funding Plan for NN Cybersecurity" document. The major challenge to incurring costs is the 164 Review process (DOJ, OPVP, OOC) sign off and contract award. Expending funds challenges may be federal guidelines and projects excluded because they do not qualify.

☒ document attached

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

Alex Largie, Interim DIT Director

☐ 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:

Alex Largie, Interim DIT Director. Operations and maintenance costs will be maintained by fixed costs funds. Once the ARPA funding is expended, the Navajo Nation would need to fund this with fixed costs.

☐ document attached

(f) State which of the 68 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:

5.17 Broadband: Other projects. Projects deal with cybersecurity which encompasses network connectivity and internet access.

☐ document attached

Part 3. Additional documents.

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

APPENDIX A

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]
signature of Preparer/CONTACT PERSON

Approved by:

[Signature] 10/14/21
signature of NN Government Unit Dept. Program/Office Director or Manager

Approved to submit
for Review:

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division:

(, 711 10/25/2021
print name and indicate title of position

Tom Platero, Division of General Services

Proposed ARPA Funding Plan for NN Cybersecurity

SUMMARY

The Navajo Nation's network security is more critical more than ever due to the ongoing pandemic and the need to ensure business continuity for every day network communication. DIT will implement layered security measures to improve the security posture. Measures such as email encryption, multi-factor authentication, email filtering/phishing protect and network access control.

DIT procured 695 laptops from the CARES funds act for NN employees to use to telecommute resulting in approximately over 20% of NN employees with the capability to telecommute. Many other NN employees have laptops and other mobile devices that can be used for telework. Due to this fact, communications need to be secured. Securing communications to transport sensitive data for NN employees and will streamline processes within NDOH regarding COVID data processing.

The NN Government as a whole is sending more confidential data over the internet to outside stakeholders. As an example, Division of Behavioral and Mental Health Services, the Health Command Operations Center, Insurance Services, Department of Personnel Management and the Office of the Controller have sensitive COVID data that needs protection. These departments need to share this data with other parties like IHS and regional health care facilities which is imperative to the decision-making process by NN Leadership and QPVP to mitigate COVID.

The following cybersecurity measures are applicable only to systems maintained by the Navajo Nation Department of Information Technology (DIT). Those listed in the "Out of Scope" column in Table 1 are excluded.

DIT will use a risk-based approach to cybersecurity. DIT will find and classify confidential and sensitive data on the Navajo Nation network. DIT will implement security standards on workstations and networks. DIT will implement security measures to improve security posture by ensuring the Navajo Nation network resources are used for Navajo Nation business purposes only.

Then a risk assessment of each department/program's security measures will be performed by DIT. Departments will benefit from centralized administration and management of their systems. The Navajo Nation's security posture will improve greatly as we progress through this plan.

TO IMMEDIATELY IMPROVE THE NAVAJO NATION'S SECURITY POSTURE AND HAVE A NOTICEABLE AND POSITIVE EFFECT

DIT will purchase and implement Email Encryption, Email Filtering/Phishing Protection, Multifactor Authentication, and Network Access Control.

Email Encryption has long been on the table for DIT. This will ensure that only the intended recipient will be about to read the contents of an email. Policies can also be put in place to scan for PII and other sensitive information. The overall confidence of third-parties doing business with the Navajo Nation will increase regarding security.

Email Filtering/Phishing Protecting will analyze incoming emails for red flags that signal spam/phishing content and automatically move those emails to quarantine.

Multifactor Authentication eliminates the threat of brute-force and social-engineering attacks by requiring two pieces of information for authentication, something you know (username/password) and

Navajo Nation DIT - Proposed ARPA Funding Plan
10/13/21

something you have (temporary passcode). When implemented, a login to OWA or SharePoint will require a username/password combination PLUS and one-time code provided to the end-user via email, SMS or phone call.

Network Access Control will ensure that only Navajo Nation employees are able to connect to the Navajo Nation's production network. Guest access will be limited by time and can only access the Internet. End device will also be scanned to ensure compliance with policies that have been set in place, i.e. Must have Anti-Virus installed and running.

The implementation of the proposed Navajo Nation Cybersecurity plan is wholly dependent on acquiring funding in the amount of \$8,000,000.00. Below is a prioritization of tools and services required.

Cybersecurity tools & services required

Total cost: \$8,000,000.00

NOTE 1: Unfortunately, those in the "Out of Scope" column will not benefit from these cybersecurity measures.

TABLE 1

Priority	Solution	Cost	Out of Scope	Timeline
1	Email Security Premium with AMP – Protecting confidential data in email Installation cost	\$317,750.00 \$15,104.00	Depts/programs with their own email system: i.e. OOC, DOJ, DCD, TANF	73 days
2	Cisco Advanced Phishing Protect – Analyze incoming emails for red flags that signal spam/phishing content and automatically move those emails to quarantine. Installation cost	\$327,166.67 \$8,189.00	Depts/programs with their own email system: i.e. OOC, DOJ, DCD, TANF	57 days
3	Enterprise Cisco Umbrella DNS Security – It checks to make the site you are attempting to open is a good site. If it is not a good site, it will prevent you from opening that site. Installation cost	\$400,746.28 \$11,101.00	NN siloed networks	62 days
4	Multi-factor Authentication Services – Cisco Duo Require users to provide two or more pieces of evidence to verify their identity when logging into anything connected to the Navajo Nation Network. Installation cost	\$645,832.23 \$10,190.00	Depts/programs with their own email system: i.e. OOC, DOJ, DCD, TANF	106 days

Navajo Nation DIT - Proposed ARPA Funding Plan
10/13/21

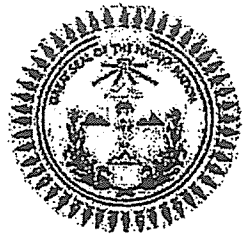
Priority	Solution	Cost	Out of Scope	Timeline
5	Security Operations Center – A team of consultants who monitor the NN Network 24x7, 365 days a year for security	\$1,515,979.30	NN siloed networks	57 days
6	Data Classification – Varonis Classify sensitive data. Gives context around sensitive data, so that you can easily identify and lock down overexposed data, stale data, and remediate security vulnerabilities.	\$514,256.67	NN siloed networks	73 days
7	ClearPass Network Access Control – Increase license count for devices. Anytime a device connects to the NN Network, scan for compliance to the security policies applied. If not in compliance, users are notified to take action for 3,000 users.	\$383,517.20	Anyone who does not have an active directory account	153 days
8	Managed Services - Network monitoring and incident response for NN DIT Network. for NN DIT Network. A virtual environment (core: functioning servers) that operates 24x7, 365 days a year.	\$1,642,617.89	NN siloed networks	66 days
9	Enterprise Mobility Device – Cisco Meraki Systems Manager, 500 devices Manage the entire mobile device through its lifecycle in an organization. It includes enforcing security policies on the devices, the ability to remotely control devices, tracking the real-time device location, and wiping the data and device when lost or stolen. (iPhones, Android & laptops, Surface, MacPros) Installation cost	\$139,906.65 \$10,191.00	<ul style="list-style-type: none"> • Anyone who does not have an active directory account? • Users, who opt out? 	213 days
10	Consultant services - Will be utilized for consultant services. DIT is resource-challenged with personnel. Consultants are required to assist in the installation, configuration, and deployment of the new IT solutions listed. Plan for paperless technology for the Navajo Nation Government. Critical solution needed during the time of the pandemic. Plan for one domain IT transformation.	\$700,000.00	NN siloed networks	N/A
11	Security Awareness Online Interactive Training - Online training for 5,000 users to educate them on cybersecurity	\$250,000.00	Anyone who does not have an active directory account	N/A
12	Internet Services - Create a larger pipe (bandwidth) to increase the internet speed. Due to the pandemic and telecommuting it is crucial to have high capacity internet for the Navajo Nation Government business continuity.	\$582,000.00	NN siloed networks	66 days

Navajo Nation DIT - Proposed ARPA Funding Plan
10/13/21

Priority	Solution	Cost	Out of Scope	Timeline
13	Wireless Deployment - Increase internal Wi-Fi coverage inside Tribal buildings.	\$375,452.11	<ul style="list-style-type: none"> o NN siloed networks o After ClearPass deployment, anyone who does not have an active directory account 	150 days
14	Patch cables for MFD, IDF & o/c - Cables for workstations, network closet and end users.	\$150,000.00	N/A	N/A

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Adjua Adjei-Danso, Attorney Candidate
Tax and Finance Unit
Navajo Nation Department of Justice
(Signature)

THRU : Tom Platero, Division Director
Division of General Services
(Signature)

FROM : Alexander Lergie, Interim Director Information Technology
Department of Information Technology (DIT)
Division of General Services

Date : October 21, 2021

SUBJECT : NN - Cybersecurity - \$8,000,000.00

In response to your "Department of Justice Initial Eligibility Determination for Navajo Nation Fiscal Recovery Funds" form dated October 19, 2021, 5:25 pm, DIT is providing additional information as requested.

1. The Navajo Nation's network security is more critical than ever due to the ongoing pandemic. More employees are telecommuting due to COVID-19 and in the event, the Nation shuts down again, this will be even more critical. These security measures will ensure business continuity and data loss prevention for everyday communication (i.e. email, email encryption, Virtual Private Network, SharePoint, teleconferencing, telecommuting) and provide a secure Identity Management. Cybersecurity will cover the 695 laptops purchased from CARES Act Funding and any mobile device (i.e. laptops, iPads, tablets, Surface, phones) connecting to the NN network. The proposal stops the spread of COVID-19 by reducing the movement of individuals and promoting social distancing, enhancing telework capabilities and improving cybersecurity.
2. This project will benefit NN Government agencies and all stakeholders. NN employees will benefit as the NN Insurance premiums will decrease as soon as multi-factor authentication is implemented. The cybersecurity technologies in this project support public health, emergency management, health command center, telehealth services, emergency medical responses, including emergency medical transportation, law enforcement, and town hall meetings. Cybersecurity technologies protect Navajo Nation data whether it is in transit or at rest. From email communication to data stored in a database to data sharing to video conferencing. Cybersecurity attacks are on the rise for all Government entities and the Nation strives to mitigate attacks by nefarious entities taking advantage of a Nation

NAVAJO NATION DEPARTMENT OF INFORMATION TECHNOLOGY
POST OFFICE BOX 5970 • WINDOW ROCK, AZ 86515
PHONE: (928) 871-6520 • FAX: (928) 871-7787

dealing with the pandemic. Secure access (internally and externally) and faster access to critical data and services are of paramount importance. Furthermore, the Navajo Nation government will be able to mitigate COVID-19 related threats to public health and safety, assist individuals that are quarantining including telework capabilities.

- Your understanding in this matter is greatly appreciated. Should you have any questions or concerns please feel free to contact me at (928)871-6520 ext. 6004.

FY 2022

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 4
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Department of Information Technology</u>		Division/Branch: <u>Division of General Services</u>	
Prepared By: <u>Royetta T. Woodie</u>		Phone No.: <u>928-871-8520/8010</u>		Email Address: <u>rwoodie@navajo-nsn.gov</u>	

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 Cybersecurity	10/01/21-09/30/22	8,000,000	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	1		1,236,098	1,236,098
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance	1		5,373,518	5,373,518
				6500 Contractual Services	1		1,140,388	1,140,388
				7000 Special Transactions	1		250,000	250,000
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	8,000,000	8,000,000

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:			
Total # of Vehicles Budgeted:			
TOTAL:	\$8,000,000	100%	

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

SUBMITTED BY: <u>Alexander Langle, Interim DIT Director</u> Program Manager's Printed Name <u><i>Alexander Langle</i></u> <u>10/13/21</u> Program Manager's Signature and Date	APPROVED BY: <u>Tom Platano, Division of General Services Director</u> Division Director / Branch Chief's Printed Name <u><i>Tom Platano</i></u> <u>10/13/2021</u> Division Director / Branch Chief's Signature and Date
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------



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 #: HK0092-2

Date & Time Received: 10/25/2021 at 11:12 EST

Date & Time of Response: 1 November, 2021; 7:26 pm

Entity Requesting FRF: Navajo Nation Department of Information Technology

Title of Project: NN Cybersecurity

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$8,000,000

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: 1.12 Other Public Health Services.

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

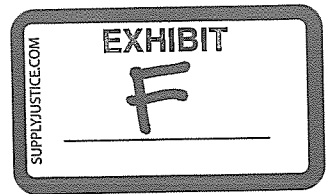
- | | |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> 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 this proposed project is being categorized under expenditure category 1.12, rather than 5.17.

Name of DOJ Reviewer: Adjua Adjei-Danso

Signature of DOJ Reviewer:  _____

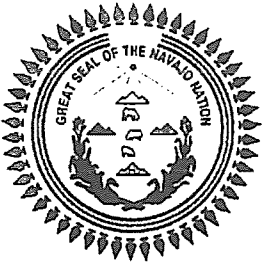
Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination 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.



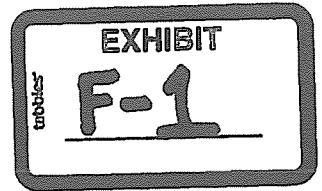
NAVAJO NATION FISCAL RECOVERY FUND

JUDICIAL BRANCH EXPENDITURE PLAN

JUDICIAL DISTRICT/COURT OFFICE	AMOUNT
ALAMO	\$1,448,587
ANETH	\$645,434
OFFICE OF THE COURTS	\$5,199,501
CHINLE	\$2,224,681
CROWNPOINT	\$1,334,711
DILKON	\$1,307,313
JUDICIAL CONDUCT COMMISSION	\$745,115
KAYENTA	\$699,181
PEACEMAKING SERVICES	\$977,824
PINON	\$956,744
PROBATION SERVICES	\$3,394,237
PUEBLO PINTADO CIRCUIT	\$716,381
RAMAH	\$905,815
SHIPROCK	\$1,026,011
SUPREME COURT	\$1,009,938
TOHAJIILEE	\$1,208,077
TUBA CITY	\$1,315,802
WINDOW ROCK	\$2,049,175
<u>TOTAL</u>	<u>\$27,164,527</u>



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 #: HK0134

Date & Time Received: 01/03/2022 at 13:22

Date & Time of Response: 10 January, 2022; 2:26 pm

Entity Requesting FRF: Judicial Branch – Administrative Office of the Courts

Title of Project: Judicial Branch Section 2.13 Other Economic Support

Administrative Oversight: Judicial Branch

Amount of Funding Requested: \$27,164,527

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact ☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue ☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: Section 2.13 Other Economic Support

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: The Administrative Office of the Courts should ensure that this request will not overlap with the previous funding request made, for \$5,876,685 “to assist in addressing [the] backlog of court cases to facilitate court and program operations and increase speed of case resolution,” with funds being “utilized for Personnel such as Court Personnel, [t]ravel expenses to provide outreach and transport of clients,” and “[s]upplies to implement COVID-19 safety measures.” See HK0045. DOJ understands that the current submission is specific to expenditures for new staff members, versus the previous submission which did not indicate that funds would be used for new staffing, but notes the similarities between the two submissions.

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: Judicial Branch – Administrative Office of the Courts Date prepared: 12/30/2021
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's Post Office Box 520 phone/email: 928 871-7669/ Stephenbetsitty@navajo-nsn.gov
Window Rock, Arizona 86515 website (if any): www.courts.navajo-nsn.gov

Form prepared by: Stephen B. Etsitty, AOC Director phone/email: 928 640-0332 / Stephenbetsitty@navajo-nsn.gov
Gwendolyn Williams, Senior Budget Analyst, AOC 928 551-2056/ gskwilliams@navajo-nsn.gov

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

CONTACT PERSON'S info

Title & type of Project: Judicial Branch Section 2.13 Other Economic Support

NN Government Unit's
Director or Manager: Stephen B. Etsitty, AOC Director phone & email: 928 640-0332 / Stephenbetsitty@navajo-nsn.gov

Division Director (if any): _____ phone & email: _____

Branch Chief: JoAnn B. Jayne, Chief Justice phone & email: 928 871-7669 / jjayne@navajo-nsn.gov

Funding Recipient will be working with: Judicial Branch Judicial Districts and Judicial Programs 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):

☐ document attached

Amount of FRF requested: \$27,164,527 FRF funding period: Start date of January 01, 2022 to End Date of December 31, 2024
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 request for funds is to maintain the continuity of operations of critical infrastructure within the Judicial Branch; to protect the health and wellbeing of the public and personnel; and to facilitate recovery of operations to full capacity. Funds will be for one hundred and five (105) new positions such as District Court Judicial Hearing Officers and Court Clerks, Report Writers, Administrative support staff, Probation and Peacemaking Personnel. The Judicial Branch Programs and Courts serving the entire Navajo Nation will utilize funds to assist in addressing backlog of court cases, to facilitate court/program operations for recovery to full capacity, and anticipated increased workload during re-opening of courts/programs. The 105 proposed positions will telework and be on intermittent schedules to accommodate new personnel within District/program offices. Operating funds have been budgeted to ensure Judicial personnel can telework by means of laptops/WIFI access, MIFI, portable printers/scanners, and offices will be upgraded to meet safety mandates for prevention/ mitigation of COVID-19. MIFIs have been budgeted to assist those judicial staff to access to internet. Travel expenses is requested to provide outreach, training and transport of clients and staff. Supplies are included to implement COVID-19 safety measures for both permanent and proposed personnel as they telework and work on site. Personnel Protection Equipment (PPE), office, operating and custodial supplies are requested. Communications & Utilities budget is to assist staff in teleworking requirement and provide remote access to case management system. Repairs and Maintenance budget will provide improvements to internet connectivity for the Judicial Branch and increase Information Technology (IT) Safety measures. Contractual Services budget for IT and HVAC improvement for improved air quality to districts and programs. Special Transactions for media expenses to

APPENDIX A

communicate with the public and employees through radio and newspaper advertising. Funds were budgeted to serve all Judicial Districts and programs within the Navajo Judicial Branch. At the beginning of the COVID-19 pandemic, the Judicial Branch implemented its Continuity of Operation Plan (COOP) and Roadmap to Full Capacity (Roadmap). These plans were to allow public access to Judicial System Services while ensuring the safety of both Judicial employees and the public. While the COOP and Roadmap are prevention plans, Judicial Branch recognizes that our Judicial Branch Employees health and safety are paramount. Judicial Courts, Programs and Administrative Offices are currently under Administrative Orders whereas, Judicial will not shut down their offices, and authorize teleworking options but will require some staff to continue work within offices and with general public as essential workers.

☐ document attached

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

These funds will assist and provide positive impact the services to the public and the Navajo Nation. The Judicial Branch is impacted by the Coronavirus which created a case backlog due to a prolonged period of essential services operations. Courts/programs addressed only a required sub-group of statutorily required cases. Service levels to the public will increase throughout the recovery/re-opening period. The Judicial Branch District Courts and Programs will continue to provide services to the public without interruption, while protecting the health and wellbeing of both the Navajo Judicial Branch employees and the public. The Judicial Courts protect the sovereignty of the Navajo Nation and provide legally mandated services to the Navajo Nation communities. Peacemaking and Probation and Parole Services are also essential functions of the Judicial government. These services do not cease during a public health emergency.

(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:

The initial release of funds to the Judicial Branch through December 31, 2024 will be sufficient to incur all expenses. The necessary requirements for Navajo Nation Procurement statute and regulations will be adhered to.

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

Stephen B. Etsitty, Administrative Director of the Courts will be responsible. He will assign staff as necessary to ensure the project is completed within prospective timeline. AOC will be involved in every aspect of addressing the case backlog in every court, and the addressing the daily needs to keep branch personnel and the public safe from the spread of the Coronavirus.

☐ 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:

These funds will be not be utilized for Capital Projects therefore there will be no new operation and maintenance cost incurred.

☐ 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:

2.13 Other Economic Support. The Interim Final Rule 2.19 recognizes that "decrease(s) to a state or local government's ability to effectively administer services", can constitute a negative economic impact of the pandemic. Courts and court-related programs face significant backlogs resulting from the inability to safely operate during the COVID-19 pandemic decreasing the Judicial Branch's ability to administer services. Therefore, funds are required to reduce these backlogs, through steps such as

APPENDIX A

Implementing COVID-19 safety measures, facilitating court and court-related operations, hiring additional staff to increase speed of case resolution and other expenses to expedite case resolution and administrative recovery are eligible uses.

Part 3. Additional documents.

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

N/A

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:

Gwendolyn S.K. Williams, Senior Budget Analyst

Approved by:

Stephen G. Etsitty, Administrative Director of the Courts

Approved to submit
for Review:

JoAnn B. Jayne
12/30/2021

Print Name, Title,

Branch or Division: JoAnn B. Jayne, Chief Justice
Navajo Judicial Branch

FY 2021 - FY 2024

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 1
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan - FRF</u>		Division/Branch: <u>JUDICIAL BRANCH</u>	
Prepared By: <u>Gwendolyn Williams, SBA</u>		Phone No.: <u>928 551-2058</u>		Email Address: <u>gskwilliams@navajo-nsn.gov</u>	

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
American Recovery Plan	1/1/22-12/31/24	27,164,527	100%					
				2001 Personnel Expenses	6	0	21,385,803	21,385,803
				3000 Travel Expenses	6	0	177,939	177,939
				3500 Meeting Expenses	6	0	0	0
				4000 Supplies	6	0	2,355,206	2,355,206
				5000 Lease and Rental	6	0	99,700	99,700
				5500 Communications and Utilities	6	0	746,256	746,256
				6000 Repairs and Maintenance	6	0	1,515,426	1,515,426
				6500 Contractual Services	6	0	101,520	101,520
				7000 Special Transactions	6	0	371,820	371,820
				8000 Public Assistance	6	0	0	0
				9000 Capital Outlay	6	0	411,057	411,057
				9500 Matching Funds	6	0	0	0
				9500 Indirect Cost	6	0	0	0
				TOTAL		\$0.00	\$27,164,527	\$27,164,527

PART IV. POSITIONS AND VEHICLES		(D)		(E)	
Total # of Positions Budgeted:				105	
Total # of Vehicles Budgeted:				0	
TOTAL:		27,164,527	100%		

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

SUBMITTED BY: <u>Stephen B. Elsitty, Administrative Director of Courts</u> <div style="text-align: center;"> <u>Stephen B. Elsitty</u> Program Manager's Printed Name <u>Stephen B. Elsitty 12/30/21</u> Program Manager's Signature and Date </div>	APPROVED BY: <u>JoAnn B. Jayne, Chief Justice</u> <div style="text-align: center;"> <u>JoAnn B. Jayne</u> Division Director / Branch Chief's Printed Name <u>JoAnn B. Jayne 12/30/2021</u> Division Director / Branch Chief's Signature and Date </div>
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THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

PART I. Business Unit No.: NEW Program Title: American Recovery Plan Act / Pueblo Pintado Judicial District

Division/Branch: Judicial Branch Amount Requested: 716,381 Prepared By: Court Administrator

Phone No.: 505-786-2072

Email Address: jmbcraig2navajo-nsn.gov

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

2001 Personnel Expenses: The three additional positions for the three-year period prescribed under ARPA. Positions are needed to assist with back log cases, operate and manage Court hearings, pending/filings, hearing and to assist the outside public/ departments/resources, 3000 Travel Expenses: Meals & lodging expense/Other miscellaneous travel expense/Transportation to & from authorized related function(s) practices through this pandemic Covid-19; due to the criterias imposed; staff will abide CDC Guideline. 4000 Supplies: The pandemic Covid-19 has increase the use of office supplies even more once the courts open back up to public at the Pueblo Pintado Court as we are entering Phase 2; As staff teleworking increase our use of supplies utilize supplies for telework; 5500 Communications & Utilities: Pueblo Pintado court needs cellular phones and wireless devices to communication effectively and keep essential services operating. FY 2023-2024 service fees/rates will be adjusted in the future.

6000 Repairs and Maintenance: During pandemic covid-19 as we rely on devices to communicate with staff using laptop/printers remotely to conduct provide essential services it takes additional repairs & maintenance fees for building/furniture equipment & computer upgrade hardware; The use our technology equipment has increased due to our inability and limitation for a full staff to be present at the court building; xerox machine is needed; we only utilizing one machine. The Pueblod Pintado Court in process moving into phase 2 with proper ventilations and adequate room for social distancing; jury trials are requested from other district to utilize our court building and room to conduct adequate services and to be secure from the public Judges Benches in Court room 1, 2, 3 need renovation/upgraded to be the standards of a adequate court room facilities; Renovation of judicial complex need sufficient work due to hazardous material in the units renovation is required. 7000 Special Transaction: The Court staff need to keep credentials and meeting their performance. These funds will also address the anticipated increase in cases during the re-opening/recovery period, 2022-2024.

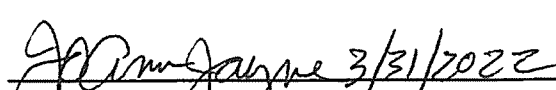
PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 03/30/22

REVIEWED BY: Stephen Etsitty, AOC Director/ Date

 3/31/2022

RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date

Pueblo Pintado Circuit Court LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

BUDGET FORM 3

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED		
						G/S	SALARY	HOURS	BUDGET	FRINGE
1001 NEW		9124	COURT ADMINISTRATOR	VACANT	PTD	BQ68A		2088	63,496	27,545
1002 NEW		9113	DISTRICT COURT CLERK	VACANT	PTD	BQ60H		2088	39,380	17,083
1003 NEW		9157	OFFICE TECHNICIAN	VACANT	PTD	BQ60H		2088	39,380	17,083
						2110 SUBTOTAL:				
						-				
						BUSINESS UNIT TOTAL				
						-				
						142,256				
						61,711				
						142,256				
						61,711				
						TOTAL				
						203,967				

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan/Pueblo Pintado Circuit Court</u>		Division/Branch: <u>Judicial Branch of the Navajo Nation</u>	
Prepared By: <u>Rhannon Guerrero/Jordan Craig</u>		Phone No.: <u>505-655-3268</u>		Email Address: <u>rquero@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total
American Recovery Plan		1/01/22-12/31/24	716,381	100%

PART III. BUDGET SUMMARY		Fund Type Code	NNC Approved Original Budget	Proposed Budget	(C) Difference or Total
2001	Personnel Expenses	6	0	627,323	627,323
3000	Travel Expenses	6	0	6,000	6,000
3500	Meeting Expenses	6	0	0	0
4000	Supplies	6	0	31,240	31,240
5000	Lease and Rental	6	0	0	0
5500	Communications and Utilities	6	0	21,600	21,600
6000	Repairs and Maintenance	6	0	10,500	10,500
6500	Contractual Services	6	0	0	0
7000	Special Transactions	6	0	9,718	9,718
8000	Public Assistance	6	0	0	0
9000	Capital Outlay	6	0	10,000	10,000
9500	Matching Funds	6	0	0	0
9500	Indirect Cost	6	0	0	0
TOTAL			\$0	\$716,381	\$716,381

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:		0	3
Total # of Vehicles Budgeted:		0	0

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

Stephen B. Elsitty, Administrative Director of the Courts SUBMITTED BY: <u>Stephen B. Elsitty</u> 03/10/22 SUBMITTED BY: <u>Stephen B. Elsitty</u> 03/10/22	JoAnn B. Jayne, Chief Justice APPROVED BY: <u>JoAnn B. Jayne</u> 3/15/2022 APPROVED BY: <u>JoAnn B. Jayne</u> 3/15/2022
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THE NAVAJO NATION SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Probation Services</u>	
Division/Branch: <u>Judicial Branch</u>		Amount Requested: \$ <u>3,394,236.65</u> Prepared By: <u>Lucinda A. Yellowhair</u>	
Phone No.: <u>928/674-5545</u>		Email Address: <u>layellowhair@navajo-nsn.gov</u>	

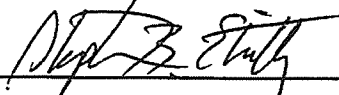
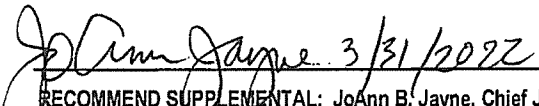
PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

Navajo Probation Services covers comprises 16 million acres or 25, 000 miles with a population of over 332,000 residents. Probation Services is a component of the Judicial Courts of the Navajo Nation, a direct services department, referral source to the Courts for rehabilitative services and support. Probation currently has 25 probation officers nationwide to handle condition cases for both probation and parole; short-term cases that includes community work service supervision; pre-trial and deferred prosecution services; field supervision, presentence report investigation (PSR-PSI) among other court requests services for adult and juvenile cases. Probation officers prioritize accordingly to ensure services are provided among all referrals but come up short due to lack of manpower. There is a high increase of presentence report referrals to probation by the Court, a statutory requirement for investigations, interviews and a recommendation, a complete thorough comprehensive document submitted to the Court for sentencing. Because of the time line as a required procedural rule and procedure of the Courts, submission of PSR's are probation officers primarily focus on report writing which leave very little time for other rehabilitative measures. Probation services is requesting for additional positions for six (06) Report Writers, whom will focus primarily on , investigating, interviews and writing a complete an adequate comprehensive report for the Court. This position of PSR Writers will allow probation officers to focus on client needs, reducing recidivism rates and addressing other rehabilitative needs. Probation Services is favorable requesting for additional positions of Report Writers to be positioned solely for presentence reports. I am requesting two Report Writers for each Region that are assigned Probation districts. Eastern Region consist of Aneth; Shiprock, Crownpoint and To'hajilee and Alamo. Central Region consist of Window Rock; Ramah, Dizilyijiin, and Dilkon and the western region; Chinle, Kayenta and Tuba City. There will be 2 Report Writers situated in each region. They will be working from larger districts with office space availability. I sincerely believe that creating a position for this crucial position will most benefit effective and further successful outcome of probation's direct services as well as alleviating wellbeing of staff in terms of burn out. A Report Writer, an essential statutory required position to the Courts. All court requests for a comprehensive report resulting in a recommendation. The primary duty of a Report Writer will involve conducting court ordered investigations involving the defendant's who have been found by the Court to have committed a crime or criminal acts. Report Writers will focus on the assessment of the referred case for personal information and home environment, also includes further detail of defendant's employment, education and a history of the defendant's criminal record. A report also includes statements from victims and witnesses that a Report Writer needs to locate and conduct an in depth interview. The Report Writer may also be requested to look into details of the defendants health, both physical and mental health. The Report Writer will make recommendation to the Court as to appropriate disposition/sentences for adjudicated juvenile offenders or recommending sentence for adult cases. In the

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 <u>03/31/22</u> REVIEWED BY: Stephen Etsitty, AOC Director/ Date	 <u>3/31/2022</u> RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date
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SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	BUDGET
1001 NEW			DISTRICT COURT PROBATION OFFICE	VACANT	RAM	BQ62G		2088	45,435
1002 NEW			DISTRICT COURT PROBATION OFFICE	VACANT	PTP	BQ62G		2088	45,435
1003 NEW			DOCUMENT TECHNICIAN	VACANT	CPN	BQ58G		2088	32,844
1004 NEW			DOCUMENT TECHNICIAN	VACANT	DLC	BQ58G		2088	32,844
1005 NEW			DOCUMENT TECHNICIAN	VACANT	TCA	BQ58G		2088	32,844
1006 NEW			OFFICE TECHNICIAN	VACANT	CHI	BQ60H		2088	39,380
1007 NEW			OFFICE TECHNICIAN	VACANT	DLC	BQ60H		2088	39,380
1008 NEW			OFFICE TECHNICIAN	VACANT	KAY	BQ60H		2088	39,380
1009 NEW			OFFICE TECHNICIAN	VACANT	PNO	BQ60H		2088	39,380
1010 NEW			OFFICE TECHNICIAN	VACANT	RAM	BQ60H		2088	39,380
1011 NEW			OFFICE TECHNICIAN	VACANT	SRN	BQ60H		2088	39,380
1012 NEW			OFFICE TECHNICIAN	VACANT	WIN	BQ60H		2088	39,380
1013 NEW			REPORT WRITER	VACANT	CHI	BQ62D		2088	41,614
1014 NEW			REPORT WRITER	VACANT	CPN	BQ62D		2088	41,614
1015 NEW			REPORT WRITER	VACANT	DLC	BQ62D		2088	41,614
1016 NEW			REPORT WRITER	VACANT	KAY	BQ62D		2088	41,614
1017 NEW			REPORT WRITER	VACANT	SRN	BQ62D		2088	41,614
1018 NEW			REPORT WRITER	VACANT	WIN	BQ62D		2088	41,614
2110 SUBTOTAL:							-		714,746
BUSINESS UNIT TOTAL							-		714,746

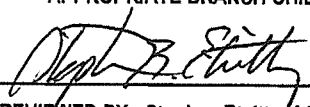
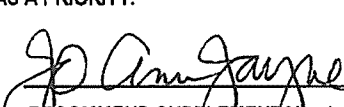
TOTAL 1,024,803

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

FY 2022 - FY 2024

PART I. Business Unit No.: NEW		Program Title:		American Rescue Plan / Probation Services		Division/Branch: JUDICIAL BRANCH				
Prepared By: Lucinda Yellowhair		Phone No.:		(928) 871-6625		Email Address: layellowhair@navajo-psn.gov				
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
American Recovery Plan	01/01/22 - 12/31/24	\$3,394,237	100%	2001 Personnel Expenses	6	0	3,151,909	3,151,909	3,151,909	0
				3000 Travel Expenses	6	0	0	0	0	0
				3500 Meeting Expenses	6	0	0	0	0	0
				4000 Supplies	6	0	186,620	186,620	186,620	0
				5000 Lease and Rental	6	0	0	0	0	0
				5500 Communications and Utilities	6	0	0	0	0	0
				6000 Repairs and Maintenance	6	0	0	0	0	0
				6500 Contractual Services	6	0	0	0	0	0
				7000 Special Transactions	6	0	23,708	23,708	23,708	0
				8000 Public Assistance	6	0	0	0	0	0
				9000 Capital Outlay	6	0	32,000	32,000	32,000	0
				9500 Matching Funds	6	0	0	0	0	0
				9500 Indirect Cost	6	0	0	0	0	0
				TOTAL		\$0.00	\$3,394,237	\$3,394,237	\$3,394,237	0
				PART IV. POSITIONS AND VEHICLES						
				Total # of Positions Budgeted:			(E)			
				Total # of Vehicles Budgeted:			18			
				TOTAL:			0			
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.										
SUBMITTED BY: Stephen B. Elsitty, Administrative Director of Courts				APPROVED BY: JoAnn B. Jayne, Chief Justice						
Program Manager's Printed Name <i>Stephen B. Elsitty</i>				Division Director / Branch Chief's Printed Name <i>JoAnn B. Jayne</i>						
Program Manager's Signature and Date <i>[Signature]</i> 08/20/22				Division Director / Branch Chief's Signature and Date <i>[Signature]</i> 5/5/2022						

THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

PART I. Business Unit No.:	NEW	Program Title:	Dzil Yijiin Judicial District
Division/Branch:	JUDICIAL	Amount Requested:	\$956,744
Phone No.:	(928)725-3781	Email Address:	<u>alee@navajo-nsn.gov</u>
PART II. REASON FOR REQUEST AND STATEMENT OF NEED: The Dzil Yijiin Judicial District is requesting additional funding for \$956,744 to cover expense for daily operation & maintenance and additional positions in order to complete work of back logged cases and files due to the pandemic the Navajo Nation has experienced as follows: 2001 Personnel Expenses at \$925,104 positions are budgeted at 2088 hrs. for the 1st yr. (CY'22) and budgeted at 2,088 hrs. with increased increments of 2.5% for (FY '23 - FY '24) for anticipated GWA. FY 2023-2024 Salary/Fringe Benefits rates will be adjusted in the future, as needed. 4000 - Supplies \$13,680 for the district operating supplies, medical supplies to provide COVID-19 self test kits test, 6000- Repairs & Maintenance \$11,000 maintenance fee & supplies for fence installation, to improve court building security for staff to mitigate COVID-19, 7000 - Special Transaction at \$6,959 Insurance premiums for personnel. The funds will be expanded, in a manner consistent with policy. For supplies and maintenance, quotes will be obtained and purchase requisitions will be processed and forwarded to fiscal for processing. These funds will also address the anticipated increase in cases during the re-opening/recovery period, 2022-2024.			
PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED: The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.			
PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.			
 REVIEWED BY: Stephen Etsitty, AOC Director/ Date		 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date	

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	FRINGE
1001 NEW		9244 BAILIFF		VACANT	PNO	BQ60H		2088	39,380
1002 NEW		9113 DISTRICT COURT CLERK		VACANT	PNO	BQ60H		2088	39,380
1003 NEW		9154 DOCUMENT TECHNICIAN		VACANT	PNO	BQ58G		2088	32,844
1004 NEW		9022 STAFF ATTORNEY		VACANT	PNO	BR68K		2088	98,178

2110 SUBTOTAL:	-	209,782	91,003
BUSINESS UNIT TOTAL	-	209,782	91,003

TOTAL 300,785

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan/Pinon Judicial District</u>		Division/Branch: <u>JUDICIAL BRANCH</u>	
Prepared By: <u>Arlene Lee</u>		Phone No.: <u>928 874-7026</u>		Email Address: <u>alee@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total
American Recovery Plan		11/22 - 12/31/24	956,744	100%

PART III. BUDGET SUMMARY					Fund Type Code	NMC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
2001	Personnel Expenses	6	0	925,105	925,105	925,105	0	
3000	Travel Expenses	6	0	0	0	0	0	
3500	Meeting Expenses	6	0	0	0	0	0	
4000	Supplies	6	0	13,680	13,680	13,680	0	
5000	Lease and Rental	6	0	0	0	0	0	
5500	Communications and Utilities	6	0	0	0	0	0	
6000	Repairs and Maintenance	6	0	11,000	11,000	11,000	0	
6500	Contractual Services	6	0	0	0	0	0	
7000	Special Transactions	6	0	6,959	6,959	6,959	0	
8000	Public Assistance							
9000	Capital Outlay							
9500	Matching Funds							
9500	Indirect Cost							
TOTAL					\$0.00	956,744	956,744	

PART IV. POSITIONS AND VEHICLES			(D)	(E)
Total # of Positions Budgeted:			4	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:	Stephen B. Eitsitty, Administrative Director of Courts	APPROVED BY:	JoAnn B. Jayne, Chief Justice
	<u>Stephen B. Eitsitty</u> 03/30/22		<u>JoAnn B. Jayne</u> 3/31/2022
	Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan/ Peacemaking Service</u>	
Division/Branch: <u>Peacemaker / Judicial Branch</u>	Amount Requested: <u>\$977,824</u>	Prepared By: <u>Elaine Henderson</u>	
Phone No.: <u>(928) 871-6118</u>	Email Address: <u>elainejhenderson@navajo-nsn.gov</u>		

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

Personnel: Four (4) Peacemaker Specialists will be hired. Their work stations will be in Crownpoint, Shiprock and two in Tuba City. Peacemaking Specialists will be trained on Peacemaking program functions and duties which will require them to attend a minimum (2) two-day trainings per year. The training requirements will cover Judicial Branch requirements and on topics relevant to Trauma Informed Care as they interconnect with Traditional Counseling skills aimed at recovery of COVID19 related grief, restorative justice, and mental health wellness. Peacemaking for COVID19 recovery will be to restore community members and families inflicted causing imbalance of harmony and Hozho. There has been tremendous loss of our elders and holders of traditional teachings throughout the pandemic. Peacemaking provides these forgotten teachings which were sought after in our elders as they are restorative teachings rooted in the Navajo Fundamental Laws. Peacemaking offers this recovery through intervention and prevention related work restoring healthy relations with traditional teachings on clanship, kinship and traditional home teachings. These projected trainings will occur off the Navajo Nation so lodging, meals and mileage expenses are calculated. It is also anticipated these four staff will be doing inter-office travel while mentorship with other program staff and receive directional meetings with program administration. 5310 Building Space: Meeting space is needed for training Peacemaking Specialists on job requirements and on topics relevant to Trauma Informed Care as they interconnect with Traditional Counseling skills aimed at recovery of COVID19 related grief, restorative justice, and mental health wellness. Building space is needed for community wellness activities to help overcome isolation issues related to COVID19 recovery. Restoring community to Hozho balance will require community involved activities such as sharing of clanship restorative teachings, Connecting with positive role model teachings, Traditional games such as adildil, string games, educational Bingo, seasonal teachings Like Coyote stories all have rooted teachings that offer this recovery to restore healthy relations. Hosting these types of events at each Of five major regions across the Navajo Nation will aid to restore balance to our Dine people. 5520 Telephone basic service and hardware installation will be needed for four new staff who will be located in Crownpoint, Shiprock and two in Tuba City, each will have their own office space but will need individual telephone sets and new line installation; due to COVID19 safety guidelines and privacy it would be unreasonable to share telephones. These lines will be published for the public users of Peacemaking services to have access to staff who will provide recovery services.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

Stephen Etsitty 03/31/22

REVIEWED BY: Stephen Etsitty, AOC Director/ Date

JoAnn B. Jayne 3/31/2022

RECOMMEND SUPPLEMENTAL JoAnn B. Jayne, Chief Justice / Date

	SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED		
							G/S	SALARY	HOURS	BUDGET	FRINGE
1	1001	NEW	9233	PEACEMAKER SPECIALIST	VACANT	TCA	BQ61J		2088	45,539	19,755
2	1002	NEW	9233	PEACEMAKER SPECIALIST	VACANT	CPN	BQ61J		2088	45,539	19,755
3	1003	NEW	9233	PEACEMAKER SPECIALIST	VACANT	SRN	BQ61J		2088	45,539	19,755
4	1004	NEW	9233	PEACEMAKER SPECIALIST	VACANT	TCA	BQ61J		2088	45,539	19,755
							2110 SUBTOTAL:				
									-	182,156	79,019
							BUSINESS UNIT TOTAL				
									-	182,156	79,019

TOTAL

261,175

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

FY 2022 - FY 2024

PART I. Business Unit No.: NEW							
Program Title: American Rescue Plan / Peacemaking Services							
Division/Branch: JUDICIAL BRANCH							
Prepared By: Elaine Henderson Phone No.: (928) 871-6118 Email Address: elainejhenderson@navajo-nsn.gov							
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total				
American Recovery Plan	01/01/22-12/31/24	\$977,824	100%				
				PART III. BUDGET SUMMARY			
				Fund Type Code	(A) NCC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
				6	0	803,278	803,278
				6	0	16,776	16,776
				6	0	0	0
				6	0	75,772	75,772
				6	0	2,700	2,700
				6	0	11,140	11,140
				6	0	16,000	16,000
				6	0	0	0
				6	0	43,572	39,677
				6	0	0	0
				6	0	8,586	5,000
						0	0
						0	0
				TOTAL	\$0.00	\$977,824	\$977,824
				PART IV. POSITIONS AND VEHICLES			
				(D)			
			Total # of Positions Budgeted:				
			Total # of Vehicles Budgeted:				
			TOTAL:	(E)			
				4			
				0			
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.							
SUBMITTED BY:	Stephen B. Elstity, Administrative Director of Courts <i>[Signature]</i> 03/30/22			APPROVED BY: JoAnn B. Jayne, Chief Justice Division Director / Branch Chief's Printed Name <i>[Signature]</i> 03/31/22			
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
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.:	NEW	Program Title:	Kayenta Judicial District
Division/Branch:	Judicial	Amount Requested:	\$699,181 Prepared By: Lavonne K. Yazzie
Phone No.:	928-697-5541	Email Address:	<u>lavonneyazzie@navajo-nsn.gov</u>

