

LEGISLATIVE SUMMARY SHEET

Tracking No. 0209-20

DATE: August 21, 2020

TITLE OF RESOLUTION: RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, AND NAABIK'IYATI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING AND ADOPTING NAVAJO NATION CARES FUND EXPENDITURE PLANS ENCOMPASSING COLLEGE STUDENT RELIEF, GRAMMAR SCHOOL STUDENT RELIEF, EDUCATION, ELDERS ASSISTANCE, HEADSTART, SOLAR PROJECTS, SOLID WASTE, HARDSHIP ASSISTANCE, HOUSING PROJECTS, OFFICE OF THE CONTROLLER, OFFICE OF MANAGEMENT AND BUDGET, TELECOMMUNICATIONS AND INFORMATION TECHNOLOGY, ECONOMIC DEVELOPMENT, WINTER PROPANE SERVICES, AND PUBLIC HEALTH

PURPOSE: This resolution, if approved, will allocate \$176,463,909.37 of Navajo Nation CARES Funds.

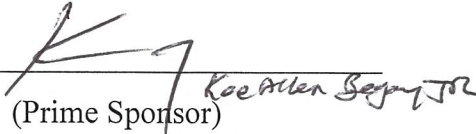
This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: 5:46pm 08-21-20
Posting End Date: 08-26-20
Eligible for Action: 08-27-20

Law & Order Committee
Thence
Resources & Development Committee
Thence
Health Education & Human Services Committee
Thence
Budget & Finance Committee
Thence
Naabik'iyati' Committee
Thence
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
24th NAVAJO NATION COUNCIL – Second Year, 2020


Herman M. Daniel, Jr.


(Prime Sponsor) Koe Allen Begay, Jr.

TRACKING NO. 0209-20



AN ACTION

RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT,
HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE,
AND NAABIK'IYATI' COMMITTEES, AND THE NAVAJO NATION COUNCIL;
APPROVING AND ADOPTING NAVAJO NATION CARES FUND
EXPENDITURE PLANS ENCOMPASSING COLLEGE STUDENT RELIEF,
GRAMMAR SCHOOL STUDENT RELIEF, EDUCATION, ELDERS
ASSISTANCE, HEADSTART, SOLAR PROJECTS, SOLID WASTE, HARDSHIP
ASSISTANCE, HOUSING PROJECTS, OFFICE OF THE CONTROLLER,
OFFICE OF MANAGEMENT AND BUDGET, TELECOMMUNICATIONS AND
INFORMATION TECHNOLOGY, ECONOMIC DEVELOPMENT, WINTER
PROPANE SERVICES, AND PUBLIC HEALTH

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'iyati' 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).

- 1 C. The Budget and Finance Committee is a standing committee of the Navajo Nation
2 Council with the enumerated powers to review and recommend to the Navajo Nation
3 Council the budgeting, appropriation, investment and management of all funds and to
4 promulgate rules and regulations related to contracting and financial matters. 2 N.N.C.
5 §§ 300 (B)(1) and (2).
- 6 D. The Health, Education, and Human Services Committee is a standing committee of the
7 Navajo Nation Council with oversight of education and general government services. 2
8 N.N.C. § 400 (C).
- 9 E. The Resources and Development Committee is a standing committee of the Navajo
10 Nation Council with oversight of communications and utilities, information technology,
11 chapter activities, and housing. 2 N.N.C. § 500 (C).
- 12 F. The Law and Order Committee is a standing committee of the Navajo Nation Council
13 with oversight over public safety matters. 2 N.N.C. § 600 (C).
- 14

15 **SECTION TWO. FINDINGS**

- 16 A. The World Health Organization (WHO) declared a Public Health Emergency of
17 International Concern related to the outbreak of coronavirus (COVID-19), a highly
18 contagious and sometimes fatal respiratory virus, on January 30, 2020; the U.S.
19 Department of Health and Human Services declared a Public Health Emergency related
20 to the COVID-19 outbreak on January 31, 2020; and the WHO declared a global
21 pandemic due to COVID-19 on March 11, 2020.
- 22 B. The Navajo Nation Commission on Emergency Management, with the concurrence of
23 Navajo Nation President Jonathan Nez, declared a Public Health State of Emergency on
24 the Navajo Nation on March 11, 2020 due to COVID-19. Resolution No. CEM 20- 03-
25 11. The Navajo Nation Department of Health subsequently issued numerous Public
26 Health Emergency Orders.
- 27 C. As of August 17, 2020, the Navajo Nation Health Command Operations Center has
28 confirmed 9,469 COVID-19 cases and 480 COVID-related deaths on the Navajo Nation.
- 29 D. The U.S. Congress on March 27, 2020, enacted the *Coronavirus Aid, Relief, and*
30 *Economic Security Act*, Pub. L. No. 116-136, 134 Stat. 281 (2020) (the "CARES Act"),

1 which, at Title V, § 5001, entitled "Coronavirus Relief Funds," attached as **Exhibit 1-A**,
2 which sets aside \$8 billion in emergency aid for Tribal governments for the COVID-19
3 pandemic.

4 E. The CARES Act provides the Coronavirus Relief Fund shall be used to cover those costs
5 that:

6 a. are necessary expenditures incurred due to the public health emergency with respect
7 to COVID-19;

8 b. are not accounted for in the Tribal budget most recently approved as of March 27,
9 2020; and

10 c. are incurred from March 1, 2020 through December 30, 2020.

11 F. The U.S. Treasury on May 28, 2020, issued updated "Coronavirus Relief Fund Guidance
12 for State, Territorial, Local, and Tribal Governments" ("Treasury Guidance") related to
13 the permissible uses of the Coronavirus Relief Fund, attached as **Exhibit 1-B**.

14 G. On May 28, 2020, the U.S. Treasury issued "Coronavirus Relief Fund Frequently Asked
15 Questions" ("Treasury FAQ"), attached as **Exhibit 1-C**.

16 H. As of June 30, 2020, the Navajo Nation has received seven hundred fourteen million one
17 hundred eighty-nine thousand six hundred thirty-one dollars and forty-seven cents
18 (\$714,189,631.47) as the Nation's share of the U.S. Treasury's initial distributions of the
19 Coronavirus Relief Fund. As reported by the Controller, this combined fund has been set
20 up in a separate segregated account, i.e., the Navajo Nation CARES Fund, to prevent co-
21 mingling with other funds.

22 I. Navajo Nation Council Resolution No. CJN-47-20 allowed the President, Speaker, and
23 Chief Justice of the Navajo Nation, as the "Three Branch Chiefs", to jointly develop a
24 final expenditure plan(s) in accordance with the federal CARES Act and attendant tribal
25 and federal regulations, guidance, and agreements; and authorized the Three Branch
26 Chiefs to present a final expenditure plan(s) to the Budget and Finance Committee,
27 Naabik'íyáti' Committee, and the Navajo Nation Council for approval.

28 J. While the Three Branch Chiefs have reviewed proposed expenditure plans detailing
29 certain services and projects which are crucial in responding to the COVID-19 public
30 health emergency on the Navajo Nation and to mitigating the effects of the pandemic,

1 the Three Branch Chiefs have not, as of yet, formally developed or concurred on a final
2 expenditure plan pursuant to Resolution No. CJN-47-20.

- 3 K. Navajo Nation leadership has concluded that the Expenditure Plans and expenditures
4 set forth herein are urgent and necessary to respond to and mitigate the COVID-19
5 public health emergency until the Three Branch Chiefs have the opportunity to jointly
6 develop and concur on a final expenditure plan pursuant to Resolution No. CJN-47-20.

7
8 **SECTION THREE. ADOPTION AND APPROVAL OF NAVAJO NATION CARES**
9 **FUND EXPENDITURE PLANS**

- 10 A. The Navajo Nation hereby approves funding from the Navajo Nation CARES Fund in
11 the total amount of one hundred seventy-six million four hundred sixty-three thousand
12 nine hundred nine dollars and thirty-seven cents (\$176,463,909.37) and adopts the
13 Navajo Nation CARES Fund Expenditure Plans and additions to previously adopted
14 Expenditure Plans as follows:

- 15 1. The Navajo Nation Shopping Centers, Inc. Expenditure Plan, as set forth in **Exhibit**
16 **2**, in the amount of four million dollars (\$4,000,000) as financial assistance to Navajo
17 Nation Shopping Centers, Inc. (NNSCI) to provide tenant safety improvements to
18 mitigate COVID-19 spread among staff and customers; and for property safety
19 improvements at all ten (10) shopping center properties managed by NNSCI.
- 20 2. An addition of fifteen million four hundred fifty thousand three hundred twenty-three
21 dollars (\$15,450,323) to the Broadband-Telecommunications Project Expenditure
22 Plan adopted by CJY-67-20, incorporated herein, to provide residents of the Navajo
23 Nation with immediate connectivity and information sharing resources via satellite
24 internet services in proximity to all Navajo Nation Chapter Houses as set forth in
25 **Exhibit 3**; the rapid deployment of internet connectivity is necessary to respond to the
26 COVID-19 crisis. The funding shall be allocated to the Division of Community
27 Development which shall release the funding to the Dineh Investment – Verizon
28 partnership for the purposes set forth in **Exhibit 3** pursuant to a funding agreement
29 recommended by the Office of the Controller.