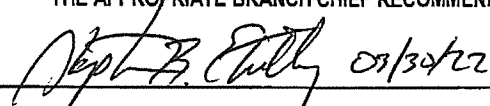
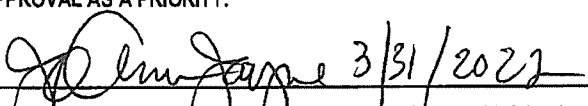
PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

The Kayenta Judicial District provides legally mandated services to seven remote Nation Nation chapters. These services do not cease during a public health emergency. The requested funds will be used to expedite court cases, court related services and backlog of court cases while ensuring health and safety of the public and employees. The funds will directly impact services to the public and the Navajo Nation especially since our district has the highest number of criminal and domestic violence cases during the current pandemic. The proposed \$699,181 funding will be utilized for the following: (1.) Object Code 2001 - Personnel: Four new court personnel with funding of \$636,990 for three years to assist in addressing the case backlog and court security to enforce Covid-19 restrictions. (2.) Object Code 4000 - Supplies to implement safety measures to prevent the spread of Covid-19, such as Personnel Protection Equipment (PPE) and custodial supplies at \$43,580. (3.) Object Code 5500 - Communications and Utilities to provide internet connectivity for staff required to telework at \$8,820. (4.) Object Code 6000 - Repairs and Maintenance at \$5,000 to ensure safe and adequate court facilities. (5.) Object Code 7000 - Special Transactions at \$4,791 to cover insurance premiums for four new staff.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The business unit has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public court, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 REVIEWED BY: Stephen Etsitty, AOC Director/ Date	 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date
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THE NAVAJO NATION
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNITS

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	WRKSITE		FY 2021 ACTUAL		FY 2022 PROPOSED	
				EMP ID	CODE	G/S	SALARY	HOURS	FRINGE
1	1001	NEW	BAILIFF	VACANT	KAY	BQ60H	-	2088	39,380 17,083
2	1002	NEW	DOCUMENT TECHNICIAN	VACANT	KAY	BQ58G	-	2088	32,844 14,248
3	1003	NEW	DOCUMENT TECHNICIAN	VACANT	KAY	BQ58G	-	2088	32,844 14,248
4	1004	NEW	DISTRICT COURT CLERK	VACANT	KAY	BQ60H	-	2088	39,380 17,083
2110 SUBTOTAL:								144,448	62,662
BUSINESS UNIT TOTAL								144,448	62,662

TOTAL 207,110

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: _____		NEW		Program Title: _____		AMERICAN RESCUE PLAN ACT/ KAYENTA JUDICIAL DISTRICT		Division/Branch: _____		Judicial Branch _____	
Prepared By: LAVONNE K. YAZZIE		Phone No.: _____		928-697-5543		Email Address: lavonneyazzie@navajo-nsn.gov					

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 (Column A + B)
FY 2024-24 ARP ACT FUNDS	11/22 - 12/30/24	699,181	100%					
				2001 Personnel Expenses	6	0	636,990	636,990
				3000 Travel Expenses	6	0	0	0
				3500 Meeting Expenses	6	0	0	0
				4000 Supplies	6	0	43,580	43,580
				5000 Lease and Rental	6	0	0	0
				5500 Communications and Utilities	6	0	8,820	8,820
				6000 Repairs and Maintenance	6	0	5,000	5,000
				6500 Contractual Services	6	0	0	0
				7000 Special Transactions	6	0	4,791	4,791
				8000 Public Assistance	0	0	0	0
				9000 Capital Outlay	0	0	0	0
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0	\$699,181	\$699,181

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:	0	4	
Total # of Permanently Assigned Vehicles:	0	0	

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

Stephen B. Elsitty, Administrative Director of the Courts SUBMITTED BY: Program Manager's Printed Name <u>Stephen B. Elsitty</u> 03/30/22 SUBMITTED BY: Program Manager's Signature and Date	JoAnn B. Jayne, Chief Justice APPROVED BY: Division Director/Branch Chief's Printed Name <u>JoAnn B. Jayne</u> 3/31/2022 APPROVED BY: Division Director/Branch Chief's Signature and Date
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**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Judicial Conduct Commission</u>	
Division/Branch: <u>Judicial Branch</u>	Amount Requested: <u>\$745,115</u>	Prepared By: <u>Karen Francis</u>	
Phone No.: <u>928 871-6920</u>	Email Address: <u>karenfrancis@navajo-nsn.gov</u>		


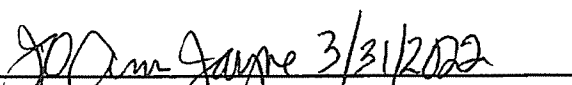
PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

The Judicial Conduct Commission has not had its own staff since it was reconstituted in 2016. Staff positions of Executive Director and Office Technician are needed to set up processes, forms, etc. for the continued operation of the Judicial Conduct Commission during the proposed three-year period. Funds for travel, training, office and operational supplies, and non-capital furniture and equipment will be needed for the additional staff for the three-year period as well as funds for leasing of office space for approximately one (1) year. More funds are needed for Personal Protection Equipment and custodial supplies to mitigate COVID-19 for Commission members and staff for three years. The staff will assist the Judicial Conduct Commission with its work pursuant to Title 7, LOCJN-09-18 (Judicial Conduct Commission plan of operations) and delegated duties pursuant to Navajo Nation law.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 REVIEWED BY: Stephen Etsitty, AGC Director/ Date 03/30/22	 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date 3/31/2022
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THE NAVAJO NATION
FY 2022 - FY 2024 **LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT**
Judicial Conduct Commission

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	BUDGET
1001	NEW	9119	EXECUTIVE DIRECTOR	VACANT	WIN	BR68K		2088	98,178
1002	NEW	9157	OFFICE TECHNICIAN	VACANT	WIN	BQ60H		2088	39,380
						2110 SUBTOTAL:			
						-			137,558
						BUSINESS UNIT TOTAL			59,673
						-			137,558
						TOTAL			197,231

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2022 - FY 2024

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>AMERICAN RESCUE PLAN ACT / JUDICIAL CONDUCT COMMISSION</u>		Division/Branch: <u>JUDICIAL BRANCH</u>	
Prepared By: <u>Karen Francis</u>		Phone No.: <u>928-871-6920</u>		Email Address: <u>karenfrancis@navajo-nsn.gov</u>	

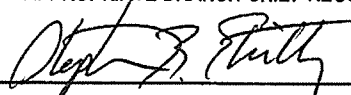
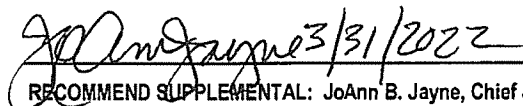
PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total
American Recovery Plan		01/01/2022 - 12/31/2024	745,115	100%

PART III. BUDGET SUMMARY				
	Fund Type Code	NNC Proposed FY 2021 Original Budget	Proposed Unmet Needs Budget	Difference or Total
2001 Personnel Expenses	6	0	603,608	603,608
3000 Travel Expenses	6	0	14,700	14,700
3500 Meeting Expenses	6	0	0	0
4000 Supplies	6	0	45,752	45,752
5000 Lease and Rental	6	0	72,000	72,000
5500 Communications and Utilities	6	0	0	0
6000 Repairs and Maintenance	6	0	0	0
6500 Contractual Services	6	0	0	0
7000 Special Transactions	6	0	9,055	9,055
8000 Public Assistance				
9000 Capital Outlay				
9500 Matching Funds				
9500 Indirect Cost				
TOTAL		\$0	\$745,115	\$745,115

PART IV. POSITIONS AND VEHICLES		
	(D)	(E)
Total # of Positions Budgeted:	0	2
Total # of Permanently Assigned Vehicles:	0	0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.		
SUBMITTED BY: <u>Stephen B. Elsitty</u> Program Manager's Printed Name and Signature / Date	SUBMITTED BY: <u>JoAnn Jayne</u> Division Director/Branch Chief's Printed Name and Signature / Date	

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan/Dilkon Judicial District</u>	
Division/Branch: <u>Judicial Branch</u>	Amount Requested: <u>\$1,307,313</u>	Prepared By: <u>V. Lafrance, Court Admin</u>	
Phone No.: <u>(928) 657-8140</u>		Email Address: <u>dvlafrance@navajo-nsn.gov</u>	
PART II. REASON FOR REQUEST AND STATEMENT OF NEED: Additional positions are requested in order to complete work that was back logged due to the pandemic that the Navajo Nation has experience.. These funds will also address the anticipated increase in cases during the re-opening/recovery period, 2022-2024. Supplies such as general office supplies and operating supplies that have a value of \$5,000 and other supplies including PPE and custodial supplies are necessary for the day to day operation of the program during the COVID-19 Pandemic. Cellular Phones for all staff will need to continued to ensure communication; assist customers for court hearings, and for court duties and telecommuting during COVID recovery and potential re-opening. The use technological equipment has increased due to the limitation for a full staff to be present at the court building at this time.			
PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED: The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public court, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.			
PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.			
 REVIEWED BY: Stephen Etsitty, AOC Director/ Date		 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date	

Dilkon Judicial District

LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

BUDGET FORM 3

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	BUDGET FRINGE
1002	NEW	9113	DISTRICT COURT CLERK	VACANT	DLK	BQ60H		2088	39,380 17,083
1003	NEW	9154	DOCUMENT TECHNICIAN	VACANT	DLK	BQ58G		2088	32,844 14,248
1004	NEW	9154	DOCUMENT TECHNICIAN	VACANT	DLK	BQ58G		2088	32,844 14,248
1005	NEW	9301	CUSTODIAN	VACANT	DLK	BQ55H		2088	26,142 11,340
1006	NEW	9023	JUDICIAL CLERK	VACANT	DLK	BR67F		2088	77,632 33,677
1007	NEW	9030	JUDICIAL HEARING OFFICER	VACANT	DLK	BQ66K		2088	71,827 31,159

2110 SUBTOTAL:

-	280,669	121,754
BUSINESS UNIT TOTAL	280,669	121,754

TOTAL

402,423

THE NÁVAJO NATION PROGRAM BUDGET SUMMARY

FY 2022 - FY 2024

PART I. Business Unit No.: NEW		Program Title:		American Rescue Plan / Dilkon District		Division/Branch: JUDICIAL BRANCH		
Prepared By: arlene V. Lafrance, Court Administrator		Phone No.:		(928) 657-8140		Email Address: dvlafrance@navajo-nsn.gov		
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY				
American Recovery Plan	11/22 - 12/31/24	1,307,313	100%		Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
				2001 Personnel Expenses	6	0	1,237,704	1,237,704
				3000 Travel Expenses	6	0	0	0
				3500 Meeting Expenses	6	0	0	0
				4000 Supplies	6	0	27,440	27,440
				5000 Lease and Rental	6	0	0	0
				5500 Communications and Utilities	6	0	4,860	4,860
				6000 Repairs and Maintenance	6	0	18,000	18,000
				6500 Contractual Services	6	0	0	0
				7000 Special Transactions	6	0	9,309	9,309
				8000 Public Assistance				
				9000 Capital Outlay			10,000	10,000
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	1,307,313	1,307,313
				PART IV. POSITIONS AND VEHICLES				
						(D)	(E)	
				Total # of Positions Budgeted:			6	
				Total # of Vehicles Budgeted:			0	
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: Stephen B. Elisitty, Administrative Director of Courts				APPROVED BY: JoAnn B. Jayne, Chief Justice				
Program Manager's Printed Name <i>Stephen B. Elisitty</i>				Division Director / Branch Chief's Printed Name <i>JoAnn B. Jayne</i>				
Program Manager's Signature and Date 2/3/22				Division Director / Branch Chief's Signature and Date 3/31/2022				

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>NEW</u>	Program Title: <u>American Recovery Plan Act / Crownpoint Judicial District</u>
Division/Branch: <u>Judicial Branch</u>	Amount Requested: <u>1,334,711</u> Prepared By: <u>Court Administrator</u>
Phone No.: <u>505-786-2072</u>	Email Address: <u>jmbcraig2navajo-nsn.gov</u>

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

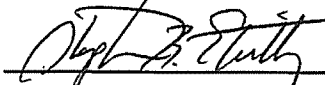
2001 Personnel Expenses: The four additional positions for the three-year period prescribed under ARPA. Positions are needed to assist with back log cases, operate and manage Court hearings, pending/filings, hearing and to assist the outside public/departments/resources. 3000 Travel Expenses: Meals & lodging expense/Other miscellaneous travel expense/Transportation to & from authorized related function(s) practices through this pandemic Covid-19; due to the criteria's imposed; staff will abide CDC Guideline. 4000 Supplies: The Pandemic Covid-19 has increase the use of office supplies even more once the courts open back up to public at the Crownpoint Court as we are entering Phase 2; As staff teleworking increase our use of supplies utilize supplies for telework; 5500 Communications & Utilities: Crownpoint court needs cellular phones and wireless devices to communication effectively and keep essential services operating. FY 2023-2024 service fees/rates will be adjusted in the future.

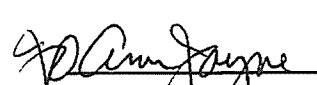
6000 Repairs and Maintenance: During Pandemic Covid-19 as we rely on devices to communicate with staff using laptop/printers remotely to conduct provide essential services it takes additional repairs & maintenance fees for building/furniture equipment & computer upgrade hardware; The use our technology equipment has increased due to our inability and limitation for a full staff to be present at the court building; xerox machine is needed; we only utilizing one machine. The Crownpoint Court in process moving into phase 2 with proper ventilations and adequate room for social distancing; jury trials are requested from other district to utilize our court building and room to conduct adequate services and to be secure from the public Judges Benches in Court room 1, 2, 3 need renovation/upgraded to be the standards of a adequate court room facilities; Renovation of judicial complex need sufficient work due to hazardous material in the units renovation is required. 7000 Special Transaction: The Court staff, Judge, Staff attorney, Bailiff need to keep credentials and meeting there performance; additional training/ seminars/ conferences are in planning. These funds will also address the anticipated increase in cases during the re-opening/recovery period, 2022-2024.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 03/30/22
REVIEWED BY: Stephen Etsitty, AOC Director/ Date

 3/31/2022
RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date

FY2022 - FY2024 THE NAVAJO NATION
Crownpoint Judicial District LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED		
						G/S	SALARY	HOURS	BUDGET	FRINGE
1001 NEW		9113 DISTRICT COURT CLERK		VACANT	CPN BQ60H			2088	39,380	17,083
1002 NEW		9024 PARALEGAL		VACANT	CPN BQ65C			2088	52,012	22,563
1003 NEW		9024 PARALEGAL		VACANT	CPN BQ65C			2088	52,012	22,563
1004 NEW		9030 JUDICIAL HEARING OFFICER		VACANT	CPN BQ66K			2088	71,827	31,159
2110 SUBTOTAL:						-			215,231	93,367
BUSINESS UNIT TOTAL						-			215,231	93,367

TOTAL 308,598

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan/Crownpoint Judicial District</u>		Division/Branch: <u>Judicial Branch of the Navajo Nation</u>	
Prepared By: <u>Tanya J Chavez/Jordan Craig</u>		Phone No.: <u>505-786-2072</u>		Email Address: <u>tanya Chavez@navajo-nsn.gov</u>	
PART II. FUNDING SOURCE(S)	Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY	
American Recovery Plan	01/01/2021-12/31/24	1,334,711	100%	Fund Type Code	(A) NNC Approved Original Budget
				(B) Proposed Budget	(C) Difference or Total
				2001 Personnel Expenses	949,132
				3000 Travel Expenses	26,000
				3500 Meeting Expenses	0
				4000 Supplies	41,840
				5000 Lease and Rental	0
				5500 Communications and Utilities	39,600
				6000 Repairs and Maintenance	265,000
				6500 Contractual Services	0
				7000 Special Transactions	13,139
				8000 Public Assistance	
				9000 Capital Outlay	
				9500 Matching Funds	
				9500 Indirect Cost	
				TOTAL	\$1,334,711
					\$1,335,773
PART IV. POSITIONS AND VEHICLES				(D)	(E)
Total # of Positions Budgeted:				0	4
Total # of Vehicles Budgeted:				0	0
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.					

Stephen B. Elstity, Administrative Director of the Courts

SUBMITTED BY: Program Manager's Signature 03/30/22

SUBMITTED BY: Program Manager's Signature and Date

JoAnn Jayne, Chief Justice

APPROVED BY: Division Director/Branch Chief's Printed Name

JoAnn Jayne 3/31/2022

APPROVED BY: Division Director/Branch Chief's Signature and Date

THE NAVAJO NATION SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Chinle Judicial District</u>	
Division/Branch: <u>Judicial Branch</u>	Amount Requested: <u>\$2,224,681</u>	Prepared By: <u>Vanessa Mescal, CA</u>	
Phone No.: <u>928 674-2070</u>	Email Address: <u>vanessamescal@navajo-nsn.gov</u>		

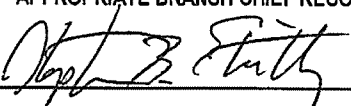

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

The Chinle Judicial District is requesting for ARPA funding for personnel and operating. From March 2020, our courts have become backlogged with court cases ranging from criminal cases, traffic cases, civil cases, family civil cases, domestic violence cases, and children cases, our courts provided essential services to the public and court cases. Court cases were scheduled and heard on a need basis for essential cases determined by administrative order by the Chief Justice. The ten (10) additional staff will assist with bringing the backlogged cases to current status. The operating funds will cover the expenses of the additional staff. Further, the operating funds will cover the services for HVAC and PPE as related to Covid-19. We are continuing to provide a safe working environment for staff. These funds will also address the anticipated increase in cases during the re-opening/recovery period, Calendar Year 2022-2024.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 <u>03/30/22</u> REVIEWED BY: Stephen Etsitty, AOC Director/ Date	 <u>3/31/2022</u> RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date
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SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED		
						G/S	SALARY	HOURS	BUDGET	FRINGE
1001 NEW		9244 BAILIFF		VACANT	CHI	BQ60H		2088	39,380	17,083
1002 NEW		9244 BAILIFF		VACANT	CHI	BQ60H		2088	39,380	17,083
1003 NEW		9113 DISTRICT COURT CLERK		VACANT	CHI	BQ60H		2088	39,380	17,083
1004 NEW		9113 DISTRICT COURT CLERK		VACANT	CHI	BQ60H		2088	39,380	17,083
1005 NEW		9154 DOCUMENT TECHNICIAN		VACANT	CHI	BQ58G		2088	32,844	14,248
1006 NEW		9154 DOCUMENT TECHNICIAN		VACANT	CHI	BQ58G		2088	32,844	14,248
1007 NEW		9157 OFFICE TECHNICIAN		VACANT	CHI	BQ60H		2088	39,380	17,083
1008 NEW		9301 CUSTODIAN		VACANT	CHI	BQ55H		2088	26,142	11,340
1009 NEW		9030 JUDICIAL HEARING OFFICER		VACANT	CHI	BQ66K		2088	71,827	31,159
1010 NEW		9023 JUDICIAL CLERK		VACANT	CHI	BR67F		2088	77,632	33,677
						2110 SUBTOTAL:				
								-	438,189	190,086
						BUSINESS UNIT TOTAL				
								-	438,189	190,086
						TOTAL				
										628,275

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I. Business Unit No.:		NEW	Program Title: AMERICAN RESCUE PLAN - Chinle Judicial District		Division/Branch: JUDICIAL BRANCH
Prepared By: VANESSA MESCAL		Phone No.:	(928) 674-2070	Email Address:	vanessamescal@navajo-nsn.gov

PART III. BUDGET SUMMARY			Fund Type Code	NNC Approved Original Budget	Proposed Budget	Difference or Total
PART II. FUNDING SOURCE(S) American Recovery Plan	Fiscal Year Term	% of Total	Amount			
	01/01/22 - 12/31/24	100%	\$2,224,681			
TOTAL:				\$2,224,681		100%

PART IV. POSITIONS AND VEHICLES			(D)	(E)
Total # of Positions Budgeted:				10
Total # of Vehicles Budgeted:				0

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

SUBMITTED BY: Program Manager's Printed Name

[Signature] 03/30/22

SUBMITTED BY: Program Manager's Signature and Date

APPROVED BY: Division Director/Branch Chief's Printed Name

JoAnn Jayne, Chief Justice

[Signature] 3/31/2022

APPROVED BY: Division Director/Branch Chief's Signature and Date

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Administrative Office of the Courts</u>	
Division/Branch: <u>Judicial Branch</u>	Amount Requested: \$ <u>5,199,501.00</u>	Prepared By: <u>Gwendolyn Williams, SBA</u>	
Phone No.: <u>928 551-2056</u>	Email Address: <u>gskwilliams@navajo-nsn.gov</u>		

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

The Administrative Office of the Courts (AOC) requests ARPA-FRF Funding in the amount of \$5,199,503 for a three-year budget and project period. This funding will allow the AOC to hire ten (10) new staff and support one Health & Safety Advisor position and Construction Project Manager. Funds will help cover travel expenses, to purchase non-capital items that have a value of less than \$5,000, Operating Supplies, Personal Protection Equipment (PPE), Custodial Supplies, COVID-19 self-test kits, Rental expenses for additional meeting spaces and equipment/records storage space, Monthly service charges for Cellular Phones and Mifis, purchase facility Repair & Maintenance supplies and services to address health and safety needs, Media Advertisement to support contract procurement and hiring/recruitment, and health/safety and court case management Training support. ARPA-FRF Funding request is as follows: Personnel Expenses - \$2,513,276, Travel Expenses - \$49,200, Supplies - \$1,123,080, Lease & Rental - \$25,000, Communication & Utilities - \$476,800, Repairs and Maintenance - \$850,000, and Special Transactions - \$162,147.

The Judicial Branch is impacted by the Coronavirus and it resulted in case backlog due to a prolonged period of essential services operations, and addressing only a required sub-group of statutorily required court cases. The AOC is critical to supporting the core administrative functions for each business unit, and the new personnel positions will be addressing the need for timely processing of financial documents, and the needs for maintaining safe court facilities during the re-opening of the courts and programs. The use of Information Technology will be maintained to continue remote operations and access to the courts and programs via the internet and telephone. AOC will be involved in every aspect of addressing the case backlog in every court, and the addressing the daily needs to keep branch personnel and the public safe from the spread of the Coronavirus.

The equipment Judicial Branch is requesting will provide storage, fast, secure and other electronic transport of data in the form of Just Ware Case Management data, Court Document data in raw or print format (Complaints, Orders, Judgements, Dispositions, Citations, etc.), Video data (Appearances, Hearings, etc.) and other electronic data relevant to court cases without the need for manual transport and person-to-person contact across the Navajo Nation, including the courts that are located outside the boundaries of the Navajo Nation. COVID-19 has dictated the 'social distancing', 'safer at home' terms to mitigate the spreading of the virus.

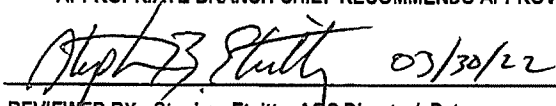
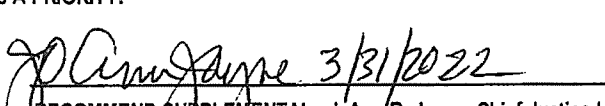
The applications Judicial Branch Information Technology will use will provide email security, account authentication and create backups of Court data, electronic Court documents, Just Ware servers and data, Justice Web repayment services and Judicial website servers. COVID-19 has invited more than normal influx of computer malware and ransomware, these applications and appliances are required to counter these types of intrusions into the Navajo Nation computer network.

The Operations and Maintenance (O&M) funds will be utilized by all eighteen (18) business units. Equipment, and supplies will be purchased and divided amongst all business units within the Judicial Branch. Purchases and contracts will be processed through the 6B Procurement Process and financial documents/records will be on file for transparency and accountability.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 REVIEWED BY: Stephen Etsitty, AOC Director/ Date	 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date
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FY 2021 - 2024

Administrative Office of the Courts

THE NAVAJO NATION

LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

Page 2 of 7

BUDGET FORM 3

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED		
						G/S	SALARY	HOURS	BUDGET	FRINGE
1	1001 NEW	9301 CUSTODIAN		VACANT	WIN	BQ55H		2088	26,142	11,340
2	1002 NEW	9164 FACILITIES MAINTENANCE TECH		VACANT	WIN	BQ61E		2088	39,317	17,056
3	1003 NEW	9164 FACILITIES MAINTENANCE TECH		VACANT	WIN	BQ61E		2088	39,317	17,056
4	1004 NEW	9164 FACILITIES MAINTENANCE TECH		VACANT	WIN	BQ61E		2088	39,314	17,054
5	1005 NEW	9133 FINANCIAL TECHNICIAN		VACANT	WIN	BQ62I		2088	48,212	20,914
6	1006 NEW	9133 FINANCIAL TECHNICIAN		VACANT	WIN	BQ62I		2088	48,212	20,914
7	1007 NEW	9138 PROGRAMMER SUPPORT SPEC.		VACANT	WIN	BQ66A		2088	53,432	23,179
8	1008 NEW	9142 AUTOMATION/INFO SERVICES SPEC		VACANT	TCA	BQ62J		2088	49,632	21,530
9	1009 NEW	9142 AUTOMATION/INFO SERVICES SPEC		VACANT	CPN	BQ62J		2088	49,632	21,530
10	1010 NEW	9140 SR. CONTRACT ANALYST		VACANT	WIN	BQ66D		2088	58,464	25,362
11	1011 244731	9160 HEALTH & SAFETY ADVISOR		VACANT	WIN	BQ68A		2088	63,496	27,545
12	1012 NEW	9162 CONSTRUCTION PROJECT MANAGER		VACANT	WIN	BQ68A		2088	63,496	27,545
2110 SUBTOTAL:						-			578,566	251,025
BUSINESS UNIT TOTAL						-			578,566	251,025

TOTAL829,691

PART I. Business Unit No.: NEW							Program Title:		ARP / Administrative Office of the Courts		Division/Branch:		Judicial Branch
Prepared By:		Gwendolyn Williams	Phone No.:		928 871-7231	Email Address:							
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total									
American Rescue Plan		01/01/22 - 12/31/24	5,199,501	100%									
PART III. BUDGET SUMMARY					Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total					
2001 Personnel Expenses					6	0	2,513,274	2,513,274					
3000 Travel Expenses					6	0	49,200	49,200					
3500 Meeting Expenses					6	0	0	0					
4000 Supplies					6	0	1,123,080	1,123,080					
5000 Lease and Rental					6	0	25,000	25,000					
5500 Communications and Utilities					6	0	476,800	476,800					
6000 Repairs and Maintenance					6	0	850,000	850,000					
6500 Contractual Services					6	0	0	0					
7000 Special Transactions					6	0	162,147	162,147					
8000 Public Assistance													
9000 Capital Outlay													
9500 Matching Funds													
9500 Indirect Cost													
TOTAL						\$0	\$5,199,501	\$5,199,501					
PART IV. POSITIONS AND VEHICLES					(D)	(E)							
Total # of Positions Budgeted:						12							
Total # of Vehicles Budgeted:						0							
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.													
Stephen B. Etsitty, Administrative Director of the Courts					JoAnn Jayne, Chief Justice								
SUBMITTED BY: Program Manager's Printed Name <i>[Signature]</i> 03/31/22					APPROVED BY: Division Director/Branch Chief's Printed Name <i>[Signature]</i> 3/31/2022								
SUBMITTED BY: Program Manager's Signature and Date					APPROVED BY: Division Director/Branch Chief's Signature and Date								

THE NAVAJO NATION SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

PART I. Business Unit No.: NEW **Program Title:** ANETH JUDICIAL DISTRICT
Division/Branch: JUDICIAL **Amount Requested:** \$645,434 **Phone No.:** (435) 651-3545
Prepared By: Bryan Parrish **Email Address:** bryanparrish@navajo-nsn.gov

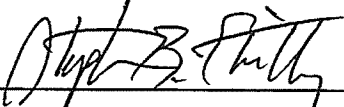
PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

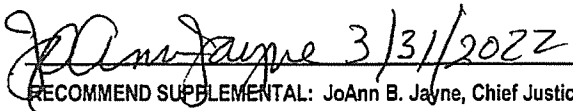
The Aneth Judicial District is requesting for American Recue Plan Act (ARPA) funding of \$645,434 to cover the cost of a Document Technician and a Judicial Hearing Officer to assist with the backlog of cases: assist with daily operations of the District court, additional cost will cover staff travel expenses, general operating/office supplies, custodial supplies and training and registration fees and dues, and telecommuting support for new staff and Aneth court employees. The district requires roof repairs on its aging building, a new storage bin for supplies and the over flow of district case records. Aneth Judicial District has a small workforce and we have gone through several shutdowns since the onset of the pandemic. Purchase of nonporous desks, nonporous office equipment and space saving economical cubicles will mitigate shut downs in the future. The cubicles will provide case privacy and more importantly, barriers from seasonal flues, viruses and the continued threat from COVID-19 and its variants. Purchase of first aid kits, wall mounted defibrillator and PPE for additional staff will mitigate the seasonal flus, colds and COVID-19 from shutting down the Aneth court. The ARPA funding allocation to the Navajo Judicial Branch, Aneth Judicial District will continue to recover from this pandemic and will continue to provide court services to its residence and communities. The requested amounts will fund the courts operations for the duration of CY 2022 to CY 2024 . Additional funding will provide adequate recovery from the pandemic. It will get the Aneth court back into the day-to-day operation and continue to provide a safe working environment for Aneth District court staff and its users and the anticipated increase of cases during the re-opening/recovery period, Calendar Year 2022-2024.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL.

 03/30/22
 REVIEWED BY: Stephen Etsitty, AOC Director/ Date

 3/31/2022
 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED		
						G/S	SALARY	HOURS	BUDGET	FRINGE
1001 NEW	9154	NEW	DOCUMENT TECHNICIAN	VACANT	ANT	BQ58G		2088	32,844	14,248
1002 NEW	9030	NEW	JUDICIAL HEARING OFFICER	VACANT	ANT	BQ66K		2088	71,827	31,159
2110 SUBTOTAL:						-	-		104,671	45,406
BUSINESS UNIT TOTAL						-	-		104,671	45,406

TOTAL

150,077

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

FY 2021 - FY 2022

PART I. Business Unit No.: NEW		Program Title:		American Rescue Plan / Aneth District Court	Division/Branch:		JUDICIAL BRANCH		
Prepared By: Bryan Parrish		Phone No.:		(435) 651-3545	Email Address:	bryanparrish@navajo-nsn.gov			
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
American Recovery Plan	10/1/22 -12/31/24	645,434	100%	2001 Personnel Expenses	6	0	461,582	461,582	461,582
				3000 Travel Expenses	6	0	0	0	0
				3500 Meeting Expenses	6	0	0	0	0
				4000 Supplies	6	0	89,100	89,100	89,100
				5000 Lease and Rental	6	0	0	0	0
				5500 Communications and Utilities	6	0	17,280	17,280	17,280
				6000 Repairs and Maintenance	6	0	65,000	65,000	65,000
				6500 Contractual Services	6	0	0	0	0
				7000 Special Transactions	6	0	3,472	3,472	3,472
				8000 Public Assistance	6	0	0	0	0
				9000 Capital Outlay	6	0	9,000	9,000	9,000
				9500 Matching Funds	6	0	0	0	0
				9500 Indirect Cost	6	0	0	0	0
				TOTAL		\$0.00	645,434	645,434	645,434
				PART IV. POSITIONS AND VEHICLES					
				(D)		(E)			
				Total # of Positions Budgeted:		2			
				Total # of Vehicles Budgeted:		0			
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.									
SUBMITTED BY:		Stephen B. Elisity, Administrative Director of Courts		APPROVED BY:		JoAnn B. Jayne, Chief Justice		Division Director / Branch Chief's Printed Name	
Sept 28th 2022		Program Manager's Signature		Oct 31st 2022		Program Manager's Signature		Date	

Appendix K

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>NEW</u>	Program Title: <u>AMERICAN RESCUE PLAN ACT - Alamo Judicial District</u>
Division/Branch: <u>Judicial Branch</u>	Amount Requested: \$ <u>1,448,587.17</u> Prepared By: <u>Regina Begay Roanhorse, CA</u>
Phone No.: <u>575 854-2668</u>	Email Address: <u>reginaroanhorse@navajo-nsn.gov</u>

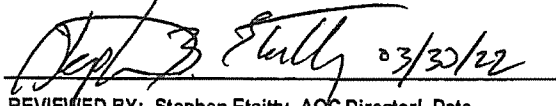
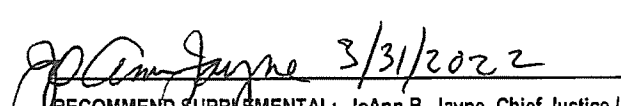
PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

GOALS- 1. Address the social and health disparities created by the COVID 19 Pandemic "Dikos Ntsaagíí-Náhást'èits'áadah" and resulting community violence, prevention of community violence and intervention also related to domestic violence court services as defined by the Domestic Abuse Protection Act. 2. Mitigate and respond to COVID 19 public health emergency at the To'hajilee Court, Alamo Court and New Mexico portion of the Navajo Nation. 3. Strengthen technology supports for security of court data, maintenance of multi-user computer systems, and maintains internet and intranet web applications for court staff and the community. Travel- Alamo District has limited tribal vehicles. If the Judge or Court Administrator need to use the vehicle to attend hearings there is a need for POV if the probation or peacemaking program needs to do their work and services. Distance between the two Judicial districts AND with the Administrative Office of the Courts is large, and we are a high mileage program and court(s). Judge or Judicial Hearing Officer and Court staff also need training. All court staff need equipment, including new laptops for all new additional staff. To update current court room entry ways, there is a need to add additional space, doors at the front of the court room and move the witness stand 6 ft away. Connex is needed to store supplies and an outdoor LED sign will help with communicating with litigants and programs. Additional space needed for additional positions at Alamo District and the existing Hogan at Alamo needs phone lines, parking space. This will provide additional office space for the additional Alamo staff. Alamo and To'hajilee helped each other to remain open for filings processing judgments and holding hearings throughout pandemic. Although there were no in person hearings for their safety, training and technology assisted these court staff with virtual hearings. Additional positions will help us recover from this pandemic. Court Administrator and Office Technician position at Alamo will increase at 100% the processing of invoices, 6B documents through FMIS and support for Alamo court staff. There has been no Court Administrator or OT at the Alamo Judicial District to do this work for that district since the creation of Alamo Circuit Court. The Court Administrator position for these two judicial districts has been funded through To'hajilee Judicial District. These funds will also address the anticipated increase of case during the re-opening/recovery period, 2022-2024.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public. If this request is not funded, Supreme Court will pursue funding utilizing general funds for the requested information.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 <u>03/30/22</u> REVIEWED BY: Stephen Etsitty, AOC Director/ Date	 <u>3/31/2022</u> RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date
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THE NAVAJO NATION
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

FY 2022 - FY 2024
Alamo Judicial District

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2022 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	FRINGE
1001 NEW		9219 ACCESS TO JUSTICE COORDINATOR		VACANT	ALM	BQ64A		2088	19,619
1002 NEW		9244 BAILIFF		VACANT	ALM	BQ60H		2088	17,083
1003 NEW		9124 COURT ADMINISTRATOR		VACANT	ALM	BQ68A		2088	27,545
1004 NEW		9030 JUDICIAL HEARING OFFICER		VACANT	ALM	BQ66K		2088	31,159
1005 NEW		9157 OFFICE TECHNICIAN		VACANT	ALM	BQ60H		2088	17,083
2110 SUBTOTAL:							-	259,309	112,488
BUSINESS UNIT TOTAL							-	259,309	112,488

TOTAL 371,797

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

FY 2022 - FY 2024

PART I. Business Unit No.: _____		NEW		Program Title: _____		American Rescue Plan/ Alamo Judicial District		Division/Branch: _____		JUDICIAL BRANCH	
Prepared By: _____		Regina Begay-Roanhorse		(575) 854-2668		Email Address: _____		regina.roanhorse@navajo-nsn.gov			
PART II. FUNDING SOURCE(S)		Fiscal Year Term	Amount	% of Total	PART III. BUDGET SUMMARY						
American Recovery Plan		10/1/22 - 12/31/24	1,448,587	100%	Fund Type Code	Original Budget	Approved Budget	Proposed Budget	Difference or Total		
					2001 Personnel Expenses	6	0	1,143,510	1,143,510		
					3000 Travel Expenses	6	0	12,000	12,000		
					3500 Meeting Expenses	6	0	0	0		
					4000 Supplies	6	0	110,200	110,200		
					5000 Lease and Rental	6	0	0	0		
					5500 Communications and Utilities	6	0	25,776	25,776		
					6000 Repairs and Maintenance	6	0	9,000	9,000		
					6500 Contractual Services	6	0	0	0		
					7000 Special Transactions	6	0	8,601	8,601		
					8000 Public Assistance	6	0	0	0		
					9000 Capital Outlay	6	0	139,500	139,500		
					9500 Matching Funds						
					9500 Indirect Cost						
					TOTAL		\$0.00	\$1,448,587	\$1,448,587		
					PART IV. POSITIONS AND VEHICLES						
					Total # of Positions Budgeted:		(D)		(E)		
					Total # of Vehicles Budgeted:				5		
									0		
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.											
SUBMITTED BY: _____				Stephen B. Elstity, Administrative Director of Courts				APPROVED BY: _____			
Program Manager's Printed Name				Regina Begay-Roanhorse				JoAnn B. Jayne, Chief Justice			
Program Manager's Signature and Date				[Signature] 03/30/22				Division Director / Branch Chief's Printed Name			
								Division Director / Branch Chief's Signature and Date			

PART I. Business Unit No.: _____		NEW		AMERICAN RESCUE PLAN ACT / Ramah Judicial District		Division/Branch: _____		JUDICIAL BRANCH	
Prepared By: _____		Esther Jose		Phone No.: _____		505-775-3218		Email Address: _____	
EstherJose@navajo-nsn.gov									

PART III. BUDGET SUMMARY				Fund Type Code	(A) NNC Original Budget	(B) Proposed Budget	(C) Difference or Total
2001	Personnel Expenses	6	0	0	808,851	808,851	808,851
3000	Travel Expenses	6	0	0	17,000	17,000	17,000
3500	Meeting Expenses	6	0	0	0	0	0
4000	Supplies	6	0	0	29,620	29,620	29,620
5000	Lease and Rental	6	0	0	0	0	0
5500	Communications and Utilities	6	0	0	33,760	33,760	33,760
6000	Repairs and Maintenance	6	0	0	2,000	2,000	2,000
6500	Contractual Services	6	0	0	0	0	0
7000	Special Transactions	6	0	0	14,584	14,584	14,584
8000	Public Assistance	6	0	0	0	0	0
9000	Capital Outlay	6	0	0	0	0	0
9500	Matching Funds						
9500	Indirect Cost						
				TOTAL	\$0.00	\$905,815	\$905,815

PART IV. POSITIONS AND VEHICLES				(D)	(E)
Total # of Positions Budgeted:				4	4
Total # of Vehicles Budgeted:				0	0

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

<p>SUBMITTED BY: _____</p> <p>Stephen B. Etsitty, Administrative Director of Courts</p> <p><i>Stephen B. Etsitty</i> 05/31/2022</p> <p>Program Manager's Signature and Date</p>	<p>APPROVED BY: _____</p> <p>JoAnn B. Jayne, Chief Justice</p> <p><i>JoAnn Jayne</i> 5/31/2022</p> <p>Division Director / Branch Chief's Printed Name</p> <p>Division Director / Branch Chief's Signature and Date</p>
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THE NAVAJO NATION
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNITS

	SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		HOURS	FY 2022 PROPOSED	
							G/S	SALARY		BUDGET	FRINGE
1	1001	NEW	9154	DOCUMENT TECHNICIAN	VACANT	RAM	BQ58G		2088	32,844	14,248
2	1002	NEW	9113	DISTRICT COURT CLERK	VACANT	RAM	BQ60H		2088	39,380	17,083
3	1002	NEW	9113	DISTRICT COURT CLERK	VACANT	RAM	BQ60H		2088	39,380	17,083
4	1003	NEW	9030	JUDICIAL HEARING OFFICER	VACANT	RAM	BQ66K		2088	71,827	31,159
2110 SUBTOTAL:							-			183,431	79,572
BUSINESS UNIT TOTAL							-			183,431	79,572
TOTAL										263,003	

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>New</u>		Program Title: <u>AAMERICAN RESCUE PLAN ACT-Ramah Court</u>	
Division/Branch: <u>Judicial Branch</u>	Amount Requested: <u>905,815</u>	Prepared By: <u>Esther Jose</u>	
Phone No.: <u>505-775-3218</u>	Email Address: <u>EstherJose@navajo-nsn.gov</u>		

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

PERSONNEL—The Ramah Court is requesting three additional positions for the three-year period prescribed under ARPA. Two Court clerks are needed to assist with backlog of cases, operate and manage Court hearings, filings, and to assist the public and other departments. There will be an increase in Court filings as the Nation begins to open back up to regular operations. In addition, the Court is short staffed when one or both of our Court clerks are out on sick leave, dealing with the pandemic or their vulnerable circumstances in this pandemic, and other leave. The Ramah Court currently does not have a document technician and as our operations move to mainly electronic and wireless means of communication we desperately need a document technician to assist in managing our backlog, archives and requests for other electronic documents. The Ramah Court also requests a Judicial Hearing Officer to assist with the backlog as we transition to full services.

TRAVEL—Funding for 3 years of additional travel to navigate safe Court practices through this COVID-19 pandemic and post. Due to the 6-foot social distancing employees will have to travel and lodge separately. As Ramah Court resumes to full operation status the Judge will need to begin attending trainings to become updated with new laws, policies, safe coved practices, and procedures for how to adequately process backlog. The increase in travel money above our general budget is due to anticipated separate travel and trainings for the various staff and judge. **SUPPLIES**—COVID-19 has led to an increase in the use of office supplies to manage the day to day operations at the Ramah Court. Teleworking and closing our building to the public has increased our use of office supplies. We anticipate the amount of supplies to increase when we begin addressing the backlog of cases.

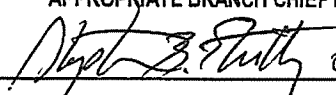
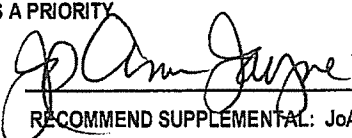
EQUIPMENT—In addition, our various communication equipment and electronics have sustained extra wear and tear during this pandemic. The Ramah Court relies heavily on non-in-person means of communication; i.e. post-office mailing, printing, copies, custodial supplies for sanitation, and additional office furniture for telework.

TECHNOLOGY—As a result of the COVID-19 pandemic the Ramah Court is in dire need of technological communication devices which will enable us to continue delivering services. Currently we are not set up to handle the amount of telephonic and virtual court appearances scheduled. As the Nation begins to open back up to regular operating status we will need to ensure due process and opportunities to be heard are guaranteed. Ramah Court needs new landing line telephones and wireless devices for staff to continue operations of court proceedings through devolution or closure of court due to COVID-19. Four Cell phones and MiFi's are needed for Judge, Court Administrator, Staff Attorney, office technician and court clerks while they are teleworking. The court Judge needs a cellphone and MiFi to continue court proceedings and meetings. The Court Administrator needs a cellphone and MiFi to continue needed court operations, attend mandatory meetings, and to communicate with staff. The Staff Attorney requests both MiFi and Cell phone to continue teleworking, organize pro se clinics, take calls from the public, attend branch meetings and attend court hearings. A fourth Cell phone and MiFi is needed for the Office Technician and Court Clerk for use to continue operations due to devolution or closure of court due to COVID-19 court closure. Cell phone and MiFi will also be used when staff is teleworking to maintain social distancing requirements within the court.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public court, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY

 REVIEWED BY: Stephen Etsitty, AOC Director/ Date <u>03/30/22</u>	 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date <u>3/31/2022</u>
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THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		AMERICAN RESCUE PLAN ACT / Ramah Judicial District		Division/Branch: <u>JUDICIAL BRANCH</u>	
Prepared By: <u>Esther Jose</u>		Phone No.: <u>505-775-3218</u>		Email Address: <u>Esther.Jose@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)		Fiscal Year / Term	Amount	% of Total	PART III. BUDGET SUMMARY			Fund Type Code	Original Budget	Proposed Budget	Difference or Total
American Recovery Plan		01/01/22 - 12/31/24	\$905,815	100%	2001	Personnel Expenses	6	0	808,851	808,851	
					3000	Travel Expenses	6	0	17,000	17,000	
					3500	Meeting Expenses	6	0	0	0	
					4000	Supplies	6	0	29,620	29,620	
					5000	Lease and Rental	6	0	0	0	
					5500	Communications and Utilities	6	0	33,760	33,760	
					6000	Repairs and Maintenance	6	0	2,000	2,000	
					6500	Contractual Services	6	0	0	0	
					7000	Special Transactions	6	0	14,584	14,584	
					8000	Public Assistance	6	0	0	0	
					9000	Capital Outlay	6	0	0	0	
					9500	Matching Funds					
					9500	Indirect Cost					
TOTAL								\$0.00	\$905,815	\$905,815	

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:			4
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>Stephen B. Elsitty, Administrative Director of Courts</u> <u>Stephen B. Elsitty</u> Program Manager's Signature and Date	APPROVED BY: <u>JoAnn B. Jayne, Chief Justice</u> <u>JoAnn Jayne</u> Division Director / Branch Chief's Printed Name and Date
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SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED		
						G/S	SALARY	HOURS	BUDGET	FRINGE
1	1001 NEW	9154	DOCUMENT TECHNICIAN	VACANT	RAM	BQ58G		2088	32,844	14,248
2	1002 NEW	9113	DISTRICT COURT CLERK	VACANT	RAM	BQ60H		2088	39,380	17,083
3	1002 NEW	9113	DISTRICT COURT CLERK	VACANT	RAM	BQ60H		2088	39,380	17,083
4	1003 NEW	9030	JUDICIAL HEARING OFFICER	VACANT	RAM	BQ66K		2088	71,827	31,159
						2110 SUBTOTAL:				
							-		183,431	79,572
						BUSINESS UNIT TOTAL				
							-		183,431	79,572
TOTAL									263,003	

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan / Shiprock Judicial District</u>		Division/Branch: <u>JUDICIAL BRANCH</u>	
Prepared By: <u>Ethel Laughing</u>		Phone No.: <u>(505)368-1281</u>		Email Address: <u>EthelLaughing@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total
American Recovery Plan		1/01/22-12/31/24	\$1,026,011	100%

PART III. BUDGET SUMMARY				Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
2001	Personnel Expenses	6	0	0	992,684	992,684	
3000	Travel Expenses	6	0	0	0	0	
3500	Meeting Expenses	6	0	0	0	0	
4000	Supplies	6	0	0	25,860	25,860	
5000	Lease and Rental	6	0	0	0	0	
5500	Communications and Utilities	6	0	0	0	0	
6000	Repairs and Maintenance	6	0	0	0	0	
6500	Contractual Services	6	0	0	0	0	
7000	Special Transactions	6	0	0	7,467	7,467	
8000	Public Assistance	6	0	0	0	0	
9000	Capital Outlay	6	0	0	0	0	
9500	Matching Funds					0	
9500	Indirect Cost					0	
TOTAL					\$0.00	\$1,026,011	\$1,026,011

PART IV. POSITIONS AND VEHICLES				(D)	(E)
Total # of Positions Budgeted:					5
Total # of Vehicles Budgeted:					0

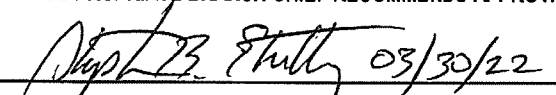
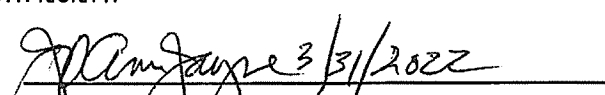
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY:	Stephen B. Etsitty, Administrative Director of Courts	APPROVED BY:	JoAnn B. Jayne, Chief Justice
Program Manager's Printed Name	<u>Stephen B. Etsitty</u>	Division Director / Branch Chief's Printed Name	<u>JoAnn B. Jayne</u>
Program Manager's Signature and Date	<u>08/30/22</u>	Division Director / Branch Chief's Signature and Date	<u>3/31/2022</u>

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	BUDGET
1001 NEW		9154	DOCUMENT TECHNICIAN	VACANT	SRN BQ58G			2088	32,844
1002 NEW		9154	DOCUMENT TECHNICIAN	VACANT	SRN BQ58G			2088	32,844
1003 NEW		9133	FINANCIAL TECHNICIAN	VACANT	SRN BQ62I			2088	48,212
1004 NEW		9113	DISTRICT COURT CLERK	VACANT	SRN BQ60H			2088	39,380
1005 NEW		9030	JUDICIAL HEARING OFFICER	VACANT	SRN BQ66K			2080	71,827
2110 SUBTOTAL:						-			225,107
BUSINESS UNIT TOTAL						-			225,107

TOTAL 322,758

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>AMERICAN RESCUE PLAN ACT / SHIPROCK JUDICIAL DISTRICT</u>	
Division/Branch: <u>Judicial Branch</u>		Amount Requested: <u>\$1,026,011</u>	Prepared By: <u>Ethel S. Laughing</u>
Phone No.: <u>(505) 368-1270</u>		Email Address: <u>ethellaughing@navajo-nsn.gov</u>	
PART II. REASON FOR REQUEST AND STATEMENT OF NEED: The Covid-19 pandemic has impacted the judicial district services by closing the Shiprock Judicial facility in March 2020, no in-person service, limited personnel on duty on a daily basis, and performing essential services only. Minimal employees on duty are focused on essential services only which is about only 15% to 20% of the district performance if it was at full capacity of its personnel. First and second year of the pandemic has resulted in backlog in the district case management (case disposition, process, issuance, distribution of court documents, conduct hearings), records management (filing of closed cases, archiving). Document Technicians (2), Financial Technician, and District Court Clerk. Mailing of Notices of Hearings and Court Orders will require postage cost and copying paper for printing of court documents, additional funds will be required. Extra Duty Pay for employees is included as the policy has been adopted for the Judicial Branch. These funds will also address the anticipated increase in cases during the re-opening/recovery period, 2022-2024.			
PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED: The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public court, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.			
PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.			
 REVIEWED BY: Stephen Etsitty, AOC Director / Date		 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date	

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan / Supreme Court</u>		Division/Branch: <u>JUDICIAL BRANCH</u>	
Prepared By: <u>LaYonne Wauneka</u>		Phone No.: <u>(928) 871-6763</u>		Email Address: <u>lavonne.wauneka@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total
American Recovery Plan		10/1/22-12/31/24	\$1,009,938	100%

PART III. BUDGET SUMMARY			Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
2001	Personnel Expenses		6	0	762,677	762,677
3000	Travel Expenses		6	0	0	0
3500	Meeting Expenses		6	0	0	0
4000	Supplies		6	0	83,140	83,140
5000	Lease and Rental		6	0	0	0
5500	Communications and Utilities		6	0	36,864	36,864
6000	Repairs and Maintenance		6	0	10,000	10,000
6500	Contractual Services		6	0	101,520	101,520
7000	Special Transactions		6	0	5,737	5,737
8000	Public Assistance		6	0	0	0
9000	Capital Outlay		6	0	10,000	10,000
9500	Matching Funds		6	0	0	0
9500	Indirect Cost		6	0	0	0
TOTAL				\$0.00	\$1,009,938	\$1,009,938

PART IV. POSITIONS AND VEHICLES			(D)	(E)
Total # of Positions Budgeted:				2
Total # of Vehicles Budgeted:				0

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

SUBMITTED BY:	Stephen B. Elsitty, Administrative Director of Courts	APPROVED BY:	JoAnn B. Jayne, Chief Justice
	<i>[Signature]</i> 03/30/22		<i>[Signature]</i> 5/3/2022
	Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2022 ACTUAL		FY 2022 PROPOSED		
						G/S	SALARY	HOURS	BUDGET	FRINGE
1001 NEW		9124	COURT ADMINISTRATOR	VACANT	WIN	BQ68A		2088	63,496	27,545
1002 NEW		9021	SUPREME COURT LAW CLERK	VACANT	WIN	BR70I		2088	109,453	47,481
						2110 SUBTOTAL:			172,949	75,025
						BUSINESS UNIT TOTAL			172,949	75,025
						TOTAL			247,974	

THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Navajo Nation Supreme Court</u>	
Division/Branch: <u>Judicial Branch</u>		Amount Requested: \$ <u>1,009,938.00</u> Prepared By: <u>LaVonne Wauneka</u>	
Phone No.: <u>928-871-7669</u>		Email Address: <u>lavonnewauneka@navajo-nsn.gov</u>	

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

To Address the back log of cases for the Supreme Court and necessary administrative functions of the court we are requesting for a Court Administrator and Law Clerk under line item 2110 for a total of three years. The Supreme Court of the Navajo Nation is the only court within the Judicial Branch that lacks a court administrator. The Supreme Court is also the only appellate court of the Navajo Nation, these two positions are critical to the Supreme Court's appellate litigation; rule making authority; case management; regulation and discipline of legal practitioners which is substantially different from district court functions. Supreme Court is also requesting for special duty pay for those who are essential employees working during the pandemic and meet the salary limits.

Supplies will be used for essential staff who are working in the office and telecommuting during the pandemic. General Office Supplies includes pens, paper, envelopes, storage boxes, xerox paper, folders, binders, usb jump drives, and other supplies. The new position will also require office equipment, including a desk, computer, office supplies, phone and other supplies. A Xerox machine is needed for the essential staff who are addressing the back log of cases and making case folders for the Justices and Supreme Court staff. Operating Supplies for Ink Cartridges, Personal Protection Equipment (PPE) and Custodial Supplies.

Monthly Service Charge for MiFi's and Cellular Phones for staff who are telecommuting and must be available at all time during work hours.

Purchase Building Supplies to help stop the spread of COVID -19 by adhering to the 6 feet social distancing. Supplies for a new walkway will allow for a one way in and one way out for the Supreme Court building and is needed in case of an emergency. Additional Building Material is needed to secure our building while the building is empty when staff are telecommuting. The Supreme Court building needs a security door and lights to secure the building when it is vacant. The building was not serviced for over 18 months while staff were telecommuting therefore the building started to shift and crack. New material are needed to repair the building and a water barrier is needed to divert water away from the building.

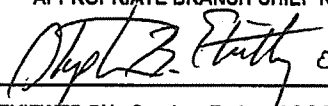
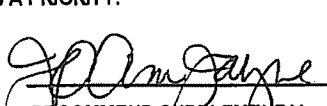
Constant Contact. An email marketing service to send out mass emails. This will allow information to be sent to all employees about information pertaining to the pandemic.

A storage building is needed for the PPE supplies received during the Coronavirus Pandemic and the furniture which had to be removed from the building

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

If this request is not funded, Supreme Court will pursue funding utilizing general funds for the requested information.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 REVIEWED BY: Stephen Etsitty, AOC Director/ Date <u>03/30/22</u>	 RECOMMEND SUPPLEMENTAL: JoAnn E. Jayne, Chief Justice / Date <u>3/31/2022</u>
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THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2022 - FY 2024

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan/ Tohajiilee Judicial District</u>		Division/Branch: <u>JUDICIAL BRANCH</u>	
Prepared By: <u>Regina Begay-Roanhorse</u>		(505) 908-2817		Email Address: <u>regina.roanhorse@navajo-nsn.gov</u>	

PART III. BUDGET SUMMARY			Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
2001	Personnel Expenses		6	0	888,730	888,730
3000	Travel Expenses		6	0	7,500	7,500
3500	Meeting Expenses		6	0	0	0
4000	Supplies		6	0	86,640	86,640
5000	Lease and Rental		6	0	0	0
5500	Communications and Utilities		6	0	24,576	24,576
6000	Repairs and Maintenance		6	0	4,500	4,500
6500	Contractual Services		6	0	0	0
7000	Special Transactions		6	0	9,660	9,660
8000	Public Assistance		6	0	0	0
9000	Capital Outlay		6	0	186,471	186,471
9500	Matching Funds					
9500	Indirect Cost					
TOTAL				\$0.00	\$1,208,077	\$1,208,077

PART IV. POSITIONS AND VEHICLES			(D)	(E)
Total # of Positions Budgeted:				4
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>Stephen B. Etsitty, Administrative Director of Courts</u>	APPROVED BY: <u>JoAnn B. Jayne, Chief Justice</u>
Program Manager's Printed Name <u>Stephen B. Etsitty</u> 03/30/22	Division Director / Branch Chief's Printed Name <u>JoAnn B. Jayne</u> 3/31/2022
Program Manager's Signature and Date	Division Director / Branch Chief's Signature and Date

To'hajilee Judicial District

LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

BUDGET FORM 3

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2022 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	BUDGET
1001 NEW	9219	ACCESS TO JUSTICE COORDINATOR	VACANT		TOH BQ64A			2088	45,226
1002 NEW	9244	BAILIFF	VACANT		TOH BQ60H			2088	39,380
1003 NEW	9160	HEALTH & SAFETY ADVISOR	VACANT		TOH BQ68A			2088	63,496
1004 NEW	9138	PROGRAMMER SUPPORT SPECIALIST	VACANT		TOH BQ66A			2088	53,432
2110 SUBTOTAL:							-		201,534
BUSINESS UNIT TOTAL							-		201,534

TOTAL 288,959

THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Recovery Plan Act - To'hajiilee Judicial District.</u>	
Division/Branch: <u>Judicial Branch</u>	Amount Requested: \$ <u>1,208,076.65</u>	Prepared By: <u>Regina Begay Roanhorse, CA</u>	
Phone No.: <u>505 908-2817</u>	Email Address: <u>reginaroanhorse@navajo-nsn.gov</u>		

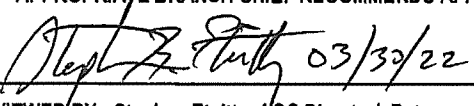
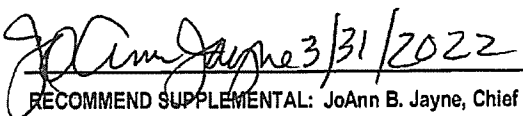
PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

GOALS- 1. Address the social and health disparities created by the COVID 19 Pandemic "Dikos Ntsaaigii-Náhást'éits'áadah" and resulting community violence, prevention of community violence and intervention also related to domestic violence court services as defined by the Domestic Abuse Protection Act. 2. Mitigate and respond to COVID 19 public health emergency at the To'hajiilee Court, Alamo Court and New Mexico portion of the Navajo Nation. 3. Strengthen technology supports for security of court data, maintenance of multi-user computer systems, and maintains internet and intranet web applications for court staff and the community. Travel- Both To'hajiilee and Alamo District have limited tribal vehicles. If the Judge or Court Administrator need to use the vehicle to attend hearings in Alamo, then there is only 2 vehicles left, so there is a need for POV if the probation or peacemaking program needs to do their work and services. Distance between the two Judicial districts AND with the Administrative Office of the Courts is large, and we are a high mileage program and court(s). Judge or Judicial Hearing Officer and Court staff also need training. All court staff need equipment, including new laptops for all new additional staff. To update current court room entry ways, there is a need to add additional space, doors at the front of the court room and move the witness stand 6 ft away. Connex is needed to store supplies and an outdoor LED sign will help with communicating with litigants and programs. Additional space needed for additional positions at To'hajiilee, roof at To'hajiilee needs to be repaired to allow staff back into office with safe air quality; the parking lot and security needs to be updated at To'hajiilee. This will provide additional office space for the additional staff To'hajiilee and Alamo. Alamo and To'hajiilee helped each other to remain open for filings processing judgments and holding hearings throughout pandemic. Although there were no in person hearings for their safety, training and technology assisted these court staff with virtual hearings. Additional positions will help us recover from this pandemic. Court Administrator and Office Technician position at Alamo will increase at 100% the processing of invoices, 6B documents through FMIS and support for Alamo court staff. There has been no Court Administrator or OT at the Alamo Judicial District to do this work for that district since the creation of Alamo Circuit Court. The Court Administrator position for these two judicial districts has been funded through To'hajiilee Judicial District. These funds will also address the anticipated increase in cases during the re-opening/recovery period, 2022-2024.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public court, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public. If this request is not funded, Supreme Court will pursue funding utilizing general funds for the requested information.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 REVIEWED BY: Stephen Etsitty, AOC Director/ Date	 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date
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THE NAVAJO NATION PROGRAM BUDGET SUMMARY

[illegible]

Tuba City Judicial District

LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

BUDGET FORM 3

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2022 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	BUDGET
1001 NEW		9244	DISTRICT COURT CLERK	VACANT	TCA	BQ60H		2088	39,380
1002 NEW		9113	DISTRICT COURT CLERK	VACANT	TCA	BQ60H		2088	39,380
1003 NEW		9154	DOCUMENT TECHNICIAN	VACANT	TCA	BQ58G		2088	32,844
1004 NEW		9154	DOCUMENT TECHNICIAN	VACANT	TCA	BQ58G		2088	32,844
1005 NEW		9023	PARALEGAL	VACANT	TCA	BQ65C		2088	52,012
1006 NEW		9030	JUDICIAL HEARING OFFICER	VACANT	TCA	BQ66K		2088	71,827

2110 SUBTOTAL:

- 268,287 116,383

BUSINESS UNIT TOTAL

- 268,287 116,383

TOTAL

384,670

**THE NAVAJO NATION
SUPPLEMENTAL FUNDING PROPOSAL SUMMARY**

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan Act / Tuba City Judicial District</u>	
Division/Branch: <u>Judicial Branch</u>		Amount Requested: <u>1,315,802</u>	Prepared By: <u>Alice Huskie, Court Administrator</u>
Phone No.: <u>928-283-3140</u>		Email Address: <u>alicehuskie@navajo-nsn.gov</u>	

PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

The Navajo Nation President Jonathan Nez declared a State of Emergency in response to the rapid growing numbers of the coronavirus which closed majority of the government services except for essential services. The Chief Justice of the Nation , also, ordered closures of the courts with limited essential service to the public via email, fax and mailing through the U.S. Postal Services. The Tuba City Judicial District is requesting ARPA Funding to address impacts of COVID-19 and its negative affects on the court operations. The Year 2020, the Year of COVID-19, had many unexpected negative affects on the court operations with high numbers of backlog of cases and many cases continued. Some customers are patiently waiting for a decision in their cases and to have their day in court and some customers get upset with the court staff. With the ARPA funding, we are requesting for additional staffing to address the backlog of cases. These funds will also address the anticipated increase in cases during the re-opening/recovery period, 2022-2024.


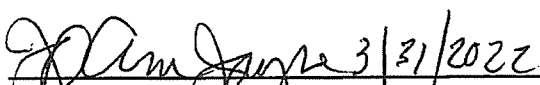
Court staff both, exempt and non-exempt, that worked during the pandemic time to be adequately paid for their services at premium pay utilizing the ARPA funding. Timekeeping records are available the District court. The premium pay for staff to be continued for the next three years. (The detail budget sheets for the premium pay for staff is not included in this budget package. The details sheets will be development upon receiving guidance from ARPA and AOC)

The Tuba City Court is located 150 miles (one way) away from the main office (AOC) where our supplies have been delivered. Multiple trips were made to pick-up supplies, which increases our travel cost. In addition, the court is located 85 miles (one way) from local vendors in Flagstaff, AZ where we pick-up supplies, again at times we made multiple trips, increasing our travel cost. Therefore, the court is requesting to purchase a flatbed to pick-up supplies, equipment and building materials.

PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public court, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public. We submitted a proposal for the General Fund for Fiscal Year 2022, in the amount of \$1,095,344. The proposed General Fund covers monthly personnel cost and fixed (re-occurring) cost. The Operation and Maintenance (O & M) cost is budgeted at 25% for only the first quarter of Fiscal Year 2022. In addition, we submitted a proposal for the UUFB for \$62,510 which goes before the NCC for approval. The UUFB has many stringent guideline requirements which may not be approved. If our District does not receive its full funding, the district may have to resort to minimum services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 REVIEWED BY: Stephen Etsitty, AOC Director/ Date	 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date
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THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>American Rescue Plan Act/ Window Rock District</u>		Division/Branch: <u>JUDICIAL BRANCH</u>	
Prepared By: <u>Verlena Hale</u>		Phone No.: <u>928 871-6626</u>		Email Address: <u>verlenahale@navajo-nsn.gov</u>	

PART III. BUDGET SUMMARY			Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
2001	Personnel Expenses		6	0	1,764,006	1,764,006
3000	Travel Expenses		6	0	0	0
3500	Meeting Expenses		6	0	0	0
4000	Supplies		6	0	94,775	94,775
5000	Lease and Rental		6	0	0	0
5500	Communications and Utilities		6	0	17,100	17,100
6000	Repairs and Maintenance		6	0	160,026	160,026
6500	Contractual Services		6	0	0	0
7000	Special Transactions		6	0	13,268	13,268
8000	Public Assistance					
9000	Capital Outlay					
9500	Matching Funds					
9500	Indirect Cost					
TOTAL				\$0.00	\$2,049,175	\$2,049,175

PART IV. POSITIONS AND VEHICLES			(D)	(E)
Total # of Positions Budgeted:				9
Total # of Vehicles Budgeted:				0

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

SUBMITTED BY:	Stephen B. Elsitty, Administrative Director of Courts	APPROVED BY:	JoAnn B. Jayne, Chief Justice
Program Manager's Printed Name	<u>Stephen B. Elsitty</u>	Division Director / Branch Chief's Printed Name	<u>JoAnn B. Jayne</u>
Program Manager's Signature and Date	<u>03/30/22</u>	Division Director / Branch Chief's Signature and Date	<u>5/3/2022</u>

FY 2022 - FY 2024 **THE NAVAJO NATION** **Page 2 of 6**
Window Rock District Court **LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT** **BUDGET FORM 3**

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2022 ACTUAL		FY 2022 PROPOSED	
						G/S	SALARY	HOURS	BUDGET
1001 NEW		9244 BAILIFF		VACANT	WIN	BQ60H		2088	39,380
1002 NEW		9113 DISTRICT COURT CLERK		VACANT	WIN	BQ60H		2088	39,380
1003 NEW		9113 DISTRICT COURT CLERK		VACANT	WIN	BQ60H		2088	39,380
1004 NEW		9154 DOCUMENT TECHNICIAN		VACANT	WIN	BQ58G		2088	32,844
1005 NEW		9154 DOCUMENT TECHNICIAN		VACANT	WIN	BQ58G		2088	32,844
1006 NEW		9301 CUSTODIAN		VACANT	WIN	BQ55H		2088	26,142
1007 NEW		9022 STAFF ATTORNEY		VACANT	WIN	BR68K		2088	98,178
1008 NEW		9030 JUDICIAL HEARING OFFICER		VACANT	WIN	BQ66K		2088	71,827
1009 NEW		9023 JUDICIAL CLERK		VACANT	WIN	BR67F		2088	77,632

2110 SUBTOTAL:	-	457,607	198,510
BUSINESS UNIT TOTAL	-	457,607	198,510

TOTAL 656,117

THE NAVAJO NATION SUPPLEMENTAL FUNDING PROPOSAL SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>AMERICAN RESCUE PLAN ACT/ WINDOW ROCK DISTRICT</u>	
Division/Branch: <u>Judicial</u>	Amount Requested: <u>\$2,049,175.00</u>	Prepared By: <u>Verlena Hale</u>	
Phone No.: <u>928-871-6626</u>	Email Address: <u>verlenahale@navajo-nsn.gov</u>		

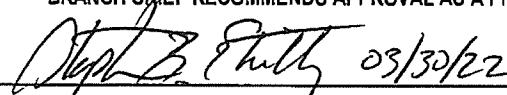
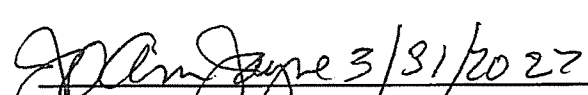
PART II. REASON FOR REQUEST AND STATEMENT OF NEED:

The Window Rock Judicial District is the busiest court with a staff of 14 members, including Judge, Judicial Hearing Officer, Staff Attorney, Court Administrator, Office Technician, Court Clerks, and Bailiffs. Our statistical information for FY' 2020 had a total caseload of 5,435. We have (8) eight Court clerks. Four clerks oversee the duties related to the Criminal and Traffic cases, and the remaining four clerks handle the Family cases, and the remaining are with the district court case. We have received many children's Dependency matters filed by Navajo Nation Prosecutor's office, and the Family Court Clerk is overwhelmed. These cases are time-sensitive, and the majority include Motions for Immediate Shelter Hearings that require scheduling a hearing within a 24-hour time limit. These cases are a priority. Clerks are required to immediately issue civil summon and provide notice of hearing to the parties involved. This is in addition to other case management demands and processing other incoming cases. Court Clerks are essential in processing the cases per the statutes, procedures, and Judicial Branch's case management policy. The Window Rock Judicial District only has one Judge who presides and hears all Window Rock Judicial Family and District Court cases, including the Navajo Nation complex and District civil cases. The presiding Judge continues to participate and assist with discussions on matters that are assigned by the Honorable Chief Justice and the Navajo Nation Supreme Court. The Judge attends and participates in the Quarterly Judicial Conference via Skype, assists and presides on court cases for the Dilkon and Kayenta Court, and administers Oaths to various personnel such as the Process Servers N.N. Police Officers and N.N. Correction Officers via Skype. The request for additional personnel, one Staff Attorney, and a Judicial Clerk will help the only current staff attorney to do legal research, draft orders on backlog cases, provide legal prose presentation, and assist the Court Administrator on Employee Policy and Procedures. The Judicial Hearing Officer will assist the presiding Judge in hearing and recommending Orders for all the domestic violence cases, traffic civil, and Shelter Care hearings within the Children's cases. The Document Technician position will concentrate on preparing and archiving closed cases because we are a court of record. The Bailiff will handle all the daily demands in the lobby, hearing room area, securing all buildings, hearing rooms, and parking lots, assisting the Judge during the court hearings, and maintaining court proceedings' recordings. Therefore, we require additional Personnel- two Document Technicians, two Court Clerks, one Bailiff, one Judicial Clerk, one Staff Attorney, one Judicial Hearing Officer, and one Custodian. The Window Rock Court and Probation Services are requesting funding to construct a chain-link fence, street lights, and banker window with drawer for the "new" modular building located in Fort Defiance, AZ. The total amount of funds is \$150,026. These funds will also address the anticipated increase in cases during the re-opening/recovery period, 2022-2024.

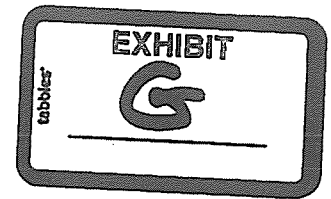
PART III. LIST ALTERNATIVE FUNDING SOURCES BEING PURSUED AND CONTINGENCY PLAN IF REQUEST IS NOT FUNDED:

The District/Program has limited Navajo Nation General Funds for personnel and operating funds to provide essential court services to the general public court, maintain safe and adequate court facilities for all court users and staff. The declining Navajo Nation revenue has resulted in limited funding for the Navajo courts. The funding is paramount in providing legally mandated services to the public.

PART IV. AFFIRMATION IS PROVIDED THAT THE BUDGET AND PROPOSAL INFORMATION IS COMPLETE AND ACCURATE AND THE APPROPRIATE BRANCH CHIEF RECOMMENDS APPROVAL AS A PRIORITY.

 REVIEWED BY: Stephen Etsitty, AOC Director/ Date 03/30/22	 RECOMMEND SUPPLEMENTAL: JoAnn B. Jayne, Chief Justice / Date 3/31/2022
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NNFRF PUBLIC HEALTH EXPENDITURE PLAN



Recipient	Project Description	Category	Funding Request
DALTCS	New Senior Centers and Upgrades to existing Centers	1.12	\$19,243,750
Special Diabetes	New Wellness Centers and Upgrades to existing Centers	3.13	\$21,000,000
Behavioral Health	Transitional housing facilities	1.1	\$4,000,000
Behavioral Health	Detox treatment centers and residential facility	1.11	\$15,243,750
DOH	Public Health Storage Warehouse	1.14	\$5,000,000
			<u>\$64,487,500</u>



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 #: HK0085-2

Date & Time Received: 3/09/2022 at 15:23

Date & Time of Response: 3/09/2022 at 18:00

Entity Requesting FRF: Navajo Nation Department of Health

Title of Project: Division of Aging and Long-Term Care Support Senior Center New Building and Upgrades

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$19,243,750.00

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 1.12 Other Public Health 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: It is critical that to be eligible, costs must be obligated by the end of 2024, and the project complete by the end of 2026.

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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: Navajo Department of Health indicate Department, Program, Office, Division, or Branch Date prepared: 03/09/2022

NN Government Unit's mailing address: PO BOX 1309, Window Rock, AZ 86515 phone/email: (928) 871-6350/jilljim@navajo-nsn.gov
website (if any): _____

Form prepared by: Valerie Jones phone/email: (928) 871-6350/valeriejones@navajo-nsn.gov
Health Services Administrator / DALTCS
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Division of Aging and Long-Term Care Support Senior Center New Buildings and Upgrades

NN Government Unit's Director or Manager: Dr. Jill Jim phone & email: (928) 871-6350/jilljim@navajo-nsn.gov

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez phone & email: (928) 871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Executive Branch indicate Branch and/or Division on the Project and 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): _____

☐ document attached

Amount of FRF requested: \$19,243,750.00 FRF funding period: 10/01/2021 - 12/31/2026
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 COVID pandemic has greatly affected elders, those with chronic illness, and/or disabilities on the Navajo Nation as they are classified as high-risk patients. The Division of Aging and Long-Term Care Support (DALTCS) will use this funding to provide 15 new senior centers and infrastructure upgrades to 88 existing senior centers. These infrastructure needs will help support the long term care of these high-risk patients.

☒ document attached

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

To provide adequate care to our elders and other eligible persons, additional aging and long-term care support facilities are needed as well as upgrades to existing facility infrastructure.

☐ 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:

10/01/2021 - 9/30/2022: Design and preparation to bid project

10/01/2022 - 9/30/2023: Advertisement, contracting, and begin construction

10/02/2023 - 12/31/2026: Construction

Potential challenges include (1) receipt of funding - project cannot begin prior to allocation of funds; (2) timeliness of obtaining land - clearance preparation and approval can delay design phase; (3) lack of local labor force - inability to obtain personnel to do work may delay the schedule; and (4) material shortages from pandemic - may alter prices and delay schedule based on availability ☐ document attached

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

The Health Service Administrator for DALTCS will be responsible for this program.

☐ 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 Health Service Administrator for the DALTCS will be responsible for operations, while the Finance Section Chief, or delegated person, will be responsible for costs.

HOW WILL THE O&M BE FUNDED? Operations and maintenance will be funded via external funds.

☐ 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:

This program will fall under FRF expenditure category 1.4, Public Health: Prevention in Congregate Settings. Category 1.4 is applicable because this program directly impact senior centers, which qualify as congregate settings.

☐ document attached

Part 3. Additional documents.

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

A document showing the estimated costs of upgrades/construction of new facilities is attached. The document includes cost for 115 facilities, 15 new and 88 with infrastructure upgrades.

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 Unit's Dept. Program Office Director or Manager

Approved to submit
for Review: _____
signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____
print name and indicate title or position

indicate Branch or Division

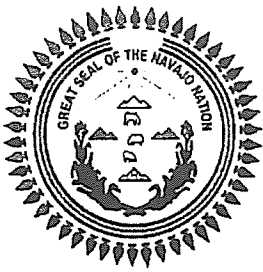
RECEIVED

Page 1 of 5
BUDGET FORM 1

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY
MAR - 8 2022

FY 2022

PART I. Business Unit No.: *NEW*		Program Title: NN DALTCs ARPA FUNDS		Office of Management and Budget The Navajo Nation, Window Rock, AZ		NDOH/ Executive	
Prepared By: Kyle Rockbridge		Phone No.: 928-871-6248		Email Address: kyle.rockbridge@navajo-nsn.gov		Division/Branch:	
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		
NN ARPA		8/16/21-12/31/26	19,243,750.00	100%	Fund Type Code	(A) Approved Original Budget	(B) Proposed Budget
							(C) Difference or Total
					2001 Personnel Expenses		
					3000 Travel Expenses		
					3500 Meeting Expenses		
					4000 Supplies	2,835,000	2,835,000
					5000 Lease and Rental	100,020	100,020
					5500 Communications and Utilities		
					6000 Repairs and Maintenance	3,575,000	3,575,000
					6500 Contractual Services		
					7000 Special Transactions	116,270	116,270
					8000 Public Assistance		
					9000 Capital Outlay	12,617,460	12,617,460
					9500 Matching Funds		
					9500 Indirect Cost		
					TOTAL	\$0.00	19,243,750.00
					PART IV. POSITIONS AND VEHICLES		
					(D)		
					(E)		
					Total # of Positions Budgeted:		
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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 #: HK0086-2

Date & Time Received: 3/09/2022 15:26

Date & Time of Response: 3/09/2022 20:42

Entity Requesting FRF: Navajo Nation Department of Health

Title of Project: Division of Public Health Services Community Wellness Centers

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$21,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 3.13 (Social Determinants of Health: Other)

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- | | |
|----------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| <input type="checkbox"/> Missing Form | <input type="checkbox"/> Expenditure Plan incomplete |
| <input type="checkbox"/> Supporting documentation missing | <input type="checkbox"/> Funds will not be obligated by 12/31/2024 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Inconsistent with applicable NN or federal laws |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | |
| <input type="checkbox"/> Additional information submitted is insufficient to make a proper determination | |

Other Comments: _____

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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: Navajo Department of Health indicate Department, Program, Office, Division, or Branch Date prepared: 03/09/2022

NN Government Unit's mailing address: PO BOX 1309, Window Rock, AZ 86515 phone/email: (928) 871-6350/jilljim@navajo-nsn.gov
website (if any): _____

Form prepared by: Eric Gale phone/email: (928) 871-6350/ericgale@navajo-nsn.gov
Delegated Program Manager / Navajo Special Diabetes Program
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Division of Public Health Services Community Wellness Centers

NN Government Unit's Director or Manager: Dr. Jill Jim phone & email: (928) 871-6350/jilljim@navajo-nsn.gov

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez phone & email: (928) 871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Executive Branch indicate Branch and/or Division on the Project and 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):

_____ ☐ document attached

Amount of FRF requested: \$21,000,000.00 FRF funding period: 10/01/2021 - 12/31/2026
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:

During the pandemic, community wellness centers have served as essential warehouses/storage facilities for COVID-19 related food supply, water, and personal protective equipment (PPE). When not used as a warehouse/storage facility, wellness centers help promote a healthy lifestyle through physical activity, nutrition education, and healthy eating. Providing tools to promote a healthy lifestyle can help mitigate the transmission of the COVID-19 virus by helping to limit pre-existing conditions, such as diabetes. Funding for this project will be used for three new wellness centers: Chinle, Arizona; Window Rock, Arizona; Tuba City, Arizona and infrastructure for Kayenta & Shiprock WCs. Existing centers utilized to store PPE and food damaged floors and structures; therefore, repairs will be made. ☒ document attached

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

Community wellness centers provide nutrition, education, and physical activity to Navajo people and communities. Providing programs to promote healthy lifestyles have been shown to improve odds against contracting the COVID-19 virus and can help individuals overcome or manage pre-existing conditions, such as diabetes. Wellness centers are designed for individuals ages 10 to 65 years old and offer counseling and support programs to decrease weight and promote a healthy lifestyle. ☐ 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:

10/01/2021 - 9/30/2022: Architecture, design, and engineering services, including survey, inspections, and testing; 10/01/2022 - 9/30/2023: Site ground work - grading and pad compaction; 10/01/2023 - 12/31/2026: Construction of three, two-story 25,000 - 40,000 square foot wellness center buildings
Potential challenges include (1) receipt of funding - project cannot begin prior to allocation of funds; (2) timeliness of obtaining land - clearance preparation and approval can delay design phase; (3) lack of local labor force - inability to obtain personnel to do work may delay the schedule; and (4) material shortages from pandemic - may alter prices and delay schedule based on availability. ☐ document attached

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

The Executive Director of the DOH, Dr. Jill Jim, will be responsible for implementing the construction of these facilities.

☐ 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 respective Chapters Agencies will be responsible for the operations and maintenance of the wellness centers once completed: Agency of Chinle, Agency of Window Rock, and the Agency of Tuba City.

O&M costs will be the chapter's own general funds.

☐ 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:

This project will fall under FRF expenditure category 3.13, Social Determinants of Health: Other. This category was selected because community wellness centers will provide support to the Navajo people to promote physical well being and education regarding healthy lifestyles, free of charge, making it available to everyone in the community. This education and physical activity will help individuals maintain health to fight the COVID virus. In addition, the wellness centers have served a locations for storing PPE, food, and other items related to the public health pandemic.

This will be used for facility construction only. Funding to run the facility will be handled by the program.

☐ document attached

Part 3. Additional documents.

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

A document showing the estimated costs of constructing one wellness center. This project includes three new centers in total.

The attached documents also include an architectural representation of a wellness center facility.

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 Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review:_____

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division:

print name and indicate title or position

indicate Branch or Division

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2022

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Division of Public Health Services-Community Wellness Center</u>		Division/Branch: <u>NDOH/Executive</u>	
Prepared By: <u>Eric Gale, Delegated PM III</u>		Phone No.: <u>928-871-6532/6856</u>		Email Address: <u>eric.gale@navajonation.gov</u>	

PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY			Fund Type Code	NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds			21,000,000.00	100%	2001	Personnel Expenses	6	0	0	0	0
					3000	Travel Expenses	6	0	0	0	0
					3500	Meeting Expenses	6	0	0	0	0
					4000	Supplies	6	0	0	0	0
					5000	Lease and Rental	6	0	0	0	0
					5500	Communications and Utilities	6	0	0	0	0
					6000	Repairs and Maintenance	6	0	0	0	0
					6500	Contractual Services	6	0	1,650,000	1,650,000	1,650,000
					7000	Special Transactions	6	0	0	0	0
					8000	Public Assistance	6	0	0	0	0
					9000	Capital Outlay	6	0	19,350,000	19,350,000	19,350,000
					9500	Matching Funds	6	0	0	0	0
					9500	Indirect Cost	6	0	0	0	0
					TOTAL				\$0.00	21,000,000.00	21,000,000

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: <u>Eric Gale, Delegated Program Manager III</u>	APPROVED BY: <u>Dr. Jill Jim, Executive Director</u>
Program Manager's Printed Name <u>Eric Gale</u>	Division Director / Branch Chief's Printed Name <u>Jill Jim</u>
Program Manager's Signature and Date <u>[Signature] 3/17/22</u>	Division Director / Branch Chief's Signature and Date <u>[Signature] 3/18/22</u>

Navajo Special Diabetes Program - 2022 ARPA Project Description Listing

Window Rock Wellness Center Replacement Project **\$6,444,704.00**

NSDP is offering the unique opportunity for a qualified team to design and build a renovation for new Wellness Center. NSDP seeks a team under a single, responsible lead entity, which includes design and construction, the "Design Build Team." NSDP intends to issue one contract to the selected Offeror for the entire scope of work.

Work includes the new construction of a building and related site work for the Wellness Center. The new facility is a two-story building with 40,000 square feet. The construction services include furniture, fixtures and equipment. Site improvements for programmatic needs and infrastructure requirements will be part of the scope of work.

Project Description: Wellness Center will be fitness space for the employee, students and general public. Wellness Center will include configurable indoor fitness area, cardio studios, weight room, lockers, showers, restrooms, basketball court, and indoor track field. The design-build team will work collaboratively with NSDP and its internal and external partners to validate the programmatic requirements, develop construction documents, and obtain all approvals necessary for construction. The project will be subject to internal design review prior to each submittal to Navajo Nation Fire Marshal's Office.

Tuba City Wellness Center Replacement Project **\$6,444,704.00**

NSDP identified a need to construct a new wellness building in Tuba City, Arizona. This project will require both the design and the construction of a new wellness center building for and counseling activities, and the renovation of the existing infrastructure services. The new office building will be 2 story and approximately 25,000 sq. ft. NSDP promotes a wellness environment that fosters physical, emotional, mental, and spiritual wellness while focusing on diabetes prevention that promotes collaboration between clients, and their families.

NSDP intends to use a Design-Build contract to deliver this Project. The Design-Build agreement will require the successful Proposer to enter into the contract and to provide both design and construction services. NSDP's primary objective in utilizing the Design-Build approach is to bring the best available integrated design expertise and construction experiences to this Project.

Project Description: Wellness Center will be fitness space for the employee, students and general public. Wellness Center will include configurable indoor fitness area, cardio studios, weight room, lockers, showers, restrooms, basketball court, and indoor track field. The design-build team will work collaboratively with NSDP and its internal and external partners to validate the programmatic requirements, develop construction documents, and obtain all approvals necessary for construction. The project will be subject to internal design review prior to each submittal to Navajo Nation Fire Marshal's Office.

Chinle Wellness Center Project **\$6,444,704.00**

NSDP identified a need to construct a new wellness building in Chinle, Arizona. This project will require both the design and the construction of a new wellness center building for diabetes prevention/intervention services and wellness activities, and the renovation of the existing infrastructure services. NSDP is currently in need of wellness center to carry out an essential diabetes prevention and

intervention service of the Navajo Nation. The new office building will be 2 story and approximately 25,000 sq. ft. NSDP promotes a wellness environment that fosters physical, emotional, mental, and spiritual wellness while focusing on diabetes prevention that promotes collaboration between clients, and their families.

NSDP intends to use a Design-Build contract to deliver this Project. The Design-Build agreement will require the successful Proposer to enter into the contract and to provide both design and construction services. NSDP's primary objective in utilizing the Design-Build approach is to bring the best available integrated design expertise and construction experiences to this Project.

Project Description: Wellness Center will be fitness space for the employee, students and general public. Wellness Center will include configurable indoor fitness area, cardio studios, weight room, lockers, showers, restrooms, basketball court, and indoor track field. The design-build team will work collaboratively with NSDP and its internal and external partners to validate the programmatic requirements, develop construction documents, and obtain all approvals necessary for construction. The project will be subject to internal design review prior to each submittal to Navajo Nation Fire Marshal's Office.

Kayenta Wellness Center Infrastructure Service Project **\$300,000.00**

NSDP is soliciting competitive bids from qualified professional services of an experienced and qualified licensed contractor with proven expertise to design and install electrical, natural gas, and water/wastewater services on Navajo Nation.

NSDP strives to provide the best products and services possible for electric, gas, and water/wastewater service. NSDP realized a need to improve the utility infrastructure services within designated project site. Potential Contractors/Vendors shall fully address the requirements as it related to the performance of all required work, including site assessment, drawings and document submittals, testing, delivery, and technical support during and after installation of the Utility Infrastructure Installation Services. Contractor shall provide the following services onsite: Evaluate and review the existing electrical, natural gas and water/wastewater service for functionality and code compliance.