- 1 3. The Emergency Relief Education Expenditure Plan, as set forth in **Exhibit 4**, in the
2 amount of thirty-five million dollars (\$35,000,000) to the Department of Diné
3 Education to provide emergency relief and assistance to Navajo college graduate and
4 undergraduate students.
- 5 4. The Head Start COVID-19 Expenditure Plan, as set forth in **Exhibit 5**, in the amount
6 of four million three hundred thousand dollars (\$4,300,000) to the Department of Diné
7 Education to provide for COVID-19 response and mitigation necessities, including,
8 but not limited to, plexiglass/vinyl installations, shower curtains, software,
9 Information Technology, laptops and tablets, air ventilation purifiers and partition
10 installations for Head Start centers throughout the Navajo Nation.
- 11 5. The Education Hardship Assistance Expenditure Plan, as set forth in **Exhibit 6**, in the
12 amount of five million dollars (\$5,000,000) to the Division of Social Services to
13 provide and implement hardship assistance to eligible school age Navajo children, for
14 purchasing school supplies, such as iPad, laptop tablets, and/or school clothing, and
15 other financial burdens caused by the COVID-19 pandemic.
- 16 6. The Diné Education Technology Expenditure Plan, as set forth in **Exhibit 7**, in the
17 amount of three million dollars (\$3,000,000) to the Department of Diné Education to
18 enhance technological services and Information Technology Security for the
19 coordination of preparedness and response efforts of local education agencies with
20 state, local, tribal and territorial public health departments; and to improve coordinated
21 responses among entities to prevent, prepare for, and respond to coronavirus.
- 22 7. An addition of one million dollars (\$1,000,000) to the Broadband-
23 Telecommunications Project Expenditure Plan adopted by CJY-67-20, incorporated
24 herein, to the Department of Information Technology as administrative support to
25 procure professional services to oversee Broadband and telecommunication
26 developments to address technology use during the COVID-19 pandemic, as set forth
27 in **Exhibit 8**.
- 28 8. The Elderly and Developmental Disability Hardship Assistance Expenditure Plan, as
29 set forth in **Exhibit 9**, in the sum of ten million dollars (\$10,000,000) to the Division
30 of Social Services to provide emergency financial assistance to Navajo tribal

1 members who are vulnerable elders and individuals with developmental delays and
2 disabilities for purchasing Personal Protective Equipment, paying past due utility
3 bills, rent, mortgages, isolation expenses, and other financial burdens caused by the
4 COVID-19 pandemic and incurred since March 1, 2020.

- 5 9. An addition of fifteen million dollars (\$15,000,000) to the Solar Projects Expenditure
6 Plan adopted by CJY-67-20, incorporated herein, to Native Renewables, through the
7 Division of Community Development, for the development and installation of solar
8 projects within the exterior boundaries of the Navajo Nation as a means to
9 immediately provide electricity to underserved communities and households and
10 ensure there is access to electricity sufficient to comply with Center for Disease
11 Control COVID-19 prevention guidance and ensure the mitigation of the spread of the
12 pandemic as set forth in **Exhibit 10**; provided that no less than five million dollars
13 (\$5,000,000) shall be used for projects in the former Bennett Freeze Area. The
14 Division of Community Development shall release the funding to Native Renewables
15 for the purposes set forth in **Exhibit 10** pursuant to a funding agreement recommended
16 by the Office of the Controller.
- 17 10. The Propane and Natural Gas Expenditure Plan, as set forth in **Exhibit 11**, in the
18 amount of seven million four hundred sixty-seven thousand five hundred dollars
19 (\$7,467,500) to Nations Gas Technologies, Inc., through the Division of Community
20 Development, to provide for propane and natural gas services to homes within Navajo
21 Indian Country as a COVID-19 relief and mitigation service for the upcoming winter
22 season. The Division of Community Development shall release the funding to Nations
23 Gas Technologies, Inc. for the purposes set forth in **Exhibit 11** pursuant to a funding
24 agreement recommended by the Office of the Controller.
- 25 11. The First Responder In-Vehicle Internet Connectivity Expenditure Plan, as set forth
26 in **Exhibit 12**, in the amount of six hundred two thousand two hundred six dollars and
27 ten cents (\$602,206.10) to the Division of Public Safety to provide for in-vehicle
28 internet connectivity for Navajo Nation police, Fire, EMS and emergency
29 management with equipment from Sierra Wireless and service from FirstNet pursuant
30 to funding agreements recommended by the Office of the Controller.

12. The Housing Improvement Expenditure Plan, as set forth in **Exhibit 13**, in the amount of twenty-five million dollars (\$25,000,000) to the Community Housing and Infrastructure Department to implement a housing initiative by providing mobile or modular homes to Navajo families in need of housing improvement, provided that no less than \$5,000,000 shall be used by the Navajo-Hopi Land Commission Office for housing improvement in the former Bennett Freeze Area.
13. The Solid Waste Expenditure Plan, as set forth in **Exhibit 14**, in the amount of five million dollars (\$5,000,000) to the Division of Community Development to assist the 110 Navajo Nation Chapters in purchasing equipment, supplies/materials and addressing minor improvements to transfer solid waste disposal. The implementation of solid waste projects will enhance sanitation in Navajo communities and mitigate the spread of COVID-19.
14. The Office of Controller Expenditure Plan, as set forth in **Exhibit 15**, in the amount of Ten Million Dollars (\$10,000,000) to address the increase of resources and costs imposed on the Office of the Controller by the COVID-19 pandemic and the receipt of the federal CARES Funds.
15. The Office of Management and Budget Expenditure Plan, as set forth in **Exhibit 16**, in the amount of six hundred fifty-three thousand million dollars (\$653,000) to address the increase of resources and costs imposed on the Office of Management and Budget.
16. The Electronic Case Management Telework Expenditure Plan, as set forth in **Exhibit 17**, in the amount of five million dollars (\$5,000,000) to allow Navajo Division of Social Services employees to transition to remotely serving over 15,000 clients monthly without putting themselves, clients or others at risk to the spread and transmission of COVID-19.
17. An addition of twenty-nine million nine hundred nine thousand eight hundred eighty dollars and twenty-seven cents (\$29,990,880.27) to the Hardship Assistance Expenditure Plan adopted by CJY-67-80, incorporated herein, to provide emergency financial assistance to Navajo tribal members for purchasing Personal Protective Equipment, paying past due utility bills, rent, mortgages, isolation expenses, livestock-

1 related expenses, education-related expenses and other financial burdens created by
2 the COVID-19 pandemic and the public health emergency orders.

- 3 B. The Coronavirus Relief Funds are externally restricted funds and the detailed
4 Expenditure Plan(s) budgets shall not be subject to further legislative approval and shall,
5 instead, be developed and implemented through expedited budget procedures. The entity
6 receiving funding shall present a detailed budget to the Office of Management and
7 Budget within five (5) days of enactment of this legislation. The Office of Management
8 and Budget shall process the detailed budgets in the most expeditious manner available
9 to ensure that the funds can be distributed to the receiving entity within ten (10) days of
10 receipt of the entity's detailed budget. The receiving entity shall regularly advise the
11 Office of Management and Budget on the use of the respective CARES Fund in a format
12 and at intervals determined by the Office of Management and Budget.
- 13 C. The progress of all Navajo Nation CARES Fund Expenditure Plans shall be reviewed by
14 the Budget and Finance and Naabik'íyáti' Committees during the month of October 2020.
15 The funding for any project that has not made enough progress to demonstrate that it will
16 be completed by December 30, 2020, will be reallocated to the Hardship Assistance
17 Expenditure Plan through Naabik'íyáti' Committee resolution.

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19 **SECTION FOUR. APPROVAL AND ADOPTION OF EXPENDITURE PLAN**
20 **ADMINISTRATION**

- 21 A. All entities receiving Navajo Nation CARES Funds shall ensure that all funds allocated
22 appropriated under their respective Expenditure Plan are only expended for the purposes
23 set forth therein, including the federal CARES Act which allows only those costs that: a)
24 are necessary expenditures incurred due to the public health emergency with respect to
25 COVID-19; b) are not accounted for in the Navajo Nation Fiscal Year 2020
26 Comprehensive Budget; c) are incurred from March 1, 2020 through December 30, 2020.
- 27 B. The Office of the Controller shall release the funding allocated under the respective
28 Expenditure Plans within fifteen (10) days after the enactment of this legislation and the
29 division/department/program receiving the funding shall begin distributing or using the
30 funds within five (5) days of receipt.

- 1 C. All expenditures of Navajo Nation CARES Funds shall qualify as Emergency
2 Procurements eligible for expedited procurement procedures.
- 3 D. The expenditure of the CARES Act Fund shall be consistent with the eligible uses
4 described in the Treasury Guidance which includes the following guidance:
- 5 a. expenditures must be incurred "due to" the public health emergency which means that
6 expenditures must be used for actions taken to respond to the public health emergency;
7 these expenditures may include expenditures incurred to allow the Tribal government
8 to respond directly to the emergency, such as by addressing medical or public health
9 needs, as well as expenditures incurred to respond to second-order effects of the
10 emergency, such as by providing economic support to those suffering from
11 employment or business interruptions due to COVID-19-related business closures;
- 12 b. expenditures must be "necessary"; the Department of the Treasury interprets this term
13 broadly to mean that the expenditure is reasonably necessary for its intended use in
14 the reasonable judgment of the government officials responsible for spending
15 Coronavirus Relief Fund payments;
- 16 c. expenditures may only be made to cover costs that were not accounted for in the
17 budget most recently approved as of March 27, 2020. A cost meets this requirement
18 if either (a) the cost cannot lawfully be funded using a line item, allotment, or
19 allocation with the budget; or (b) the cost is for a substantially different use from any
20 expected use of funds in such a line item, allotment, or allocation; and
- 21 d. expenditures must be for costs incurred during the period that begins on March 1, 2020
22 and ends on December 30, 2020. In its guidance issued on June 30, 2020, Treasury
23 clarified that "for a cost to be considered to have been incurred, performance or
24 delivery must occur during the covered period, but payment of funds need not be made
25 during that time (though it is generally expected that this will take place within 90
26 days of a cost being incurred)".
- 27 E. All entities receiving Expenditure Plan funding herein expressly agree and affirm that by
28 drawing down or receiving any of the funds allocated under their respective Expenditure
29 Plan shall only be used for the purposes described herein and the administration,
30 management, and implementation of this Expenditure Plan shall be consistent with the

1 federal CARES Fund Act, U.S. Treasury Department regulations or guidelines, this
2 legislation, and other applicable laws and regulations of the Navajo Nation.

3 F. In the event that the entities or departments receiving the CARES Fund fail to comply
4 with expenditure provisions set forth in this legislation, the funds allocated to them will
5 revert back to the Navajo Nation CARES Fund, upon the Budget and Finance
6 Committee's acceptance of a report from the Office of Management and Budget.

7 G. All recipients of Navajo Nation CARES Fund must save all expenditure documents,
8 catalogue the documents in an organized manner and provide for duplicate copies for a
9 Navajo Nation or federal audit. If the recipient of the CARES Fund has sufficient means
10 or is equipped to do so, it shall follow and apply Generally Accepted Accounting
11 Principles (GAAP), as established by the Governmental Accounting Standards Board
12 (GASB) for governmental entities, and by the Financial Accounting Standards Board
13 (FASB) for public and private companies and non-profits.