Shiprock Wellness Center Infrastructure Service Project **\$300,000.00**

NSDP is soliciting competitive bids from qualified professional services of an experienced and qualified licensed contractor with proven expertise to design and install electrical, natural gas, and water/wastewater services on Navajo Nation.

NSDP strives to provide the best products and services possible for electric, gas, and water/wastewater service. NSDP realized a need to improve the utility infrastructure services within designated project site. Potential Contractors/Vendors shall fully address the requirements as it related to the performance of all required work, including site assessment, drawings and document submittals, testing, delivery, and technical support during and after installation of the Utility Infrastructure Installation Services. Contractor shall provide the following services onsite: Evaluate and review the existing electrical, natural gas and water/wastewater service for functionality and code compliance.

NSDP Facility HVAC System Service Maintenance/Repair Services Project **\$500,000.00**

NSDP wishes to obtain professional services from a qualified firm Service Company to provide HVAC mechanical systems maintenance, repair, replacement and related services for seven (7) facilities on the Navajo Nation.

The objective of this RFP is to contract with one qualified contractor to provide HVAC system services. The contractor shall provide all labor, materials and equipment necessary to maintain, repair, adjust and calibrate all miscellaneous air-conditioning, refrigeration, heating and ventilation systems, and related HVAC equipment as needed for the properties identified. Preventive maintenance services shall be provided by the Service Company on all equipment and associated devices related to the HVAC systems. The Service Company shall furnish all personnel, parts, materials, test equipment, tools, and Services in conformance with the terms and conditions.

NSDP Fire Protection Service System Project

\$200,000.00

NSDP shall be soliciting proposals from qualified firms to provide fire alarm & protection inspection, testing, installation of new fire panels & equipment and preventative maintenance services at all NSDP Office Sites/Wellness Centers on the Navajo Reservation. All services must be conformed with National Fire Protection Association (NFPA) 25 standards and compliance to help maximize system integrity to avoid failure and ensure fast, effective response in a fire emergency.

The successful proposers will be responsible for providing labor, supervision, materials, equipment, transportation, and service necessary to perform high quality work. Proposers may provide an explanation itemizing the extent of their service procedure and practices. The NSDP intends to award a contract to the proposer that is able to establish a contractual relationship with a qualified proposer that can best provide the NSDP with quality fire protection services.

Window Rock Wellness Center Demolition Service Project

\$350,000.00

NSDP is requesting Competitive Sealed Proposals from qualified firms interested in contracting with the NSDP to provide building demolition services for the removal and clean-up of a site located on the Navajo Nation Fairground. The selected contractor may desire to remove the building from its current location. Generally, the building is approximately 12,000 square feet. It is the NSDP's intent to select a contractor for the site that will to provide the best demolition proposal at the least cost or to pay the NSDP based on recycling value of the facility. Removal will also include excavating the concrete foundation and footing.

The scope of Demolition Services is defined as the demolition and removal of building, and foundations, as well as, the demolition and removal of site improvements, including but not limited to retaining walls, paving and foundation landscaping (see demolition requirements and specifications).

NSDP Logistic Equipment/Supplies

\$15,888.00

NSDP is soliciting proposals for contractor(s) to provide logistic management goods, supplies, and equipment to support tribal and local government entities. NSDP delivers critical commodities and food/covid pandemic supplies on the Navajo Nation for past two years. There are seven distribution centers/sites on Navajo Nation that provide rapid support including commodities like food and water.

NSDP manages and maintain comprehensive supply chain, warehouse operations where we receive, store, and issue commodities and equipment, and transportation operations to effectively and efficiently distribute supplies, equipment and services in response to Covid 19 Pandemic. This contract will allow NSDP to purchase on an "as needed" basis from a competitively awarded contract.

GRAND TOTAL:

\$21,000,000.00


THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT | MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : All Concerned

FROM : 
Dr. Jiff Jim, Executive Director
Navajo Department of Health

DATE : July 8, 2021

SUBJECT: Delegation of Authority

Effective immediately, Mr. Eric Gale will serve as Delegated Program Manager III to handle operations of the Navajo Special Diabetes Program.

Mr. Gale will have full authority and responsibility for the management of the Navajo Special Diabetes Program with the exception of major issues that require my personal attention. This delegation will not include contract negotiations.

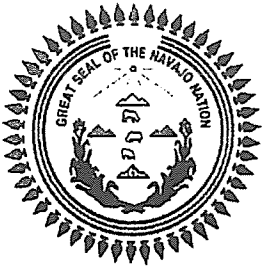
Your cooperation with Mr. Gale is appreciated. If you have questions, please contact me at (928) 871-6350.

ACKNOWLEDGEMENT

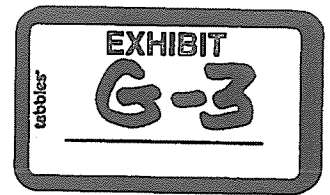


Mr. Eric Gale, Delegated Program Manager III
Navajo Special Diabetes Program

cc: Paulson Chaco, Chief of Staff, Office of the President and Vice President
Navajo Department of Personnel Management
Office of the Controller
Office of Management and Budget



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 #: HK0090-2

Date & Time Received: 3/09/2022 at 15:28

Date & Time of Response: 3/09/2022 at 16:30

Entity Requesting FRF: Navajo Nation Department of Health

Title of Project: Division of Behavioral and Mental Health Transitional Housing for Recovery

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$4,000,000.00

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 1.10 – Mental Health 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 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | 12/31/2024 |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | <input type="checkbox"/> Inconsistent with applicable NN or |
| <input type="checkbox"/> Additional information submitted is
insufficient to make a proper determination | federal laws |

Other Comments: _____

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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: Navajo Department of Health indicate Department, Program, Office, Division, or Branch Date prepared: 03/9/2022

NN Government Unit's mailing address: PO BOX 1309, Window Rock, AZ 86515 phone/email: (928) 871-6350/jilljim@navajo-nsn.gov
website (if any): _____

Form prepared by: Dr. Michelle Brandser phone/email: (928) 871-6350/mbrandser@navajo-nsn.gov
Health Services Administrator / DBMHS
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Division of Behavioral and Mental Health Transitional Housing for Recovery

NN Government Unit's Director or Manager: Dr. Jill Jim phone & email: (928) 871-6350/jilljim@navajo-nsn.gov

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez phone & email: (928) 871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Executive Branch indicate Branch and/or Division on the Project and 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):

☐ document attached

Amount of FRF requested: \$4,000,000.00 FRF funding period: 10/01/2021 - 12/31/2026
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 COVID pandemic has affected the mental health of many people, world wide, but also specifically on the Navajo Nation. The pandemic has induced anxiety, depression, and stress in a large number of our members on the Nation. In addition, individuals are turning to substances to ease their anxiety, depression, and stress related to pandemic. The increase in This funding will provide three transitional housing facilities for recovery from mental health or substance abuse. The overcrowding in support facilities can increase the transmission rate of the COVID-19 virus, therefore additional facilities are needed to accommodate the number of patients to ensure the ability to offer services safely. Funding will be used to construct three new transitional housing facilities.

☐ document attached

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

A transitional house is typically used as an intermediate step, transitioning from a recovery facility back into daily life. This type of housing will provide a safe space for Navajo individuals recovering from mental health or substance abuse induced by the COVID pandemic. Allowing for a transitional space gives the individual an opportunity to begin resuming normal activities before re immersion into daily life. This transition period promotes confidence and has been shown to reduce the likely recurrence of mental health issues and substance abuse.

☐ 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:

10/01/2021 - 9/30/2022: Design and preparation to bid project

10/01/2022 - 9/30/2023: Advertisement, contracting, and begin construction

10/02/2023 - 12/31/2026: Construction

Potential challenges include (1) receipt of funding - project cannot begin prior to allocation of funds; (2) timeliness of obtaining land - clearance preparation and approval can delay design phase; (3) lack of local labor force - inability to obtain personnel to do work may delay the schedule; and (4) material shortages from pandemic - may alter prices and delay schedule based on availability ☐ document attached

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

The Executive Director of the DOH, Dr. Jill Jim, will be responsible for implementing the construction of these facilities.

☐ 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 DOH will be responsible for the operations and maintenance costs for these facilities upon completion.

☐ document attached

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

This project will fall under FRF expenditure category 1.10, Public Health: Mental Health Services. This category was selected based on the need to provide mental health support and services to individuals to fulfill an increased need in these types of services due to the pandemic. The funding will be only used for construction.

☐ document attached

Part 3. Additional documents.

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

NA

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:

Preparer:

signature of Preparer/CONTACT PERSON

Approved by:

signature of MN Government Unit's Dept Program/Office Director or Manager

Approved to submit
for Review:

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division.

print name and indicate title or position

indicate Branch or Division

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

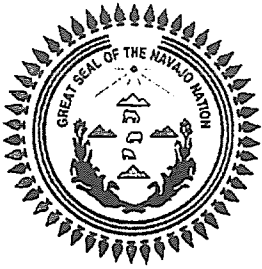
PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Division of Behavioral & Mental Health Services</u>		Division/Branch: <u>NDOH/Executive</u>	
Prepared By: <u>Tanya Sheperd, SPPS</u>		Phone No.: <u>(928) 871-7578</u>		Email Address: <u>tlshperd@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		Fund Type Code	(A) NNC Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds/APRA			4,000,000.00	100%	2001	Personnel Expenses				
					3000	Travel Expenses				
					3500	Meeting Expenses				
					4000	Supplies				
					5000	Lease and Rental				
					5500	Communications and Utilities				
					6000	Repairs and Maintenance	6	\$0.00	\$2,933,000.00	\$2,933,000.00
					6500	Contractual Services	6	\$0.00	\$57,000.00	\$57,000.00
					7000	Special Transactions				
					8000	Public Assistance				
					9000	Capital Outlay	6	\$0.00	\$1,010,000.00	\$1,010,000.00
					9500	Matching Funds				
					9500	Indirect Cost				
					TOTAL			\$0.00	\$4,000,000.00	\$4,000,000.00

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: <u>Dr. Michelle Brandser</u>	APPROVED BY: <u>Dr. Jill Jim, Navajo Department of Health</u>
Program Manager's Printed Name	Division Director / Branch Chief's Printed Name
<u>3/9/22</u>	<u>3/9/22</u>
Program Manager's Signature and Date	Branch Chief's Signature and Date



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 #: HK0091-2

Date & Time Received: 3/09/2022 at 15:33

Date & Time of Response: 3/09/2022 at 17:20

Entity Requesting FRF: Navajo Department of Health

Title of Project: Division of Behavioral & Mental Health Detox & Residential Treatment Centers

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$15,243,750.00

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 1.11 Substance Use 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: _____

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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: Navajo Department of Health Indicate Department, Program, Office, Division, or Branch Date prepared: 3/9/2022

NN Government Unit's mailing address: PO BOX 1309, Window Rock, AZ 86515 phone/email: (928) 871-6350/jilljim@navajo-nsn.gov
website (if any): _____

Form prepared by: Dr. Michelle Brandser phone/email: (928) 871-6350/mbrandser@navajo-nsn.gov
Executive Director for the Navajo Nation Department of Health

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

CONTACT PERSON'S info

Title & type of Project: Division of Behavioral and Mental Health Detox and Residential Treatment Centers

NN Government Unit's Director or Manager: Dr. Jill Jim phone & email: (928) 871-6350/jilljim@navajo-nsn.gov

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez phone & email: (928) 871-7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Executive Branch Indicate Branch and/or Division on the Project and

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):

☐ document attached

Amount of FRF requested: \$15,243,750 FRF funding period: 10/01/2021 - 12/31/2026

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 COVID pandemic has increased the need to provide substance abuse services. This funding will be used to construct three new detox treatment centers, construct one new residential facility, and renovate one existing residential facility. Due to the pandemic, these types of facilities have been overrun with the number of incoming patients. Additional facilities and renovations are needed to avoid overcrowding support facilities, which can increase the transmission rate of the COVID-19 virus. Each facility will have space for 10 patients for detox services and outpatient treatment services, including traditional healing grounds and recreational facilities. The residential facilities will offer a comprehensive care recovery process with constant support services.

☐ document attached

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

These treatment centers will give the Navajo people, both teens and adults, a place to go to for substance abuse related problems. It will benefit the Navajo people by providing community support and a safe space for individuals to receive the help and support they need to recover from substance abuse, including counseling and rehabilitation programs. These programs can help individuals rebuild and overcome the emotional and mental toll they may be experiencing from the COVID pandemic and also help them achieve a healthier, substance free lifestyle.

☐ 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:

10/01/2021 - 9/30/2022: Design and preparation to bid project

10/01/2022 - 9/30/2023: Advertisement, contracting, and begin construction

10/02/2023 - 12/31/2026: Construction

Potential challenges include (1) receipt of funding - project cannot begin prior to allocation of funds; (2) timeliness of obtaining land - clearance preparation and approval can delay design phase; (3) lack of local labor force - inability to obtain personnel to do work may delay the schedule; and (4) material shortages from pandemic - may alter prices and delay schedule based on availability ☐ document attached

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

The Executive Director of the DOH, Dr. Jill Jim, will be responsible for implementing the construction of these facilities.

☐ 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 DOH will be responsible for the operations and maintenance costs for these facilities upon completion.

☐ document attached

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

This project will fall under FRF expenditure category 1.11, Public Health: Substance Use Services. This category was selected based on the need to provide substance use support and services to individuals to fulfill an increased need in these types of services due to the pandemic. The costs will support construction only.

☐ document attached

Part 3. Additional documents.

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

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: Dr. Michelle Brander Approved by: [Signature]
signature of Preparer/CONTACT PERSON signature of NN Government Unit's Debt Program/Office Director or Manager

Approved to submit
for Review: _____
signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____
print name and indicate title or position

Indicate Branch or Division

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

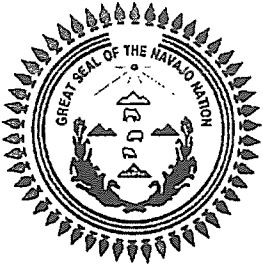
PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Division of Behavioral & Mental Health Services</u>		Division/Branch: <u>NDOH/Executive</u>	
Prepared By: <u>Tanya Sheperd, SPPS</u>		Phone No.: <u>(928) 871-7578</u>		Email Address: <u>tlisheperd@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		Fund Type Code	Original Budget	Proposed Budget	Difference or Total
NN Fiscal Recovery Funds/APRA			15,243,750.00	100%	2001	Personnel Expenses				
					3000	Travel Expenses				
					3500	Meeting Expenses				
					4000	Supplies				
					5000	Lease and Rental				
					5500	Communications and Utilities				
					6000	Repairs and Maintenance	6	\$0.00	\$11,794,750.00	\$11,794,750.00
					6500	Contractual Services	6	\$0.00	\$319,000.00	\$319,000.00
					7000	Special Transactions				
					8000	Public Assistance				
					9000	Capital Outlay	6	\$0.00	\$3,160,000.00	\$3,160,000.00
					9500	Matching Funds				
					9500	Indirect Cost				
					TOTAL			\$0.00	\$15,273,750.00	\$15,273,750.00

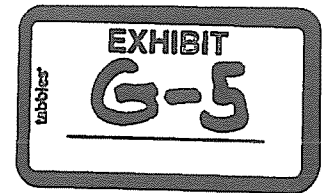
PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:		0	0
Total # of Vehicles Budgeted:		0	0

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

SUBMITTED BY: <u>Dr. Michelle Brandser, Health Services Administrator</u>	APPROVED BY: <u>Dr. Jill Jim, Navajo Department of Health</u>
Program Manager's Printed Name <u>Dr. Michelle Brandser</u>	Division Director / Branch Chief's Printed Name <u>Jill Jim</u>
Program Manager's Signature and Date <u>3/9/22</u>	Division Director / Branch Chief's Signature and Date <u>3/9/22</u>



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 #: HK0156

Date & Time Received: 3/09/2022 16:54

Date & Time of Response: 3/09/2022 20:15

Entity Requesting FRF: Navajo Department of Health

Title of Project: NDOH Dedicated Public Health Storage Warehouse

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$5 million

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 1.14 Public Health: Other Public Health 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: _____

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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: Navajo Department of Health indicate Department, Program, Office, Division, or Branch Date prepared: 03/09/2022

NN Government Unit's mailing address: P.O. Box 1390 phone/email: 928.871.6350/jilljim@navajo-nsn.gov
Window Rock, AZ 86515 website (if any): _____

Form prepared by: Dr. Jill Jim phone/email: 928.871.6350

Executive Director

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

CONTACT PERSON'S info

Title & type of Project: NDOH Dedicated Public Health Storage Warehouse

NN Government Unit's Director or Manager: Dr. Jill Jim phone & email: 928.871.6350/jilljim@navajo-nsn.gov

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez phone & email: 928.871.7000/jonathannez@navajo-nsn.gov

Funding Recipient will be working with: Executive Branch indicate Branch and/or Division on the Project and 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):

TBD

☐ document attached

Amount of FRF requested: 5,000,000 FRF funding period: 06/01/2022 - 12/31/2026
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:

During the pandemic, the Nation's community wellness centers have served as essential warehouse/storage facilities for COVID-19 related food supply, water, and personal protective equipment (PPE). The Nation has no dedicated warehouses or equipment to provide food and PPE to communities and this has become a critical challenge to provide continued economic and health care services throughout the Nation.

☐ document attached

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

See Attached Justification Memo

☐ 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:

06/01/2022 - 09/30/2022: Prepare and Solicit a Design/Build Request for Qualifications (RFQ) to hire an A/E Firm & General Contractor Design Build Team.

09/30/2022 - 12/31/2022: Finalize Contract for Selected Design/Build Team

01/01/2023 - 12/31/2024: Complete Design and Related Planning of Facility

01/01/2025 - 12/31/2025: Complete Construction of Facility

☐ document attached

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

The Executive Director of the DOH, Dr. Jill Jim, will be responsible for implementing the construction of the warehouse in coordination with other Divisions/Departments as necessary.

☐ 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 DOH will be responsible for the operation and maintenance costs for this warehouse upon completion and will work with other Divisions/Departments as necessary to budget for yearly O&M.

☐ 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:

This project will fall under FRF expenditure category 1.12, Public Health: Other Public Health Services. This category was selected based on the need to provide public health services in the form of stored materials and goods due to the ongoing pandemic.

☐ document attached

Part 3. Additional documents.

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

See Attached Justification Memo

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 Unit's Dept. Program/Office Director or Manager

Approved to submit
for Review: _____

signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: _____

Paulson Chaco

print name and indicate title or position

Indicate Branch or Division

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2022

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>NDOH</u>		Division/Branch: <u>Executive/NDOH</u>	
Prepared By: <u>Christine M. Chavez</u>		Phone No.: <u>928-871-6733</u>		Email Address: <u>cmchavez@navajo-nsn.gov</u>	

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
P.L. 93-638 HMS Funding		03/1/21-12/31/2022	5,000,000.00	100%	2001	Personnel Expenses	6	-	-	-	-
					3000	Travel Expenses	6	-	-	-	-
					3500	Meeting Expenses	6	-	-	-	-
					4000	Supplies	6	-	-	-	-
					5000	Lease and Rental	6	-	-	-	-
					5500	Communications and Utilities	6	-	-	-	-
					6000	Repairs and Maintenance	6	-	-	-	-
					6500	Contractual Services	6	-	-	-	-
					7000	Special Transactions	6	-	-	-	-
					8000	Public Assistance	6	-	-	-	-
					9000	Capital Outlay	6	-	5,000,000.00	5,000,000.00	5,000,000.00
					9500	Matching Funds	6	-	-	-	-
					9500	Indirect Cost	6	-	-	-	-
					TOTAL				-	5,000,000.00	5,000,000.00

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:	Dr. Jill Jim, Executive Director	APPROVED BY:	Paulson Chaco, Chief of Staff
	Program Manager's Printed Name		Division Director / Branch Chief's Printed Name
	<u>Jill D</u> 3/9/22		<u>[Signature]</u>
	Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date

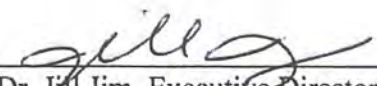
THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



MEMORANDUM

TO : Mel M. Rodis, Assistant Attorney General
Tax and Finance Unit/DOJ

FROM : 
Dr. Jill Jim, Executive Director
Navajo Department of Health

DATE : March 9, 2022

SUBJECT : FRF Expenditure Plan for Public Health Storage Warehouse

The Navajo Department of Health (NDOH) is submitting this supplemental memo to provide justification for our funding request in the amount of \$5 million for the planning, design, and construction of a dedicated public health materials and goods storage warehouse that will support the services we continue to provide to the Nation during this ongoing COVID-19 pandemic.

Public Health and Economic Impacts:

Due to a continued widespread supply shortage and an ongoing pandemic, the Nation continues to purchase larger volumes of food and supplies to meet greater than expected economic and public health needs throughout the Nation.

As of March 8, 2022, the Nation continues to have both confirmed cases and deaths of our community members from COVID-19 as shown in the most recent NDOH situation report:¹

¹ <https://www.ndoh.navajo-nsn.gov/COVID-19/Data>



Situation Report #723 Navajo Nation Dikos Ntsaaígíí-19 (COVID-19)

Last Updated: March 8, 2022



Navajo Nation Residents

Total Confirmed Cases:

52,663

Total Recovered:

50,780

Total Confirmed Deaths:

1,654

Total Tests Completed:

498,793

Total Positive Tests:

82,428

Total Negative Tests:

390,515

Service Area Confirmed Cases

Bondertown	Chinle	Chinlepoint	Fort Defiance	Salto	Kajenta	Empidon	Tuba City	W. H. H. H.
17,264	10,068	5,128	5,355	8,838	4,989	9,763	5,694	2,806

It is unknown when this pandemic will end, and the supply market continues to be volatile. The NDOH supplies PPE, goods, and services to covid and non-covid individuals requiring isolation and quarantine to reduce the spread of covid. The department oversees the Health Command Operations Center, within in this structure, Community Health Representatives, Health Educators, Public Health Nurses, and the Special Diabetes Program staff have assisted the pandemic response by ensuring over 10,000 PPE (masks, cleaning supplies, food) were provided to community members between October to December 2021 and 2,561 patients with covid or was exposed to covid received a food between October to March 9, 2022. NDOH purchases and receives donations of gloves, face shields, masks, cleaning supplies, medical supplies, isolation and quarantine kits, equipment, wood, water, toilet tissue, Kleenex, diapers, baby products, and hand sanitizers. NDOH purchases food to include canned food, water, honey, oatmeal, dry food products for adults and children, including traditional foods (flour, beans).

Supply Chain Issues:

The COVID-19 pandemic resulted in a global, national, and regional wide disruptions in the availability of PPE supplies, goods, materials, and food due to supply chain issues and panic buying.

The Navajo Nation continues to struggle through the pandemic by not only trying to locate and secure supplies but also struggles with storing supplies that can facilitate the needs of our 300,000 community members over a very large geographic area that encompasses nearly 27K square miles. Almost all the 110 Chapters of the Navajo Nation do not have storage space/warehouses and continue to rely on the central government to store and deliver PPE and food during this ongoing pandemic.

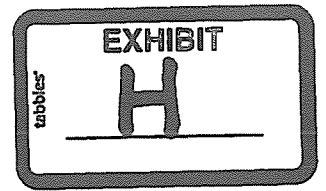
Alternative Considerations:

The Navajo Nation has a critical shortage of reliable, safe, secure storage spaces for public health supplies. The volume of PPE required to meet not only the needs of the Nations Divisions/Programs/Clinics, but to also meet the needs of community members, far exceeds regular storage spaces that are traditionally available in more urban areas. The space needs to meet the Nation's needs are approximately 50,000 square feet. Leasing facilities of this size that can be centrally located in not an option.

Summary

Having a centralized warehouse will reduce the number of haphazard storage points currently being utilized, will improve supply availability, will reduce the need of our community members to travel long distances and exposing themselves to contracting COVID-19, and will provide for easier access, distribution, and quicker, more efficient delivery of public health supplies throughout the Nation.

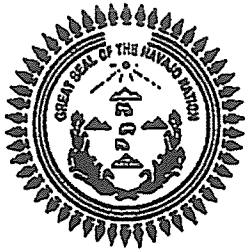
Thank you in advance for your consideration and if you have any questions, please don't hesitate to contact me at 928.871.6851.



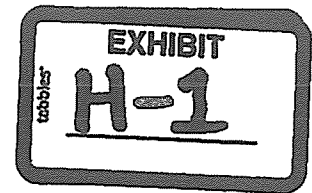
NAVAJO NATION FISCAL RECOVERY FUND

DINEH CHAMBER OF COMMERCE EXPENDITURE PLAN

\$5,000,000



**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 #: HK0124

Date & Time Received: 11/18/2021 16:39

Date & Time of Response: 11/30/2021 14:25 (delayed due to Thanksgiving holiday)

Entity Requesting FRF: Dine Chamber of Commerce

Title of Project: Navajo Business Back to Business from Covid-19

Administrative Oversight: Division of Economic Development

Amount of Funding Requested: \$5,000,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☒ (1) Public Health and Economic Impact
☐ (2) Premium Pay
☐ (3) Government Services/Lost Revenue
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 2.9 (Small Business Economic Assistance (General))

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 |
| <input type="checkbox"/> Project will not be completed by 12/31/2026 | 12/31/2024 |
| <input type="checkbox"/> Ineligible purpose | <input type="checkbox"/> Incorrect Signatory |
| <input type="checkbox"/> Submitter failed to timely submit CARES reports | <input type="checkbox"/> Inconsistent with applicable NN or |
| <input type="checkbox"/> Additional information submitted is
insufficient to make a proper determination | federal laws |

Name of DOJ Reviewer: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

Signature of DOJ Reviewer: *MRodis*

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 EXTERNAL ENTITIES**

Part 1. Identification of parties.

External Entity requesting FRF: Dineh Chamber of Commerce Date prepared: 9.30.21
 External Entity's PO Box 4920 phone/email: info@dinehchamber.org
 mailing address: Window Rock, AZ 86515 website (if any): www.dinehchamber.org
 This Form prepared by: Derrick Watchman, Member phone/email: info@dinehchamber.org
928-288-5933
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Navajo Businesses Back to Business from Covid19/Covid-19 Business Recovery

External Entity's CEO (or equivalent): Al Henderson phone & email: 928-606-2078/ahec01@gmail.com
 Board President: Jeff Begay phone & email: 602-499-8878/rezbldr@gmail.com
 Board Treasurer or Financial Officer: Lydelle Davies phone & email: 928-278-3695

Funding Recipient will be working with: Mr. JT Willie, NN Division of Economic Development on the Project
Indicate name of Director of existing Division and Division, if none, indicate NN President and OPIAP
 and same will be submitting the Funding Request Package for Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Audit, Workshop Provider, Business Consultants. ☐ document attached

Amount of FRF requested: \$5,000,000 FRF funding period: Oct. 1, 2021 to Dec. 31, 2024
Indicate Project starting and ending/baseline 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:

☒ document attached

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

☒ 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, 2028:

APPENDIX A

☒ document attached

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

☒ 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:

☒ 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:

☒ document attached



Part 3. Additional documents.


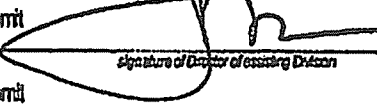
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

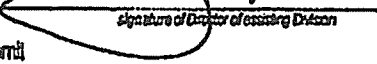
☒ Board Resolution attached

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

External Entity's Preparer:  Approved by: 
signature of Preparer/CONTACT PERSON signature of Board Chairperson or President (or Vice-President)

Approved by:  Approved to submit for Review: 
signature of External Entity's CEO (or equivalent) signature of Director of existing Division

-OR- Approved to submit for Review: 
signature of NIN President

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 1
BUDGET FORM 1



PART I. Business Unit No.: K - (New)		Program Title: Dinah Chamber of Commerce		Division/Branch: Executive	
Prepared By: D. Weichman		Phone No: 828-368-5174		Email Address: info@dinahchamber.com	

PART II. FUNDING SOURCE(S)	Fiscal Year / Item	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		\$0,000,000.00		2001 Personnel Expenses			1,574,000	
				3000 Travel Expenses			100,000	
				3500 Meeting Expenses			\$0,000	
				4000 Supplies			\$0,000	
				5000 Lease and Rental			385,000	
				5500 Communications and Utilities			150,000	
				6000 Repairs and Maintenance				
				6500 Contractual Services			1,541,000	
				7000 Special Transactions			450,000	
				8000 Public Assistance			300,000	
				9000 Capital Outlay				
				TOTAL		\$0.00	\$6,000,000.00	0

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		5
Total # of Vehicles Budgeted:		0

TOTAL: \$5,000,000.00 0%

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

SUBMITTED BY: _____ Program Manager's Printed Name  Program Manager's Signature and Date	APPROVED BY: _____ Division Director / Branch Chief's Printed Name  Division Director / Branch Chief's Signature and Date
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

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

ADDITIONAL DETAILS

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 Chamber proposes the Dineh Chamber Back to Business from Covid19 Project to provide Navajo businesses the following COVID-19 recovery services. This project will augment NN DED's limited services to the 6,000 registered Navajo business recovering and trying to get back to business impacted by the Pandemic. Services will include, but not limited to: Advocacy in procurement and contracting; skills development, workshops, and training to be competitive; guest speakers with informative presentations; networking workshops with local businesspeople; marketing and promotion of Navajo-owned businesses; membership access for teaming on projects, advice, and promotion; monthly e-mail newsletter on events, NN notices and opportunities; contracting and procurement assistance to secure ARPA contracts; referrals to professional and experienced advisers; mentor and coach entrepreneurs, start-up and re-start-up small businesses; referrals and advice to financial and lending institutions; business plan review and advisory; and collaboration and partnerships to pursue and complete projects. Information is significantly limited on the Navajo Nation and thus a Website/Portal for business contracting opportunities, covid-19 recovery and back to business coaching will be develop and maintained.

The Chamber proposes, given technology today and major use of mobile devices, use of the internet whereby the portal will host information, training, updates, and communication for Navajo businesses to stay connected with their peers, the markets, and would be used to market members and those interested in expanding their market reach for recovery. The website portal would also be used to centralize job opportunities, contract opportunities from the Nation, enterprises, other Navajo businesses, federal agencies, and the like for back to business efforts. The website would also be used to library training, podcasts, SBA webinars, surrounding Chamber information and related information. The website would also house the Monday Call recordings. So far, sixty calls have been held and a majority of the calls are digitally documented. Next, community involvement is fundamental. The Chamber goals were derived from a collaborative process that sought to identify what changes consumers, business owners, economic development organizations, and community service providers felt were needed to address and overcome the problems and challenges related to recovery from the pandemic as it relates to economic and small business development on the Navajo Nation. The marketing strategy employs the regional collaboration model. The model focuses on strategies which build on existing programs, expand others, or can be initiated with public and private partnerships and collaborations. community outreach sessions. From the community outreach sessions, the Chamber will prioritize critical issues that are deemed adverse to small business formation, development, and initiate work on resolutions to address the identified critical issues, especially hard-hit pandemic impacted businesses. A wide range of community assets exist upon which the community outreach sessions can be successful. These assets

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

ADDITIONAL DETAILS

include economic development agencies, recently formed partnerships and collaborations, university groups and issue-specific initiatives. The community perspective, networks, and associations developed through this initiative will provide a foundation for future success and sustainability. The plan is to address how the Chamber will engage partnering organizations and the roles these resources will contribute in new and innovative ways to assist the Chamber with recovery, expansion and enhancement of the Navajo Nation's business ecosystem and the related community and economic infrastructure.

It is the Chamber's expectation to become an anchor for the business community and surrounding Navajo communities that have been adversely affected by the COVID-19 pandemic, to be looked to for leadership, and who recognizes the need to mentor industry advocates and provide them with the necessary tools to make positive changes in the business community. The Chamber will use its experience and knowledge to bring in new leaders and to help them envision new projects. The Chamber plans to establish field offices or interface with the Navajo Nation RBDs to encourage local membership and community residents to be initiative-taking, take initiative and implement their visions with the support of the Chamber's well-established contacts, grant opportunities, office resources and guidance.

To increase membership and key stakeholder knowledge of Navajo Nation laws related to regional business and economic development initiatives, the Chamber will organize workshops and trainings regarding specific topics on business, economics, lending, relevant Navajo Nation laws, and federal statutes on a quarterly basis. Examples of key issues include: 1. Land Use Withdrawal Process, 2. Leasing Process: Home Site, Business Site, Grazing Act, Rights-of-Way, etc., 3. Zoning and Land Use Planning, and 4. Navajo Business Regulatory, Economic Development, environmental regulation, etc. The regional development planning process will be community driven. The Chamber staff will arrange for public service announcements on local radio stations and in regional newspapers and the Navajo Times on a regular basis. Staff will explore email and other social networking systems to outreach to stakeholders, posting development planning meetings, projects and related public hearings and scheduled educational sessions and training activities.

The Chamber will convene Navajo-owned and other Native American-owned companies and small businesses including those owned by women, veterans, and disabled persons, tribally-owned businesses at NN agencies, as well as suppliers, other supporting economic institutions (banks, private investment, and public resources), and key stakeholder groups such as the local Navajo Nation chapters, community organizations (veterans, youth, elderly, churches), academic institutions and schools, and local government officials such as law enforcement, healthcare, social services, workforce development and other NN departments/programs to create a comprehensive and collaborative mechanism for supporting, growing and sustaining a healthy and thriving Navajo Nation economy. The economic development goals and objectives will enable the Chamber and collaborative partners to marshal considerable private, public, and community resources in directions from which potentially long lasting

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

ADDITIONAL DETAILS

positive and sustainable effects on regional employment, income levels, occupational choices, living standards, and quality of life are destined to emerge. When added together, the human, financial and technical resources available that can be realized are significant. It is the intent of the Chamber to use these resources to the maximum extent possible and to leverage their impact for major achievements.

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

Dineh Chamber Back to Business from Covid-19 Project target is the 6,000 Navajo businesses registered with the Navajo Nation and their family members. These businesses are a significant part of the Navajo community and economy that provides jobs, services, goods, and revenues (taxes) to the Navajo Nation. Getting Navajo businesses Back to Business is critical and crucial for the future well-being of the Great Navajo Nation. In turn, every Navajo resident will benefit through viable businesses, access to jobs, access to goods & services and local access.

(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:

The Dineh Chamber Back to Business from Covid-19 Project will be implemented as a 3-year project and will be completed or expiring on December 31, 2024. The project will function daily during the 3-year period and will measure through a set of metrics the number of services provided, businesses recovery, business enhancement and economic impacts to the Navajo economy.

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

The collaborative efforts of the Chamber board of directors, the Chamber staffing and contract professionals will be responsible for implementing the multi-year Back to Business from Covid-19 Project project. The lead will include the Chairman of the Board and the Executive Director.

(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 Dineh Chamber Back to Business from Covid-19 Project will be a 3-year project consistent with the APRA period – 2021 to 2024. The Project will provide technical assistance, counseling, and related services to assist business with planning and recovery needs. This programming will be consistent with the guidance set forth by the United Government.

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

ADDITIONAL DETAILS

(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:

The Dineh Chamber of Commerce's Dineh Chamber Back to Business from Covid-19 Project (Project) falls under the item:

2: Negative Economic Impacts
2.9 Small Business Economic Assistance (General)

Of the 66 Fiscal Recovery Fund expenditure categories. Specifically, the project will provide the 6,000 plus Navajo business with Technical assistance, counseling, or other services to assist with business planning needs necessary to get Back to Business. As discussed above, these services will respond to the negative economic impacts of COVID-19. All Navajo businesses, including small businesses, will be eligible and targeted. Navajo businesses facing financial insecurity, substantial declines in gross receipts or other economic harm due to the pandemic, as well as businesses with less capacity to weather financial hardship, such as the smallest businesses, those with less access to credit, or those serving disadvantaged communities will benefit.

Part 3. Additional documents.

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

See attached two supporting resolutions.

**DINEH CHAMBER OF COMMERCE
RESOLUTION**

**Supporting and Approving Submission to the Navajo Nation An Application
Of \$5,000,000 to the Navajo Nation Fiscal Recovery Fund (NNFRF)**

WHEREAS:


1. The Dineh Chamber of Commerce ("Chamber") was established in July 2013 as a non-profit corporation and incorporated under the laws of the Navajo Nation and is registered with the US Internal Revenue Service as a non-profit organization; and
2. The Dineh Chamber of Commerce is established to support and advocate for Navajo businesses and companies located within the Navajo Nation and the surrounding areas with business planning, project financing, information, teaming, project development and sustainability; and
4. Navajo-owned businesses and their families continue to suffer from the damages and negative impacts imposed by the Covid-19 pandemic; and
5. The Navajo Nation, through Resolutions CJY-41-21 and BFS-31-21, established the Navajo Nation Fiscal Recovery Fund and eligible entities ("External Entities") include the Dineh Chamber of Commerce as a non-profit; and
6. The Dineh Chamber of Commerce provides valuable services to Navajo businesses and through NNFRN support will respond to the Covid-19 negative economic impacts Navajo businesses are experiencing. The "Back to Business from Covid19 Project" will provide Navajo businesses the following COVID-19 recovery services. This project will augment NN DED's limited services to the 6,000 registered Navajo business recovering and trying to get back to business impacted by the Pandemic. Services will include, but not limited to: Advocacy in procurement and contracting; skills development, workshops, and training to be competitive; guest speakers with informative presentations; networking workshops with local businesspeople; marketing and promotion of Navajo-owned businesses; membership access for teaming on projects, advice, and promotion; monthly e-mail newsletter on events, NN notices and opportunities; contracting and procurement assistance to secure ARPA contracts; referrals to professional and experienced advisers; mentor and coach entrepreneurs, start-up and re-start-up small businesses; referrals and advice to financial and lending institutions; business plan review and advisory; and collaboration and partnerships to pursue and complete projects. Information is significantly limited on the Navajo Nation and thus a Website/Portal for business contracting opportunities, covid-19 recovery and back to business coaching will be develop and maintained; and
6. The Back to Business from Covid19 Project meets the U.S. Treasury guidelines, specifically the 2.9 Small Business Economic Assistance (General) category; and
7. When awarded the funding, the Chamber affirms that as an External Entity it will only use awarded funds in compliance with the ARPA, the APRA Regulations, and all other applicable Navajo Nation and federal laws and regulations, pursuant to Exhibit 5, section 4 (B) (3), BFS-31-21; and
7. It is in the best interest of the Navajo Nation to support and fund the Dineh Chamber of Commerce's NNFRN application.

NOW THEREFORE, BE IT RESOLVED THAT:

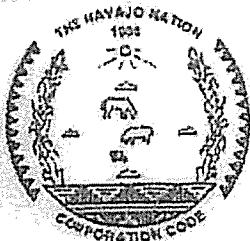
The Dineh Chamber of Commerce supports and approves the Navajo Nation Fiscal Recovery Fund application of \$5,000,000 to the Navajo Nation and will abide with all rules and regulations as set forth in the guidelines and agreements.

CERTIFICATION

I hereby certify that the foregoing resolution was duly passed by the Dineh Chamber of Commerce Board of Directors at a duly called meeting at Window Rock, AZ at which a quorum was present and the same was passed by a vote of 4 in favor and 0 opposed, and 0 abstained on this 16th day of November 2021.



Lydelle Davies, Chairman of the Board of Directors
Dineh Chamber of Commerce



NAVAJO NATION CORPORATION ACT

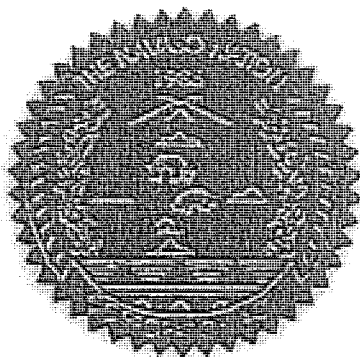
CERTIFICATE OF INCORPORATION

To all to Whom these Presents Shall Come, Greeting:

I, the Manager of the Business Regulatory Department, DO HEREBY CERTIFY
that ***DINEH CHAMBER OF COMMERCE***
(Non Profit)
File Number: 101710


a corporation organized under the laws of the jurisdiction of the Navajo Nation, was on
the 25th day of July, 2013
authorized to transact business within the Navajo Nation as a DOMESTIC Corporation.

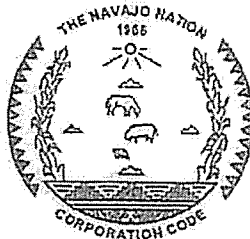
I FURTHER CERTIFY that this corporation has filed all affidavits and required
documents and paid all filing fees required and, therefore, is incorporated as a Domestic
Corporation.



IN WITNESS WHEREOF, I have hereunto set
my hand and affixed the official seal of the
Navajo Nation Corporation Act at Window
Rock, Arizona, this 25th

day of July, 2013 A.D.


Manager, Business Regulatory Department



NAVAJO NATION CORPORATION CODE

CERTIFICATE OF GOOD STANDING

To all to Whom these Presents Shall Come, Greetings:

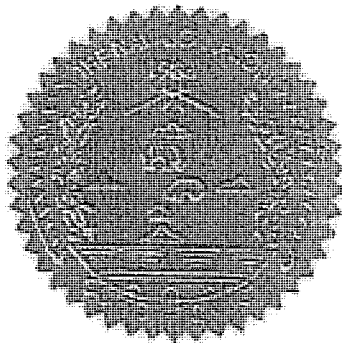
I, the Director of the Business Regulatory Department, DO HEREBY CERTIFY
that

DINEH CHAMBER OF COMMERCE

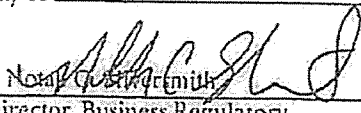
File Number: 101710

a Corporation organized under the laws of the Navajo Nation Corporation Act, did
incorporate on July 25th, 2013

I FURTHER CERTIFY that this corporation has filed all affidavits and annual
reports and has paid all annual filing fees required to date and, therefore, is in good
standing within the Navajo Nation.



IN WITNESS WHEREOF, I have hereunto set
my hand and affixed the official seal of the
Navajo Nation Corporation Code. Done at
Window Rock, Arizona, the Capital of the
Navajo Nation, this 5th
day of October, 2021 A.D.



Director, Business Regulatory
Division of Economic Development

**ARTICLES OF INCORPORATION
OF
DINEH CHAMBER OF COMMERCE
(Non Profit)**

FILED
File Number 101710
JUL 25 2013
Navajo Nation Corporation Act
Department Manager

The undersigned natural person(s), acting as incorporator(s) of a corporation under the Navajo Nation Corporation Code, hereby adopt(s) the following Articles of Incorporation for such Corporation.

ARTICLE I - NAME

The name of the corporation shall be Dineh Chamber of Commerce (herein, the "Chamber").

ARTICLE II - PRINCIPAL OFFICE & REGISTERED AGENT

The principal place of business of the Chamber shall be within the Navajo Nation. The Chamber may establish other offices, within or outside of the Navajo Nation, as the Board of Directors may designate or as the business of the Chamber may require from time to time.

The Initial Registered Agent for the Chamber shall be Michael Nelson, Ace Hardware Store, Window Rock Shopping Center, State Highway 264 and Navajo Route 12, Window Rock, Arizona 86515.