14 H. The Office of Management and Budget, in consultation with other relevant departments
15 and programs, shall prepare a report, similar to an audit report for a federal fund use,
16 soon after December 30, 2020.

17 I. If a Branch Chief, in consultation with the Department of Justice, Office of the
18 Controller, and Office of Management and Budget, finds that a proposed expenditure by
19 their respective Branch is an ineligible or disallowable cost, the allocated funds shall be
20 returned to the Navajo Nation CARES Fund after written notice, including analysis of
21 such a determination, to the recipient of the Fund, the Branch Chief and the Budget and
22 Finance Committee.

23 J. The President, Speaker and Chief Justice of the Navajo Nation, as "Three Branch
24 Chiefs", shall receive reports on the status of expenditures of Navajo Nation CARES
25 Fund no later than October 31, 2020; thereafter, the Three Branch Chiefs may
26 recommend the deletion of certain expenditures for reasons that they have not been
27 timely spent. Upon report to the Budget and Finance Committee, any such expenditure
28 shall be deleted, and the unexpended fund shall revert to the Navajo Nation CARES
29 Fund. The Three Branch Chiefs may then recommend further expenditures of any
30 reverted funds.

1
2 **SECTION FIVE. AMENDMENT**

3 This Resolution may be amended by a two-thirds majority vote of the Navajo Nation Council
4 subject to final action of the President of the Navajo Nation under 2 N.N.C. § 221 (B) and the
5 budget line-item veto authority delegated to the President by vote of the Navajo People in
6 2009.

7
8 **SECTION SIX. EFFECTIVE DATE**

9 The provisions of this action shall become effective pursuant to 2 N.N.C. § 221(B) the budget
10 line-item veto authority delegated to the President by vote of the Navajo People in 2009
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12 **SECTION SEVEN. SAVINGS CLAUSE**

13 Should any provision of this legislation be determined invalid by the Navajo Nation Supreme
14 Court, or a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme
15 Court, those portions of the legislation which are not determined invalid shall remain the law
16 of the Navajo Nation.
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maximum total compensation received by the officer or employee from the air carrier or contractor in calendar year 2019; and

(3) no officer or employee of the eligible business whose total compensation exceeded \$3,000,000 in calendar year 2019 may receive during any 12 consecutive months of such period total compensation in excess of the sum of—

(A) \$3,000,000; and

(B) 50 percent of the excess over \$3,000,000 of the total compensation received by the officer or employee from the eligible business in calendar year 2019.

(b) **TOTAL COMPENSATION DEFINED.**—In this section, the term "total compensation" includes salary, bonuses, awards of stock, and other financial benefits provided by an air carrier or contractor to an officer or employee of the air carrier or contractor.

SEC. 4117. TAX PAYER PROTECTION.

The Secretary may receive warrants, options, preferred stock, debt securities, notes, or other financial instruments issued by recipients of financial assistance under this subtitle which, in the sole determination of the Secretary, provide appropriate compensation to the Federal Government for the provision of the financial assistance.

SEC. 4118. REPORTS.

(a) **REPORT.**—Not later than November 1, 2020, the Secretary shall submit to the Committee on Transportation and Infrastructure and the Committee on Financial Services of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Banking, Housing, and Urban Affairs of the Senate a report on the financial assistance provided to air carriers and contractors under this subtitle, including a description of any financial assistance provided.

(b) **UPDATE.**—Not later than the last day of the 1-year period following the date of enactment of this Act, the Secretary shall update and submit to the Committee on Transportation and the Committee on Financial Services and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Banking, Housing, and Urban Affairs of the Senate the report described in subsection (a).

SEC. 4119. COORDINATION.

In implementing this subtitle the Secretary shall coordinate with the Secretary of Transportation.

SEC. 4120. DIRECT APPROPRIATION.

Notwithstanding any other provision of law, there is appropriated, out of amounts in the Treasury not otherwise appropriated, \$32,000,000,000 to carry out this subtitle.

TITLE V—CORONAVIRUS RELIEF FUNDS

SEC. 6001. CORONAVIRUS RELIEF FUND.

(a) **IN GENERAL.**—The Social Security Act (42 U.S.C. 301 et seq.) is amended by inserting after title V the following:

"TITLE VI—CORONAVIRUS RELIEF FUND

"SEC. 601. CORONAVIRUS RELIEF FUND.

"(a) APPROPRIATION.—

"(1) **IN GENERAL.**—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated for making payments to States, Tribal governments, and units of local government under this section, \$150,000,000,000 for fiscal year 2020.

"(2) **RESERVATION OF FUNDS.**—Of the amount appropriated under paragraph (1), the Secretary shall reserve—

"(A) \$3,000,000,000 of such amount for making payments to the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa; and

"(B) \$8,000,000,000 of such amount for making payments to Tribal governments.

"(b) AUTHORITY TO MAKE PAYMENTS.—

"(1) **IN GENERAL.**—Subject to paragraph (2), not later than 30 days after the date of enactment of this section, the Secretary shall pay each State and Tribal government, and each unit of local government that meets the condition described in paragraph (2), the amount determined for the State, Tribal government, or unit of local government, for fiscal year 2020 under subsection (c).

"(2) **DIRECT PAYMENTS TO UNITS OF LOCAL GOVERNMENT.**—If a unit of local government of a State submits the certification required by subsection (e) for purposes of receiving a direct payment from the Secretary under the authority of this paragraph, the Secretary shall reduce the amount determined for that State by the relative unit of local government population proportion amount described in subsection (c)(5) and pay such amount directly to such unit of local government.

"(c) PAYMENT AMOUNTS.—

"(1) **IN GENERAL.**—Subject to paragraph (2), the amount paid under this section for fiscal year 2020 to a State that is 1 of the 50 States shall be the amount equal to the relative population proportion amount determined for the State under paragraph (3) for such fiscal year.

"(2) MINIMUM PAYMENT.—

"(A) **IN GENERAL.**—No State that is 1 of the 50 States shall receive a payment under this section for fiscal year 2020 that is less than \$1,250,000,000.

"(B) **PRO RATA ADJUSTMENTS.**—The Secretary shall adjust on a pro rata basis the amount of the payments for each of the 50 States determined under this subsection without regard to this subparagraph to the extent necessary to comply with the requirements of subparagraph (A).

"(3) **RELATIVE POPULATION PROPORTION AMOUNT.**—For purposes of paragraph (1), the relative population proportion amount determined under this paragraph for a State for fiscal year 2020 is the product of—

"(A) the amount appropriated under paragraph (1) of subsection (a) for fiscal year 2020 that remains after the application of paragraph (2) of that subsection; and

"(B) the relative State population proportion (as defined in paragraph (4)).

"(4) **RELATIVE STATE POPULATION PROPORTION DEFINED.**—For purposes of paragraph (3)(B), the term "relative State population proportion" means, with respect to a State, the quotient of—

"(A) the population of the State; and

"(B) the total population of all States (excluding the District of Columbia and territories specified in subsection (a)(2)(A)).

"(5) **RELATIVE UNIT OF LOCAL GOVERNMENT POPULATION PROPORTION AMOUNT.**—For purposes of subsection (b)(2), the term "relative unit of local government population proportion amount" means, with respect to a unit of local government and a State, the amount equal to the product of—

"(A) 45 percent of the amount of the payment determined for the State under this subsection (without regard to this paragraph); and

"(B) the amount equal to the quotient of—

"(1) the population of the unit of local government; and

"(2) the total population of the State in which the unit of local government is located.

"(6) **DISTRICT OF COLUMBIA AND TERRITORIES.**—The amount paid under this section for fiscal year 2020 to a State that is the District of Columbia or a territory specified in subsection (a)(2)(A) shall be the amount equal to the product of—

"(A) the amount set aside under subsection (a)(2)(A) for such fiscal year; and

"(B) each such District's and territory's share of the combined total population of the District of Columbia and all such territories, as determined by the Secretary.

"(7) **TRIBAL GOVERNMENTS.**—From the amount set aside under subsection (a)(2)(B) for fiscal year 2020, the amount paid under this section for fiscal year 2020 to a Tribal government shall be the amount the Secretary shall determine, in consultation with the Secretary of the Interior and Indian Tribes, that is based on increased expenditures of each such Tribal government (or a tribally-owned entity of such Tribal government) relative to aggregate expenditures in fiscal year 2019 by the Tribal government (or tribally-owned entity) and determined in such manner as the Secretary determines appropriate to ensure that all amounts available under subsection (a)(2)(B) for fiscal year 2020 are distributed to Tribal governments.

"(8) **DATA.**—For purposes of this subsection, the population of States and units of local governments shall be determined based on the most recent year for which data are available from the Bureau of the Census.

"(d) **USE OF FUNDS.**—A State, Tribal government, and unit of local government shall use the funds provided under a payment made under this section to cover only those costs of the State, Tribal government, or unit of local government that—

"(1) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);

"(2) were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government; and

"(3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

"(e) **CERTIFICATION.**—In order to receive a payment under this section, a unit of local government shall provide the Secretary with a certification signed by the Chief Executive for the unit of local government that the local government's proposed uses of the funds are consistent with subsection (d).

"(f) INSPECTOR GENERAL OVERSIGHT; RECOUPMENT.—

"(1) **OVERSIGHT AUTHORITY.**—The Inspector General of the Department of the Treasury shall conduct monitoring and oversight of the receipt, disbursement, and use of funds made available under this section.

"(2) **RECOUPMENT.**—If the Inspector General of the Department of the Treasury determines that a State, Tribal government, or unit of local government has failed to comply with subsection (d), the amount equal to the amount of funds used in violation of such subsection shall be booked as a debt of such entity owed to the Federal Government. Amounts recovered under this subsection shall be deposited into the general fund of the Treasury.

"(3) **APPROPRIATION.**—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated to the Office of the Inspector General of the Department of the Treasury, \$35,000,000 to carry out oversight and recoupment activities under this subsection. Amounts appropriated under the preceding sentence shall remain available until expended.

"(4) **AUTHORITY OF INSPECTOR GENERAL.**—Nothing in this subsection shall be construed to diminish the authority of any Inspector General, including such authority as provided in the Inspector General Act of 1978 (6 U.S.C. App.).