ARTICLE III - PURPOSE

The Chamber is organized as a non-profit corporation to; promote economic opportunities for Navajo and Indian businesses within or outside the Navajo Nation; foster economic growth and self-sufficiency in Navajo communities; and, provide a voice for Navajo and Indian businesses located on or near the Navajo Nation.

ARTICLE IV - POWERS AND RESTRICTIONS

The Chamber shall engage in any and all lawful activities for which non-profit corporations may be incorporated under the laws of the Navajo Nation and any state the Chamber may register with, as such laws may be amended from time to time, consistent with the purpose set forth in Article III. As a non-profit corporation, the Chamber shall not issue any stock.

Notwithstanding any provisions of these Articles, the Chamber shall not engage in any activities not permitted to be carried on by an organization exempt from federal income tax under section 501 (c)(3) of the Internal Revue Code of 1986, as amended, nor shall the Chamber engage in any activities or exercise power not in furtherance of its specific purpose.

No part of the income of the Chamber shall inure to the benefit of its members, trustee, officers or other private persons, except that the Chamber shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of its purposes above described.

ARTICLE V - MEMBERSHIP

The Chamber shall have one or more categories of members who shall become members upon acceptance of an application and payment of dues as provided for in the By-Laws of the Chamber. Any American Indian individual, American Indian owned business, Tribal Chapter or Community, or Tribal Enterprise, Authority or Company shall be eligible for membership. Furthermore, any non- Indian or non- Indian business who desires to preserve and promote the objectives of the Chamber shall be eligible for membership; and, any corporation, association, organization, and agency that desire to preserve and promote the objectives of the Chamber shall be eligible for membership.

ARTICLE VI - BOARD OF DIRECTORS

The affairs of the Chamber shall be managed by the Board of Directors consisting of eleven directors. The initial directors shall consist of Jefferson Begay, Michael Nelson, Loren Miller, Heather Fleming, Amber Schilling, Al Henderson, Romero Brown, Duane Aspass, David John and Aaron Shorty. At its first meeting, after incorporation, the Board of Directors shall select one additional Director.

The time and manner in which the Board of Directors shall be elected in the future shall be set forth in the By-Laws of the Chamber.

ARTICLE VII - INCORPORATORS

The names of the incorporators are Jefferson Begay, 1707 E. Highland Avenue, Phoenix, Arizona, 85016 and Al Henderson, 1014 E. Mesa Avenue, Apartment #1, Gallup, New Mexico, 87301.

ARTICLE VIII – DURATION

The Chamber's duration is perpetual or until surrendered by act of the Chamber as provided for in the By-Laws of the Chamber or revoked pursuant to the Navajo Nation Corporation Code.

ARTICLE VIX – PROVISION OF LAW

The Chamber shall abide by all criminal, civil, and regulatory laws of the Navajo Nation.

ARTICLE X - DISSOLUTION

In the event of the liquidation or dissolution of the Chamber, whether voluntary or involuntary, no director, trustee, officer or any other private person shall be entitled to any distribution of the assets of the Chamber. Any assets remaining to the Chamber at dissolution or liquidation, after paying or providing for its liabilities, shall be distributed to any one or more non-profit, charitable organizations which are tax exempt under section 501 (c)(3) of the Internal Revenue Code of 1986, as amended, or if permissible under federal tax law then in effect.

ARTICLE XI - INDEMNIFICATION

The Chamber shall to the fullest extent permitted by applicable law as then in effect indemnify each person who is subjected to any claim or suit by reason of the fact that he or she is or was director or officer of the Chamber, as more fully set forth in the By-Laws of the Chamber. No director or officer of the Chamber shall be personally liable for the debts, obligations or liabilities of the Chamber of any nature whatsoever nor shall any of the property of the directors or officers be subject to such debts, obligations or liabilities of the Chamber.

ARTICLE XII - AMENDMENT

These Articles of Incorporation may be amended by a majority vote of the Board of Directors at a duly called meeting for such purpose. Prior written notice of at least ten business days before said meeting setting forth the proposed changes in the Articles shall be given to all members of the Board of Directors.

Dated this 10th, day of July, 2013



Jefferson Begay, (Incorporator)
1707 E. Highland Avenue
Phoenix, Arizona 85016



Al Henderson, (Incorporator)
1014 E. Mesa Avenue, Apartment #1
Gallup, New Mexico, 87301.

ACKNOWLEDGMENT OF THE REGISTERED AGENT

I, Michael Nelson, having been designated to act as Registered Agent, hereby consent to act in that capacity until removed or until a resignation is submitted in accordance with the Navajo Nation Corporation Code.

Michael Nelson
(Signature of Registered Agent)

P.O. Box 614, Window Rock, Az
Navajo Route 12 + State 264
(Address of Registered Agent - The address must be an exact street address. If there is no street address, a map must be included on exact location of Registered Agent.)

STATE OF ARIZONA

COUNTY OF APACHE

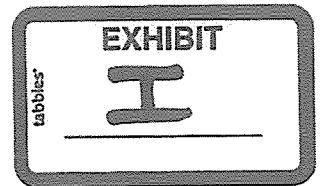
The foregoing instrument was acknowledged by Michael Nelson, Registered Agent for Dine Chamber of, before me this 25th day of July, 2013. Commerce



Rena Taliman
(Notary Public)

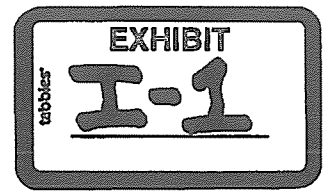
My Commission Expires: March 17, 2015

NAVAJO NATION FISCAL RECOVERY FUND



REGIONAL CHAPTER PROJECTS EXPENDITURE PLAN SUMMARY

	DELEGATE ARPA DISTRIBUTION	CJY-41-21 - SECTION 5 - SIHASIN AND UUF REIMBURSEMENT	CJY-41-21 - SECTION 6 - CARES DEFUNDED	DELEGATE REGION ALLOCATION
Eugenia Charles-Newton	\$41,354,840		\$327,258	\$41,027,581
Eugene Tso	\$41,354,840		\$964,199	\$40,390,641
Charlaine Tso	\$41,354,840		\$925,587	\$40,429,253
Mark Freeland	\$41,354,840	\$1,330,000	\$1,683,859	\$38,340,981
Edison Wauneka	\$41,354,840		\$794,398	\$40,560,442
Pernell Halona	\$41,354,840		\$3,094,983	\$38,259,857
Rickie Nez	\$41,354,840		\$1,679,520	\$39,675,320
Elmer Begay	\$41,354,840		\$7,717,978	\$33,636,861
Herman Daniels, Jr.	\$41,354,840		\$6,683,588	\$34,671,252
Thomas Walker, Jr.	\$41,354,840		\$9,998,531	\$31,356,309
Nathaniel Brown	\$41,354,840		\$5,571,447	\$35,783,393
Vince James	\$41,354,840		\$1,765,849	\$39,588,991
Paul Begay	\$41,354,840		\$2,690,680	\$38,664,160
Otto Tso	\$41,354,840		\$964,412	\$40,390,428
Amber Kanazbah Crotty	\$41,354,840		\$2,366,460	\$38,988,380
Kee Allen Begay, Jr.	\$41,354,840		\$3,511,627	\$37,843,213
Carl Slater	\$41,354,840		\$3,853,652	\$37,501,188
Wilson Stewart, Jr.	\$41,354,840		\$1,049,785	\$40,305,055
Raymond Smith, Jr.	\$41,354,840		\$1,961,718	\$39,393,122
Daniel Tso	\$41,354,840	\$1,806,927	\$4,844,322	\$34,703,590
Jimmy Yellowhair	\$41,354,840		\$2,011,707	\$39,343,133
Seth Damon	\$41,354,840	\$150,000	\$5,016,768	\$36,188,072
Edmund Yazzie	\$41,354,840		\$4,117,879	\$37,236,961
Jamie Henio	\$41,354,840	\$3,470,452	\$1,515,730	\$36,368,658
Total		\$6,757,379	\$75,111,937	\$910,646,840



NAVAJO NATION FISCAL RECOVERY FUND

PROJECTS THAT HAVE RECEIVED NNDOJ ELIGIBILITY DETERMINATIONS

AS OF MARCH 25, 2022¹

¹ This list will be updated by NNDOJ as more projects are vetted. Updated lists will be available through the NNFRF Office.

Section	Category	Project Description	Chapter	Delegate Region	Cost
Water	5.10	New Aneth Arsenic Removal Water Treatment Plant and Intertie (Phase II)	Aneth	Charlaine Tso	\$ 500,000
Water	5.11	New Lybrook Intertie w/Cutter Lateral	Ojo Encino	Daniel Tso	\$ 1,000,000
Water	5.02	Window Rock/Ft. Defiance Wastewater Trunk Relocation	St. Michaels	Edison Wauneka	\$ 10,000,000
Water	5.11	New Transmission line from 3-way switch to Coalmine for 8 pumping plants - Electric Upgrade	St. Michaels	Edison Wauneka	\$ 3,100,000
Water	5.11	Upgrade Substation for power to pumping plants for 8 pumping plants - Electric Upgrade	St. Michaels	Edison Wauneka	\$ 3,500,000
Water	5.11	New line from Tohatchi to 3-way switch (two chapters Window Rock/Ft Defiance)	St. Michaels	Edison Wauneka	\$ 3,082,500
Water	5.11	Leupp to Dikton Water Supply Project (PTF/Silhasin replace) (Two chapters)	Dikton	Elmer Begay	\$ 7,500,000
Water	5.01	AOC Regulatory Compliance Upgrades	Chinle	Eugene Tso	\$ 600,000
Water	5.01	Chinle Wastewater Treatment Plant Replacement, Matching Contribution	Chinle	Eugene Tso	\$ 20,500,000
Water	5.10	New Chinle Water Treatment Plant, Matching Contribution (Planned Completion 12/2023)	Chinle	Eugene Tso	\$ 8,680,000
Water	5.01	Shiprock Wastewater Treatment Plant Replacement, Matching Contribution	Shiprock	Eugenia Charles-Newton	\$ 26,045,315
Water	5.02	Shiprock Wastewater Trunk Replacements	Shiprock	Eugenia Charles-Newton	\$ 15,500,000
Water	5.11	Pumping Plant #2 - Electrical extension	Shiprock	Eugenia Charles-Newton	\$ 1,292,000
Water	5.11	New line from Cudei to Newcomb (two chapters Shiprock & Newcomb)	Shiprock	Eugenia Charles-Newton	\$ 7,413,413
Water	5.14	New Shiprock / Cortez East Water Storage Tank Replacement (Planned Completion 12/2023)	Shiprock	Eugenia Charles-Newton	\$ 3,500,000
Water	5.10	Halchita WTP Evaporation Pond & H2S Treatment	Shiprock	Eugenia Charles-Newton	\$ 3,500,000
Water	5.13	Ojato Well WS Improvements	Ojato	Herman Daniels, Jr.	\$ 850,000
Water	5.13	Alamo Springs Well Connection	Ojato	Herman Daniels, Jr.	\$ 1,450,000
Water	5.13	Alamo - New Well and Treatment System	Alamo	Jamie Henio	\$ 250,000
Water	5.11	Tohajiilee - ABQ Water Supply Pipeline	Alamo	Jamie Henio	\$ 1,000,000
Water	5.14	Ramah Water System Upgrades	Tohajiilee	Jamie Henio	\$ 1,800,000
Water	5.11	Pumping Plant #14 - Electrical extension	Ramah	Jamie Henio	\$ 1,000,000
Water	5.11	New Substation for power to pumping plants for 3 pumping plants - Electric Upgrade	Crownpoint	Mark Freeland	\$ 2,227,150
Water	5.11	Cutter Lateral Watering Point	Crownpoint	Mark Freeland	\$ 4,544,764
Water	5.11	Cutter Ph 6f	Huerfano	Mark Freeland	\$ 150,000
Water	5.11	New Cutter Lateral Water Loading Stations	Huerfano	Mark Freeland	\$ 7,300,000
Water	5.11	Standing Rock Waterline Extensions	Huerfano	Mark Freeland	\$ 810,000
Water	5.11	Pumping Plant #13 - Electrical extension	Standing Rock	Mark Freeland	\$ 6,400,000
Water	5.11	New Transmission line from Tohatchi to Nahodishgish (two chapters Tohatchi & Standing Rock)	Standing Rock	Mark Freeland	\$ 295,000
Water	5.01	AOC Regulatory Compliance Upgrades	Standing Rock	Mark Freeland	\$ 4,750,000
Water	5.01	Kayenta Wastewater Treatment Plant Replacement, Matching Contribution	Kayenta	Nathaniel Brown	\$ 600,000
Water	5.01	AOC Regulatory Compliance Upgrades	Kayenta	Nathaniel Brown	\$ 2,000,000
Water	5.02	Tuba City Wastewater Sewer Bridge Replacement	Tuba City	Otto Tso	\$ 600,000
Water	5.02	Tuba City Wastewater Treatment Headworks and Septage Receiving Station	Tuba City	Otto Tso	\$ 2,200,000
Water	5.11	Pumping Plant #12 - Electrical extension	Tuba City	Otto Tso	\$ 5,500,000
Water	5.11	Coyote Canyon (Planning/Design)	Coyote Canyon	Pernell Halona	\$ 1,623,600
Water	5.11		Coyote Canyon	Pernell Halona	\$ 2,100,000

Section	Category	Project Description	Chapter	Delegate Region	Cost
Water	5.11	Naschitti Connection	Naschitti	Pernell Halona	\$ 2,850,000
Water	5.11	Upgrade Substation for power to pumping plants 8 pumping plants - Electric Upgrade.	Tohatchi	Pernell Halona	\$ 4,836,000
Water	5.11	New Transmission line from Tohatchi to Nahodishgish (two chapters Tohatchi & Standing Rock)	Tohatchi	Pernell Halona	\$ 4,750,000
Water	5.11	New Transmission line from Newcomb to Tohatchi for 8 pumping plants - Electric Upgrade	Tohatchi	Pernell Halona	\$ 6,935,625
Water	5.13	New Houck Replacement Pumphouse	Houck	Raymond Smith, Jr.	\$ 500,000
Water	5.11	New Distribution line for water treatment plant - Electric Upgrade	Nenahnezad	Rickie Nez	\$ 1,919,972
Water	5.11	Upgrade Substation for power to pumping plants and 1 water treatment plant	Nenahnezad	Rickie Nez	\$ 3,879,200
Water	5.11	Upgrade Substation for power to pumping plants (two chapters Newcomb & Tohatchi)	Newcomb	Rickie Nez	\$ 3,950,000
Water	5.11	New line from Cudei to Newcomb (two chapters Shiprock & Newcomb)	Newcomb	Rickie Nez	\$ 7,413,413
Water	5.11	Upgrade Substation for power to pumping plants (two chapters Newcomb & Tohatchi)	Newcomb	Rickie Nez	\$ 6,935,625
Water	5.11	Chichiltah Supply and Water System	Chichiltah	Seth Damon	\$ 2,700,000
Water	5.11	Leupp to Dilkon Water Supply Project (PTF/Sihasin replace) (Two chapters)	Leupp	Thomas Walker, Jr.	\$ 7,500,000
Water	5.01	Ganado WWTP Replacement Project, new cells 1, 2 & 3	Ganado	Vince James	\$ 5,000,000
Water	5.13	New Ganado Water Supply Well, Phase 2, Pumphouse, Electric Extension, and Water System Tie	Ganado	Vince James	\$ 100,000
Water	5.11	New line from Tohatchi to 3-way switch (two chapters Window Rock/Ft Defiance)	Fort Defiance	Wilson Stewart, Jr.	\$ 3,082,500
Total Amount					\$ 222,016,076

Section	Category	Project Description	Chapter	Delegate Region	Cost
Broadband	5.16	Sanostee Community Housing - CPE/Modem/Install	Sanostee	Amber Kanazbah Crotty	\$ 122,400
Broadband	5.16	Sanostee Community Housing - Fiber Access & Electronics	Sanostee	Amber Kanazbah Crotty	\$ 367,200
Broadband	5.16	Sanostee Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Sanostee	Amber Kanazbah Crotty	\$ 459,000
Broadband	5.17	Sanostee New Tower	Sanostee	Amber Kanazbah Crotty	\$ 531,318
Broadband	5.17	Sanostee Community Housing - Fiber Distribution	Sanostee	Amber Kanazbah Crotty	\$ 734,400
Broadband	5.17	Kaibeto Fiber Buildout	Sheepsprings	Amber Kanazbah Crotty	\$ 168,300
Broadband	5.16	Toadlena Mobility (600mhz) & Fixed Wireless Broadband CBRS/3.5GHz)	Toadlena/Two Grey Hill	Amber Kanazbah Crotty	\$ 459,000
Broadband	5.17	Toadlena New Tower Build	Toadlena/Two Grey Hill	Amber Kanazbah Crotty	\$ 531,318
Broadband	5.17	Toadlena Fiber Buildout	Toadlena/Two Grey Hill	Amber Kanazbah Crotty	\$ 2,131,406
Broadband	5.16	Lukachukai NHA Housing - CPE/Modem/Install	Lukachukai	Carl Slater	\$ 122,400
Broadband	5.16	Lukachukai NHA Housing - Fiber Access & Electronics	Lukachukai	Carl Slater	\$ 367,200
Broadband	5.17	Lukachukai NHA Housing - Fiber Distribution	Lukachukai	Carl Slater	\$ 734,400
Broadband	5.16	Rock Point Community School Teacher Housing - CPE/Modem/Install	Rock Point	Carl Slater	\$ 122,400
Broadband	5.16	Rock Point Community School Teacher Housing - Fiber Access & Electronics	Rock Point	Carl Slater	\$ 367,200
Broadband	5.17	Rock Point Community School Teacher Housing - Fiber Distribution	Rock Point	Carl Slater	\$ 734,400
Broadband	5.16	Rough Rock North Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Rough Rock	Carl Slater	\$ 459,000
Broadband	5.17	Rough Rock North New Tower Build	Rough Rock	Carl Slater	\$ 531,318
Broadband	5.16	Round Rock NHA Housing - CPE/Modem/Install	Round Rock	Carl Slater	\$ 122,400
Broadband	5.16	Round Rock NHA Housing - Fiber Access & Electronics	Round Rock	Carl Slater	\$ 367,200
Broadband	5.17	Round Rock NHA Housing - Fiber Distribution	Round Rock	Carl Slater	\$ 734,400
Broadband	5.17	Tsaliie Shelter Power Upgrade	Tsaliie/Wheatfields	Carl Slater	\$ 8,670
Broadband	5.16	Montezuma Creek Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Aneth	Charlaine Tso	\$ 459,000
Broadband	5.17	Mexican Water WT Fiber Buildout	Mexican Water	Charlaine Tso	\$ 936,867
Broadband	5.16	Red Mesa Hospital Employee Housing - CPE/Modem/Install	Red Mesa	Charlaine Tso	\$ 122,400
Broadband	5.16	Red Mesa Hospital Employee Housing - Fiber Access & Electronics	Red Mesa	Charlaine Tso	\$ 367,200
Broadband	5.17	Black Rock to Cudei	Red Mesa	Charlaine Tso	\$ 291,403
Broadband	5.17	Red Mesa Hospital Employee Housing - Fiber Distribution	Red Mesa	Charlaine Tso	\$ 734,400
Broadband	5.17	Red Mesa to Teec Nos Pos	Red Mesa	Charlaine Tso	\$ 4,027,918
Broadband	5.16	Teec Nos Pos Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Teec Nos Pos	Charlaine Tso	\$ 459,000
Broadband	5.16	Black Rock Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Teec Nos Pos	Charlaine Tso	\$ 459,000
Broadband	5.17	Black Rock New Tower Build	Teec Nos Pos	Charlaine Tso	\$ 531,318
Broadband	5.17	Teec Nos Pos New Tower Build	Teec Nos Pos	Charlaine Tso	\$ 632,400
Broadband	5.17	Teec Nos Pos to Black Rock	Teec Nos Pos	Charlaine Tso	\$ 3,735,571
Broadband	5.17	Tolikan Tower Shelter	Tolikan (Sweetwater)	Charlaine Tso	\$ 185,640

Master List of Broadband Projects

Section	Category	Project Description	Chapter	Delegate Region	Cost
Broadband	5.17	Little Water Tower Shelter	Littlewater	Daniel Tso	\$ 178,500
Broadband	5.16	Pueblo Pintado Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Pueblo Pintado	Daniel Tso	\$ 459,000
Broadband	5.17	Pueblo Pintado New Tower	Pueblo Pintado	Daniel Tso	\$ 531,318
Broadband	5.16	Torreon Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Torreon	Daniel Tso	\$ 459,000
Broadband	5.16	Whitehorse Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Whitehorse Lake	Daniel Tso	\$ 459,000
Broadband	5.17	Whitehorse New Tower Build	Whitehorse Lake	Daniel Tso	\$ 531,318
Broadband	5.16	Pine Springs Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Oaksprings	Edison Wauneka	\$ 439,024
Broadband	5.16	Oaksprings Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Oaksprings	Edison Wauneka	\$ 459,000
Broadband	5.17	Oaksprings Fiber Buildout	Oaksprings	Edison Wauneka	\$ 78,733
Broadband	5.17	Oaksprings New Tower Build	Oaksprings	Edison Wauneka	\$ 531,318
Broadband	5.17	Pine Springs New Tower Build	Oaksprings	Edison Wauneka	\$ 954,679
Broadband	5.17	Pine Springs Fiber Buildout	Oaksprings	Edison Wauneka	\$ 2,214,664
Broadband	5.16	Karigan Estates - CPE/Modem/Install	St. Michaels	Edison Wauneka	\$ 122,400
Broadband	5.16	Karigan Estates - Fiber Access & Electronics	St. Michaels	Edison Wauneka	\$ 367,200
Broadband	5.16	WR Employee & OPVP Housing - CPE/Modem/Install	St. Michaels	Edison Wauneka	\$ 122,400
Broadband	5.16	WR Employee & OPVP Housing - Fiber Access & Electronics	St. Michaels	Edison Wauneka	\$ 367,200
Broadband	5.17	Karigan Estates - Fiber Distribution	St. Michaels	Edison Wauneka	\$ 734,400
Broadband	5.17	WR Employee & OPVP Housing - Fiber Distribution	St. Michaels	Edison Wauneka	\$ 734,400
Broadband	5.16	Mariano Lake Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Mariano Lake	Edmund Yazzie	\$ 459,000
Broadband	5.17	Mariano Lake New Tower	Mariano Lake	Edmund Yazzie	\$ 530,400
Broadband	5.16	Smith Lake Mobility (600mhz) & Fixed Wireless Broadband (CBRS/3.5GHz)	Smith Lake	Edmund Yazzie	\$ 459,000
Broadband	5.17	Smith Lake New Tower	Smith Lake	Edmund Yazzie	\$ 531,318
Broadband	5.16	Dilkon Hospital Housing - CPE/Modem/Install	Dilkon	Elmer Begay	\$ 122,400
Broadband	5.16	Dilkon Hospital Housing - Fiber Access & Electronics	Dilkon	Elmer Begay	\$ 367,200
Broadband	5.17	Castle Butte New Tower Build	Dilkon	Elmer Begay	\$ 531,318
Broadband	5.17	Dilkon Hospital Housing - Fiber Distribution	Dilkon	Elmer Begay	\$ 734,400
Broadband	5.16	Greasewood NHA Housing - CPE/Modem/Install	Greasewood Springs	Elmer Begay	\$ 122,400
Broadband	5.16	Indian Wells NHA Housing - CPE/Modem/Install	Greasewood Springs	Elmer Begay	\$ 122,400
Broadband	5.16	Greasewood NHA Housing - Fiber Access & Electronics	Greasewood Springs	Elmer Begay	\$ 367,200
Broadband	5.16	Indian Wells NHA Housing - Fiber Access & Electronics	Greasewood Springs	Elmer Begay	\$ 367,200
Broadband	5.17	Greasewood NHA Housing - Fiber Distribution	Greasewood Springs	Elmer Begay	\$ 734,400
Broadband	5.17	Indian Wells NHA Housing - Fiber Distribution	Greasewood Springs	Elmer Begay	\$ 734,400
Broadband	5.16	White Cone Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Whitecone	Elmer Begay	\$ 459,000
Broadband	5.16	White Cone South Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Whitecone	Elmer Begay	\$ 459,000

Section	Category	Project Description	Chapter	Delegate Region	Cost
Broadband	5.17	White Cone New Tower Build	Whitecone	Elmer Begay	\$ 531,318
Broadband	5.17	White Cone South New Tower Build	Whitecone	Elmer Begay	\$ 531,318
Broadband	5.16	Chinle NHA Housing - CPE/Modem/Install	Chinle	Eugene Tso	\$ 122,400
Broadband	5.16	Chinle NHA Housing - Fiber Access & Electronics	Chinle	Eugene Tso	\$ 367,200
Broadband	5.16	Rams Pasture Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Chinle	Eugene Tso	\$ 459,000
Broadband	5.16	Spider Rock Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Chinle	Eugene Tso	\$ 459,000
Broadband	5.16	Del Muerto Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Chinle	Eugene Tso	\$ 459,000
Broadband	5.16	Chinle Equipment Modification	Chinle	Eugene Tso	\$ 1,530,000
Broadband	5.17	Chinle East Fiber Buildout	Chinle	Eugene Tso	\$ 17,824
Broadband	5.17	Rams Pasture New Tower Build	Chinle	Eugene Tso	\$ 531,318
Broadband	5.17	Spider Rock New Tower Build	Chinle	Eugene Tso	\$ 531,318
Broadband	5.17	Del Muerto New Tower Build	Chinle	Eugene Tso	\$ 531,318
Broadband	5.17	Chinle NHA Housing - Fiber Distribution	Chinle	Eugene Tso	\$ 734,400
Broadband	5.17	Del Muerto Fiber Buildout	Chinle	Eugene Tso	\$ 1,198,551
Broadband	5.16	CCSD Teacher Housing / Mesa Elementary School - CPE/Modem/Install	Shiprock	Eugenia Charles-Newton	\$ 122,400
Broadband	5.16	CCSD Teacher Housing / Mesa Elementary School - Fiber Access & Electronics	Shiprock	Eugenia Charles-Newton	\$ 367,200
Broadband	5.17	CCSD Teacher Housing / Mesa Elementary School - Fiber Distribution	Shiprock	Eugenia Charles-Newton	\$ 734,400
Broadband	5.17	AC Unit for Tower Shelter	Shiprock	Eugenia Charles-Newton	\$ 6,630
Broadband	5.16	Navajo Mountain Community Housing - CPE/Modem/Install	Navajo Mountain	Herman Daniels, Jr.	\$ 122,400
Broadband	5.16	Navajo Mountain Community Housing - Fiber Access & Electronics	Navajo Mountain	Herman Daniels, Jr.	\$ 367,200
Broadband	5.17	Navajo Mountain Cradleboard Tower Generator	Navajo Mountain	Herman Daniels, Jr.	\$ 63,240
Broadband	5.17	Navajo Mountain Cradleboard Tower	Navajo Mountain	Herman Daniels, Jr.	\$ 179,914
Broadband	5.17	Navajo Mountain High School Fiber Buildout	Navajo Mountain	Herman Daniels, Jr.	\$ 700,331
Broadband	5.17	Navajo Mountain Tower	Navajo Mountain	Herman Daniels, Jr.	\$ 783,503
Broadband	5.17	Navajo Mountain Chapter House Fiber Buildout	Navajo Mountain	Herman Daniels, Jr.	\$ 3,623,027
Broadband	5.17	Navajo Mountain Community Housing - Fiber Distribution	Navajo Mountain	Herman Daniels, Jr.	\$ 734,400
Broadband	5.16	Ojito Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Ojito	Herman Daniels, Jr.	\$ 459,000
Broadband	5.17	Red Valley Water Tank	Ojito	Herman Daniels, Jr.	\$ 311,734
Broadband	5.17	Ojito Tower	Ojito	Herman Daniels, Jr.	\$ 531,318
Broadband	5.16	Shonto Preparatory Teacher Housing - CPE/Modem/Install	Shonto	Herman Daniels, Jr.	\$ 122,400
Broadband	5.16	Shonto Preparatory Teacher Housing - Fiber Access & Electronics	Shonto	Herman Daniels, Jr.	\$ 367,200
Broadband	5.17	Shonto Preparatory Teacher Housing - Fiber Distribution	Shonto	Herman Daniels, Jr.	\$ 734,400
Broadband	5.17	Red Valley Chapter House	Shonto	Herman Daniels, Jr.	\$ 91,155
Broadband	5.17	Shonto Tower Shelter	Shonto	Herman Daniels, Jr.	\$ 185,640

Master List of Broadband Projects

Section	Category	Project Description	Chapter	Delegate Region	Cost
Broadband	5.17	Generator for Round Rock Shelter	Black Mesa	Jimmy Yellowhair	\$ 63,240
Broadband	5.16	Forest Lake NHA Housing - CPE/Modem/Install	Forest Lake	Jimmy Yellowhair	\$ 122,400
Broadband	5.16	Forest Lake NHA Housing - Fiber Access & Electronics	Forest Lake	Jimmy Yellowhair	\$ 367,200
Broadband	5.17	Forest Lake NHA Housing - Fiber Distribution	Forest Lake	Jimmy Yellowhair	\$ 734,400
Broadband	5.16	Pinon NHA Housing - CPE/Modem/Install	Pinon	Jimmy Yellowhair	\$ 122,400
Broadband	5.16	Pinon NHA Housing - Fiber Access & Electronics	Pinon	Jimmy Yellowhair	\$ 367,200
Broadband	5.17	Pinon NHA Housing - Fiber Distribution	Pinon	Jimmy Yellowhair	\$ 734,400
Broadband	5.17	Whippoorwill Fiber Buildout	Whippoorwill	Jimmy Yellowhair	\$ 68,423
Broadband	5.17	Jedeezah Fiber Buildout	Low Mountain	Kee Allen Begay, Jr.	\$ 209,756
Broadband	5.16	Many Farms NHA Housing - CPE/Modem/Install	Many Farms	Kee Allen Begay, Jr.	\$ 122,400
Broadband	5.16	Many Farms NHA Housing - Fiber Access & Electronics	Many Farms	Kee Allen Begay, Jr.	\$ 367,200
Broadband	5.17	Many Farms NHA Housing - Fiber Distribution	Many Farms	Kee Allen Begay, Jr.	\$ 734,400
Broadband	5.16	Nazlini Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Nazlini	Kee Allen Begay, Jr.	\$ 459,000
Broadband	5.17	Nazlini Head Start and Nazlini Chapter House	Nazlini	Kee Allen Begay, Jr.	\$ 226,502
Broadband	5.17	Nazlini New Tower Build	Nazlini	Kee Allen Begay, Jr.	\$ 531,318
Broadband	5.17	Nazlini Fiber Buildout	Nazlini	Kee Allen Begay, Jr.	\$ 2,254,745
Broadband	5.17	Mitten Rock	Crownpoint	Mark Freeland	\$ 14,810
Broadband	5.17	Escrito Mesa Tower Power Upgrade	Nageezi	Mark Freeland	\$ 8,670
Broadband	5.16	Chilchinbeto East Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Chilchinbeto	Nathaniel Brown	\$ 459,000
Broadband	5.17	Chilchinbeto East New Tower Build	Chilchinbeto	Nathaniel Brown	\$ 175,436
Broadband	5.16	Dennehotso Community Housing - CPE/Modem/Install	Dennehotso	Nathaniel Brown	\$ 122,400
Broadband	5.16	Dennehotso Community Housing - Fiber Access & Electronics	Dennehotso	Nathaniel Brown	\$ 367,200
Broadband	5.17	Dennehotso Community Housing - Fiber Distribution	Dennehotso	Nathaniel Brown	\$ 734,400
Broadband	5.16	Kayenta Hospital Employee Housing- CPE/Modem/Install	Kayenta	Nathaniel Brown	\$ 122,400
Broadband	5.16	Kayenta Unified School Teacher Housing - CPE/Modem/Install	Kayenta	Nathaniel Brown	\$ 122,400
Broadband	5.16	Kayenta Hospital Employee Housing - Fiber Access & Electronics	Kayenta	Nathaniel Brown	\$ 367,200
Broadband	5.16	Kayenta Unified School Teacher Housing - Fiber Access & Electronics	Kayenta	Nathaniel Brown	\$ 367,200
Broadband	5.17	Monument Valley High School	Kayenta	Nathaniel Brown	\$ 95,347
Broadband	5.17	White Cone South Fiber Buildout	Kayenta	Nathaniel Brown	\$ 111,485
Broadband	5.17	Kayenta Hospital Employee Housing - Fiber Distribution	Kayenta	Nathaniel Brown	\$ 734,400
Broadband	5.17	Kayenta Unified School Teacher Housing - Fiber Distribution	Kayenta	Nathaniel Brown	\$ 734,400
Broadband	5.17	Monument Valley Elementary School	Kayenta	Nathaniel Brown	\$ 2,940,241
Broadband	5.16	Tuba City Regional Hospital Employee Housing - CPE/Modem/Install	Tuba City	Otto Iso	\$ 122,400
Broadband	5.16	Tuba City Regional Hospital Employee Housing - Fiber Access & Electronics	Tuba City	Otto Iso	\$ 367,200

Section	Category	Project Description	Chapter	Delegate Region	Cost
Broadband	5.17	Fiber Build to Tuba City Boarding School	Tuba City	Otto Tso	\$ 23,391
Broadband	5.17	Fiber Build to Tuba City Chapter House (UGD Construction)	Tuba City	Otto Tso	\$ 81,861
Broadband	5.17	Fiber Build to Tuba City Court House (UGD Construction)	Tuba City	Otto Tso	\$ 83,073
Broadband	5.17	Tuba City Regional Hospital Employee Housing - Fiber Distribution	Tuba City	Otto Tso	\$ 734,400
Broadband	5.17	Tuba City Legacy Tower Power Upgrade	Tuba City	Otto Tso	\$ 8,670
Broadband	5.16	Bitter Springs Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Bodaway-Gap	Paul Begay	\$ 459,000
Broadband	5.16	Whippoorwill Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Bodaway-Gap	Paul Begay	\$ 459,000
Broadband	5.17	Bitter Springs New Tower Build	Bodaway-Gap	Paul Begay	\$ 531,318
Broadband	5.17	Whippoorwill New Tower Build	Bodaway-Gap	Paul Begay	\$ 531,318
Broadband	5.17	AC Unit for Tower Shelter	Bodaway-Gap	Paul Begay	\$ 4,080
Broadband	5.17	Coppermine Tower Site A (35Kv Gen)	Coppermine	Paul Begay	\$ 63,240
Broadband	5.16	Kaibeto NHA Housing - CPE/Modem/Install	Kaibeto	Paul Begay	\$ 122,400
Broadband	5.16	Kaibeto NHA Housing - Fiber Access & Electronics	Kaibeto	Paul Begay	\$ 367,200
Broadband	5.17	Kaibeto Water Tank Tower Upgrade (Shelter)	Kaibeto	Paul Begay	\$ 178,500
Broadband	5.17	Kaibeto NHA Housing - Fiber Distribution	Kaibeto	Paul Begay	\$ 734,400
Broadband	5.16	Lechee NHA Housing - CPE/Modem/Install	LeChee	Paul Begay	\$ 122,400
Broadband	5.16	Lechee NHA Housing - Fiber Access & Electronics	LeChee	Paul Begay	\$ 367,200
Broadband	5.17	Lechee NHA Housing - Fiber Distribution	LeChee	Paul Begay	\$ 734,400
Broadband	5.17	Lechee Chapter House Fiber Drop	LeChee	Paul Begay	\$ 12,387
Broadband	5.17	Lechee WT Fiber Buildout	LeChee	Paul Begay	\$ 870,044
Broadband	5.16	Tonalea NHA Housing - CPE/Modem/Install	Tonalea/Red Lake	Paul Begay	\$ 122,400
Broadband	5.16	Tonalea NHA Housing - Fiber Access & Electronics	Tonalea/Red Lake	Paul Begay	\$ 367,200
Broadband	5.17	Tonalea NHA Housing - Fiber Distribution	Tonalea/Red Lake	Paul Begay	\$ 734,400
Broadband	5.17	Tonalea Chapter House Tower Power Upgrade	Tonalea/Red Lake	Paul Begay	\$ 8,670
Broadband	5.16	Tohatchi NHA Housing - CPE/Modem/Install	Tohatchi	Pernell Halona	\$ 122,400
Broadband	5.16	Tohatchi NHA Housing - Fiber Access & Electronics	Tohatchi	Pernell Halona	\$ 367,200
Broadband	5.17	Shonto Fiber Build	Tohatchi	Pernell Halona	\$ 198,054
Broadband	5.17	Tohatchi NHA Housing - Fiber Distribution	Tohatchi	Pernell Halona	\$ 734,400
Broadband	5.16	Klagetoh NHA Housing - CPE/Modem/Install	Klagetoh	Raymond Smith, Jr.	\$ 122,400
Broadband	5.16	Klagetoh NHA Housing - Fiber Access & Electronics	Klagetoh	Raymond Smith, Jr.	\$ 367,200
Broadband	5.17	Klagetoh NHA Housing - Fiber Distribution	Klagetoh	Raymond Smith, Jr.	\$ 734,400
Broadband	5.16	Lupton Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Lupton	Raymond Smith, Jr.	\$ 459,000
Broadband	5.16	Sanders Community Housing - CPE/Modem/Install	Sanders	Raymond Smith, Jr.	\$ 122,400
Broadband	5.16	Sanders Community Housing - Fiber Access & Electronics	Sanders	Raymond Smith, Jr.	\$ 367,200

Master List of Broadband Projects

Section	Category	Project Description	Chapter	Delegate Region	Cost
Broadband	5.16	Sanders E Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Sanders	Raymond Smith, Jr.	\$ 459,000
Broadband	5.17	Sanders Community Housing - Fiber Distribution	Sanders	Raymond Smith, Jr.	\$ 734,400
Broadband	5.17	Cameron Water Tank Tower Upgrade	Cameron	Thomas Walker, Jr.	\$ 67,320
Broadband	5.17	Coalmine Canyon Tower Power Upgrade	Coalmine Canyon	Thomas Walker, Jr.	\$ 8,670
Broadband	5.17	Coalmine Substation Tower Power Upgrade	Coalmine Canyon	Thomas Walker, Jr.	\$ 8,670
Broadband	5.17	Tolani Lake Chapter House	Sanders	Thomas Walker, Jr.	\$ 749,964
Broadband	5.16	Cornfields Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Cornfields	Vince James	\$ 459,000
Broadband	5.17	Cornfields Fiber Buildout	Cornfields	Vince James	\$ 167,980
Broadband	5.17	Burnside Tower Power Upgrade	Ganado	Vince James	\$ 7,140
Broadband	5.17	Ganado WT F(Lookamteel)	Gahado	Vince James	\$ 135,997
Broadband	5.16	Jeddito Mobility (600mhz) & Fixed Wireless Broadband (EBS/2.5GHz)	Jeddito	Vince James	\$ 459,000
Broadband	5.17	Jeddito New Tower Build	Jeddito	Vince James	\$ 531,318
Broadband	5.17	Crystal Tower Backup Power Upgrade	Crystal	Wilson Stewart, Jr.	\$ 7,140
Broadband	5.16	FD Indian Medical Center Employee Housing - CPE/Modem/Install	Fort Defiance	Wilson Stewart, Jr.	\$ 122,400
Broadband	5.16	FD Indian Medical Center Employee Housing - Fiber Access & Electronics	Fort Defiance	Wilson Stewart, Jr.	\$ 367,200
Broadband	5.17	Fort Defiance West Chapter House Fiber Buildout (0.2 Miles)	Fort Defiance	Wilson Stewart, Jr.	\$ 204,047
Broadband	5.17	FD Indian Medical Center Employee Housing - Fiber Distribution	Fort Defiance	Wilson Stewart, Jr.	\$ 734,400
Total					\$ 90,564,322

Section		Category	Project Description		Chapter	Delegate Region		Cost
Electric	3.12	IA19: Hwy 64, Beclabito: 2 PL Change Out - SR			Beclabito	Amber Kanabzah Crotty	\$	24,135
Electric	3.12	UPG R262 Cove North Feeder - Spear			Cove	Amber Kanabzah Crotty	\$	17,086
Electric	3.12	ARPA Cudei Sub-Raptor Protection			Gadiah/To'kol	Amber Kanabzah Crotty	\$	38,000
Electric	3.12	UPG R222 Oak Springs/Red Valley - Spear			Red Valley	Amber Kanabzah Crotty	\$	16,252
Electric	3.12	Red Valley/Cove Spear Pole Replacement			Red Valley	Amber Kanabzah Crotty	\$	19,182
Electric	3.12	R275 - Red Valley Recloser Replace			Red Valley	Amber Kanabzah Crotty	\$	43,180
Electric	3.12	UPG R223 Cove Elem 3PH Tap - NOVA 3PH			Red Valley	Amber Kanabzah Crotty	\$	53,300
Electric	3.12	UPG R265 Red Valley/Cove HS Tap - NOVA 3PH			Red Valley	Amber Kanabzah Crotty	\$	53,300
Electric	3.12	Voltage Regulator 203 (Upgrade 50a To 100a)			Red Valley	Amber Kanabzah Crotty	\$	70,086
Electric	3.12	Solar Systems			TBD	Amber Kanabzah Crotty	\$	1,500,000
Electric	3.12	ARPA Rock Point Sub-Raptor Protection			Rock Point	Carl Slater	\$	38,000
Electric	3.12	Rock Point Regulator Bypass Switch			Rock Point	Carl Slater	\$	227,607
Electric	3.12	Round Rock Sub-Raptor Protection			Round Rock	Carl Slater	\$	38,000
Electric	3.12	Solar Systems			TBD	Carl Slater	\$	1,500,000
Electric	3.12	IA20: Osmose Aneth East, 5 Poles Replc			Aneth	Charlaine Tso	\$	21,692
Electric	3.12	White Mesa - SCADA			Aneth	Charlaine Tso	\$	25,000
Electric	3.12	Superior Sub Recloser Upgrade			Aneth	Charlaine Tso	\$	43,180
Electric	3.12	White Mesa Substation Voltage Regulator Upgrade			Aneth	Charlaine Tso	\$	43,180
Electric	3.12	Montezuma Substation Mobile Expansion			Aneth	Charlaine Tso	\$	80,000
Electric	3.12	Mexican Water (Scattered Phase III) Powerline Project			Mexican Water	Charlaine Tso	\$	281,619
Electric	3.12	Voltage Regulator 709 - Mexican Water			Mexican Water	Charlaine Tso	\$	5,000
Electric	3.12	Mexican Water 3-Way Switch			Mexican Water	Charlaine Tso	\$	250,000
Electric	3.12	Tesnezhah Distribution Feeder For System Reliability			Mexican Water	Charlaine Tso	\$	267,422
Electric	3.12	Mexican Water Substation To Chapter 3PH Upgrade			Mexican Water	Charlaine Tso	\$	905,398
Electric	3.12	Red Mesa Sub Office			Red Mesa	Charlaine Tso	\$	100,000
Electric	3.12	Red Mesa Substation Interconnect			Red Mesa	Charlaine Tso	\$	8,231,000
Electric	3.12	Red Mesa To Aneth Transmission Upgrade			Red Mesa	Charlaine Tso	\$	9,062,026
Electric	3.12	IA20: Osmose Superior Sub, 2 Poles Replc			Red Mesa	Charlaine Tso	\$	16,428
Electric	3.12	RM Sub Tie In, Mexican Water Feeder			Red Mesa	Charlaine Tso	\$	17,479
Electric	3.12	IA20: Osmose Whitehorse, 4 Poles Replc			Red Mesa	Charlaine Tso	\$	25,857
Electric	3.12	Feeder R706 Pole Inserts			Red Mesa	Charlaine Tso	\$	31,232
Electric	3.12	Feeder R706 Sectionalizing Equipment Inserts			Red Mesa	Charlaine Tso	\$	33,023
Electric	3.12	ARPA Red Mesa Sub-Raptor Protection			Red Mesa	Charlaine Tso	\$	38,000
Electric	3.12	Red Mesa Scattered Powerline Project			Red Mesa	Charlaine Tso	\$	120,694
Electric	3.12	Solar Systems			TBD	Charlaine Tso	\$	1,500,000