"(g) DEFINITIONS.—In this section:

"(1) **INDIAN TRIBE.**—The term "Indian Tribe" has the meaning given that term in section

EXHIBIT

1-A

4(e) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304(e)).

"(2) LOCAL GOVERNMENT.—The term 'unit of local government' means a county, municipality, town, township, village, parish, borough, or other unit of general government below the State level with a population that exceeds 500,000.

"(3) SECRETARY.—The term 'Secretary' means the Secretary of the Treasury.

"(4) STATE.—The term 'State' means the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa.

"(5) TRIBAL GOVERNMENT.—The term 'Tribal government' means the recognized governing body of an Indian Tribe."

(b) APPLICATION OF PROVISIONS.—Amounts appropriated for fiscal year 2020 under section 601(a)(1) of the Social Security Act (as added by subsection (a)) shall be subject to the requirements contained in Public Law 116-94 for funds for programs authorized under sections 330 through 340 of the Public Health Service Act (42 U.S.C. 254 through 256).

TITLE VI—MISCELLANEOUS PROVISIONS

SEC. 6001. COVID-19 BORROWING AUTHORITY FOR THE UNITED STATES POSTAL SERVICE.

(a) DEFINITIONS.—In this section—

(1) the term "COVID-19 emergency" means the emergency involving Federal primary responsibility determined to exist by the President under section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5191(b)) with respect to the Coronavirus Disease 2019 (COVID-19); and

(2) the term "Postal Service" means the United States Postal Service.

(b) ADDITIONAL BORROWING AUTHORITY.—Notwithstanding section 2005 of title 39, United States Code, or any other provision of law, if the Postal Service determines that, due to the COVID-19 emergency, the Postal Service will not be able to fund operating expenses without borrowing money—

(1) the Postal Service may borrow money from the Treasury in an amount not to exceed \$10,000,000,000—

(A) to be used for such operating expenses; and

(B) which may not be used to pay any outstanding debt of the Postal Service; and

(2) the Secretary of the Treasury may lend up to the amount described in paragraph (1) at the request of the Postal Service, upon terms and conditions mutually agreed upon by the Secretary and the Postal Service.

(c) PRIORITIZATION OF DELIVERY FOR MEDICAL PURPOSES DURING COVID-19 EMERGENCY.—Notwithstanding any other provision of law, during the COVID-19 emergency, the Postal Service—

(1) shall prioritize delivery of postal products for medical purposes; and

(2) may establish temporary delivery points, in such form and manner as the Postal Service determines necessary, to protect employees of the Postal Service and individuals receiving deliveries from the Postal Service.

SEC. 6002. EMERGENCY DESIGNATION.

(a) IN GENERAL.—The amounts provided under this division are designated as an emergency requirement pursuant to section 4(g) of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).

(b) DESIGNATION IN SENATE.—In the Senate, this division is designated as an emergency requirement pursuant to section 4112(a) of H. Con. Res. 71 (115th Congress), the concurrent resolution on the budget for fiscal year 2018.

DIVISION B—EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS

The following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2020, and for other purposes, namely:

TITLE I AGRICULTURAL PROGRAMS OFFICE OF THE SECRETARY

For an additional amount for the "Office of the Secretary", \$9,500,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus by providing support for agricultural producers impacted by coronavirus, including producers of specialty crops, producers that supply local food systems, including farmers markets, restaurants, and schools, and livestock producers, including dairy producers: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OFFICE OF INSPECTOR GENERAL

For an additional amount for "Office of Inspector General", \$750,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That the funding made available under this heading in this Act shall be used for conducting audits and investigations of projects and activities carried out with funds made available in this Act to the Department of Agriculture to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided further*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$55,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for necessary expenses for salary costs associated with the Agriculture Quarantine and Inspection Program: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

AGRICULTURAL MARKETING SERVICE

MARKETING SERVICES

For an additional amount for "Marketing Services", \$45,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including necessary expenses for salary costs associated with commodity grading, inspection, and audit activities: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for "Food Safety and Inspection Service", \$33,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for support of temporary and intermittent workers, relocation of inspectors, and, notwithstanding 21 U.S.C. 468, 695 and 1053 and 7 U.S.C. 2219a, costs of overtime inspectors under the Federal Meat Inspec-

tion Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FARM PRODUCTION AND CONSERVATION PROGRAMS

FARM SERVICE AGENCY

For an additional amount for "Salaries and Expenses", \$3,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including necessary expenses to hire temporary staff and overtime expenses: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RURAL DEVELOPMENT PROGRAMS

RURAL BUSINESS—COOPERATIVE SERVICE

RURAL BUSINESS PROGRAM ACCOUNT

For an additional amount for "Rural Business Program Account", \$20,500,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, for the cost of loans for rural business development programs authorized by section 310B and described in subsection (g) of section 310B of the Consolidated Farm and Rural Development Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RURAL UTILITIES SERVICE

DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND PROGRAM

For an additional amount for "Distance Learning, Telemedicine, and Broadband Program", \$25,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, domestically or internationally, for telemedicine and distance learning services in rural areas, as authorized by 7 U.S.C. 950aaa et seq.: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DOMESTIC FOOD PROGRAMS

FOOD AND NUTRITION SERVICE

CHILD NUTRITION PROGRAMS

For an additional amount for "Child Nutrition Programs", \$8,800,000,000 to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

For an additional amount for "Supplemental Nutrition Assistance Program", \$15,810,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That of the amount provided under this heading in this Act, \$15,810,000,000 shall be placed in a contingency reserve to be allocated as the Secretary deems necessary to support participation should cost or participation exceed budget estimates to prevent, prepare for, and respond to coronavirus: *Provided further*, That of the amount provided under this

maximum total compensation received by the officer or employee from the air carrier or contractor in calendar year 2019; and

(3) no officer or employee of the eligible business whose total compensation exceeded \$3,000,000 in calendar year 2019 may receive during any 12 consecutive months of such period total compensation in excess of the sum of—

(A) \$3,000,000; and

(B) 50 percent of the excess over \$3,000,000 of the total compensation received by the officer or employee from the eligible business in calendar year 2019.

(b) **TOTAL COMPENSATION DEFINED.**—In this section, the term “total compensation” includes salary, bonuses, awards of stock, and other financial benefits provided by an air carrier or contractor to an officer or employee of the air carrier or contractor.

SEC. 4117. TAX PAYER PROTECTION.

The Secretary may receive warrants, options, preferred stock, debt securities, notes, or other financial instruments issued by recipients of financial assistance under this subtitle which, in the sole determination of the Secretary, provide appropriate compensation to the Federal Government for the provision of the financial assistance.

SEC. 4118. REPORTS.

(a) **REPORT.**—Not later than November 1, 2020, the Secretary shall submit to the Committee on Transportation and Infrastructure and the Committee on Financial Services of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Banking, Housing, and Urban Affairs of the Senate a report on the financial assistance provided to air carriers and contractors under this subtitle, including a description of any financial assistance provided.

(b) **UPDATE.**—Not later than the last day of the 1-year period following the date of enactment of this Act, the Secretary shall update and submit to the Committee on Transportation and the Committee on Financial Services and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Banking, Housing, and Urban Affairs of the Senate the report described in subsection (a).

SEC. 4119. COORDINATION.

In implementing this subtitle the Secretary shall coordinate with the Secretary of Transportation.

SEC. 4120. DIRECT APPROPRIATION.

Notwithstanding any other provision of law, there is appropriated, out of amounts in the Treasury not otherwise appropriated, \$32,000,000,000 to carry out this subtitle.

TITLE V—CORONAVIRUS RELIEF FUNDS

SEC. 5001. CORONAVIRUS RELIEF FUND.

(a) **IN GENERAL.**—The Social Security Act (42 U.S.C. 301 et seq.) is amended by inserting after title V the following:

“TITLE VI—CORONAVIRUS RELIEF FUND

“SEC. 501. CORONAVIRUS RELIEF FUND.

“(a) APPROPRIATION.—

“(1) **IN GENERAL.**—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated for making payments to States, Tribal governments, and units of local government under this section, \$150,000,000,000 for fiscal year 2020.

“(2) **RESERVATION OF FUNDS.**—Of the amount appropriated under paragraph (1), the Secretary shall reserve—

“(A) \$3,000,000,000 of such amount for making payments to the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa; and

“(B) \$8,000,000,000 of such amount for making payments to Tribal governments.

“(b) AUTHORITY TO MAKE PAYMENTS.—

“(1) **IN GENERAL.**—Subject to paragraph (2), not later than 30 days after the date of enactment of this section, the Secretary shall pay each State and Tribal government, and each unit of local government that meets the condition described in paragraph (2), the amount determined for the State, Tribal government, or unit of local government, for fiscal year 2020 under subsection (c).

“(2) **DIRECT PAYMENTS TO UNITS OF LOCAL GOVERNMENT.**—If a unit of local government of a State submits the certification required by subsection (e) for purposes of receiving a direct payment from the Secretary under the authority of this paragraph, the Secretary shall reduce the amount determined for that State by the relative unit of local government population proportion amount described in subsection (c)(5) and pay such amount directly to such unit of local government.

“(c) PAYMENT AMOUNTS.—

“(1) **IN GENERAL.**—Subject to paragraph (2), the amount paid under this section for fiscal year 2020 to a State that is 1 of the 50 States shall be the amount equal to the relative population proportion amount determined for the State under paragraph (3) for such fiscal year.

“(2) MINIMUM PAYMENT.—

“(A) **IN GENERAL.**—No State that is 1 of the 50 States shall receive a payment under this section for fiscal year 2020 that is less than \$1,250,000,000.

“(B) **PRO RATA ADJUSTMENTS.**—The Secretary shall adjust on a pro rata basis the amount of the payments for each of the 50 States determined under this subsection without regard to this subparagraph to the extent necessary to comply with the requirements of subparagraph (A).

“(3) **RELATIVE POPULATION PROPORTION AMOUNT.**—For purposes of paragraph (1), the relative population proportion amount determined under this paragraph for a State for fiscal year 2020 is the product of—

“(A) the amount appropriated under paragraph (1) of subsection (a) for fiscal year 2020 that remains after the application of paragraph (2) of that subsection; and

“(B) the relative State population proportion (as defined in paragraph (4)).

“(4) **RELATIVE STATE POPULATION PROPORTION DEFINED.**—For purposes of paragraph (3)(B), the term “relative State population proportion” means, with respect to a State, the quotient of—

“(A) the population of the State; and

“(B) the total population of all States (excluding the District of Columbia and territories specified in subsection (a)(2)(A)).

“(5) **RELATIVE UNIT OF LOCAL GOVERNMENT POPULATION PROPORTION AMOUNT.**—For purposes of subsection (b)(2), the term “relative unit of local government population proportion amount” means, with respect to a unit of local government and a State, the amount equal to the product of—

“(A) 45 percent of the amount of the payment determined for the State under this subsection (without regard to this paragraph); and

“(B) the amount equal to the quotient of—

“(1) the population of the unit of local government; and

“(2) the total population of the State in which the unit of local government is located.

“(6) **DISTRICT OF COLUMBIA AND TERRITORIES.**—The amount paid under this section for fiscal year 2020 to a State that is the District of Columbia or a territory specified in subsection (a)(2)(A) shall be the amount equal to the product of—

“(A) the amount set aside under subsection (a)(2)(A) for such fiscal year; and

“(B) each such District's and territory's share of the combined total population of the District of Columbia and all such territories, as determined by the Secretary.

“(7) **TRIBAL GOVERNMENTS.**—From the amount set aside under subsection (a)(2)(B) for fiscal year 2020, the amount paid under this section for fiscal year 2020 to a Tribal government shall be the amount the Secretary shall determine, in consultation with the Secretary of the Interior and Indian Tribes, that is based on increased expenditures of each such Tribal government (or a tribally-owned entity of such Tribal government) relative to aggregate expenditures in fiscal year 2019 by the Tribal government (or tribally-owned entity) and determined in such manner as the Secretary determines appropriate to ensure that all amounts available under subsection (a)(2)(B) for fiscal year 2020 are distributed to Tribal governments.

“(8) **DATA.**—For purposes of this subsection, the population of States and units of local governments shall be determined based on the most recent year for which data are available from the Bureau of the Census.

“(d) **USE OF FUNDS.**—A State, Tribal government, and unit of local government shall use the funds provided under a payment made under this section to cover only those costs of the State, Tribal government, or unit of local government that—

“(1) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);

“(2) were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government; and

“(3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

“(e) **CERTIFICATION.**—In order to receive a payment under this section, a unit of local government shall provide the Secretary with a certification signed by the Chief Executive for the unit of local government that the local government's proposed uses of the funds are consistent with subsection (d).

“(f) INSPECTOR GENERAL OVERSIGHT; RECOUPMENT.—

“(1) **OVERSIGHT AUTHORITY.**—The Inspector General of the Department of the Treasury shall conduct monitoring and oversight of the receipt, disbursement, and use of funds made available under this section.

“(2) **RECOUPMENT.**—If the Inspector General of the Department of the Treasury determines that a State, Tribal government, or unit of local government has failed to comply with subsection (d), the amount equal to the amount of funds used in violation of such subsection shall be booked as a debt of such entity owed to the Federal Government. Amounts recovered under this subsection shall be deposited into the general fund of the Treasury.

“(3) **APPROPRIATION.**—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated to the Office of the Inspector General of the Department of the Treasury, \$35,000,000 to carry out oversight and recoupment activities under this subsection. Amounts appropriated under the preceding sentence shall remain available until expended.

“(4) **AUTHORITY OF INSPECTOR GENERAL.**—Nothing in this subsection shall be construed to diminish the authority of any Inspector General, including such authority as provided in the Inspector General Act of 1978 (5 U.S.C. App.).

“(g) DEFINITIONS.—In this section:

“(1) **INDIAN TRIBE.**—The term “Indian Tribe” has the meaning given that term in section

4(e) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304(e)).

"(2) LOCAL GOVERNMENT.—The term 'unit of local government' means a county, municipality, town, township, village, parish, borough, or other unit of general government below the State level with a population that exceeds 500,000.

"(3) SECRETARY.—The term 'Secretary' means the Secretary of the Treasury.

"(4) STATE.—The term 'State' means the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa.

"(5) TRIBAL GOVERNMENT.—The term 'tribal government' means the recognized governing body of an Indian Tribe."

(b) APPLICATION OF PROVISIONS.—Amounts appropriated for fiscal year 2020 under section 601(a)(1) of the Social Security Act (as added by subsection (a)) shall be subject to the requirements contained in Public Law 116-94 for funds for programs authorized under sections 330 through 340 of the Public Health Service Act (42 U.S.C. 254 through 256).

TITLE VI—MISCELLANEOUS PROVISIONS

SEC. 6001. COVID-19 BORROWING AUTHORITY FOR THE UNITED STATES POSTAL SERVICE.

(a) DEFINITIONS.—In this section—
(1) the term "COVID-19 emergency" means the emergency involving Federal primary responsibility determined to exist by the President under section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5191(b)) with respect to the Coronavirus Disease 2019 (COVID-19); and

(2) the term "Postal Service" means the United States Postal Service.

(b) ADDITIONAL BORROWING AUTHORITY.—Notwithstanding section 2005 of title 39, United States Code, or any other provision of law, if the Postal Service determines that, due to the COVID-19 emergency, the Postal Service will not be able to fund operating expenses without borrowing money—

(1) the Postal Service may borrow money from the Treasury in an amount not to exceed \$10,000,000,000—

(A) to be used for such operating expenses; and

(B) which may not be used to pay any outstanding debt of the Postal Service; and

(2) the Secretary of the Treasury may lend up to the amount described in paragraph (1) at the request of the Postal Service, upon terms and conditions mutually agreed upon by the Secretary and the Postal Service.

(c) PRIORITIZATION OF DELIVERY FOR MEDICAL PURPOSES DURING COVID-19 EMERGENCY.—Notwithstanding any other provision of law, during the COVID-19 emergency, the Postal Service—

(1) shall prioritize delivery of postal products for medical purposes; and

(2) may establish temporary delivery points, in such form and manner as the Postal Service determines necessary, to protect employees of the Postal Service and individuals receiving deliveries from the Postal Service.

SEC. 6002. EMERGENCY DESIGNATION.

(a) IN GENERAL.—The amounts provided under this division are designated as an emergency requirement pursuant to section 4(g) of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).

(b) DESIGNATION IN SENATE.—In the Senate, this division is designated as an emergency requirement pursuant to section 412(a) of H. Con. Res. 71 (115th Congress), the concurrent resolution on the budget for fiscal year 2018.

DIVISION B—EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS

The following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2020, and for other purposes, namely:

TITLE I

AGRICULTURAL PROGRAMS

OFFICE OF THE SECRETARY

For an additional amount for the "Office of the Secretary", \$9,500,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus by providing support for agricultural producers impacted by coronavirus, including producers of specialty crops, producers that supply local food systems, including farmers markets, restaurants, and schools, and livestock producers, including dairy producers: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OFFICE OF INSPECTOR GENERAL

For an additional amount for "Office of Inspector General", \$750,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That the funding made available under this heading in this Act shall be used for conducting audits and investigations of projects and activities carried out with funds made available in this Act to the Department of Agriculture to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided further*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$55,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for necessary expenses for salary costs associated with the Agriculture Quarantine and Inspection Program: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

AGRICULTURAL MARKETING SERVICE

MARKETING SERVICES

For an additional amount for "Marketing Services", \$45,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including necessary expenses for salary costs associated with commodity grading, inspection, and audit activities: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for "Food Safety and Inspection Service", \$33,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for support of temporary and intermittent workers, relocation of inspectors, and, notwithstanding 21 U.S.C. 468, 695 and 1053 and 7 U.S.C. 2219a, costs of overtime inspectors under the Federal Meat Inspec-

tion Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FARM PRODUCTION AND CONSERVATION PROGRAMS

FARM SERVICE AGENCY

For an additional amount for "Salaries and Expenses", \$3,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including necessary expenses to hire temporary staff and overtime expenses: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RURAL DEVELOPMENT PROGRAMS

RURAL BUSINESS—COOPERATIVE SERVICE

RURAL BUSINESS PROGRAM ACCOUNT

For an additional amount for "Rural Business Program Account", \$20,500,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, for the cost of loans for rural business development programs authorized by section 310B and described in subsection (g) of section 310B of the Consolidated Farm and Rural Development Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

RURAL UTILITIES SERVICE

DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND PROGRAM

For an additional amount for "Distance Learning, Telemedicine, and Broadband Program", \$25,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, domestically or internationally, for telemedicine and distance learning services in rural areas, as authorized by 7 U.S.C. 950aaa et seq.: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

DOMESTIC FOOD PROGRAMS

FOOD AND NUTRITION SERVICE

CHILD NUTRITION PROGRAMS

For an additional amount for "Child Nutrition Programs", \$8,800,000,000 to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

For an additional amount for "Supplemental Nutrition Assistance Program", \$15,810,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That of the amount provided under this heading in this Act, \$15,510,000,000 shall be placed in a contingency reserve to be allocated as the Secretary deems necessary to support participation should cost or participation exceed budget estimates to prevent, prepare for, and respond to coronavirus: *Provided further*, That of the amount provided under this

Coronavirus Relief Fund
Guidance for State, Territorial, Local, and Tribal Governments
April 22, 2020

The purpose of this document is to provide guidance to recipients of the funding available under section 601(a) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act"). The CARES Act established the Coronavirus Relief Fund (the "Fund") and appropriated \$150 billion to the Fund. Under the CARES Act, the Fund is to be used to make payments for specified uses to States and certain local governments; the District of Columbia and U.S. Territories (consisting of the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands); and Tribal governments.

The CARES Act provides that payments from the Fund may only be used to cover costs that—

1. are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
2. were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or government; and
3. were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.¹

The guidance that follows sets forth the Department of the Treasury's interpretation of these limitations on the permissible use of Fund payments.

Necessary expenditures incurred due to the public health emergency

The requirement that expenditures be incurred "due to" the public health emergency means that expenditures must be used for actions taken to respond to the public health emergency. These may include expenditures incurred to allow the State, territorial, local, or Tribal government to respond directly to the emergency, such as by addressing medical or public health needs, as well as expenditures incurred to respond to second-order effects of the emergency, such as by providing economic support to those suffering from employment or business interruptions due to COVID-19-related business closures.

Funds may not be used to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify under the statute. Although a broad range of uses is allowed, revenue replacement is not a permissible use of Fund payments.