Section	Category	Project Description	Chapter	Delegate Region	Cost
Electric	3.12	Teec Nos Pos (Four Corners) Powerline Project	Teec Nos Pos	Charlaine Tso	\$ 442,545
Electric	3.12	Teec Nos Pos (Scattered Phase II) Powerline Project	Teec Nos Pos	Charlaine Tso	\$ 442,545
Electric	3.12	R274- Teec Nos Pos Recloser Upgrade	Teec Nos Pos	Charlaine Tso	\$ 43,180
Electric	3.12	Tolikan Scattered Powerline Project	Tolikan (Sweetwater)	Charlaine Tso	\$ 80,463
Electric	3.12	Solar Systems	TBD	Daniel Tso	\$ 1,500,000
Electric	3.12	Ft. Defiance Sub LTC Upgrade	Fort Defiance	Edison Wauneka	\$ 10,000
Electric	3.12	UPG R115 Black Rock OCR To Spear	Fort Defiance	Edison Wauneka	\$ 23,000
Electric	3.12	UPG S124a Goatsprings - R191 NOVA Nxt	Fort Defiance	Edison Wauneka	\$ 58,000
Electric	3.12	ARPA Coalmine Sub-Raptor Protection	St. Michaels	Edison Wauneka	\$ 25,000
Electric	3.12	Upgrade Recloser R114 WR Admin Area To NOVA	St. Michaels	Edison Wauneka	\$ 42,504
Electric	3.12	Upgrade Recloser R138 WR Police Dept. To NOVA	St. Michaels	Edison Wauneka	\$ 42,504
Electric	3.12	Viper-ST R117 Upgrade	St. Michaels	Edison Wauneka	\$ 182,000
Electric	3.12	St Michaels To Hunters Point 3PH Upgrade	St. Michaels	Edison Wauneka	\$ 25,000
Electric	3.12	IA21-Window Rock	St. Michaels	Edison Wauneka	\$ 76,611
Electric	3.12	IA20: Coalmine To Dine Bi Olta	St. Michaels	Edison Wauneka	\$ 1,500,000
Electric	3.12	Solar Systems	TBD	Edmund Yazzie	\$ 34,000
Electric	3.12	Church Rock Distribution Recloser (PNM)	Churchrock	Edmund Yazzie	\$ 270,000
Electric	3.12	Church Rock Distribution Feeder Tie Line	Churchrock	Edmund Yazzie	\$ 1,500,000
Electric	3.12	Solar Systems	TBD	Edmund Yazzie	\$ 362,082
Electric	3.12	Diklon (North East & South East Scattered) Powerline Project	Diklon	Elmer Begay	\$ 523,007
Electric	3.12	Diklon (North Scattered) Powerline Project	Diklon	Elmer Begay	\$ 523,007
Electric	3.12	Diklon (Scattered South) Powerline Project	Diklon	Elmer Begay	\$ 21,000
Electric	3.12	Diklon South - VR (50amp)	Diklon	Elmer Begay	\$ 39,000
Electric	3.12	Diklon NORTH - VR (50 AMP) - 3 Phase	Diklon	Elmer Begay	\$ 43,180
Electric	3.12	R849 Diklon 1mi W	Diklon	Elmer Begay	\$ 43,180
Electric	3.12	R850 Diklon 14mi W	Diklon	Elmer Begay	\$ 45,000
Electric	3.12	Diklon WEST - VR (100 AMP) 3 Phase	Diklon	Elmer Begay	\$ 100,000
Electric	3.12	Double Circuit Diklon HC	Diklon	Elmer Begay	\$ 2,166,700
Electric	3.12	Diklon Substation 115x69:24.94kv	Diklon	Elmer Begay	\$ 2,106,688
Electric	3.12	Bitahoechee To Diklon 115kv Transmission Line (two chapters)	Diklon	Elmer Begay	\$ 14,150
Electric	3.12	Lower Greasewood - Feeder R810 - Install 1PH 50 Amp Recloser	Greasewood Springs	Elmer Begay	\$ 25,000
Electric	3.12	Recloser R817 - SCADA	Greasewood Springs	Elmer Begay	\$ 38,000
Electric	3.12	ARPA LGW Sub-Raptor Protection	Greasewood Springs	Elmer Begay	\$ 43,180
Electric	3.12	Lower Greasewood South (NOVA)	Greasewood Springs	Elmer Begay	\$ 112,211
Electric	3.12	Sunrise Distribution Feeder Tie Line	Greasewood Springs	Elmer Begay	\$

Section	Category	Project Description	Chapter	Delegate Region	Cost
Electric	3.12	Bitahochee To Dikon 115kv Transmission Line (two chapters)	Indian Wells	Elmer Begay	\$ 2,106,688
Electric	3.12	ARPA Bitahochee Sub-Raptor Protection	Indian Wells	Elmer Begay	\$ 38,000
Electric	3.12	Solar Systems	TBD	Elmer Begay	\$ 1,500,000
Electric	3.12	Teeesto Scattered Powerline Project	Teeesto	Elmer Begay	\$ 201,157
Electric	3.12	Chinle Substation - Feeder R355 - Install 3PH 900 KVAR Regulators	Chinle	Eugene Tso	\$ 22,000
Electric	3.12	Chinle Sub-Raptor Protection	Chinle	Eugene Tso	\$ 38,000
Electric	3.12	Chinle SCADA Cooper Switch	Chinle	Eugene Tso	\$ 63,128
Electric	3.12	Burnside 115:24.94kv Station Upgrade 12/16/20 MVA	Chinle	Eugene Tso	\$ 1,400,000
Electric	3.12	Solar Systems	TBD	Eugene Tso	\$ 1,500,000
Electric	3.12	SR#3 Feeder R271 - Fault Indicators Isnt	Shiprock	Eugenia Charles-Newton	\$ 10,000
Electric	3.12	Cudei Substation - Feeder R304 - Install 3PH 150 KVAR Regulator	Shiprock	Eugenia Charles-Newton	\$ 14,400
Electric	3.12	UPG R206 S/R Farm A - NOVA 3 Phase	Shiprock	Eugenia Charles-Newton	\$ 21,314
Electric	3.12	UPG R239 OCR Bank Farm A North - OCR V4E	Shiprock	Eugenia Charles-Newton	\$ 23,618
Electric	3.12	R299 Cheii Yaazh Insert - NOVA 3 Phase	Shiprock	Eugenia Charles-Newton	\$ 33,314
Electric	3.12	UPG R214 OCR Farm A Tap To Cudei - Spear	Shiprock	Eugenia Charles-Newton	\$ 33,314
Electric	3.12	ARPA Shiprock#3 Sub-Raptor Protection	Shiprock	Eugenia Charles-Newton	\$ 38,000
Electric	3.12	Solar Systems	TBD	Eugenia Charles-Newton	\$ 1,500,000
Electric	3.12	Navajo Mountain Scattered Powerline Project	Navajo Mountain	Herman Daniels, Jr.	\$ 1,287,403
Electric	3.12	Ojiaoh (Halgaioh Phase I) Powerline Project	Ojiaoh	Herman Daniels, Jr.	\$ 442,545
Electric	3.12	Ojiaoh (Halgaioh Phase II) Powerline Project	Ojiaoh	Herman Daniels, Jr.	\$ 442,545
Electric	3.12	Ojiaoh (Narrow Canyon) Powerline Project	Ojiaoh	Herman Daniels, Jr.	\$ 523,007
Electric	3.12	Ojiaoh (Douglas Phase VI) Powerline Project	Ojiaoh	Herman Daniels, Jr.	\$ 643,701
Electric	3.12	Holiday Tap In Ojiaoh, Relocate 3 Poles, Relocate 100'	Ojiaoh	Herman Daniels, Jr.	\$ 7,800
Electric	3.12	ARPA Mexican Hat Sub-Raptor Protection	Ojiaoh	Herman Daniels, Jr.	\$ 38,000
Electric	3.12	Solar Systems	TBD	Herman Daniels, Jr.	\$ 1,500,000
Electric	3.12	Ts'ah Bii Kin (Inscription House Delmars Extension) Powerline Project	Ts'ah Bii Kin	Herman Daniels, Jr.	\$ 40,231
Electric	3.12	Ts'ah Bii Kin (Inscription House) Scattered Powerline Project	Ts'ah Bii Kin	Herman Daniels, Jr.	\$ 1,327,634
Electric	3.12	Solar Systems	TBD	Jamie Henio	\$ 1,500,000
Electric	3.12	Pinon (Standing Goat & Thorn Valley) Powerline Project	Pinon	Jimmy Yellowhair	\$ 683,933
Electric	3.12	ARPA Pinon Sub-Raptor Protection	Pinon	Jimmy Yellowhair	\$ 38,000
Electric	3.12	Pinon Substation To Clinic New Feeder	Pinon	Jimmy Yellowhair	\$ 75,795
Electric	3.12	Solar Systems	TBD	Jimmy Yellowhair	\$ 1,500,000
Electric	3.12	Blue Gap Scattered Powerline Project	Blue Gap	Kee Allen Begay, Jr.	\$ 160,925
Electric	3.12	Many Farms Substation - Feeder R304 - Install 3PH 300 KVAR Regulator	Many Farms	Kee Allen Begay, Jr.	\$ 15,255
Electric	3.12	ARPA Many Farms Sub-Raptor Protection	Many Farms	Kee Allen Begay, Jr.	\$ 38,000

Section	Category	Project Description	Chapter	Delegate Region	Cost
Electric	3.12	Many Farms Substation - Feeder R305 - Install 3-100 Amp Reclosers	Many Farms	Kee Allen Begay, Jr.	\$ 62,250
Electric	3.12	Solar Systems	TBD	Kee Allen Begay, Jr.	\$ 1,500,000
Electric	3.12	Solar Systems	TBD	Mark Freeland	\$ 1,500,000
Electric	3.12	Chilchinbeto (Cowboy Extension) Powerline Project	Chilchinbeto	Nathaniel Brown	\$ 40,231
Electric	3.12	Chilchinbeto (Gamble Extension) Powerline Project	Chilchinbeto	Nathaniel Brown	\$ 40,231
Electric	3.12	Dennehotso Relocate Line, 1-PH, 1/0, Move 200-300'	Dennehotso	Nathaniel Brown	\$ 3,685
Electric	3.12	Kayenta (Comb Ridge/ El Capitan) Powerline Project	Kayenta	Nathaniel Brown	\$ 965,552
Electric	3.12	ARPA Kayenta Town site Sub-Raptor Protection	Kayenta	Nathaniel Brown	\$ 11,000
Electric	3.12	Kayenta Substation - Feeder R605 - Install 1PH 50 Amp Recloser	Kayenta	Nathaniel Brown	\$ 14,150
Electric	3.12	ARPA Dennehotso Sub-Raptor Protection	Kayenta	Nathaniel Brown	\$ 38,000
Electric	3.12	ARPA Kayenta Solar Sub-Raptor Protection	Kayenta	Nathaniel Brown	\$ 38,000
Electric	3.12	ARPA Tsegi Sub-Raptor Protection	Kayenta	Nathaniel Brown	\$ 81,742
Electric	3.12	Laguna Creek Motor Operator	Kayenta	Nathaniel Brown	\$ 100,000
Electric	3.12	Diversion Dam Distribution Feeder Tie Line	Kayenta	Nathaniel Brown	\$ 100,000
Electric	3.12	KUSD-R606 Feeder Upgrade	Kayenta	Nathaniel Brown	\$ 227,607
Electric	3.12	S6614 - Tsegi - KY230 Transmission Switch Upgrade	Kayenta	Nathaniel Brown	\$ 227,607
Electric	3.12	S6621 - Tsegi To BM Transmission Switch Upgrade	Kayenta	Nathaniel Brown	\$ 227,607
Electric	3.12	S6620 - Tsegi 69 Kv To LHV Transmission Switch Upgrade	Kayenta	Nathaniel Brown	\$ 288,000
Electric	3.12	S6422-23-24 Switch Upgrade Snake Rock	Kayenta	Nathaniel Brown	\$ 288,500
Electric	3.12	Replace Poles @ Snake Rock	Kayenta	Nathaniel Brown	\$ 350,000
Electric	3.12	KUSD-Underground Upgrade Phase II	Kayenta	Nathaniel Brown	\$ 1,500,000
Electric	3.12	Solar Systems	TBD	Nathaniel Brown	\$ 1,500,000
Electric	3.12	Solar Systems	TBD	Otto Tso	\$ 1,500,000
Electric	3.12	Bodaway/Gap (East of the Chapter) Powerline Project	Bodaway-Gap	Paul Begay	\$ 523,007
Electric	3.12	ARPA Gap Sub-Raptor Protection	Bodaway-Gap	Paul Begay	\$ 38,000
Electric	3.12	ARPA Coppermine Sub-Raptor Protection	Coppermine	Paul Begay	\$ 38,000
Electric	3.12	Kaibeto (No. 2) Powerline Project	Kaibeto	Paul Begay	\$ 402,313
Electric	3.12	Kaibeto (Rabbit Hill) Powerline Project	Kaibeto	Paul Begay	\$ 1,005,783
Electric	3.12	ARPA Lechee Sub-Raptor Protection	LeChee	Paul Begay	\$ 38,000
Electric	3.12	Solar Systems	TBD	Paul Begay	\$ 1,500,000
Electric	3.12	Tonalea (Sour Wash) Power Line Project	Tonalea/Red Lake	Paul Begay	\$ 1,488,559
Electric	3.12	Mexican Springs (Scattered Phase II) Powerline Project	Mexican Springs	Pernell Halona	\$ 482,776
Electric	3.12	Mexican Springs (West Extension) Powerline Project	Mexican Springs	Pernell Halona	\$ 563,239
Electric	3.12	Naschitti (Cedar Hill Road) Powerline Project	Naschitti	Pernell Halona	\$ 160,925
Electric	3.12	Naschitti (Little Badger) Powerline Project	Naschitti	Pernell Halona	\$ 201,157

Section	Category	Project Description	Chapter	Delegate	Region	Cost
Electric	3.12	Naschitti (White Hills Sand) Powerline Project	Naschitti	Pernell Halona		\$ 281,619
Electric	3.12	Naschitti (Forest Lake) Powerline Project	Naschitti	Pernell Halona		\$ 523,007
Electric	3.12	Solar Systems	TBD	Pernell Halona		\$ 1,500,000
Electric	3.12	ARPA Houck Sub-Raptor Protection	Houck	Raymond Smith, Jr.		\$ 25,000
Electric	3.12	Houck Substation - Feeder R147 - Install 3-100 Amp Line Reclosers	Houck	Raymond Smith, Jr.		\$ 70,012
Electric	3.12	Klagetoh Powerline Project	Klagetoh	Raymond Smith, Jr.		\$ 281,619
Electric	3.12	Navajo Station Tap Recloser Installation (OCR)	Klagetoh	Raymond Smith, Jr.		\$ 15,000
Electric	3.12	Solar Systems	TBD	Raymond Smith, Jr.		\$ 1,500,000
Electric	3.12	Wide Ruins - Banana Wash Tap Recloser Installation (Ocr)	Wide Ruins	Raymond Smith, Jr.		\$ 15,000
Electric	3.12	UPG R234 Napi Experimental Farm-NOVA 3PH	Nenahnezad	Rickie Nez		\$ 30,300
Electric	3.12	ARPA Nenahnezad Sub-Raptor Protection	Nenahnezad	Rickie Nez		\$ 38,000
Electric	3.12	ARPA Ojo Amarillo Sub-Raptor Protection	Nenahnezad	Rickie Nez		\$ 38,000
Electric	3.12	Ojo Sub Bushing Replacement	Nenahnezad	Rickie Nez		\$ 72,000
Electric	3.12	69KV ATS Back Up Switch (Four Corners)	Nenahnezad	Rickie Nez		\$ 350,000
Electric	3.12	Ojo Sub - Transformer Replacement	Nenahnezad	Rickie Nez		\$ 755,000
Electric	3.12	SR Nenahnezad School Line Upgrade, 3-PH Energized Work	Nenahnezad	Rickie Nez		\$ 1,009,072
Electric	3.12	Solar Systems	TBD	Rickie Nez		\$ 1,500,000
Electric	3.12	Upper Fruitland Substation Regulator Control Upgrade	Upper Fruitland	Rickie Nez		\$ 5,000
Electric	3.12	Ojo Substation Bushing Replacement	Upper Fruitland	Rickie Nez		\$ 10,000
Electric	3.12	Ojo Amarillo Substation - Feeder R218 - Install Regulators	Upper Fruitland	Rickie Nez		\$ 14,400
Electric	3.12	Ojo Amarillo (Recloser)	Upper Fruitland	Rickie Nez		\$ 43,180
Electric	3.12	Manuelito (White Scattered) Powerline Project	Manuelito	Seth Damon		\$ 160,925
Electric	3.12	Solar Systems	TBD	Seth Damon		\$ 1,500,000
Electric	3.12	Birdsprings (Phase IV) Powerline Project	Birdsprings	Thomas Walker, Jr.		\$ 201,157
Electric	3.12	Cameron (Shadow Mountain) Powerline Project	Cameron	Thomas Walker, Jr.		\$ 1,569,022
Electric	3.12	Coalmine Canyon (Scattered Phase II) Powerline Project	Coalmine Canyon	Thomas Walker, Jr.		\$ 241,388
Electric	3.12	Coalmine Canyon (7 customers) Powerline Project	Coalmine Canyon	Thomas Walker, Jr.		\$ 281,619
Electric	3.12	Coalmine Canyon (16 customers) Powerline Project	Coalmine Canyon	Thomas Walker, Jr.		\$ 643,701
Electric	3.12	Coalmine Canyon (18 customers) Powerline Project	Coalmine Canyon	Thomas Walker, Jr.		\$ 724,164
Electric	3.12	Leupp (West Loop - S of El Paso Station) Powerline Project	Leupp	Thomas Walker, Jr.		\$ 201,157
Electric	3.12	Leupp (North) Powerline Project	Leupp	Thomas Walker, Jr.		\$ 362,082
Electric	3.12	Leupp (South) Powerline Project	Leupp	Thomas Walker, Jr.		\$ 563,239
Electric	3.12	Leupp (East Canyon Diablo) Powerline Project	Leupp	Thomas Walker, Jr.		\$ 764,395
Electric	3.12	Leupp (South Grand Falls) Powerline Project	Leupp	Thomas Walker, Jr.		\$ 1,126,477
Electric	3.12	Leupp Substation - Feeder R800 - Install 1PH 50 Amp Recloser	Leupp	Thomas Walker, Jr.		\$ 14,150

Section	Category	Project Description	Chapter	Delegate Region	Cost
Electric	3.12	ARPA Twin Arrows Sub-Raptor Protection	Leupp	Thomas Walker, Jr.	\$ 38,000
Electric	3.12	Solar Systems	TBD	Thomas Walker, Jr.	\$ 1,500,000
Electric	3.12	Tolani Lake (Former Bennett Freeze) Powerline Project	Tolani Lake	Thomas Walker, Jr.	\$ 281,619
Electric	3.12	Cornfields (Scattered Phase IV) Powerline Project	Cornfields	Vince James	\$ 241,388
Electric	3.12	Ganado Scattered Powerline Project	Ganado	Vince James	\$ 563,239
Electric	3.12	Cross Canyon R386 Spear	Ganado	Vince James	\$ 10,000
Electric	3.12	Recloser R375 - SCADA	Ganado	Vince James	\$ 25,000
Electric	3.12	Recloser R384 - SCADA	Ganado	Vince James	\$ 25,000
Electric	3.12	Recloser R828 - SCADA	Ganado	Vince James	\$ 25,000
Electric	3.12	Burnside Switch Upgrade S6350	Ganado	Vince James	\$ 227,607
Electric	3.12	Burnside 115kv Tie Line Upgrade (2 Miles)	Ganado	Vince James	\$ 770,626
Electric	3.12	Jeddito (Scattered Phase II) Powerline Project	Jeddito	Vince James	\$ 1,206,940
Electric	3.12	Steamboat Scattered Powerline Project	Steamboat	Vince James	\$ 523,007
Electric	3.12	Toyei (New Recloser)	Steamboat	Vince James	\$ 43,180
Electric	3.12	Solar Systems	TBD	Vince James	\$ 1,500,000
Electric	3.12	Change Out Primary Poles (Narbona Pass), 3-Phase	Crystal	Wilson Stewart, Jr.	\$ 17,522
Electric	3.12	Fort Defiance Sub-Raptor Protection	Fort Defiance	Wilson Stewart, Jr.	\$ 38,000
Electric	3.12	Blue Canyon, Fort Defiance, 3PH, 4/0 Acsr, Upgrade 1-PH To 3-PH	Fort Defiance	Wilson Stewart, Jr.	\$ 291,631
Electric	3.12	ARPA Navajo Sub-Raptor Protection	Red Lake	Wilson Stewart, Jr.	\$ 38,000
Electric	3.12	Upgrade R187 Red Lake - NOVA Nxt	Red Lake	Wilson Stewart, Jr.	\$ 58,000
Electric	3.12	Solar Systems	TBD	Wilson Stewart, Jr.	\$ 1,500,000
Total Amount					\$ 97,026,668

Status of Eligibility Plan Reviews

Description	Recipient	Category	Requested \$	Status	HK#
NTUA Electric Grid Reliability	NTUA	6.1	4,592,646.00	Eligible	HK00001
NTUA Connecting Homes to Electricity	NTUA	3.12	28,982,874.00	Eligible	HK00002
NTUA Waste Water Collection and Conveyance	NTUA	5.2	3,200,004.00	Eligible	HK00003
NTUA Septic Systems Installation	NTUA	5.3	11,105,636.00	Eligible	HK00004
NTUA Water Distribution and Transmission	NTUA	5.11	2,898,372.00	Eligible	HK00005
NTUA Drinking Water Storage	NTUA	5.14	755,486.00	Eligible	HK00006
NTUA Cistern Systems	NTUA	5.15	3,701,879.00	Eligible	HK00007
NTUA Broadband Last Mile	NTUA	5.16	5,370,432.00	Eligible	HK00008
NTUA Broadband Other Projects	NTUA	5.17	9,679,381.00	Eligible	HK00009
DED Artisan and Business Economic Relief Grants	DED	2.9	31,412,583.00	Eligible	HK00010
CJA-01-21 DCD Equipment Backhoe (NABIJN-14-21)	DCD	3.12	7,148,169.00	Eligible	HK00011
CJA-01-21 DCD Heavy Equipment (NABIJN-14-21)	DCD	6.1	2,964,535.68	Eligible	HK00012-2
CJA-01-21 DCD Motorgraders (NABIJN-14-21)	DCD	6.1	5,802,251.44	Eligible	HK00013-2
CJA-01-21 DCD Skid Steers (NABIJN-14-21)	DCD	6.1	950,484.90	Eligible	HK00014
CJA-01-21 DCD Vehicle (NABIJN-14-21)	DCD	6.1	3,446,949.00	Eligible	HK00015
CJA-01-21 DCD Vehicle (NABIJN-14-21)	DCD	3.12	727,815.00	Eligible	HK00016
CJA-01-21 DCD Misc Equipment (NABIJN-14-21)	DCD	6.1	356,948.64	Eligible	HK00017
CJA-01-21 DCD Trailer (NABIJN-14-21)	DCD	3.12	931,181.00	Eligible	HK00018
CJA-01-21 DCD Tractor (NABIJN-14-21)	DCD	3.12	184,000.00	Eligible	HK00019
Drinking Water: Source	DWR	5.13	4,193,774.54	Eligible	HK00020
NDOH COVID-19 Mobile Units	NDOH	1.1 to 1.12	953,380.32	Eligible	HK00021
NDOH COVID-19-EMS	NDOH	1.6	1,808,662.62	Eligible	HK00022-2
NDOH COVID-19 PPE	NDOH	1.5	600,000.00	Eligible	HK00023
NDOH COVID-19 Testing	NDOH	1.2	3,451,186.00	Eligible	HK00024
NDOH COVID-19 DALTCS	NDOH	1.12	2,330,205.00	Eligible	HK00025-2
NDOH COVID-19 Food	NDOH	1.12	3,000,000.00	Eligible	HK00026-2
Shiprock Pinnacle Tribal Park	NNPRD	2.11	\$1,750,000	Eligible	HK00027
Drinking Water: Treatment	DWR	5.10	405,000.00	Eligible	HK00028
Drinking Water: Transmission and Distribution	DWR	5.11	31,556,346.22	Eligible	HK00029
Drinking Water: Cistern/Storage	DWR	5.14	14,722,159.00	Eligible	HK00030
Submitted separately		2.1		Submitted separately	HK00031
Duplicate HK #					HK00032
Full Service Social Services	DSS	3.13	\$80,000,000	Eligible	HK00033-2

Status of Eligibility Plan Reviews

Description	Recipient	Category	Requested \$	Status	HK#
School Clothing	DSS	2.3	\$14,077,650	Eligible	HK0034-2
Telework	DSS	3.13	\$5,922,350	Eligible	HK0035-2
DCD Renovation	DCD	3.12	\$10,000,000	Eligible	HK0036-2
Education: Head Start	DODE	3.1	\$40,000,000	Eligible	HK0037
DCD New Housing	DCD	3.11	\$40,000,000	Eligible	HK0038
Extended Learning and Assistance Program	DODE	3.5	\$22,969,348	Eligible	HK0039
Duplicate HK #					HK0040
Extended Learning and Assistance Program	DODE	3.5	\$26,882,999	Eligible	HK0041
Duplicate HK #					HK0042
VA New Housing	NNVA	3.11	\$50,000,000	Eligible	HK0043-2
Connecting Homes	NTUA	3.12	\$200,000,000	Eligible	HK0044
Judicial Branch	Judicial Branch	2.13	5,876,685.00	Eligible	HK0045
Bathroom Additions	DCD	1.12	\$150,000,000	Eligible	HK0046-2
NTUA WW: Centralized Wastewater Treatm	NTUA	5.1	\$57,745,315	Eligible	HK0047
NTUA WW: Collection and Conveyance	NTUA	5.2	\$41,242,685	Eligible	HK0048
NTUA DW: Distribution and Transmission	NTUA	5.10	\$10,030,000	Eligible	HK0049
NTUA DW: Transmission & Distribution	NTUA	5.11	\$97,940,761	Eligible	HK0050-2
NTUA DW: Source	NTUA	5.13	\$18,982,000	Eligible	HK0051
NTUA DW: Cistern Systems	NTUA	5.15	\$9,809,239	Eligible	HK0052
NTUA DW: Storage	NTUA	5.14	\$14,250,000	Eligible	HK0053
DWR DW: Storage	DWR	5.14	\$1,000,000	Eligible	HK0054
DWR DW: Transmission & Distribution	DWR	5.11	\$38,300,000	Eligible	HK0055
DWR DW: Source	DWR	5.13	\$10,700,000	Eligible	HK0056
CJA-01-21 DWR Drinking Water Source	DWR	5.13	876,225.00	Eligible	HK0057-2
CJA-41-21 DWR Drinking Water	DWR	5.11	7,464,679.00	Eligible	HK0058
CJY-39-21 DWR Western Navajo	DWR	5.11	58,225,000.00	Eligible	HK0059
CSTORE	NNO&G	2.1	\$85,000,000	Additional info 10/12	HK0060
Administration	NNSCI	7.1	\$9,892,853	Additional info	HK0061
Customer Safety	NNSCI	1.4	\$11,262,506	Eligible	HK0062
Business Dist Revitalization	NNSCI		\$10,128,900	Ineligible	HK0063-2
New Development	NNSCI		\$117,128,354	Ineligible	HK0064-2
Tenant Incentive	NNSCI		\$27,577,470	Ineligible	HK0065-2
DoDE Education Center Safety Upgrades (HV	DODE	1.7	\$10,000,000	Eligible	HK0066-2

Status of Eligibility Plan Reviews

Description	Recipient	Category	Requested \$	Status	HK#
Early Childhood Literacy	DODE	3.1	\$20,000	Eligible	HK0067
DoDE Education Center Sewer Upgrades	DODE	5.5	\$127,653	Eligible	HK0068
Hydrogen Pilot	NNO&G	2.9	\$20,000,000	Additional info 10/13	HK0069
Support	NNO&G	2.10	\$25,000,000	Additional info 10/14	HK0070
PPE	NNPRD	1.5	\$50,000	Eligible	HK0071
Radio towers	NNPRD	1.12	\$100,000	Eligible	HK0072
Ranger Enforcement	NNPRD	1.12	\$230,000	Eligible	HK0073-2
Mobile phone app	NNPRD	2.11	\$75,000	Eligible	HK0074
Park upgrades	NNPRD	2.11	\$13,000,000	Eligible	HK0075-2
Sewer and water lines	NNPRD	5.1	\$7,500,000	Eligible	HK0076
Tour Operator Certification	NNPRD	2.11	\$75,000	Eligible	HK0077
Vendor Booth Locations	NNPRD	2.11	\$7,000,000	Eligible	HK0078
Health Grown Foods	NNPRD	3.5	\$125,000	Eligible	HK0079
Recreation Upgrades	NNPRD	3.9	\$550,000	Eligible	HK0080
Staff Housing	NNPRD	1.12	\$4,000,000	Eligible	HK0081
Broadband assistance	NNPRD	3.5	\$75,000	Eligible	HK0082
Change Labs	Change Labs	2.9	\$7,833,692	Eligible	HK0083
CMA-14-21 Burial Assistance	DSS	1.80	1,010,827.45	Eligible	HK0084-2
Senior Centers	DHS	1.12	\$40,332,934	Eligible	HK0085
Wellness Centers	DHS	3.13	\$19,334,133	Eligible	HK0086-2
DGS, Broadband	DGS	1.12	1,644,509.00	Eligible	HK0087-2
Broadband, NTUA, Other	NTUA	5.17	\$68,147,358	Eligible	HK0088
Broadband, NTUA, Last mile	NTUA	5.16	\$31,852,642	Eligible	HK0089
Transition Housing	DHS	1.10	\$4,332,933	Eligible	HK0090
Detox	DHS	1.11	\$36,000,000	Eligible	HK0091-2
Cybersecurity	DGS	1.12	\$8,000,000	Eligible	HK0092-2
DPS- Public Safety	DPS	1.12	\$55,000,000	Eligible	HK0093
NavajoMill Lumber	NavajoMill Lumber		\$19,355,000	Ineligible	HK0094-2
Crownpoint Hotel	Crownpoint Hotel		\$17,674,293	Ineligible	HK0095-2
Broadband, Other service providers, Last Mi	NTUA	5.16	\$25,000,000	Eligible	HK0096-2
Broadband, Other service providers, Other	NTUA	5.17	\$20,000,000	Eligible	HK0097-2
SoSila Wood Pellets	SoSila Wood Pellets		\$3,509,550	Ineligible	HK0098-2
Chinle Ace Hardware	Chinle Ace Hardware		\$4,600,000	Ineligible	HK0099

Status of Eligibility Plan Reviews

Description	Recipient	Category	Requested \$	Status	HK#
Chinle Church's Chicken	Chinle Church's Chicken				HK0100-2
Twin Arrows - RV Park	NNGE	2.11	\$4,025,000	Ineligible	HK0101-2
Twin Arrows - Admin	NNGE	2.11	\$7,500,000	Eligible	HK0102-2
Twin Arrows - Hotel Upgrade	NNGE	2.11	\$19,000,000	Eligible	HK0103-2
Twin Arrows - Horsemen Lodge	NNGE	2.11	\$4,000,000	Eligible	HK0104-2
Twin Arrows - Capital Expenditures	NNGE	2.11	\$25,000,000	Eligible	HK0105-2
Twin Arrows - Spa Expansion	NNGE	2.11	\$14,500,000	Eligible	HK0106-2
Twin Arrows	NNGE	2.11	\$5,000,000	Eligible	HK0107-2
DW - Twin Lakes Well	DED	5.13	\$15,000,000	Eligible	HK0108
DW - Church Rock Industrial Water Line	DED	5.11	\$500,000	Eligible	HK0109
DW - Church Rock Industrial park	DED	5.11	\$8,000,000	Eligible	HK0110
Ft Defiance Chapter, Warehouse	Ft Defiance		\$900,000	Eligible	HK0111
Ft Defiance Chapter, Solar Street Lights	Ft Defiance		\$2,000,000	Additional info 11/15	HK0112
Ft Defiance Chapter, Warehouse	Ft Defiance		\$1,500,000	Additional info 11/12	HK0113
NCDFI	NCDFI	2.9	\$175,000	Additional info 11/12	HK0114-2
St. Michaels Shopping Center	DED		\$50,000,000	Eligible	HK0115
Jeddito Marketplace	DED		\$4,000,000	Ineligible	HK0116
Cornfields RV Park	DED	6.1	\$6,000,000	Ineligible	HK0117-2
Retail Mall Outlet Building	DED		\$5,750,000	Eligible	HK0118
Tuba City Hotel	DED	2.11	\$10,000,000	Ineligible	HK0119-2
Chilchinbeto C-Store	DED		\$17,250,000	Eligible	HK0120
Shiprock Pinnacle	DED	2.11	\$5,000,000	Ineligible	HK0121
Shiprock Visitor Center	DED	2.11	\$4,000,000	Eligible	HK0122
10% hardship assistance	OOC	2.3	\$8,711,367	Eligible	HK0123
Dine Chamber of Commerce	DED	2.9	\$557,000,000	Eligible	HK0124
Dinosaur Tracks	DED	2.11	\$5,000,000	Eligible	HK0125
DWR DW: Gallup Water Supply	DWR	5.11	\$4,600,000	Eligible	HK0126
Tompson's C-Store	Tompson's C-Store		\$65,412,500	Eligible	HK0127-2
Navajo Technology Services Inc.	Navajo Technology	5.17	\$4,950,000	Ineligible	HK0128-2
Kerley Valley Industrial	DED		\$10,020,000	Eligible	HK0129
Church Rock Industrial Park	DED		\$4,600,000	Additional Info 12/20	HK0130-2
Economic Development/Tourism	DED	2.11	\$10,500,000	Ineligible	HK0131
Tse Bonito Comm Dev	DED		\$16,100,000	Eligible	HK0132
			\$1,200,000	Additional Info 12/27	

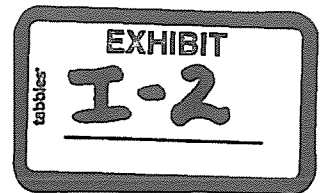
Status of Eligibility Plan Reviews

Description	Recipient	Category	Requested \$	Status	HK#
ZappCare	ZappCare		\$2,556,358	Eligible	HK0133
Judicial Branch - Administrative	Judicial Branch	2.13	\$27,164,527	Eligible	HK0134
Judicial Branch - Premium Pay	Judicial Branch	4.1	\$2,647,205	Eligible	HK0135-2
Facilities Decontamination		1.4	\$20,000,000	Eligible	HK0136
Tuba City Health Care Facility		1.6	\$25,000,000	Eligible	HK0137
Broadband, Yalti Telecomm	Yalti	5.16	\$38,500,000	Eligible	HK0138
Broadband, Other service providers, Last Mil	NTUA	5.16	\$25,000,000	Eligible	HK0139
Broadband, Other service providers, Other	NTUA	5.17	\$20,000,000	Eligible	HK0140
Shiprock NACE	NACE		\$14,822	Additional info 3/8	HK0141
Tuba City NACE	NACE		\$11,525	Additional info 3/8	HK0142
St Michaels NACE	NACE	5.5	\$161,211	Eligible	HK0143
Window Rock NACE	NACE		\$1,096,911	Additional info 3/8	HK0144
Chinle NACE	NACE		\$1,229,489	Additional info 3/8	HK0145
Cameron NACE	NACE		\$228,952	Additional info 3/8	HK0146
Kayenta NACE	NACE		\$271,619	Additional info 3/8	HK0147
Shonto Hotel	DED		\$3,487,559	Eligible	HK0148-2
Satellite Broadband	Dineh Investments		\$33,872,101	Additional info 3/9	HK0151
Naschitti C-Store	DED	6.1	\$6,900,000	Eligible	HK0152
Van Trading Post	DED	6.1	\$839,500	Eligible	HK0153
Cow Springs Trading Post	DED	6.1	\$460,000	Eligible	HK0154
Tseyi Restaurant clean up	DED	6.1	\$460,000	Eligible	HK0155
Public Health Storage Warehouse	DOH	1.14	\$5,000,000	Eligible	HK0156
Chinle Church's Chicken	DED		\$4,025,000	Ineligible	HK0157
Tse Bonito Commercial Site	DED	5.15	\$690,000	Eligible	HK0158
Chinle Ace Hardware	DED		\$4,600,000	Ineligible	HK0159
Kerley Valley Infrastructure	DED	6.1	\$888,000	Eligible	HK0160
Kerley Valley Water/Sewer	DED	5.15	\$1,182,600	Eligible	HK0161
Ft Defiance Mobile Home Park	Big Water	5.15	\$474,910	Eligible	HK0162
Chilchinbeto C-Store	DED		\$1,150,000	Pending	HK0163
Premium Pay for NN Employees	DPM		\$9,910,264	Additional info 3/24	HK0164



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service



December 3, 2021

Navajo Area
Indian Health Service
P.O. Box 9020
Window Rock, Arizona 86515-9020

Honorable Jonathan Nez, President
The Navajo Nation
P.O. Box 7440
Window Rock, Arizona 86515

RE: Navajo Area IHS Sanitation Deficiency System (SDS) List -- FY 2022

Dear Honorable President Nez:

Attached please find the most current Indian Health Service (IHS) Sanitation Deficiency System (SDS) report for domestic water, waste water and solid waste unmet needs for existing Navajo homes. The SDS is mandated by Public Law 94-437, the Indian Health Care Improvement Act, as amended. Although we update this list annually and submit it to our Headquarters office for inclusion into the national list, it may be amended at any time, and we seek and welcome your comments for the purpose of thoroughness. This Navajo SDS list was reviewed and updated during the 2021 calendar year, and was officially made part of the IHS Headquarters record on November 16, 2021.

The first page of the report is a summary of the identified reportable and eligible sanitation deficiencies for the Navajo Nation. The following six pages of the report is a one-line listing of the 349 reportable sanitation facilities projects, in priority order, that are necessary to correct these sanitation deficiencies. The funding priority is based on several scoring factors, with the dominant factors being the deficiency levels and the cost per home of each project.

The total estimated cost of all reportable Navajo Area projects is approximately \$543.3 million, an increase of \$7.7 million from the previous year.

In preparing this SDS list we have worked with the local Chapters, the Navajo Tribal Utility Authority, and the Nation's Department of Water Resources. Should your office wish to comment or add to this list, or would like more detailed information on individual projects, please contact CAPT Rachael Brown, Director, Division of Sanitation Facilities Construction, at (928) 871-5851.