The statute also specifies that expenditures using Fund payments must be "necessary." The Department of the Treasury understands this term broadly to mean that the expenditure is reasonably necessary for its intended use in the reasonable judgment of the government officials responsible for spending Fund payments.

Costs not accounted for in the budget most recently approved as of March 27, 2020

The CARES Act also requires that payments be used only to cover costs that were not accounted for in the budget most recently approved as of March 27, 2020. A cost meets this requirement if either (a) the cost cannot lawfully be funded using a line item, allotment, or allocation within that budget or (b) the cost

¹ See Section 601(d) of the Social Security Act, as added by section 5001 of the CARES Act.

is for a substantially different use from any expected use of funds in such a line item, allotment, or allocation.

The "most recently approved" budget refers to the enacted budget for the relevant fiscal period for the particular government, without taking into account subsequent supplemental appropriations enacted or other budgetary adjustments made by that government in response to the COVID-19 public health emergency. A cost is not considered to have been accounted for in a budget merely because it could be met using a budgetary stabilization fund, rainy day fund, or similar reserve account.

Costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020

A cost is "incurred" when the responsible unit of government has expended funds to cover the cost.

Nonexclusive examples of eligible expenditures

Eligible expenditures include, but are not limited to, payment for:

1. Medical expenses such as:
 - COVID-19-related expenses of public hospitals, clinics, and similar facilities.
 - Expenses of establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, including related construction costs.
 - Costs of providing COVID-19 testing, including serological testing.
 - Emergency medical response expenses, including emergency medical transportation, related to COVID-19.
 - Expenses for establishing and operating public telemedicine capabilities for COVID-19-related treatment.
2. Public health expenses such as:
 - Expenses for communication and enforcement by State, territorial, local, and Tribal governments of public health orders related to COVID-19.
 - Expenses for acquisition and distribution of medical and protective supplies, including sanitizing products and personal protective equipment, for medical personnel, police officers, social workers, child protection services, and child welfare officers, direct service providers for older adults and individuals with disabilities in community settings, and other public health or safety workers in connection with the COVID-19 public health emergency.
 - Expenses for disinfection of public areas and other facilities, *e.g.*, nursing homes, in response to the COVID-19 public health emergency.
 - Expenses for technical assistance to local authorities or other entities on mitigation of COVID-19-related threats to public health and safety.
 - Expenses for public safety measures undertaken in response to COVID-19.
 - Expenses for quarantining individuals.
3. Payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

4. Expenses of actions to facilitate compliance with COVID-19-related public health measures, such as:
 - Expenses for food delivery to residents, including, for example, senior citizens and other vulnerable populations, to enable compliance with COVID-19 public health precautions.
 - Expenses to facilitate distance learning, including technological improvements, in connection with school closings to enable compliance with COVID-19 precautions.
 - Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions.
 - Expenses of providing paid sick and paid family and medical leave to public employees to enable compliance with COVID-19 public health precautions.
 - COVID-19-related expenses of maintaining state prisons and county jails, including as relates to sanitation and improvement of social distancing measures, to enable compliance with COVID-19 public health precautions.
 - Expenses for care for homeless populations provided to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions.
5. Expenses associated with the provision of economic support in connection with the COVID-19 public health emergency, such as:
 - Expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures.
 - Expenditures related to a State, territorial, local, or Tribal government payroll support program.
 - Unemployment insurance costs related to the COVID-19 public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise.
6. Any other COVID-19-related expenses reasonably necessary to the function of government that satisfy the Fund's eligibility criteria.

Nonexclusive examples of ineligible expenditures²

The following is a list of examples of costs that would *not* be eligible expenditures of payments from the Fund.

1. Expenses for the State share of Medicaid.³
2. Damages covered by insurance.
3. Payroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

² In addition, pursuant to section 5001(b) of the CARES Act, payments from the Fund may not be expended for an elective abortion or on research in which a human embryo is destroyed, discarded, or knowingly subjected to risk of injury or death. The prohibition on payment for abortions does not apply to an abortion if the pregnancy is the result of an act of rape or incest; or in the case where a woman suffers from a physical disorder, physical injury, or physical illness, including a life-endangering physical condition caused by or arising from the pregnancy itself, that would, as certified by a physician, place the woman in danger of death unless an abortion is performed. Furthermore, no government which receives payments from the Fund may discriminate against a health care entity on the basis that the entity does not provide, pay for, provide coverage of, or refer for abortions.

³ See 42 C.F.R. § 433.51 and 45 C.F.R. § 75.306.

4. Expenses that have been or will be reimbursed under any federal program, such as the reimbursement by the federal government pursuant to the CARES Act of contributions by States to State unemployment funds.
5. Reimbursement to donors for donated items or services.
6. Workforce bonuses other than hazard pay or overtime.
7. Severance pay.
8. Legal settlements.

**Coronavirus Relief Fund
Frequently Asked Questions
Updated as of May 28, 2020**

The following answers to frequently asked questions supplement Treasury's Coronavirus Relief Fund ("Fund") Guidance for State, Territorial, Local, and Tribal Governments, dated April 22, 2020, ("Guidance").¹ Amounts paid from the Fund are subject to the restrictions outlined in the Guidance and set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act").

Eligible Expenditures

Are governments required to submit proposed expenditures to Treasury for approval?

No. Governments are responsible for making determinations as to what expenditures are necessary due to the public health emergency with respect to COVID-19 and do not need to submit any proposed expenditures to Treasury.

The Guidance says that funding can be used to meet payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. How does a government determine whether payroll expenses for a given employee satisfy the "substantially dedicated" condition?

The Fund is designed to provide ready funding to address unforeseen financial needs and risks created by the COVID-19 public health emergency. For this reason, and as a matter of administrative convenience in light of the emergency nature of this program, a State, territorial, local, or Tribal government may presume that payroll costs for public health and public safety employees are payments for services substantially dedicated to mitigating or responding to the COVID-19 public health emergency, unless the chief executive (or equivalent) of the relevant government determines that specific circumstances indicate otherwise.

The Guidance says that a cost was not accounted for in the most recently approved budget if the cost is for a substantially different use from any expected use of funds in such a line item, allotment, or allocation. What would qualify as a "substantially different use" for purposes of the Fund eligibility?

Costs incurred for a "substantially different use" include, but are not necessarily limited to, costs of personnel and services that were budgeted for in the most recently approved budget but which, due entirely to the COVID-19 public health emergency, have been diverted to substantially different functions. This would include, for example, the costs of redeploying corrections facility staff to enable compliance with COVID-19 public health precautions through work such as enhanced sanitation or enforcing social distancing measures; the costs of redeploying police to support management and enforcement of stay-at-home orders; or the costs of diverting educational support staff or faculty to develop online learning capabilities, such as through providing information technology support that is not part of the staff or faculty's ordinary responsibilities.

Note that a public function does not become a "substantially different use" merely because it is provided from a different location or through a different manner. For example, although developing online instruction capabilities may be a substantially different use of funds, online instruction itself is not a substantially different use of public funds than classroom instruction.

¹ The Guidance is available at <https://home.treasury.gov/system/files/136/Coronavirus-Relief-Fund-Guidance-for-State-Territorial-Local-and-Tribal-Governments.pdf>.

May a State receiving a payment transfer funds to a local government?

Yes, provided that the transfer qualifies as a necessary expenditure incurred due to the public health emergency and meets the other criteria of section 601(d) of the Social Security Act. Such funds would be subject to recoupment by the Treasury Department if they have not been used in a manner consistent with section 601(d) of the Social Security Act.

May a unit of local government receiving a Fund payment transfer funds to another unit of government?

Yes. For example, a county may transfer funds to a city, town, or school district within the county and a county or city may transfer funds to its State, provided that the transfer qualifies as a necessary expenditure incurred due to the public health emergency and meets the other criteria of section 601(d) of the Social Security Act outlined in the Guidance. For example, a transfer from a county to a constituent city would not be permissible if the funds were intended to be used simply to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify as an eligible expenditure.

Is a Fund payment recipient required to transfer funds to a smaller, constituent unit of government within its borders?

No. For example, a county recipient is not required to transfer funds to smaller cities within the county's borders.

Are recipients required to use other federal funds or seek reimbursement under other federal programs before using Fund payments to satisfy eligible expenses?

No. Recipients may use Fund payments for any expenses eligible under section 601(d) of the Social Security Act outlined in the Guidance. Fund payments are not required to be used as the source of funding of last resort. However, as noted below, recipients may not use payments from the Fund to cover expenditures for which they will receive reimbursement.

Are there prohibitions on combining a transaction supported with Fund payments with other CARES Act funding or COVID-19 relief Federal funding?

Recipients will need to consider the applicable restrictions and limitations of such other sources of funding. In addition, expenses that have been or will be reimbursed under any federal program, such as the reimbursement by the federal government pursuant to the CARES Act of contributions by States to State unemployment funds, are not eligible uses of Fund payments.

Are States permitted to use Fund payments to support state unemployment insurance funds generally?

To the extent that the costs incurred by a state unemployment insurance fund are incurred due to the COVID-19 public health emergency, a State may use Fund payments to make payments to its respective state unemployment insurance fund, separate and apart from such State's obligation to the unemployment insurance fund as an employer. This will permit States to use Fund payments to prevent expenses related to the public health emergency from causing their state unemployment insurance funds to become insolvent.

Are recipients permitted to use Fund payments to pay for unemployment insurance costs incurred by the recipient as an employer?

Yes, Fund payments may be used for unemployment insurance costs incurred by the recipient as an employer (for example, as a reimbursing employer) related to the COVID-19 public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise.

The Guidance states that the Fund may support a "broad range of uses" including payroll expenses for several classes of employees whose services are "substantially dedicated to mitigating or responding to the COVID-19 public health emergency." What are some examples of types of covered employees?

The Guidance provides examples of broad classes of employees whose payroll expenses would be eligible expenses under the Fund. These classes of employees include public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. Payroll and benefit costs associated with public employees who could have been furloughed or otherwise laid off but who were instead repurposed to perform previously unbudgeted functions substantially dedicated to mitigating or responding to the COVID-19 public health emergency are also covered. Other eligible expenditures include payroll and benefit costs of educational support staff or faculty responsible for developing online learning capabilities necessary to continue educational instruction in response to COVID-19-related school closures. Please see the Guidance for a discussion of what is meant by an expense that was not accounted for in the budget most recently approved as of March 27, 2020.