Sincerely,

Roselyn Tso -S

Digitally signed by Roselyn
Tso -S
Date: 2021.12.05 20:26:17
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Roselyn Tso
Area Director, Navajo Area
Indian Health Service

xc: Myron Lizer, Vice President, Navajo Nation
Seth Damon, Speaker, Navajo Nation Council
Rickie Nez, Chairperson, Resources and Development Committee, Navajo Nation
Daniel E. Tso, Chairperson, Health, Education and Human Services Committee, Navajo Nation
Rex Kontz, Deputy General Manager, NTUA, Navajo Nation
Brett Grubbs, General Manager, NECA, Navajo Nation
Rudy Shebala, Executive Director, Division of Natural Resources, Navajo Nation
Pearl Yellowman, Executive Director, Division of Community Development, Navajo Nation
Patrick Dalgai, CDBG Program, Community Housing Infrastructure Department, Navajo Nation
James Adakai, Capital Projects Managmt Dept, Div. of Community Development, Navajo Nation
Jason John, Director, Department of Water Resources, Navajo Nation
Najam H. Tariq, Director Tech. Constn. & Ops., Department of Water Resources, Navajo Nation
Ronnie Ben, Acting Director, Navajo Nation EPA
Yolanda Barney, Public Water Systems Supervision Program, Navajo Nation EPA
Tomas Torres, Director, Water Division, EPA Region 9 (WTR-1)
Nancy Sockabasin, Tribal Drinking Water Team, EPA Region 9 (WTR-4)
Emmanuelle Rapicavoli, Tribal Drinking Water Team, EPA Region 9 (WTR-4)
Director, OEHE, NAIHS
Director, DSFC, NAIHS
District Engineers, DSFC, NAIHS; Ft. Defiance, Tuba City, Shiprock, Gallup Districts
File: C971.51 SDS

SDS SUMMARY (1 PAGE)

Area: NA

GENERAL AREA INFORMATION

Number of Projects:	
Total Data Base:	349
Current Agency Funding Plan:	134
Total Project Costs (Eligible):	
Total Data Base:	\$543,309,960
Current Agency Funding Plan:	\$137,307,869
Estimated Number of Homes Without Potable Water (Reportable homes)	3,575
Estimated Number of Homes at Deficiency Levels 4 and 5	3,681
Estimated Number of Homes at Deficiency Levels 2 through 5	15,781
Estimated Number of Homes at Deficiency Levels 1 through 5	44,009
Estimated Number of Homes at Deficiency Levels 0 through 5	56,262
Number of Communities in Deficiency Profile	173

DEFICIENCY LEVEL INFORMATION

DEFICIENCY LEVEL	0	1	2	3	4	5
Homes	12,253	28,228	10,651	1,449	2,181	1,500
Percent Eligible Homes	77.64	178.87	67.49	9.18	13.82	9.51
Number of Projects		3	33	13	191	109
Estimated Cost (Eligible):						
Total Data Base:		\$4,055,000	\$39,609,437	\$22,966,485	\$351,302,128	\$125,376,910
Curr. Funding Plan:			\$30,989,415	\$22,966,485	\$16,723,010	\$66,628,959

TYPE OF SERVICE INFORMATION

TYPE OF SERVICE	WATER	SEWER	SOLID WASTE	O & M
Homes at IDL 0	20,995	19,529	34,893	N/A
Homes at IDL 1	26,511	27,539	21,194	N/A
Homes at IDL 2	4,681	6,806	0	N/A
Homes at IDL 3	500	782	175	N/A
Homes at IDL 4	2,075	106	N/A	N/A
Homes at IDL 5	1,500	1,500	N/A	N/A
Homes at IDL 2 - 5	8,756	9,194	175	N/A
Percent of Eligible Homes	55.48	58.26	1.11	N/A
Estimated Costs (Eligible):				
Total Data Base:	\$476,466,446	\$66,430,514	\$413,000	\$0
Curr. Funding Plan:	\$88,161,186	\$48,733,683	\$413,000	\$0

Report Criteria

Dataset:	Snapshot – System-Wide: HQ (#19972 11/16/2021 04:54 Clapp, Ryan)
Area(s) :	NA
Funded?	No
Reportable?	Yes
Funding :	Eligible
Project Tier :	All

STARS

SDS ONE-LINE LISTING

Project	Project Name	Project Tier	Tribe	Res.	Dist.	Office	Pri.	Field DL	Total Score	Total Homes	Total Contributions	Project Cost (Eligible)	Cumulative Cost (Eligible)
NM24623-1301	Naschitti - Community Watering Point	Tier 1: Ready To Fund	084	120	04	014	1	4	73	27	0	130,000	130,000
UT19808-1901	Oljato-Monument Valley Regional Watering Point	Tier 1: Ready To Fund	084	120	02	015	2	4	73	124	0	190,000	320,000
NM17483-0303	Tohatchi Community Watering Point	Tier 1: Ready To Fund	084	120	04	014	3	4	73	8	0	131,000	451,000
NM17423-0201	Coyote Canyon West Scattered Homes	Tier 1: Ready To Fund	084	120	04	014	4	5	72	13	0	425,000	876,000
NM23573-1102	Torreón Scattered	Tier 1: Ready To Fund	084	120	03	012	5	5	72	10	0	314,000	1,190,000
NM17002-0105	PTF W67 COUSINS RADIOTOWER LOOP PH2 EXT. Q83	Tier 1: Ready To Fund	084	120	04	014	6	5	72	24	1,224,000	1,224,000	2,414,000
NM17491-0703	SIHASIN W61 RINCON MARQUEZ-Extensions U24	Tier 1: Ready To Fund	084	120	04	011	7	5	71	31	1,612,000	1,612,000	4,026,000
NM01084-1601	Tohajiilee Scattered Homes	Tier 1: Ready To Fund	084	120	04	014	8	5	68	17	0	496,000	4,522,000
NM17403-1801	Gallup East Scattered 2021	Tier 1: Ready To Fund	084	120	04	014	9	5	66	6	0	300,000	4,822,000
AZ01012-3001	Chinle Scattered 2021	Tier 1: Ready To Fund	084	120	01	016	10	5	66	41	0	1,900,000	6,722,000
AZ01902-1300	Ganado 2021 Scattered	Tier 1: Ready To Fund	084	120	01	013	11	5	66	30	0	1,480,000	8,202,000
AZ09175-2801	Pinon Scattered 2021	Tier 1: Ready To Fund	084	120	01	016	12	5	66	21	0	995,001	9,197,001
NM17002-0109	SIHASIN W69 COUSINS RADIOTOWER LOOP PH4 EXT.	Tier 1: Ready To Fund	084	120	04	014	13	4	65	14	938,400	984,000	10,181,001
NM17002-0107*	PTF W68 COUSINS RADIOTOWER LOOP PH3 EXT.	Tier 1: Ready To Fund	084	120	04	014	14	5	65	16	1,900,000	1,900,000	12,081,001
AZ01012-3101	Chinle NE Scattered Reg 2021	Tier 1: Ready To Fund	084	120	01	016	15	5	64	16	0	948,000	13,029,001
NM24413-0202*	Burnham Bisti Church Scattered	Tier 1: Ready To Fund	084	120	03	017	16	5	63	3	0	200,000	13,229,001
AZ01024-1301	Fort Defiance Scattered 2021	Tier 1: Ready To Fund	084	120	01	013	17	5	63	22	0	1,559,000	14,788,001
AZ09923-0501	PTF W33 Jeddito Goldwater Loop Ph.1	Tier 1: Ready To Fund	084	120	01	013	18	5	63	30	2,419,000	5,891,000	20,679,001
NM24624-0801*	Newcomb Scattered	Tier 1: Ready To Fund	084	120	03	017	19	5	61	6	0	491,000	21,170,001
NM17487-1402*	TWIN LAKES-DEER SPRINGS EXT	Tier 1: Ready To Fund	084	120	04	014	20	4	61	4	0	280,000	21,450,001
NM24623-0401	Naschitti-Wildcat Springs Cisterns	Tier 1: Ready To Fund	084	120	04	014	21	5	60	8	0	260,000	21,710,001
AZ03107-1001	COALMINE CANYON - Booster Extension	Tier 1: Ready To Fund	084	120	02	018	22	5	60	7	0	1,600,000	23,310,001
AZ01037-0501*	Mexican Water Twin Peaks Waterline Extension	Tier 1: Ready To Fund	084	120	03	017	23	5	60	3	0	343,000	23,653,001
NM17458-0301*	Pinedale Northeast Extension (2 homes)	Tier 1: Ready To Fund	084	120	04	014	24	4	60	2	0	329,000	23,982,001
AZ01045-1102*	Shiprock Wall waterline	Tier 2: Engineering Assessed	084	120	03	017	25	5	60	3	0	303,000	24,285,001
NM24631-2005*	Shiprock South scattered WL extension	Tier 2: Engineering Assessed	084	120	03	017	26	5	60	3	0	468,000	24,753,001
NM17002-1701	Chichiltah Pigeon Springs Waterline Extensions	Tier 1: Ready To Fund	084	120	04	014	27	5	60	16	0	1,159,000	25,912,001
AZ01026-1102*	Houck Highlands - Extension	Tier 1: Ready To Fund	084	120	04	014	28	4	59	11	0	1,291,000	27,203,001
AZ03109-0901*	West Coppermine WL Ext. U90	Tier 1: Ready To Fund	084	120	02	018	29	4	59	4	0	341,000	27,544,001
AZ03121-0902	KAIBETO GRAY MESA EXTENSION V02 (P)	Tier 1: Ready To Fund	084	120	02	018	30	4	59	34	0	2,905,000	30,449,001
AZ01054-0108	SIHASIN 2018 Spider Rock W/L Ext Phase 2.5 (IHS funding?)	Tier 1: Ready To Fund	084	120	01	016	31	5	59	17	0	1,430,000	31,879,001
AZ09033-1401	GREASEWOOD ANTELOPE SPRINGS CISTERNS	Tier 1: Ready To Fund	084	120	02	019	32	5	58	18	0	661,014	32,540,015
NM24623-0101	Naschitti-Bluerock-Wilson Cisterns	Tier 1: Ready To Fund	084	120	04	014	33	5	58	9	0	318,000	32,858,015
UT19808-0201	OLJATOH-HALCHITA CISTERNS 1	Tier 1: Ready To Fund	084	120	02	015	34	5	58	28	0	1,005,000	33,863,015
AZ01054-0103	Spider Rock Phase 4 Cisterns	Tier 1: Ready To Fund	084	120	01	016	35	5	58	12	260,488	465,000	34,328,015
NM01084-0701	Canoncito Scattered - Cisterns	Tier 1: Ready To Fund	084	120	04	014	36	5	58	7	0	252,000	34,580,015
NM17403-0503*	Baca I-40 Crossing Extensions LB9	Tier 1: Ready To Fund	084	120	04	014	37	4	58	6	0	677,000	35,257,015
AZ03103-4004*	BODAWAY Painted Desert Waterline Extension Phase III	Tier 2: Engineering Assessed	084	120	02	018	38	4	58	13	0	1,865,000	37,122,015
AZ03109-1101*	Coppermine Cedar Tree Hills Waterline Ext.	Tier 2: Engineering Assessed	084	120	02	018	39	4	58	9	0	839,000	37,961,015
NM17423-0603*	COYOTE CANYON-North Extensions PH2 U29	Tier 1: Ready To Fund	084	120	04	014	40	4	58	21	0	2,443,000	40,404,015
AZ09160-1006*	Many Mules Waterline Phase 4	Tier 1: Ready To Fund	084	120	01	016	41	5	58	15	0	6,362,000	46,766,015
AZ09166-0601*	KAYENTA-Singer Waterline Extension	Tier 1: Ready To Fund	084	120	02	015	42	5	58	4	0	534,000	47,300,015
NM24622-0602	Pueblo Bonito-PH 2, Waterline	Tier 1: Ready To Fund	084	120	03	012	43	4	58	8	0	766,000	48,066,015
AZ01048-0301*	Lukachukai West Extension	Tier 2: Engineering Assessed	084	120	01	016	44	4	58	6	0	1,270,998	49,337,013
NM24631-2004*	Shiprock NE Waterline Extension Ph II	Tier 2: Engineering Assessed	084	120	03	017	45	4	58	3	0	430,000	49,767,013
AZ09180-1301*	SHONTO TWO MESAS WATERLINE EXTENSION	Tier 1: Ready To Fund	084	120	02	018	46	4	58	5	0	603,000	50,370,013
AZ09184-0704	TEESTO MOUNTAINSIDE EXT.	Tier 1: Ready To Fund	084	120	02	019	47	4	58	20	0	1,623,000	51,993,013
AZ03131-0103*	Tonalea Middle Mesa WL Extension	Tier 2: Engineering Assessed	084	120	02	018	48	4	58	8	0	843,000	52,836,013
NM17491-0202	Whitehorse Lake-SandSpring Extension U27	Tier 1: Ready To Fund	084	120	04	011	49	4	58	29	0	2,679,000	55,515,013
AZ09158-0101	DILKON SCATTERED CISTERNS	Tier 1: Ready To Fund	084	120	02	019	50	5	57	22	0	829,000	56,344,013
AZ03122-0203	LECHEE HORSETHIEF MESA SCATTERED CISTERNS	Tier 1: Ready To Fund	084	120	02	018	51	5	57	14	0	533,000	56,877,013
AZ09158-1001	SIHASIN DILKON - PYRAMID BUTTE EXT. T67	Tier 1: Ready To Fund	084	120	02	019	52	5	57	35	1,304,450	1,744,000	58,621,013
AZ01047-0901	SIHASIN W40 Rough Rock North W/L Ext U58	Tier 2: Engineering Assessed	084	120	01	016	53	4	57	72	2,811,000	2,811,000	61,432,013
AZ09150-0401	BIRDSPRUNGS RINCON BASIN CISTERNS	Tier 1: Ready To Fund	084	120	02	019	54	5	56	6	0	244,000	61,676,013
AZ09164-0101	INDIAN WELLS - ROUND BUTTE CISTERNS	Tier 1: Ready To Fund	084	120	02	019	55	5	56	9	0	376,002	62,052,015
NM17483-0301	TOHATCHI CISTERNS	Tier 1: Ready To Fund	084	120	04	014	56	5	56	2	0	80,000	62,132,015
NM23573-0801*	Torreón Nineyears Waterline Extension	Tier 1: Ready To Fund	084	120	03	012	57	5	56	5	0	500,000	62,632,015
NM33140-0303*	RAMAH SCATTERED PHASE III EXTENSIONS	Tier 3: Preliminarily Assessed	084	120	04	014	58	4	56	6	0	1,025,000	63,657,015
AZ03109-0801	Coppermine Cisterns	Tier 1: Ready To Fund	084	120	02	018	59	5	55	16	0	686,000	64,343,015
AZ09158-1701	DILKON - TAHA CISTERNS	Tier 1: Ready To Fund	084	120	02	019	60	5	55	3	0	128,000	64,471,015
AZ09158-2701	2021 WINSLOW SCATTERED PROJECT + CISTERNS	Tier 1: Ready To Fund	084	120	02	019	61	5	55	15	0	616,000	65,087,015
NM17447-0901	Manuelito Big Rock Canyon Cisterns (Sihasin Ph2)	Tier 1: Ready To Fund	084	120	04	014	62	5	55	2	0	91,000	65,178,015
UT19808-1501	Oljato Narrow Canyon Scattered CISTERNS	Tier 1: Ready To Fund	084	120	02	015	63	5	55	8	0	349,000	65,527,015
AZ01072-0601	Wide Ruins West Cisterns	Tier 1: Ready To Fund	084	120	01	013	64	5	55	13	0	546,000	66,073,015
AZ01054-0104	SIHASIN W43 Spider Rock-Chinle W/L Ext Phase 3	Tier 2: Engineering Assessed	084	120	01	016	65	5	55	56	3,843,000	3,843,000	69,916,015
NM17447-0902*	SIHASIN Manuelito Big Rock Canyon Exts (P)	Tier 1: Ready To Fund	084	120	04	014	66	4	55	5	370,000	1,104,000	71,020,015

NM17487-1501	SIHASIN W62 TWIN LAKES-Tohlokai South Ext	Tier 2: Engineering Assessed	084	120	04	014	67	5	55	7	409,000	409,000	71,429,015
AZ01056-0603*	Steamboat Canyon Ph.2 WL Ext. U56	Tier 2: Engineering Assessed	084	120	01	013	68	4	55	12	0	2,401,000	73,830,015
NM28341-0702*	ALAMO-PH2 ALAMOCITA CRK EXT	Tier 3: Preliminarily Assessed	084	120	04	014	69	4	55	2	0	246,000	74,076,015
NM28341-1102*	ALAMO-PH2 JALAROSA CREEK EXT	Tier 3: Preliminarily Assessed	084	120	04	014	70	4	55	5	0	482,000	74,558,015
NM28341-1201*	ALAMO-MONTOYA SPRING WL EXT & LAGOONS	Tier 3: Preliminarily Assessed	084	120	04	014	71	4	55	6	0	990,000	75,548,015
NM33140-0404*	Goat Hill Ph 4 Exts, Tank & Booster	Tier 2: Engineering Assessed	084	120	04	014	72	4	55	3	0	1,342,000	76,890,015
NM33140-0502*	RAMAH WHITE ROCK UNIT 1 EXTENSIONS	Tier 2: Engineering Assessed	084	120	04	014	73	4	55	20	0	2,349,000	79,239,015
NM17408-0203*	Bread Springs & Red Rock Scattered Extensions	Tier 2: Engineering Assessed	084	120	04	014	74	5	55	9	0	1,089,000	80,328,015
AZ03104-1302	CAMERON West Cisterns - Phase I	Tier 1: Ready To Fund	084	120	02	018	75	5	54	7	0	344,000	80,672,015
AZ03104-1405	CAMERON Gray Mountain Lava Wash Cisterns - Phase IV	Tier 1: Ready To Fund	084	120	02	018	76	5	54	15	0	754,000	81,426,015
AZ01012-0501	Chinle Non-Medical Referral Cisterns	Tier 2: Engineering Assessed	084	120	01	016	77	5	54	16	0	784,992	82,211,007
AZ03107-0102	COALMINE CANYON - Appaloosa Ridge Cisterns Phase II	Tier 1: Ready To Fund	084	120	02	018	78	5	54	6	0	284,000	82,495,007
AZ09158-0301	DILKON JOHN'S DRAW 2 CISTERNS	Tier 1: Ready To Fund	084	120	02	019	79	5	54	8	0	386,000	82,881,007
AZ09158-0201	DILKON - TAYLOR CISTERNS	Tier 1: Ready To Fund	084	120	02	019	80	5	54	4	0	197,000	83,078,007
AZ09158-1301	DILKON - RED CHEEKS BUTTE WEST PH1. CISTERNS	Tier 1: Ready To Fund	084	120	02	019	81	5	54	3	0	150,000	83,228,007
AZ01024-0101	FORT DEFIANCE SCATTERED CISTERNS	Tier 1: Ready To Fund	084	120	01	013	82	5	54	15	0	759,000	83,987,007
AZ03121-0701	KAIBETO SCATTERED CISTERN	Tier 1: Ready To Fund	084	120	02	018	83	5	54	3	0	141,000	84,128,007
UT19808-0801	Oljato Pite Farms West Scattered Cisterns	Tier 1: Ready To Fund	084	120	02	015	84	5	54	3	0	143,000	84,271,007
AZ09180-0901	SHONTO SCATTERED CISTERNS	Tier 1: Ready To Fund	084	120	02	018	85	5	54	4	0	191,000	84,462,007
AZ03132-0104	TOLANI LAKE PRICE II CIST. DIST. 5	Tier 3: Preliminarily Assessed	084	120	02	019	86	5	54	4	0	164,999	84,627,006
AZ03132-0803	TOLANI LK BLACK FALLS II CIST.DIST5	Tier 1: Ready To Fund	084	120	02	019	87	5	54	4	0	199,000	84,826,006
AZ03132-0901	TOLANI LAKE SCATTERED CISTERNS	Tier 1: Ready To Fund	084	120	02	019	88	5	54	3	0	141,000	84,967,006
AZ01066-0801	TSAILLE-BLACK ROCK CISTERNS	Tier 1: Ready To Fund	084	120	01	013	89	5	54	24	0	1,164,000	86,131,006
AZ09921-1001	WHITE CONE - SCATTERED CISTERN (DWR?)	Tier 1: Ready To Fund	084	120	02	019	90	5	54	1	0	64,001	86,195,007
NM24610-0801	FFO Regular Scattered	Tier 2: Engineering Assessed	084	120	03	012	91	5	54	60	0	2,029,980	88,224,987
AZ01902-2002*	Ganado System W/L Exts. ECO Infeasible	Tier 3: Preliminarily Assessed	084	120	01	013	92	4	54	31	0	12,793,000	101,017,987
AZ01047-1101*	SIHASIN 2018 Rough Rock Low Pressure	Tier 2: Engineering Assessed	084	120	01	016	93	4	54	6	588,000	588,000	101,605,987
NM24631-0902*	SHIPROCK FARM AREA 7 EXTENSION	Tier 3: Preliminarily Assessed	084	120	03	017	94	4	54	2	0	1,332,000	102,937,987
AZ03131-0102*	Tonalea Isolated Ext Ph2	Tier 2: Engineering Assessed	084	120	02	018	95	4	54	15	0	1,186,000	104,123,987
NM17487-0520*	Twin Lakes Banana Ridge Ext	Tier 3: Preliminarily Assessed	084	120	04	014	96	4	54	1	0	129,000	104,252,987
AZ09150-0301	BIRDSPRINGS HWY 99 SOUTH CISTERNS PH. 1	Tier 1: Ready To Fund	084	120	02	019	97	5	53	15	0	766,000	105,018,987
AZ09150-0701	BIRDSPRINGS SOUTH CISTERN	Tier 1: Ready To Fund	084	120	02	019	98	5	53	1	0	55,000	105,073,987
AZ03104-1202	CAMERON LCR Gorge Cisterns	Tier 1: Ready To Fund	084	120	02	018	99	5	53	11	0	600,000	105,673,987
AZ03107-0901	COALMINE CANYON - Cisterns Phase I (1 home)	Tier 1: Ready To Fund	084	120	02	018	100	5	53	1	0	56,000	105,729,987
AZ09158-1203	DILKON RABBIT CISTERNS	Tier 1: Ready To Fund	084	120	02	019	101	5	53	4	0	224,000	105,953,987
AZ03108-1403	LEUPP - GRAND FALLS SCATT. CISTERNS	Tier 1: Ready To Fund	084	120	02	019	102	5	53	10	0	532,000	106,485,987
AZ03108-1101	LEUPP SAN FRANCISCO WASH CIST.DIST5	Tier 1: Ready To Fund	084	120	02	019	103	5	53	17	0	869,001	107,354,988
AZ01053-0402	SAWMILL WHITE CLAY CISTERNS	Tier 2: Engineering Assessed	084	120	01	013	104	5	53	43	0	2,230,969	109,585,957
AZ09184-0701	TEESTOH NAAHTEE CANYON SPRINGS CIST. WPT	Tier 1: Ready To Fund	084	120	02	019	105	5	53	14	0	734,000	110,319,957
NM24413-0801*	SIHASIN W51 BURNHAM EAST WL EXT I	Tier 2: Engineering Assessed	084	120	03	017	106	5	53	15	1,496,400	2,222,000	112,541,957
NM24413-1201*	SIHASIN W52 Burnham NW WL Ext I	Tier 2: Engineering Assessed	084	120	03	017	107	5	53	4	549,600	732,000	113,273,957
NM24625-0302*	SIHASIN W55 Morgan Lake Waterline Extension	Tier 2: Engineering Assessed	084	120	03	017	108	5	53	5	684,000	1,401,000	114,674,957
AZ09923-0502	SIHASIN W34 Jeddito Goldwater Loop Ph.2	Tier 2: Engineering Assessed	084	120	01	013	109	5	53	26	1,591,000	1,591,000	115,265,957
NM24631-3002	Shiprock Service Unit Failed DF	Tier 1: Ready To Fund	084	120	03	017	110	4	53	42	0	450,000	116,715,957
AZ03135-4101	TUBA CITY Failed Drainfields	Tier 1: Ready To Fund	084	120	02	018	111	4	53	21	0	425,000	117,140,957
AZ01024-1001	Fort Defiance Sewerline Ext. (XP3)	Tier 2: Engineering Assessed	084	120	01	013	112	3	53	34	0	832,000	117,972,957
AZ09150-0601	BIRDSPRINGS NORTH HWY 99 CISTERNS, PHASE 1	Tier 1: Ready To Fund	084	120	02	019	113	5	52	9	0	570,000	118,542,957
NM17444-1501	Gallup Failed Septics DL 4 - Eastward	Tier 1: Ready To Fund	084	120	04	014	114	4	52	8	0	173,000	118,715,957
NM17002-1901	Chichiltah Vanderwagen Waterline Extension	Tier 1: Ready To Fund	084	120	04	014	115	5	51	137	0	5,863,000	124,578,957
AZ03104-1204	CAMERON Mountaintop Cisterns - Phase III	Tier 1: Ready To Fund	084	120	02	018	116	5	51	3	0	208,000	124,786,957
AZ03107-0601	COALMINE CANYON - Little Colorado Cisterns - Phase I	Tier 1: Ready To Fund	084	120	02	018	117	5	51	3	0	197,000	124,983,957
AZ03108-1201	LEUPP PADRE CANYON CIST. DIST. 5	Tier 1: Ready To Fund	084	120	02	019	118	5	51	21	0	1,487,999	126,471,956
AZ03108-1302	LEUPP CANYON DIABLO CIST DIST. 5	Tier 1: Ready To Fund	084	120	02	019	119	5	51	11	0	788,001	127,259,957
UT19800-0302*	SIHASIN W45 MONTEZUMA CREEK EXTENSION U32	Tier 2: Engineering Assessed	084	120	03	017	120	4	51	2	324,000	324,000	127,583,957
NM17453-0702*	SIHASIN W60 Mexican Springs Todilto Park Ext W35	Tier 2: Engineering Assessed	084	120	04	014	121	4	51	18	2,554,000	2,554,000	130,137,957
AZ01047-0904*	SIHASIN W41 Rough Rock South Waterline Ext. Ph 2	Tier 2: Engineering Assessed	084	120	01	016	122	5	51	9	945,000	1,451,000	131,588,957
AZ01061-0502*	SIHASIN W58 Teec Yellow Rock Point W/L Ext	Tier 2: Engineering Assessed	084	120	03	017	123	4	51	1	607,200	1,091,000	132,679,957
AZ09997-0803*	Black Mesa East and North WL Extensions	Tier 2: Engineering Assessed	084	120	01	016	124	4	51	37	0	3,851,000	136,530,957
NM28341-0301	SIHASIN W63 ALAMO O&M Water Improvements	Tier 1: Ready To Fund	084	120	04	014	125	2	51	411	3,000,000	3,000,000	139,530,957
UT19813-0601	Nav Mtn Rainbow City Cisterns	Tier 1: Ready To Fund	084	120	02	018	126	5	50	4	0	306,000	139,836,957
NM17450-0501*	SIHASIN W35 NAVAJO-ASAAYI WATERLINE	Tier 2: Engineering Assessed	084	120	01	013	127	5	50	11	396,000	953,000	140,789,957
AZ09150-0802	BIRDSPRINGS TOJI ANIZAAD EXT.DIST5 (U02)	Tier 2: Engineering Assessed	084	120	02	019	128	5	49	11	0	682,000	141,471,957
AZ03109-0603	COPPERMINE - KOKO EXT PHASE 3 LE9	Tier 2: Engineering Assessed	084	120	02	018	129	5	49	32	0	1,833,000	143,304,957
AZ01026-2001	Houck Scattered Homes (X=Q84)	Tier 2: Engineering Assessed	084	120	04	014	130	5	49	4	0	226,000	143,530,957
AZ01056-0601	SIHASIN W42 Steamboat Canyon Ph.1	Tier 2: Engineering Assessed	084	120	01	013	131	5	49	31	1,808,000	1,808,000	145,338,957
AZ03108-1901	WEST LEUPP SCATTERED CISTERN (2 homes)	Tier 1: Ready To Fund	084	120	02	019	132	5	49	2	0	180,000	145,518,957
AZ03108-1701*	LEUPP SCATTERED CISTERN (1 home)	Tier 1: Ready To Fund	084	120	02	019	133	5	49	1	0	85,000	145,603,957
NM24610-1001	Farmington Failed DF/Septic VII	Tier 1: Ready To Fund	084	120	03	012	134	4	49	23	0	480,010	146,083,967
AZ01011-1201	SIHASIN W44 Chilchinbeto Yellowhair CWS Upgrade	Tier 2: Engineering Assessed	084	120	02	015	135	2	49	316	2,057,000	1,547,700	147,631,667
AZ01040-0601	SIHASIN W36 Nazlini Additional Water Source	Tier 2: Engineering Assessed	084	120	01	016	136	2	49	168	930,000	1,295,000	148,926,667
AZ01041-0901	SIHASIN W39 Pine Springs Well	Tier 2: Engineering Assessed	084	120	01	013	137	2	49	64	689,000	689,000	149,615,667
AZ01041-1001	SIHASIN W38 Hunter's Pt./Oak Springs Inter-Tie	Tier 2: Engineering Assessed	084	120	01	013	138	2	49	110	1,426,000	1,428,000	151,043,667
AZ01026-0901	Houck-Sanders (X=Q84)	Tier 2: Engineering Assessed	084	120	04	014	139	5	48	10	0	604,000	151,647,667
UT19808-1302*	OLJATOH-TRAIN ROCK W/L EXTENSION V06	Tier 2: Engineering Assessed	084	120	02	015	140	4	48	39	0	1,991,000	153,638,667

AZ03135-2402	Tuba City WWTP Upgrades NTUA Ph 2 (X)	Tier 2: Engineering Assessed	084	120	02	018	141	3	48	1508	16,435,487	12,602,477	166,241,144
AZ09033-1402*	GREASEWOOD ANTELOPE SPRINGS EXT	Tier 2: Engineering Assessed	084	120	02	019	142	4	47	14	0	808,010	167,049,154
NM17470-3001	Rock Springs Pablo Extension	Tier 2: Engineering Assessed	084	120	04	014	143	5	47	3	0	182,000	167,231,154
AZ01026-1403	Houck Buntwater East (X=Q84)	Tier 2: Engineering Assessed	084	120	04	014	144	5	46	13	0	813,000	168,044,154
AZ09164-0902*	INDIAN WELLS - GORILLA HEAD EXT. V01	Tier 2: Engineering Assessed	084	120	02	019	145	4	46	45	0	3,134,025	171,178,179
UT19808-0202*	OLJATOH-HALCHITA WATERLINE EXTENSION	Tier 2: Engineering Assessed	084	120	02	015	146	4	46	45	0	2,913,000	174,091,179
NM24631-2404	Shiprock WWTP Septage Receiving Treatment	Tier 1: Ready To Fund	084	120	03	017	147	2	46	3369	0	1,446,000	175,537,179
AZ01058-1007	PTF W72 Shiprock to Sweetwater/Aneth Phase 7	Tier 1: Ready To Fund	084	120	03	017	148	2	46	1851	3,395,000	2,945,000	178,482,179
AZ03135-2403	Tuba City WWTP Septage Receiving Treatment	Tier 2: Engineering Assessed	084	120	02	018	149	2	46	3211	0	1,446,000	179,928,179
AZ03135-0701*	SIHASIN W49 TUBA CITY NW SEWERLINE - PHASE I	Tier 2: Engineering Assessed	084	120	02	018	150	2	46	39	1,038,000	1,038,000	180,966,179
AZ09158-2601	WINSLOW DL4 ST/DF REPLACEMENT 2021	Tier 3: Preliminarily Assessed	084	120	02	019	151	4	45	4	0	98,000	181,064,179
UT19800-0801*	WESTWATER - BLANDING New Water System	Tier 3: Preliminarily Assessed	084	120	03	017	152	4	45	21	0	3,174,000	184,238,179
AZ09158-1204*	DILKON - RABBIT EXT.	Tier 1: Ready To Fund	084	120	02	019	153	4	45	4	0	628,000	184,866,179
AZ09158-1302*	DILKON - RED CHEEKS BUTTE WEST PH2 EXT. (XX)	Tier 2: Engineering Assessed	084	120	02	019	154	4	45	3	0	225,000	185,091,179
NM24446-0704*	Lake Valley Billy Waterline Extensions	Tier 3: Preliminarily Assessed	084	120	03	012	155	5	45	3	0	295,999	185,387,178
NM24446-0705*	Lake Valley Janice Pablo Waterline (1 home)	Tier 2: Engineering Assessed	084	120	03	012	156	4	45	1	0	346,000	185,733,178
NM24622-0801*	Negezei Martinez-Lopez Waterline	Tier 2: Engineering Assessed	084	120	03	012	157	5	45	2	0	370,000	186,103,178
NM24645-0501*	White Rock New Tank & Booster for System Pressure	Tier 2: Engineering Assessed	084	120	03	012	158	5	45	4	0	996,919	187,100,097
AZ01011-1601*	Chilchinbeto-James and Benally Camp Ext. T59	Tier 1: Ready To Fund	084	120	02	015	159	5	45	10	0	706,000	187,806,097
AZ09158-0302*	DILKON JOHN'S DRAW 2 EXT.	Tier 2: Engineering Assessed	084	120	02	019	160	4	45	12	0	943,000	188,749,097
AZ09158-1002	DILKON - COYOTE WASH EXTENSION U02	Tier 1: Ready To Fund	084	120	02	019	161	4	45	28	0	1,827,000	190,576,097
AZ09164-0203*	INDIAN WELLS-PUEBLO COLORADO II EXT LK4	Tier 2: Engineering Assessed	084	120	02	019	162	4	45	25	0	1,904,000	192,480,097
UT19808-0102*	OLJATO-PIUTE FARMS WATERLINE EXTENSION U66 (P)	Tier 1: Ready To Fund	084	120	02	015	163	4	45	28	0	2,207,000	194,687,097
NM17458-0201*	Pinedale Allotment Dispute	Tier 2: Engineering Assessed	084	120	04	014	164	4	45	1	0	72,000	194,759,097
UT19815-1202*	RED MESA NORTH WATERLINE TSOSIE CAMP LCS	Tier 2: Engineering Assessed	084	120	03	017	165	4	45	6	0	481,000	195,240,097
AZ03132-0902*	TOLANI LAKE SCATTERED EXTENSIONS	Tier 2: Engineering Assessed	084	120	02	019	166	4	45	10	0	808,000	196,048,097
AZ09175-2501*	Pinon Low Pressure and WL Extension	Tier 2: Engineering Assessed	084	120	01	016	167	2	45	23	0	588,000	196,636,097
NM17475-0802	PTF W66 Casamero Lake Well- Phase 2	Tier 2: Engineering Assessed	084	120	04	011	168	2	45	381	891,500	1,398,500	198,034,597
NM17426-0202*	NAHODISHGISH SW EXTENSION	Tier 2: Engineering Assessed	084	120	04	011	169	5	44	4	0	502,000	198,536,597
AZ09150-1002*	BIRDSPRINGS REMOTE EXTENSIONS LJ4	Tier 2: Engineering Assessed	084	120	02	019	170	4	44	17	0	1,145,000	199,681,597
AZ03104-1403*	CAMERON Gray Mountain Extension - Phase III U94	Tier 2: Engineering Assessed	084	120	02	018	171	4	44	22	0	1,802,000	201,483,597
AZ03109-0803*	Southwest Coppermine WL Ext.	Tier 2: Engineering Assessed	084	120	02	018	172	4	44	5	0	437,000	201,920,597
AZ09158-1104*	DILKON - JOHN'S DRAW I EXT. U99 (P)	Tier 2: Engineering Assessed	084	120	02	019	173	4	44	29	0	1,726,000	203,646,597
AZ09164-0102*	INDIAN WELLS - ROUND BUTTE EXT.	Tier 2: Engineering Assessed	084	120	02	019	174	4	44	14	0	1,147,006	204,793,603
AZ09164-0904*	INDIAN WELLS - GORILLA HEAD PH2 EXT LD1	Tier 2: Engineering Assessed	084	120	02	019	175	4	44	17	0	1,425,008	206,218,611
AZ09166-2002*	KAYENTA-ARIZ - EL CAP. NORTH EXT. V03	Tier 1: Ready To Fund	084	120	02	015	176	4	44	28	0	2,327,000	208,545,611
AZ01035-0604*	LUPTON - South Extensions LE1	Tier 1: Ready To Fund	084	120	04	014	177	4	44	5	0	443,000	208,988,611
UT19800-1102*	ANETH MAIL TRAIL WATERLINE U64	Tier 2: Engineering Assessed	084	120	03	017	178	4	43	7	0	1,405,000	210,393,611
NM17403-0302*	Baca South Extensions LC1	Tier 2: Engineering Assessed	084	120	04	014	179	4	43	17	0	3,420,000	213,813,611
NM17403-0602*	Baca Scattered Extension (1 home)	Tier 2: Engineering Assessed	084	120	04	014	180	4	43	1	0	486,000	214,299,611
NM17500-0602*	BECENTI-Milk Lake-Extensions	Tier 2: Engineering Assessed	084	120	04	014	181	4	43	4	0	881,000	215,180,611
NM17500-0702*	BECENTI-Flat Lake-Extensions	Tier 3: Preliminarily Assessed	084	120	04	014	182	4	43	5	0	1,038,000	216,218,611
AZ09150-0702*	BIRDSPRINGS SOUTH EXT. PH 2.	Tier 1: Ready To Fund	084	120	02	019	183	4	43	3	0	249,000	216,467,611
AZ09150-0302*	BIRDSPRINGS SOUTH HWY 99 EXTENSIONS PHASE 2	Tier 2: Engineering Assessed	084	120	02	019	184	4	43	21	0	3,826,000	220,293,611
AZ09150-0402*	BIRDSPRINGS RINCON BASIN EXT. DIST5	Tier 2: Engineering Assessed	084	120	02	019	185	4	43	9	0	1,532,000	221,825,611
AZ03103-4005*	BODAWAY Isolated Waterline Extension Phase IV U59	Tier 2: Engineering Assessed	084	120	02	018	186	4	43	15	0	3,402,000	225,227,611
AZ03103-4002*	BODAWAY Crooked Ridge WL Extens (U59)	Tier 2: Engineering Assessed	084	120	02	018	187	4	43	8	0	1,393,000	226,620,611
AZ03103-4003*	BODAWAY Tanner-Hamblin Divide WL Extn (U59)	Tier 2: Engineering Assessed	084	120	02	018	188	4	43	34	0	3,861,000	230,481,611
NM24413-1502*	BURNHAM PHASE II HUNTER WASH EXT LE3	Tier 2: Engineering Assessed	084	120	03	017	189	4	43	5	0	1,046,000	231,527,611
NM24413-0702*	BURNHAM NORTH W/L EXT I	Tier 2: Engineering Assessed	084	120	03	017	190	4	43	5	0	802,000	232,329,611
NM24413-0502*	BURNHAM WEST W/L EXT II	Tier 2: Engineering Assessed	084	120	03	017	191	4	43	5	0	632,000	232,961,611
AZ03104-1203*	CAMERON LCR Gorge Extension-Phase II	Tier 2: Engineering Assessed	084	120	02	018	192	4	43	11	0	5,806,000	238,767,611
AZ03104-1404*	CAMERON Gray Mountain Extension - Phase IV	Tier 2: Engineering Assessed	084	120	02	018	193	4	43	27	0	3,609,000	242,376,611
AZ03104-1205*	CAMERON Mountaintop Extension - Phase IV	Tier 2: Engineering Assessed	084	120	02	018	194	4	43	4	0	2,124,000	244,500,611
AZ03104-1303*	CAMERON West Extension - Phase II	Tier 1: Ready To Fund	084	120	02	018	195	4	43	8	0	999,000	245,499,611
AZ03104-1406*	CAMERON Gray Mountain Lava Wash Extension - Phase V	Tier 2: Engineering Assessed	084	120	02	018	196	4	43	15	0	3,747,000	249,246,611
AZ01011-1103*	CHILCHINBETO - PHASE II YOUNG EXT. LB8	Tier 2: Engineering Assessed	084	120	02	015	197	4	43	3	0	757,000	250,003,611
AZ01012-0502*	Chinle Infeasible Waterline Extensions	Tier 2: Engineering Assessed	084	120	01	016	198	4	43	11	0	2,851,002	252,854,613
AZ03109-0802*	Coppermine WL Extensions	Tier 2: Engineering Assessed	084	120	02	018	199	4	43	15	0	3,632,000	256,486,613
AZ01015-0402*	Tselani-Cottonwood Extension (Sihasin 2018 NTUA?)	Tier 3: Preliminarily Assessed	084	120	01	016	200	4	43	3	0	572,000	257,058,613
AZ01015-1501*	Cottonwood Infeasible Waterline Extensions	Tier 2: Engineering Assessed	084	120	01	016	201	4	43	8	0	3,125,000	260,183,613
NM17423-0504*	COYOTE CANYON-South Extensions	Tier 2: Engineering Assessed	084	120	04	014	202	4	43	7	0	1,830,000	262,013,613
NM17423-0802*	COYOTE CANYON-Red Water Pond Extension U29	Tier 2: Engineering Assessed	084	120	04	014	203	4	43	12	0	1,546,000	263,559,613
NM24608-0502*	CRYSTAL MILK WATER WATERLINE EXTENSION	Tier 2: Engineering Assessed	084	120	01	013	204	4	43	19	0	2,455,009	266,014,622
AZ09158-0102*	DILKON SCATTERED EXTENSIONS	Tier 2: Engineering Assessed	084	120	02	019	205	4	43	36	0	3,810,000	269,824,622
AZ09158-1102*	DILKON - ROTTEN BANANAS BUTTE EXT. LE5 (P)	Tier 1: Ready To Fund	084	120	02	019	206	4	43	22	0	2,627,000	272,451,622
AZ09158-0202*	DILKON - TAYLOR EXT	Tier 1: Ready To Fund	084	120	02	019	207	4	43	4	0	597,000	273,048,622
AZ09158-1702*	DILKON - TAHA EXT.	Tier 2: Engineering Assessed	084	120	02	019	208	4	43	4	0	666,000	273,714,622
AZ09160-3002*	Many Mules North Waterline Extension	Tier 2: Engineering Assessed	084	120	01	016	209	4	43	29	0	4,279,000	277,993,622
AZ09160-0703*	Forest Lake North and East WL Extensions LJ9	Tier 2: Engineering Assessed	084	120	01	016	210	4	43	27	0	4,389,000	282,382,622
AZ09160-2002*	Many Mules Cody-Elsitty W/L Extension	Tier 2: Engineering Assessed	084	120	01	016	211	4	43	11	0	2,942,000	285,324,622
AZ09160-1007*	Many Mules Waterline Phase 5	Tier 2: Engineering Assessed	084	120	01	016	212	5	43	17	0	4,800,000	290,124,622
AZ09033-1403*	GWS ANTELOPE SPRINGS PH2 EXT.	Tier 2: Engineering Assessed	084	120	02	019	213	4	43	5	0	1,022,000	291,146,622
AZ09033-0402*	GWS SCATTERED EXTENSIONS LK3	Tier 2: Engineering Assessed	084	120	02	019	214	4	43	15	0	1,601,010	292,747,632