In some cases, first responders and critical health care workers that contract COVID-19 are eligible for workers' compensation coverage. Is the cost of this expanded workers compensation coverage eligible?

Increased workers compensation cost to the government due to the COVID-19 public health emergency incurred during the period beginning March 1, 2020, and ending December 30, 2020, is an eligible expense.

If a recipient would have decommissioned equipment or not renewed a lease on particular office space or equipment but decides to continue to use the equipment or to renew the lease in order to respond to the public health emergency, are the costs associated with continuing to operate the equipment or the ongoing lease payments eligible expenses?

Yes. To the extent the expenses were previously unbudgeted and are otherwise consistent with section 601(d) of the Social Security Act outlined in the Guidance, such expenses would be eligible.

May recipients provide stipends to employees for eligible expenses (for example, a stipend to employees to improve telework capabilities) rather than require employees to incur the eligible cost and submit for reimbursement?

Expenditures paid for with payments from the Fund must be limited to those that are necessary due to the public health emergency. As such, unless the government were to determine that providing assistance in the form of a stipend is an administrative necessity, the government should provide such assistance on a reimbursement basis to ensure as much as possible that funds are used to cover only eligible expenses.

May Fund payments be used for COVID-19 public health emergency recovery planning?

Yes. Expenses associated with conducting a recovery planning project or operating a recovery coordination office would be eligible, if the expenses otherwise meet the criteria set forth in section 601(d) of the Social Security Act outlined in the Guidance.

Are expenses associated with contract tracing eligible?

Yes, expenses associated with contract tracing are eligible.

To what extent may a government use Fund payments to support the operations of private hospitals?

Governments may use Fund payments to support public or private hospitals to the extent that the costs are necessary expenditures incurred due to the COVID-19 public health emergency, but the form such assistance would take may differ. In particular, financial assistance to private hospitals could take the form of a grant or a short-term loan.

May payments from the Fund be used to assist individuals with enrolling in a government benefit program for those who have been laid off due to COVID-19 and thereby lost health insurance?

Yes. To the extent that the relevant government official determines that these expenses are necessary and they meet the other requirements set forth in section 601(d) of the Social Security Act outlined in the Guidance, these expenses are eligible.

May recipients use Fund payments to facilitate livestock depopulation incurred by producers due to supply chain disruptions?

Yes, to the extent these efforts are deemed necessary for public health reasons or as a form of economic support as a result of the COVID-19 health emergency.

Would providing a consumer grant program to prevent eviction and assist in preventing homelessness be considered an eligible expense?

Yes, assuming that the recipient considers the grants to be a necessary expense incurred due to the COVID-19 public health emergency and the grants meet the other requirements for the use of Fund payments under section 601(d) of the Social Security Act outlined in the Guidance. As a general matter, providing assistance to recipients to enable them to meet property tax requirements would not be an eligible use of funds, but exceptions may be made in the case of assistance designed to prevent foreclosures.

May recipients create a "payroll support program" for public employees?

Use of payments from the Fund to cover payroll or benefits expenses of public employees are limited to those employees whose work duties are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

May recipients use Fund payments to cover employment and training programs for employees that have been furloughed due to the public health emergency?

Yes, this would be an eligible expense if the government determined that the costs of such employment and training programs would be necessary due to the public health emergency.

May recipients use Fund payments to provide emergency financial assistance to individuals and families directly impacted by a loss of income due to the COVID-19 public health emergency?

Yes, if a government determines such assistance to be a necessary expenditure. Such assistance could include, for example, a program to assist individuals with payment of overdue rent or mortgage payments to avoid eviction or foreclosure or unforeseen financial costs for funerals and other emergency individual needs. Such assistance should be structured in a manner to ensure as much as possible, within the realm of what is administratively feasible, that such assistance is necessary.

The Guidance provides that eligible expenditures may include expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures. What is meant by a "small business," and is the Guidance intended to refer only to expenditures to cover administrative expenses of such a grant program?

Governments have discretion to determine what payments are necessary. A program that is aimed at assisting small businesses with the costs of business interruption caused by required closures should be tailored to assist those businesses in need of such assistance. The amount of a grant to a small business to reimburse the costs of business interruption caused by required closures would also be an eligible expenditure under section 601(d) of the Social Security Act, as outlined in the Guidance.

The Guidance provides that expenses associated with the provision of economic support in connection with the public health emergency, such as expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures, would constitute eligible expenditures of Fund payments. Would such expenditures be eligible in the absence of a stay-at-home order?

Fund payments may be used for economic support in the absence of a stay-at-home order if such expenditures are determined by the government to be necessary. This may include, for example, a grant program to benefit small businesses that close voluntarily to promote social distancing measures or that are affected by decreased customer demand as a result of the COVID-19 public health emergency.

May Fund payments be used to assist impacted property owners with the payment of their property taxes?

Fund payments may not be used for government revenue replacement, including the provision of assistance to meet tax obligations.

May Fund payments be used to replace foregone utility fees? If not, can Fund payments be used as a direct subsidy payment to all utility account holders?

Fund payments may not be used for government revenue replacement, including the replacement of unpaid utility fees. Fund payments may be used for subsidy payments to electricity account holders to the extent that the subsidy payments are deemed by the recipient to be necessary expenditures incurred due to the COVID-19 public health emergency and meet the other criteria of section 601(d) of the Social Security Act outlined in the Guidance. For example, if determined to be a necessary expenditure, a government could provide grants to individuals facing economic hardship to allow them to pay their utility fees and thereby continue to receive essential services.

Could Fund payments be used for capital improvement projects that broadly provide potential economic development in a community?

In general, no. If capital improvement projects are not necessary expenditures incurred due to the COVID-19 public health emergency, then Fund payments may not be used for such projects.

However, Fund payments may be used for the expenses of, for example, establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity or improve mitigation measures, including related construction costs.

The Guidance includes workforce bonuses as an example of ineligible expenses but provides that hazard pay would be eligible if otherwise determined to be a necessary expense. Is there a specific definition of "hazard pay"?

Hazard pay means additional pay for performing hazardous duty or work involving physical hardship, in each case that is related to COVID-19.

The Guidance provides that ineligible expenditures include "[p]ayroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency." Is this intended to relate only to public employees?

Yes. This particular nonexclusive example of an ineligible expenditure relates to public employees. A recipient would not be permitted to pay for payroll or benefit expenses of private employees and any financial assistance (such as grants or short-term loans) to private employers are not subject to the restriction that the private employers' employees must be substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

May counties pre-pay with CARES Act funds for expenses such as a one or two-year facility lease, such as to house staff hired in response to COVID-19?

A government should not make prepayments on contracts using payments from the Fund to the extent that doing so would not be consistent with its ordinary course policies and procedures.

Must a stay-at-home order or other public health mandate be in effect in order for a government to provide assistance to small businesses using payments from the Fund?

No. The Guidance provides, as an example of an eligible use of payments from the Fund, expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures. Such assistance may be provided using amounts received from the Fund in the absence of a requirement to close businesses if the relevant government determines that such expenditures are necessary in response to the public health emergency.

Should States receiving a payment transfer funds to local governments that did not receive payments directly from Treasury?

Yes, provided that the transferred funds are used by the local government for eligible expenditures under the statute. To facilitate prompt distribution of Title V funds, the CARES Act authorized Treasury to make direct payments to local governments with populations in excess of 500,000, in amounts equal to 45% of the local government's per capita share of the statewide allocation. This statutory structure was based on a recognition that it is more administratively feasible to rely on States, rather than the federal government, to manage the transfer of funds to smaller local governments. Consistent with the needs of all local governments for funding to address the public health emergency, States should transfer funds to local governments with populations of 500,000 or less, using as a benchmark the per capita allocation formula that governs payments to larger local governments. This approach will ensure equitable treatment among local governments of all sizes.

For example, a State received the minimum \$1.25 billion allocation and had one county with a population over 500,000 that received \$250 million directly. The State should distribute 45 percent of the \$1 billion it received, or \$450 million, to local governments within the State with a population of 500,000 or less.

May a State impose restrictions on transfers of funds to local governments?

Yes, to the extent that the restrictions facilitate the State's compliance with the requirements set forth in section 601(d) of the Social Security Act outlined in the Guidance and other applicable requirements such as the Single Audit Act, discussed below. Other restrictions are not permissible.

If a recipient must issue tax anticipation notes (TANs) to make up for tax due date deferrals or revenue shortfalls, are the expenses associated with the issuance eligible uses of Fund payments?

If a government determines that the issuance of TANs is necessary due to the COVID-19 public health emergency, the government may expend payments from the Fund on the accrued interest expense on TANs and unbudgeted administrative and transactional costs, such as necessary payments to advisors and underwriters, associated with the issuance of the TANs.

May recipients use Fund payments to expand rural broadband capacity to assist with distance learning and telework?

Such expenditures would only be permissible if they are necessary for the public health emergency. The cost of projects that would not be expected to increase capacity to a significant extent until the need for distance learning and telework have passed due to this public health emergency would not be necessary due to the public health emergency and thus would not be eligible uses of Fund payments.

Are costs associated with increased solid waste capacity an eligible use of payments from the Fund?

Yes, costs to address increase in solid waste as a result of the public health emergency, such as relates to the disposal of used personal protective equipment, would be an eligible expenditure.

May payments from the Fund be used to cover across-the-board hazard pay for employees working during a state of emergency?

No. The Guidance says that funding may be used to meet payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. Hazard pay is a form of payroll expense and is subject to this limitation, so Fund payments may only be used to cover hazard pay for such individuals.

**NAVAJO NATION CARES FUND
NAVAJO NATION SHOPPING CENTERS, INC. EXPENDITURE PLAN**

I. PURPOSE:

The purpose of the Navajo Nation Shopping Centers, Inc. (NNSCI) Expenditure Plan is to allow for the use and expenditure of four million dollars (\$4,000,000) of Navajo Nation CARES Funds to provide tenant safety improvements to mitigate Covid-19 spread among tenant staff and customers; and for property safety improvements at all ten (10) shopping center properties managed by NNSCI.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

II. AFFIRMATION OF FUND USE

NNSCI and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

IV. ADMINISTRATOR OF FUNDS

NNSCI is responsible for administering the Expenditure Plan and shall ensure that any funds disbursed or expended comply with Title V of the CARES Act and Treasury guidance.