AZ09162-1302*	Hardrock Sleepy Mountain WL Ext Phase II T73	Tier 1: Ready To Fund	084	120	02	018	215	4	43	18	0	2,058,000	294,805,632
NM17502-0103*	Haystack Extensions W23	Tier 2: Engineering Assessed	084	120	04	014	216	4	43	6	0	1,400,000	296,205,632
NM24614-0502*	HOGBACK DEADMAN'S WASH-SOUTH WL	Tier 2: Engineering Assessed	084	120	03	017	217	4	43	5	0	474,000	296,679,632
NM24616-0302*	HUERFANO CARSON NORTH WL EXT PH II W51	Tier 2: Engineering Assessed	084	120	03	012	218	4	43	7	0	1,046,003	297,725,635
NM24616-0602*	Otis South WL Ext II	Tier 2: Engineering Assessed	084	120	03	012	219	4	43	3	0	426,999	298,152,634
NM24616-1201*	Huerfano Chee Waterline Extension (2 homes)	Tier 2: Engineering Assessed	084	120	03	012	220	4	43	2	0	267,000	298,419,634
AZ09164-0302*	INDIAN WELLS - PEANUT EXT.	Tier 2: Engineering Assessed	084	120	02	019	221	5	43	13	0	1,521,036	299,940,670
AZ09164-0802*	INDIAN WELLS SCATTERED EXTENSIONS	Tier 2: Engineering Assessed	084	120	02	019	222	4	43	4	0	792,000	300,732,670
AZ09164-0802*	INDIAN WELLS - TWIN PEAKS EXTENSION LC3	Tier 2: Engineering Assessed	084	120	02	019	223	4	43	24	0	2,213,016	302,945,686
AZ03120-0702*	INSCRIPTION HSE ISOLATED EXTENSION W13	Tier 2: Engineering Assessed	084	120	02	018	224	4	43	7	0	1,102,000	304,047,686
AZ03121-0702*	KAIBETO SCATTERED EXTENSION	Tier 2: Engineering Assessed	084	120	02	018	225	4	43	7	0	883,000	304,930,686
AZ09166-5302*	Kayenta West Skeleton Mesa Ext. Ph II U65	Tier 1: Ready To Fund	084	120	02	015	226	4	43	14	0	1,792,000	306,722,686
AZ01030-0502*	Kinlichee Waterline Exts.	Tier 2: Engineering Assessed	084	120	01	013	227	4	43	19	0	2,180,991	308,903,677
AZ01031-0103*	KLAGETOH - NAVAJO STATION EXTENSIONS V04	Tier 2: Engineering Assessed	084	120	01	013	228	4	43	16	0	3,449,008	312,352,685
AZ01031-0302*	KLAGETOH - TRNSWSTRN ST RD EXT V05	Tier 2: Engineering Assessed	084	120	01	013	229	4	43	32	0	4,864,992	317,217,677
NM24446-0702*	Lake Valley NE Waterline PHASE I	Tier 2: Engineering Assessed	084	120	03	012	230	4	43	3	0	330,000	317,547,677
NM24446-0703*	Lake Valley NE Waterline PHASE II	Tier 2: Engineering Assessed	084	120	03	012	231	4	43	6	0	1,043,000	318,590,677
AZ03122-0204*	LECHEE HORSETHIEF MESA SCATTERED EXT	Tier 2: Engineering Assessed	084	120	02	018	232	4	43	15	0	2,569,000	321,159,677
AZ03122-0501*	LECHEE - P SIANI WL EXT. T07	Tier 2: Engineering Assessed	084	120	02	018	233	5	43	12	0	1,180,000	322,339,677
AZ03122-0702*	LECHEE - WHITE DOME WATERLINE EXT. LD2	Tier 2: Engineering Assessed	084	120	02	018	234	4	43	5	0	1,180,000	322,339,677
AZ03108-1606*	WEST LEUPP PH1A WL EXT T99/XQ1/W04	Tier 2: Engineering Assessed	084	120	02	019	235	5	43	24	0	2,729,998	326,074,675
AZ03108-1202*	LEUPP PADRE CANYON EXT DIST. 5	Tier 2: Engineering Assessed	084	120	02	019	236	4	43	21	0	5,854,000	331,928,675
AZ03108-1102*	LEUPP SAN FRANCISCO WASH EXT.D5	Tier 2: Engineering Assessed	084	120	02	019	237	4	43	22	0	3,167,000	335,095,675
AZ03108-1303*	LEUPP CANYON DIABLO EXT DIST. 5	Tier 2: Engineering Assessed	084	120	02	019	238	4	43	14	0	4,254,000	339,349,675
AZ03108-1605*	LEUPP - GRAND FALLS EXTENSION	Tier 2: Engineering Assessed	084	120	02	019	239	5	43	42	0	5,727,000	345,076,675
AZ03108-1404*	LEUPP - GRAND FALLS SCATT. EXTENSIONS	Tier 2: Engineering Assessed	084	120	02	019	240	4	43	11	0	3,620,000	348,696,675
AZ03108-1702*	LEUPP SCATTERED EXT (1 home)	Tier 2: Engineering Assessed	084	120	02	019	241	4	43	1	0	455,000	349,151,675
AZ03108-1902*	WEST LEUPP SCATTERED EXT (2 homes)	Tier 2: Engineering Assessed	084	120	02	019	242	4	43	2	0	989,000	350,140,675
AZ03108-1603*	WEST LEUPP PH2 WL EXT XQ1	Tier 2: Engineering Assessed	084	120	02	019	243	5	43	32	0	4,355,999	354,496,674
AZ03108-1604*	WEST LEUPP PH3 WL EXT	Tier 2: Engineering Assessed	084	120	02	019	244	5	43	8	0	2,347,000	356,843,674
NM17503-0302*	LITTLEWATER NW EXTENSION (1 home)	Tier 2: Engineering Assessed	084	120	04	011	245	4	43	1	0	217,000	357,060,674
NM17503-0402*	LITTLEWATER SW PH2 (Extension & Tank)	Tier 2: Engineering Assessed	084	120	04	011	246	4	43	6	0	686,000	357,746,674
NM17503-0702*	SIHASIN (cancel?) LITTLEWATER EAST EXT. II LC4	Tier 2: Engineering Assessed	084	120	04	011	247	4	43	1	0	369,000	358,115,674
AZ01036-1202*	Many Farms Ram Pasture Waterline	Tier 2: Engineering Assessed	084	120	01	016	248	4	43	51	0	8,712,024	366,827,698
NM17448-0106*	MARIANO LAKE EXT. PHASE 6 (4 PV cisterns?)	Tier 2: Engineering Assessed	084	120	04	011	249	5	43	7	0	1,751,000	368,578,698
NM24623-0102*	Naschitti-Bluerock-Wilson Extensions	Tier 2: Engineering Assessed	084	120	04	014	250	4	43	18	0	3,584,000	372,162,698
NM24623-0402*	Naschitti-Wildcat Springs Extensions	Tier 2: Engineering Assessed	084	120	04	014	251	4	43	22	0	2,989,000	375,151,698
UT19813-0602*	Nav Mtn Rainbow City East Ext.	Tier 2: Engineering Assessed	084	120	02	018	252	4	43	4	0	473,000	375,624,698
UT19813-0502*	Nav Mtn Piute Mesa Water Ext LD3	Tier 1: Ready To Fund	084	120	02	018	253	4	43	15	0	2,344,000	377,968,698
AZ01040-0502*	Nazlini-Flatrocks Ext. Ph 2 U31	Tier 2: Engineering Assessed	084	120	01	016	254	4	43	5	0	1,323,000	379,291,698
AZ01040-0302*	Nazlini North Waterline Extension U61	Tier 2: Engineering Assessed	084	120	01	016	255	4	43	16	0	2,571,008	381,862,706
AZ01040-0503*	Nazlini Mesa Top Waterline Extension	Tier 2: Engineering Assessed	084	120	01	016	256	4	43	8	0	1,555,000	383,417,706
NM24625-0501*	Nenahnezad - Emery Foster waterline Ext. (1 home)	Tier 2: Engineering Assessed	084	120	03	017	257	4	43	1	0	112,000	383,529,706
NM24624-0202*	NEWCOMB EAST WL EXT I	Tier 2: Engineering Assessed	084	120	03	017	258	4	43	4	0	897,000	384,426,706
AZ01041-0502*	OAK SPRINGS EAST (TOP) EXTENTION W09	Tier 2: Engineering Assessed	084	120	01	013	259	4	43	14	0	1,575,000	386,001,706
UT19808-1502*	OLJATO-Narrow Canyon Waterline extension	Tier 2: Engineering Assessed	084	120	02	015	260	4	43	9	0	1,575,000	387,576,706
UT19808-0802*	Piute Farms West W/L Ext.	Tier 2: Engineering Assessed	084	120	02	015	261	4	43	3	0	721,000	388,297,706
AZ09175-1502*	PINON-WEPO WASH EXT. PH 2	Tier 2: Engineering Assessed	084	120	01	016	262	4	43	25	0	4,429,000	392,726,706
AZ09175-1503*	PINON-WEPO WASH EXT. PH 3	Tier 2: Engineering Assessed	084	120	01	016	263	4	43	8	0	2,224,000	394,950,706
AZ09175-2601*	NW Pinon Extension (P)	Tier 2: Engineering Assessed	084	120	01	016	264	4	43	64	0	7,629,000	402,579,706
AZ09175-2602*	NW PINON EXT. - WHITE VALLEY EXT. PH 2 LE7	Tier 2: Engineering Assessed	084	120	01	016	265	4	43	4	0	765,000	403,344,706
AZ01045-1302*	RED VALLEY SOUTH W/L EXTENSION	Tier 2: Engineering Assessed	084	120	03	017	266	4	43	1	0	378,000	403,722,706
AZ01045-0602*	Red Valley Grace Begay Waterline Extension Ph I	Tier 2: Engineering Assessed	084	120	03	017	267	4	43	2	0	487,000	404,209,706
AZ01045-0603*	Red Valley Grace Begay Waterline Extension Ph II	Tier 2: Engineering Assessed	084	120	03	017	268	4	43	2	0	397,000	404,606,706
AZ01048-0202*	Round Rock NE Waterline Extension	Tier 2: Engineering Assessed	084	120	01	016	269	4	43	9	0	3,773,997	408,380,703
AZ01048-0504*	Round Rock Infeasible Waterline Extensions	Tier 2: Engineering Assessed	084	120	01	016	270	4	43	10	0	5,935,996	414,316,699
NM24629-0802*	SANOSTEE CANYON WL EXT I	Tier 2: Engineering Assessed	084	120	03	017	271	4	43	3	0	750,000	415,066,699
AZ01053-0403*	SAWMILL WHITE CLAY W/L EXT.	Tier 2: Engineering Assessed	084	120	01	013	272	4	43	65	0	9,310,015	424,376,714
NM24631-0802*	Shiprock 491 North W/L Extension	Tier 1: Ready To Fund	084	120	03	017	273	4	43	14	0	2,508,002	426,884,716
AZ09180-0802*	SHONTO-TALLMOUNTAIN WATERLINE EXT. (P) W47	Tier 1: Ready To Fund	084	120	02	018	274	4	43	53	0	6,504,000	433,388,716
AZ09180-0902*	SHONTO SCATTERED EXTENSION	Tier 2: Engineering Assessed	084	120	02	018	275	4	43	8	0	1,340,000	434,728,716
AZ01054-0105*	Spider Rock Phase 4 WL Extension	Tier 2: Engineering Assessed	084	120	01	016	276	4	43	57	0	6,661,000	441,389,716
NM17477-0102*	STANDING ROCK SOUTH-Extension	Tier 2: Engineering Assessed	084	120	04	011	277	4	43	4	0	1,183,000	442,572,716
NM17477-0302*	STANDING ROCK NE-Extension (Phase 2)	Tier 2: Engineering Assessed	084	120	04	011	278	4	43	12	0	1,483,000	444,055,716
NM17477-0702*	STANDING ROCK SE - Extension	Tier 2: Engineering Assessed	084	120	04	011	279	4	43	6	0	927,000	444,982,716
NM17477-0303*	STANDING ROCK NE-Extension (Phase 3)	Tier 2: Engineering Assessed	084	120	04	011	280	4	43	7	0	1,022,000	446,004,716
AZ01061-0503*	Teec Yellow Rock Point WL Ext, Ph II (1 home)	Tier 2: Engineering Assessed	084	120	03	017	281	4	43	1	0	630,000	446,634,716
AZ01061-0403*	Teec Nos Pos Tso Waterline Extension	Tier 2: Engineering Assessed	084	120	03	017	282	4	43	3	0	1,020,000	447,654,716
AZ09184-0202*	TEESTO SCATTERED EXTENSIONS	Tier 2: Engineering Assessed	084	120	02	019	283	4	43	5	0	541,000	448,195,716
AZ09184-0702*	TEESTOH NAAHTEE CANYON SPRINGS EXT.	Tier 2: Engineering Assessed	084	120	02	019	284	4	43	45	0	4,101,000	452,296,716
NM17483-0302*	TOHATCHI SRW EXTENSION	Tier 2: Engineering Assessed	084	120	04	014	285	4	43	6	0	1,426,000	453,722,716
NM17483-1202*	Tohatchi Flowing Well Ext	Tier 2: Engineering Assessed	084	120	04	014	286	4	43	2	0	335,000	454,057,716
NM17483-1302*	Tohatchi Route 37 Ext (1 home)	Tier 2: Engineering Assessed	084	120	04	014	287	4	43	1	0	217,000	454,274,716
NM17483-1402*	Tohatchi East Red Willow Ext (1 home)	Tier 2: Engineering Assessed	084	120	04	014	288	4	43	1	0	277,000	454,551,716

AZ03132-1201*	TOLANI LAKE NORTH LEUPP EXT.	Tier 2: Engineering Assessed	084	120	02	019	289	4	43	10	0	1,183,001	455,734,717
AZ03132-0701*	TOLANI LAKE YAADDESKIDI MESA EXT	Tier 2: Engineering Assessed	084	120	02	019	290	4	43	9	0	717,999	456,452,716
AZ03132-1102*	TOLANI LK NPL SCATT. EXT. DIST. 5	Tier 2: Engineering Assessed	084	120	02	019	291	4	43	2	0	226,000	456,678,716
AZ03132-0804*	TOLANI LK BLACK FALLS II EXT. DIST5	Tier 2: Engineering Assessed	084	120	02	019	292	4	43	10	0	2,900,000	459,578,716
AZ03132-0105*	TOLANI LAKE PRICE II EXT. DIST. 5	Tier 2: Engineering Assessed	084	120	02	019	293	4	43	4	0	695,000	460,273,716
NM17003-0402*	TSAYATOH-STATE LINE EXT.	Tier 2: Engineering Assessed	084	120	04	014	294	4	43	5	0	980,000	461,253,716
NM17003-0601*	TSAYATOH-W. P&M HOUSING EXT.	Tier 2: Engineering Assessed	084	120	04	014	295	4	43	3	0	358,000	461,611,716
AZ03135-4002*	TUBA CITY Preston Mesa Scattered Extensions	Tier 3: Preliminarily Assessed	084	120	02	018	296	4	43	17	0	2,000,000	463,611,716
AZ09921-1002*	WHITE CONE - SCATTERED EXTENSION	Tier 2: Engineering Assessed	084	120	02	019	297	4	43	4	0	1,479,000	465,090,716
AZ01072-0402*	WIDE RUINS GREY CACTUS RD W/L EXT. LE8	Tier 2: Engineering Assessed	084	120	01	013	298	4	43	57	0	5,229,009	470,319,725
AZ01072-0802*	Wide Ruins South PH II WL Ext. XU1	Tier 2: Engineering Assessed	084	120	01	013	299	4	43	47	0	5,235,988	475,555,713
AZ01053-1105	FORT DEFIANCE FAILED SEWER SYSTEMS DL4	Tier 1: Ready To Fund	084	120	01	013	300	4	43	19	616,000	616,000	476,171,713
NM17487-2701*	Twin Lakes Watson Rd Individual Lagoon	Tier 3: Preliminarily Assessed	084	120	04	014	301	4	43	2	0	119,000	476,290,713
NM24631-2801	Cudci-Rattlesnake Storage Tank 2	Tier 3: Preliminarily Assessed	084	120	03	017	302	2	43	76	0	521,000	476,811,713
NM17475-0801	Smith Lake Well Phase 1 (Booster) - W65	Tier 2: Engineering Assessed	084	120	04	011	303	2	43	381	151,665	700,335	477,512,048
AZ01061-0402	Tee Nos Pos Tso Cisterns - Land Dispute (1 home)	Tier 3: Preliminarily Assessed	084	120	03	017	304	5	42	1	0	41,000	477,553,048
AZ09160-1005*	Many Mules Waterline Phase 3 (after W06/XN1)	Tier 1: Ready To Fund	084	120	01	016	305	5	42	64	0	12,431,000	489,984,048
NM24616-0704*	Carson JYozzie Waterline	Tier 2: Engineering Assessed	084	120	03	012	306	4	42	1	0	152,000	490,136,048
AZ01041-0402*	OAK SPRINGS SOUTH EXT. (Ph1 W08) - removed Sihasin	Tier 2: Engineering Assessed	084	120	01	013	307	4	42	2	0	1,194,000	491,330,048
AZ09180-1701*	SHONTO BLACK MESA WASH JUA WATERLINE EXT.	Tier 2: Engineering Assessed	084	120	02	018	308	4	42	6	0	2,415,000	506,886,049
AZ09150-0602	BIRDSPRINGS 2B WELL NORTH HWY 99 EXTENSION	Tier 2: Engineering Assessed	084	120	02	019	309	2	42	629	0	9,915,000	503,690,048
NM24608-0802	SIHASIN Crystal Pumping Facilities - W10 Companion	Tier 3: Preliminarily Assessed	084	120	01	013	310	2	41	271	82,000	274,000	503,964,048
AZ01058-1201	Sweetwater Walker Wash Storage Tank 2	Tier 2: Engineering Assessed	084	120	03	017	311	2	41	177	0	507,001	504,471,049
NM01084-0702*	Canoncito Scattered - Extension	Tier 2: Engineering Assessed	084	120	04	014	312	4	40	12	0	2,415,000	506,886,049
NM17003-1101*	TSAYATOH-E. TSE BONITO EXT. XT3 (BIA-CGW)	Tier 2: Engineering Assessed	084	120	04	014	313	2	40	22	567,000	882,000	507,768,049
AZ01058-1008	Shiprock to Sweetwater/Aneth Phase 8	Tier 2: Engineering Assessed	084	120	03	017	314	3	40	524	1,522,000	6,936,000	514,704,049
NM24623-1201	Naschitti CWS Upgrades and WL Extension	Tier 1: Ready To Fund	084	120	04	014	315	2	40	24	0	201,000	514,905,049
AZ03107-0103*	COALMINE CANYON - Appaloosa Ridge Waterline Extension Phase III	Tier 2: Engineering Assessed	084	120	02	018	316	4	39	6	0	2,415,000	515,859,049
AZ03107-0602*	COALMINE CANYON - Little Colorado Extension Phase II	Tier 2: Engineering Assessed	084	120	02	018	317	4	39	12	0	2,029,000	517,888,049
AZ01066-0802*	TSAIL-BLACK ROCK WATERLINE EXTENSION	Tier 2: Engineering Assessed	084	120	01	013	318	4	39	53	0	6,836,004	524,724,053
AZ09158-2300	WINSLOW DL3 ST/DF REPLACEMENTS	Tier 2: Engineering Assessed	084	120	02	019	319	3	39	8	0	151,000	524,875,053
NM24631-1909	Shiprock SU Failed Septic System DL2 & DL3	Tier 1: Ready To Fund	084	120	03	017	320	3	39	18	203,000	203,000	525,078,053
NM17403-1501	Gallup Failed Septics DL 3 - Eastward	Tier 2: Engineering Assessed	084	120	04	014	321	3	38	19	0	407,000	525,485,053
NM24623-1101	Naschitti-Mexican Springs-Twin Lakes Failed Septics	Tier 2: Engineering Assessed	084	120	04	014	322	3	38	11	0	247,000	525,732,053
NM33140-1801	Ramah Sunset Valley-Rocky Point CWS Intertie	Tier 2: Engineering Assessed	084	120	04	014	323	2	38	215	411,000	529,000	526,261,053
NM33140-1701	Ramah Pinchill New WTP	Tier 3: Preliminarily Assessed	084	120	04	014	324	2	38	563	509,900	647,100	526,908,153
AZ03135-0702*	TUBA CITY NW SEWERLINE - PHASE II	Tier 2: Engineering Assessed	084	120	02	018	325	2	38	64	0	1,611,000	528,519,153
AZ01072-0602*	Wide Ruins West WL Ext.	Tier 2: Engineering Assessed	084	120	01	013	326	4	37	14	0	1,194,998	529,714,151
NM17408-1201	Bread Springs Failed STDF Replacements DL3	Tier 1: Ready To Fund	084	120	04	014	327	3	37	5	0	119,000	529,833,151
AZ01012-2122	Chinle Agency FDF DL4 2021	Tier 1: Ready To Fund	084	120	01	016	328	4	36	10	0	435,000	530,268,151
AZ03108-1801	LEUPP SOLAR PROJECT CISTERNS	Tier 1: Ready To Fund	084	120	02	019	329	5	36	6	0	517,000	530,785,151
NM24616-0802	Blanco Canyon Re-chlorination Station	Tier 2: Engineering Assessed	084	120	03	012	330	2	36	36	0	364,000	531,149,151
AZ09184-0901	TEESTO SEPTAGE LAGOON	Tier 3: Preliminarily Assessed	084	120	02	019	331	2	36	195	0	374,000	531,523,151
NM17483-0901	Buffalo Springs Pumphouse Replacement	Tier 2: Engineering Assessed	084	120	04	014	332	2	36	620	86,000	356,000	531,879,151
NM17003-1601	Tsayatoh-Failed Septic Replacements DL3	Tier 1: Ready To Fund	084	120	04	014	333	3	35	3	0	82,000	531,961,151
AZ09158-2400	WINSLOW DL2 ST/DF REPLACEMENTS	Tier 2: Engineering Assessed	084	120	02	019	334	2	34	41	0	678,017	532,639,168
AZ03135-0704*	SIHASIN W46 Tuba City Old Airport Sewer Extension	Tier 2: Engineering Assessed	084	120	02	018	335	2	33	38	1,220,000	1,220,000	533,859,168
AZ01012-2101	Chinle Agency FDF DL-3	Tier 1: Ready To Fund	084	120	01	016	336	3	32	28	0	974,008	534,833,176
NM17408-1202	Bread Springs-Red Rock Failed STDF Replacements DL2	Tier 2: Engineering Assessed	084	120	04	014	337	2	31	4	0	80,000	534,913,176
NM17002-2101	Gallup Southwest Drainfield Replacement	Tier 2: Engineering Assessed	084	120	04	014	338	2	31	6	0	100,000	535,013,176
AZ09158-0701	DILKON DIST- 7 TANK PAINTING	Tier 3: Preliminarily Assessed	084	120	02	019	339	2	31	442	168,504	195,762	535,208,938
NM17424-1601*	Crownpoint Sewer System Renovation Ph 3	Tier 3: Preliminarily Assessed	084	120	04	011	340	1	30	389	154,242	160,000	535,368,938
AZ01046-1301*	Chinle Agency FDF DL-2	Tier 2: Engineering Assessed	084	120	01	016	341	2	29	58	0	1,813,022	537,181,960
NM28341-1301*	ALAMO APACHE WELL (Drought Well) UPGRADE	Tier 3: Preliminarily Assessed	084	120	04	014	342	1	27	378	0	1,706,000	538,887,960
NM17403-1701*	Gallup Failed Septics DL 2 - Eastward	Tier 2: Engineering Assessed	084	120	04	014	343	2	24	24	0	537,000	539,424,960
AZ01053-1101*	DL2 FAILED SEWER SYSTEMS	Tier 2: Engineering Assessed	084	120	01	013	344	2	21	27	0	931,000	540,355,960
AZ01902-1200*	Ganado North Sewer Exts.	Tier 3: Preliminarily Assessed	084	120	01	013	345	1	20	31	0	2,189,000	542,544,960
NM24614-0601	Hogback Solid Waste Dump Closure	Tier 3: Preliminarily Assessed	084	120	03	017	346	3	20	37	0	41,000	542,585,960
AZ03132-1301	Tolani Lake Dump Closures	Tier 3: Preliminarily Assessed	084	120	02	019	347	3	20	51	0	81,000	542,666,960
AZ09921-1201	White Cone Chapter Solid Waste Open Dump	Tier 3: Preliminarily Assessed	084	120	02	019	348	3	20	87	0	291,000	542,957,960
AZ01039-0401	Nahata Dzii Septage Lagoon	Tier 3: Preliminarily Assessed	084	120	02	019	349	2	20	446	0	352,000	543,309,960

* (after project number) indicates infeasible projects

BOLD rows indicate projects without homes

Report Criteria

Dataset:	Snapshot - System-Wide: HQ (#19972 11/16/2021 04:54 Clapp, Ryan)
Area(s):	NA
Funded?	No
Feasible?	All
Reportable?	Yes
Funding:	Eligible

Project Tier: All
Sorted By: Area Priority

"YELLOW LIST"**Eligible programs & projects will be administered/managed by the Navajo Nation Central Government**

***Programs and projects to be included in Delegate Regional Project Expenditure Plans that are eligible for Navajo Nation Fiscal Recovery Funds (FRF) under the specific U.S. Department of the Treasury Expenditure Categories listed below, can only be managed and administered by units of the Navajo Nation Central Government, such as divisions and departments, on behalf of Navajo Nation Chapters and Townships and cannot be directly managed and administered by Townships or by Chapters regardless of local governance certified status. ***

NEW #	OLD #	1: Public Health
1.1	1.1	COVID-19 Vaccination
1.2	1.2	COVID-19 Testing
1.3	1.3	COVID-19 Contact Tracing
1.7	1.8	Other COVID-19 Public Health Expenses (including Communications, Enforcement, Isolation/Quarantine)
1.8	N/A	COVID-19 Assistance to Small Businesses
1.9	N/A	COVID-19 Assistance to Non-Profits
1.10	N/A	COVID-19 Aid to Impacted communities
1.12	1.10	Mental Health Services
1.13	1.11	Substance Use Services
1.14	1.12	Other Public Health Services
NEW #	OLD #	2: Negative Economic Impacts
2.11	3.6	Healthy Childhood Environments: Child Care
2.12	3.7	Healthy Childhood Environments: Home Visiting
2.13	3.8	Healthy Childhood Environments: Services to Foster Youth or Families Involved in Child Welfare System
2.17	N/A	Housing Support: Housing vouchers and Relocation Assistance for Disproportionately Impacted Communities
2.19	3.14	Social Determinants of Health: Community Health Workers or Benefits Navigators
2.21	N/A	Medical Facilities for Disproportionately Impacted communities
2.31	N/A	Rehabilitation of Commercial Properties or other Improvements
2.34	2.10	Aid to Nonprofit Organizations
2.35	2.11	Aid to Tourism, Travel, or Hospitality

2.36	2.12	Aid to Other Impacted Industries
NEW #	OLD #	3: Public Health-Negative Economic Impact: Public Sector Capacity
3.1	1.9	Public Sector Workforce: Payroll Costs for Public Health, Safety, and Public Sector Workforce: Other Public Sector Staff Responding to COVID-19
NEW #	OLD #	5: Infrastructure
5.1	5.1	Clean Water: Centralized Wastewater Treatment
5.2	5.2	Clean Water: Centralized Wastewater Collection and Conveyance
5.3	5.3	Clean Water: Decentralized Wastewater
5.4	5.4	Clean Water: Combined Sewer Overflows
5.5	5.5	Clean Water: Other Sewer Infrastructure
5.6	5.6	Clean Water: Stormwater
5.7	5.7	Clean Water: Energy Conservation
5.8	5.8	Clean Water: Water Conservation
5.9	5.9	Clean Water: Nonpoint Source
5.10	5.10	Drinking Water: Treatment
5.11	5.11	Drinking Water: Transmission & Distribution
5.12	5.12	Drinking Water: Transmission & Distribution: Lead Remediation
5.13	5.13	Drinking Water: Source
5.14	5.14	Drinking Water: Storage
5.15	5.15	Drinking Water: Other water infrastructure
5.16	N/A	Water and Sewer: Private Wells
5.17	N/A	Water and Sewer: IJJA Bureau of Reclamation Match
5.18	N/A	Water and Sewer: Other
5.19	5.16	Broadband: "Last Mile" projects
5.20	N/A	Broadband: IJJA Match
5.21	5.17	Broadband: Other projects
NEW #	OLD #	6: Revenue Replacement
6.2	N/A	Non-federal Match for other Federal Programs
NEW #	OLD #	7: Administrative
7.1	7.1	Administrative Expenses

"GREEN LIST"

Eligible programs & projects can be administered/managed by either the Navajo Nation Central Government or by Townships & LGA-certified Chapters

***Programs and projects to be included in Delegate Regional Project Expenditure Plans that are eligible for Navajo Nation Fiscal Recovery Funds (FRF) under the specific U.S. Department of the Treasury Expenditure Categories listed below, can either be managed and administered by units of the Navajo Nation Central Government, such as divisions and departments, on behalf of Navajo Nation Chapters and Townships, OR can be directly managed and administered by Townships or by Local Governance Act-certified Chapters subject to subrecipient agreements with and oversight of Central Government. ***

NEW #	OLD #	1: Public Health
1.4	1.4	Prevention in Congregate Settings (Nursing Homes, Prisons/Jails, Dense Work Sites, Schools, etc.)
1.5	1.5	Personal Protective Equipment
1.11	3.16	Social Determinants of Health: Community Violence Interventions
NEW #	OLD #	2: Negative Economic Impacts
2.1	2.1	Household Assistance: Food Programs
2.4	2.4	Household Assistance: Internet Access Programs
2.10	2.7	Job Training Assistance (e.g., Sectoral job-training, Subsidized Employment, Employment Supports or Incentives)
2.14	3.1	Education Assistance: Early Learning
2.15	3.10	Housing Support: Affordable Housing
2.16	3.11	Housing Support: Services for Unhoused Persons
2.18	3.12	Housing Support: Other Housing Assistance
2.20	3.15	Social Determinants of Health: Lead Remediation
2.22	N/A	Strong Healthy Communities: Neighborhood Features that Promote Health and
2.23	N/A	Strong Healthy Communities: Demolition and Rehabilitation of Properties
2.24	3.2	Education Assistance: Aid to High-Poverty Districts
2.25	3.3	Education Assistance: Academic Services
2.26	3.4	Education Assistance: Social, Emotional, and Mental Health Services
2.27	N/A	Addressing Impacts of Lost Instructional Time
NEW #	OLD #	3: Public Health-Negative Economic Impact: Public Sector Capacity
3.2	2.14	Public Sector Workforce: Rehiring Public Sector Staff

3.3	N/A	Public Sector Workforce: Other
3.4	7.2	Public Sector Capacity: Effective Service Delivery
3.5	N/A	Public Sector Capacity: Administrative Needs
NEW #	OLD #	6: Revenue Replacement
6.1	6.1	Provision of Government Services

24th NAVAJO NATION COUNCIL

ACTION REPORT

Fourth Year 2022

The **NAVAJO NATION COUNCIL** to whom has been assigned:

NAVAJO LEGISLATIVE BILL #0257-21

An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Allocating \$1,166,003,000 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Water and Wastewater Projects, Broadband Projects, Home Electricity Connection Projects, Housing and Housing Renovation Projects, Bathroom Addition Projects, and Hardship Assistance

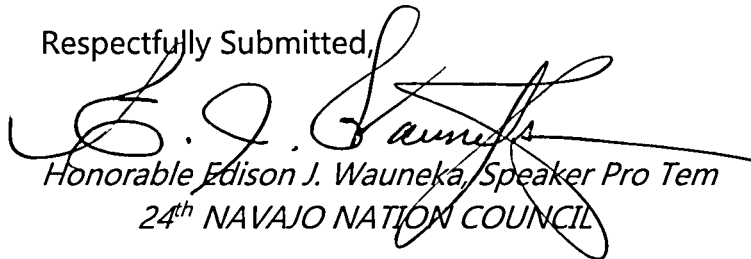
Sponsored by: Honorable Seth Damon

Co-Sponsored by: Honorable Mark A. Freeland

Co-Sponsored by: Honorable Pernell Halona

Has had it under consideration and reports the same that the legislation **FAILED (LEGISLATION DID NOT RECEIVE THE REQUIRED 2/3 VOTES (16 IN FAVOR VOTES))**.

Respectfully Submitted,



Honorable Edison J. Wauneka, Speaker Pro Tem
24th NAVAJO NATION COUNCIL

4 APRIL 2022

MAIN MOTION

Motioned by: Honorable Vince R. James

Seconded by: Honorable Rickie Nez

Vote: 15 in Favor, 08 Opposed (Speaker Pro Tem Wauneka Not Voting)

CEASE DEBATE MOTION (Per NNC Rules of Order, Rule 12.D., Requires 2/3 of Delegates Casting Votes)

Motion to Cease Debate on the Main Motion

Motioned by: Honorable Carl R. Slater

Seconded by: Honorable Jamie Henio

Vote: 20 in Favor, 03 Opposed (Speaker Pro Tem Wauneka Not Voting)

CEASE DEBATE MOTION (Per NNC Rules of Order, Rule 12.D., Requires 2/3 of Delegates Casting Votes)

Motion to Cease Debate on Amendment #1 (Sponsored by Hon. Slater)

Motioned by: Honorable Herman M. Daniels, Jr.

Seconded by: Honorable Eugene Tso

Vote: 20 in Favor, 03 Opposed (Speaker Pro Tem Wauneka Not Voting)

NNC AMENDMENT #1 (Legislation Amendment #3)

1. Amend Amendment No. 2 made on 3/25/22 as follows:

SECTION SEVEN. APPROVAL OF THE REGIONAL CHAPTER PROJECTS EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Regional Chapter Projects Expenditure Plan set forth herein and in **Exhibit I**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Regional Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of nine hundred ten million six hundred forty-six thousand eight hundred forty dollars (\$910,646,840) to be allocated for Delegate Regions, as set forth in **Exhibit I**, through the adoption of Delegate Region Project Plans.
- C. For purposes of the NNFRF, "Delegate Region" shall mean all the Navajo Nation chapters, both LGA Certified and non-LGA chapters, and Townships, represented by a Navajo Nation Council delegate.
- D. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects in their Delegate Region to be funded through the NNFRF Regional Chapter Projects Expenditure Plan. The total cost of projects selected by each Delegate shall not exceed their Delegate Region distribution set forth in **Exhibit I** ~~in total~~.
- E. The projects selected by each Navajo Nation Council delegate shall be compiled into a Delegate Region Projects Expenditure Plan for their respective Delegate Region and 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)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- F. Delegates may select projects for their Delegate Region Projects Expenditure Plan from the list of projects, attached as **Exhibit I-1**, that have already been submitted to NNDOJ for an initial eligibility determination and are not included in another enacted Expenditure Plan ~~that has an approved eligibility determination~~. Delegates may also add region specific funds to other previously enacted Project or Expenditure Plans ~~that have an approved NNDOJ eligibility determination~~. In addition, Delegates may also select projects that have *not* previously been submitted to NNDOJ for an initial eligibility determination, including proposed FRF chapter projects submitted to the Division of Community Development, although such projects will have to have a NNDOJ eligibility determination before they can be approved by the Navajo Nation Council. ~~for an initial eligibility determination as long as such projects have received an initial eligibility determination from the Navajo Nation Department of Justice ("NNDOJ") prior to being included on the respective Regional Chapter Projects Plan.~~
- G. All the projects selected by a each Navajo Nation Council delegate shall be compiled into a comprehensive Delegate Region Project Plan for ~~their respective~~ that Delegate's Region. Each Delegate Region Project Plan shall be subject to be approved approval by Navajo Nation Council resolution and enacted enactment pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

- H. The NNFRF Office, with the assistance of the Division of Community Development and other necessary Executive Branch Divisions and Departments, shall assist each Council Delegate in developing their respective Delegate Region Projects Expenditure Plans, including the applicable BFS-31-21 Appendix A and Appendix B forms and supporting documents, for those projects that have not already received NNDOJ initial eligibility determinations.
- I. The NNFRF Office and shall, notwithstanding BFS-31-21, act and sign in the place of the respective Administrative Oversight Division and submit each project included on the respective Delegate Region Projects Expenditure Plan to NNDOJ for an initial eligibility determination as required under CJY-41-21. NNDOJ shall be allowed five (5) work days, in addition to BFS-31-21's five (5) days, to complete required initial eligibility determinations for Delegate Region Projects.
1. The NNFRF Office shall not be required to submit projects to NNDOJ that already have an initial eligibility determination, provided that there is no proposed change in the project scope of work, eligibility category, and/or the amount of funding requested for the project.
- J. Each Delegate shall submit a comprehensive list of projects, including applicable BFS-31-21 Appendix A, Appendix B, and supporting documents for those projects that have not already received NNDOJ initial eligibility determinations, for their respective Delegate Region, totaling no more than their Delegate Region allocation set forth in **Exhibit I**, to the NNFRF Office within ninety (90) days after this legislation is fully enacted.
1. If the NNFRF Office has not received a comprehensive list of projects for a Delegate Region, including Appendix A, Appendix B and supporting documents for each project, within ninety (90) days after this legislation is fully enacted, the total allocation for that Delegate Region shall automatically be allocated to the Chapters in said Delegate Region using the 50/50 Chapter Distribution Formula.
- a. The NNFRF Office will notify each Chapter in writing that they have received a 50/50 allocation and the amount of the allocation.
2. Each Chapter receiving a 50/50 allocation shall submit a list of projects equal to their 50/50 allocation to the NNFRF Office within thirty (30) days of receiving written notice of the allocation.
- a. Chapters may select projects from the list of projects, attached as **Exhibit I-1**, that have already been submitted to NNDOJ for an initial eligibility determination and are not included in another enacted Expenditure Plan included in this legislation. In addition, Chapters may select projects that have *not* previously been submitted to NNDOJ for an initial eligibility determination, including proposed FRF chapter projects submitted to the Division of Community Development, although such projects shall have to have a NNDOJ eligibility determination before they can be approved by the Navajo Nation Council, as long as such projects have received an initial eligibility determination from the Navajo Nation Department of Justice ("NNDOJ") prior to being included on the respective Regional Chapter Projects Plan.
- b. A duly enacted Chapter resolution approving the list of projects submitted under the 50/50 formula allocation shall be required.
- c. The NNFRF Office, with the assistance of the Division of Community Development and other necessary Executive Branch Divisions and Departments, shall assist Chapters in developing their respective project lists, including the applicable BFS-31-21 Appendix A,

- Appendix B, and supporting documents for those projects that have not already received NNDOJ initial eligibility determinations.
- d. The NNFRF Office shall, notwithstanding BFS-31-21, act and sign in the place of the respective Administrative Oversight Division and submit, each project included on a Chapter's list to NNDOJ for an initial eligibility determination as required under CJY-41-21. NNDOJ shall be allowed five (5) work days, in addition to BFS-31-21's five (5) days, to complete required initial eligibility determinations for Delegate Region Projects.
 1. The NNFRF Office shall not be required to submit projects to NNDOJ that already have an initial eligibility determination, provided that there is no proposed change in the project scope of work, eligibility category, and/or the amount of funding requested for the project.
 - e. Once the NNFRF Office has received a 50/50 formula project list, including NNDOJ initial eligibility determination for each project and the supporting Chapter resolutions, from each Chapter in a Delegate Region, the NNFRF Office shall compile all such project lists into the Delegate Region Projects Plan to be approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
- K. All Delegate Region Project Plans shall be subject to the following requirements and restrictions:
1. Delegate Region Projects shall fall under one of the allowable U.S. Treasury Expenditure Eligibility Categories set forth in **Exhibit H-4 I-2**.
 2. Each Delegate Region Project shall be subject to CJY-41-21's NNDOJ initial eligibility determination.
 3. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee.
 4. Each Delegate Region shall be limited to a total of nine million one hundred fifty thousand dollars (\$9,150,000) of Revenue Replacement Projects (Expenditure Eligibility Categories 6.1: Provision of Government Services and 6.2 Non-federal Match for Other Federal Programs). The Office of the Controller may issue guidance that increases this amount in the next fiscal year.
 5. Delegate Region Projects shall not include Sanitation Deficiency Systems Service ("SDS") included on the Indian Health Service 2022 SDS List, attached as **Exhibit H-5 I-3**, or on any prior year Indian Health Services SDS List.
 6. All Delegate Region Projects shall be sufficiently developed such that funding for the project can be encumbered by December 31, 2024 and fully expended by December 31, 2026; and shall be sufficiently developed such that a construction contract can be executed by December 31, 2024 and fully expended by December 31, 2026. Generally, requires NEPA, ROW, and design work to be sufficiently advanced such that these pre-construction tasks can be completed in time to execute construction contract by December 31, 2024. (8).
 7. The Navajo Nation Council urges Delegate Region Project Expenditure Plans to include and prioritize Veteran Housing and other projects that will benefit Navajo veterans.
- L. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve for NNFRF Regional Chapter Projects construction projects shall be implemented on a case-by-case basis through resolution(s) approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

2. On page 9, line 30, insert the following new paragraph:
E. Funding for Broadband and Telecommunication projects shall not be released to NTUA until NTUA has negotiated a 2 N.N.C. § 164 (B) agreement with the NNFRF Office, with the assistance and concurrence of the Navajo Nations Telecommunications Regulatory Commission Office, covering terms of service, pricing, speeds, asset ownership, and revenue streams to the Navajo Nation. The terms of the agreement shall be concurred to by the Navajo Nation Department of Justice and executed through the Navajo Nation Executive Review process.
3. Renumber or re-letter succeeding paragraphs, sections, and exhibits, as necessary and appropriate. The Council and Committee hereby authorize Office of Legislative Services and Office of Legislative Counsel to correct grammatical and other technical errors, including adjustment of comprehensive dollar amounts, consistent with the intent of this amendment. This Amendment supersedes all inconsistent language in any other Committee or Council amendment.

Motioned by: Honorable Carl R. Slater

Seconded by: Honorable Daniel E. Tso

Vote: 15 In Favor, 08 Opposed (Speaker Pro Tem Wauneka Not Voting)

CEASE DEBATE MOTION (Per NNC Rules of Order, Rule 12.D., Requires 2/3 of Delegates Casting Votes)

Motion to Cease Debate on Amendment #1 (Sponsored by Hon. Halona)

Motioned by: Honorable Otto Tso

Seconded by: Honorable Rickie Nez

Vote: 19 in Favor, 04 Opposed (Speaker Pro Tem Wauneka Not Voting)

NNC AMENDMENT #1 (Legislation Amendment #3)

1. Delete Amendment No. 2 (adopted on 3/25/22) in its entirety.
2. Renumber or re-letter succeeding paragraphs, sections, and exhibits, as necessary and appropriate. The Council hereby authorizes Office of Legislative Services and Office of Legislative Counsel to correct grammatical and other technical errors, including adjustment of comprehensive dollar amounts, consistent with the intent of this amendment. This Amendment supersedes all inconsistent language in any other Committee or Council amendment

Motioned by: Honorable Pernell Halona

Seconded by: Honorable Raymond Smith, Jr.

Vote: 08 In Favor, 15 Opposed (Speaker Pro Tem Wauneka Not Voting)

NAVAJO NATION

1001

Navajo Nation Council Special Session

4/4/2022

01:07:09 PM

Amd# to Amd#

Cease Debate

PASSED

MOT Tso

SEC Nez, R

Yeas : 19

Nays : 4

Excused : 0

Not Voting : 0

Yea : 19

Begay, E

Damon

Slater, C

Tso, E

Begay, K

Halona, P

Smith

Walker, T

Begay, P

Henio, J

Stewart, W

Yazzie

Brown

James, V

Tso

Yellowhair

Charles-Newton

Nez, R

Tso, D

Nay : 4

Daniels

Freeland, M

Crotty

Tso, C

Excused : 0

Not Voting : 0

Presiding Speaker: Wauneka, E

NAVAJO NATION

1002

Navajo Nation Council Special Session

4/4/2022

01:13:14 PM

Amd#3 to Amd# Delete Amendment No. 2 (adopted
MOT Halona, P on 3/25/22) in its entirety.
SEC Smith Renumber or re-letter succeeding
paragraphs, sections, and....

FAILED

Yeas : 8

Nays : 15

Excused : 0

Not Voting : 0

Yea : 8

Begay, P
Daniels

Freeland, M
Halona, P

Smith
Stewart, W

Yazzie
Yellowhair

Nay : 15

Begay, E
Begay, K
Brown
Charles-Newton

Crotty
Damon
Henio, J
James, V

Nez, R
Slater, C
Tso
Tso, C

Tso, D
Tso, E
Walker, T

Excused : 0

Not Voting : 0

Presiding Speaker: Wauneka, E

NAVAJO NATION

1003

Navajo Nation Council Special Session

4/4/2022

03:41:06 PM

Amd# to Amd#

Cease Debate

PASSED

MOT Daniels

SEC Tso, E

Yeas : 20

Nays : 3

Excused : 0

Not Voting : 0

Yea : 20

Begay, E

Daniels

Nez, R

Tso, C

Begay, K

Freeland, M

Slater, C

Tso, E

Begay, P

Halona, P

Smith

Walker, T

Charles-Newton

Henio, J

Stewart, W

Yazzie

Damon

James, V

Tso

Yellowhair

Nay : 3

Crotty

Brown

Tso, D

Excused : 0

Not Voting : 0

Presiding Speaker: Wauneka, E

NAVAJO NATION

1004

Navajo Nation Council Special Session

4/4/2022

03:46:22 PM

Amd#3 to Amd#

Amend Amendment No 2 made on

PASSED

MOT Slater, C

3/25/22 as follows:

SEC Tso, D

The Navajo Nation hereby
approves total funding for the..

Yeas : 15

Nays : 8

Excused : 0

Not Voting : 0

Yea : 15

Begay, E

Crotty

Nez, R

Tso, D

Begay, K

Damon

Slater, C

Tso, E

Brown

Henio, J

Tso

Walker, T

Charles-Newton

James, V

Tso, C

Nay : 8

Begay, P

Freeland, M

Smith

Yazzie

Daniels

Halona, P

Stewart, W

Yellowhair

Excused : 0

Not Voting : 0

Presiding Speaker: Wauneka, E

NAVAJO NATION

1005

Navajo Nation Council Special Session

4/4/2022

04:02:33 PM

Amd# to Amd#

Cease Debate

PASSED

MOT Slater, C

SEC Henio, J

Yeas : 20

Nays : 3

Excused : 0

Not Voting : 0

Yea : 20

Begay, E

Daniels

Nez, R

Tso, D

Begay, K

Freeland, M

Slater, C

Tso, E

Begay, P

Halona, P

Smith

Walker, T

Charles-Newton

Henio, J

Stewart, W

Yazzie

Damon

James, V

Tso, C

Yellowhair

Nay : 3

Crotty

Brown

Tso

Excused : 0

Not Voting : 0

Presiding Speaker: Wauneka, E

NAVAJO NATION

1006

Navajo Nation Council Special Session

4/4/2022
04:51:29 PM

Amd# to Amd# Legislation 0257-21: Allocating
MOT James, V \$1,166,003, 000 of Navajo Nation
SEC Nez, R Fiscal Recovery Funds; Approving
the Navajo Nation Fiscal.....

FAILED

Yeas : 15

Nays : 8

Excused : 0

Not Voting : 0

Yea : 15

Begay, E	Crotty	Nez, R	Tso, D
Begay, K	Damon	Slater, C	Tso, E
Brown	Henio, J	Tso	Walker, T
Charles-Newton	James, V	Tso, C	

Nay : 8

Begay, P	Freeland, M	Smith	Yazzie
Daniels	Halona, P	Stewart, W	Yellowhair

Excused : 0

Not Voting : 0

Presiding Speaker: Wauneka, E