III. MONITORING

The Division of Economic Development shall be responsible for overseeing and monitoring the expenditure of these funds and ensuring any expenditures comply with the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to NNSCI pursuant to a grant or sub-recipient agreement as determined by the Office of the Controller.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VII. OVERSIGHT COMMITTEE

The Budget and Finance Committee (B&F) and the Resources and Development Committee (RDC) shall provide oversight as RDC has oversight over Navajo Nation enterprises and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Division of Economic Development, NNSCI and any other entity receiving funding hereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

RESUBMITTAL

Navajo Nation Shopping Centers, Inc. (NNSCI)

COVID-19 Remediation Expenditure Plan
\$4.0 Million

Navajo Nation Cares Act Fund



NAVAJO
NATION
SHOPPING
CENTERS
INCORPORATED

Revised: August 14, 2020
928-871-2218 | ntaylor@nnsccinc.com

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I. EXECUTIVE SUMMARY

The Navajo Nation Shopping Centers Inc. (NNSCI) is requesting \$4.0 million from the Navajo Nation Cares Act Fund as aid in order to mitigate the negative economic and social impacts that the Coronavirus has brought upon the Navajo Nation.

The Proposal expenditures will meet the Coronavirus Relief Funds (CRF) requirements.

- A. The funds will be used for NNSCI staff, tenants and customers related to Coronavirus mitigation efforts. Fund amounts will be used to cover expenses at all ten (10) shopping center properties.
- B. The funds detailed in the Proposal were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government.
- C. Funds will be expensed up to December 30, 2020.

Funds will be used for:

- 1) Tenant safety improvements to mitigate COVID-19 spread among tenant staff and customers at all ten (10) shopping center properties managed by NNSCI.
- 2) Property safety improvements to reduce the transmission of COVID-19 at all ten (10) shopping center properties managed by NNSCI.

Expenditure Plan - New Projects

as of August 15, 2020

# Expenditures	\$
1 Tenant Safety Improvements	2,000,000
2 Property Safety Improvements	2,000,000
Total	\$ 4,000,000

II. INTRODUCTION & BACKGROUND

The Navajo Nation Cares Act Expenditure Plan (Proposal) was created with the intention to empower Navajo businesses to overcome the effects of the Coronavirus Disease (COVID-19) pandemic and to ensure a safe shopping experience for all. Navajo Nation Shopping Centers, Inc. (NNSCI) respectfully requests funding in the amount of \$4.0 million to address unforeseen financial needs and risks created by the COVID-19 public health emergency. The Proposal does not include initiatives already performed in response to the emergency. This Proposal identifies initiatives necessary to be a successful commercial corporation that supports diverse and essential services to the Navajo Nation economy.

Our Mission

Develop, retain, and expand profitable operations by maintaining excellent customer service, building strong community relations and pursuing new market potentials for the Navajo Nation.

Our Locations and Tenants

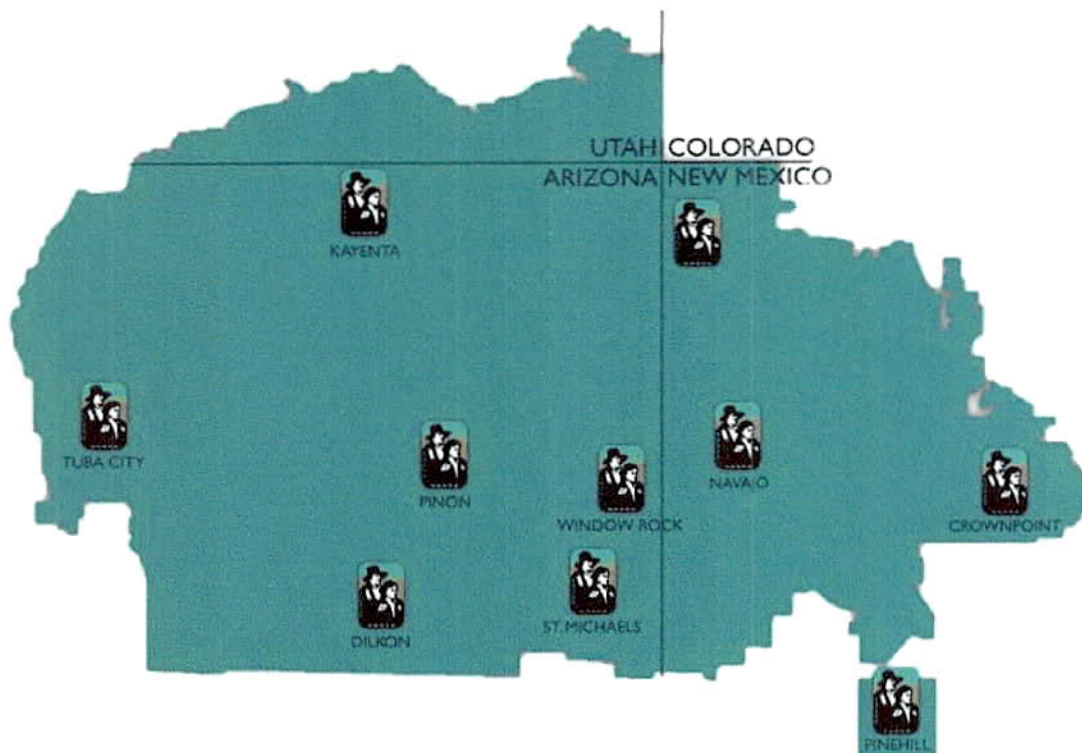


Figure 1 - Map of NNSCI locations

Navajo Nation Shopping Centers, Inc. has been serving the community for over 35 years. NNSCI currently accommodates approximately 100 tenants in 10 locations located within the Navajo Nation. We serve thousands of residents and visitors daily through a diverse tenant mix.

NNSCI
Expenditure Plan Proposal

Businesses range in size and industry. Some services include utilities, medical, laundry, hardware, grocery, dining, entertainment, cellular access, beauty and more. Additionally, there are hundreds of people employed within our locations. Over 40% of our businesses within our locations are Navajo owned.

NNSCI does not own or manage the following shopping centers:

- 1) Ganado/Burnside Shopping Center (managed by Division of Economic Development)
- 2) Nahatadzil/Sanders Shopping Center (managed by DED)
- 3) Chinle Shopping Center (managed by Dineh Cooperatives Inc.)

Our Impact

Due to the nature of our business operations and the volume of customer traffic at our locations, NNSCI employees, tenants, and visitors are at high risk of contact with COVID-19. The health risk was evidenced by the high rates of confirmed cases across the Navajo Nation. Additionally, since March 18, 2020 operations have been significantly impacted for NNSCI and our tenants in response to the government orders. Some impacts include required retail business closures, increased operating expenses, ceased capital improvement projects, decreased employee productivity, modified business operations, redirected employee duties, increased need for additional staff, impeded progress, and reduced earnings. Not only does this affect the day to day activities of individuals and businesses, these impacts also affect the taxes paid to the Navajo Nation government. As a result of COVID-19 and in response to all of the Public Health Emergency Orders:

NNSCI Tenants

- More than 30% of 100 tenants have closed their business temporarily for the safety of customers and employees.
- More than 60% of tenants have continued business operations on a limited basis.
- NNSCI has provided a rent relief plan for select tenants experiencing hardships.
- All tenants require additional support to operate under the current health emergency orders and new safety requirements.

NNSCI Operations

- NNSCI has forecasted a loss in operating revenue of \$1.0M for CY2020.
- The added costs to comply with regulations, the rent relief plan for tenants and the expected decrease in percentage of sales revenue is expected to reach \$750k by December 31, 2020.
- Throughout CY2020, NNSCI is willing to provide Navajo leadership with insight into the economic recovery of the Navajo Nation. NNSCI receives data that serves as a gauge of economic health on the Navajo Nation.

NNSCI

Expenditure Plan Proposal

- NNSCI continues to facilitate information sharing from tenants to the general public.
- Collaborated to provide a safer shopping experience for Navajo elders at the shopping centers.
- NNSCI headquarters personnel are operating on a modified schedule that includes working from home and all staff are taking the proper safety measures for maintaining a safe working environment.
- NNSCI has experienced business operation interruptions as a result of the COVID-19 pandemic and this has affected our strategic plan goals, capital improvement projects and staff development for CY2020/2021.

NNSCI Community

- Shoppers are either waiting in line or having to drive further to border towns which increases their risk of exposure.
- NNSCI has provided 2,500+ safety shopping kits to consumers, with the primary recipients being elders.
- NNSCI has also been distributing hand sanitizer to patrons of the shopping centers by providing hand sanitizer refill stations. As of August 14, 2020, 400 gallons of 600 gallons has been distributed to citizens across the Navajo Nation.

Our Goals & Objectives

We recognize the severe risks and the hardships experienced across the Navajo Nation. It is our goal to provide a safe shopping experience for all through:

- | | |
|---|--|
| • Decrease Coronavirus risks | • Qualified personnel |
| • Cultural and environmental values | • Reliable sanitation |
| • Enhanced accommodations | • Remain in compliance with industry standards |
| • Increased access to essential products and services | • Research and utilize modern methods |
| • Maintain professional and safety standards | • Support tribal development through collaboration |
| • Objectively monitor performance | • Tenant relief program |
| • Permanent and proactive resolutions | |
| • Property upgrades | |

III. NITSÁHÁKEES: CURRENT SITUATION & CAPACITY

NNSCI has had to respond quickly to take necessary action to the public health emergency. Since March 2020, NNSCI resources have been used to respond to the emergency, research threats to safety, identify resolutions and alternatives and develop a sustainable plan to address necessary emergency public health issues associated with our property locations.

Approximately 45% of NNSCI work hours have been taken from normal operations in response to the health emergency. NNSCI received a \$125,000 loan from the Paycheck Protection Program (PPP), however, that does not cover all staff actions taken to respond to internal incidents of contact or symptoms from employees, nor the staff's timely response to the external risks. Additional services include cleaning, consultant, media, and legal.

Additional supplies and equipment include cleaning supplies, masks, gloves, hand sanitizer and sanitation wipes. Our Safe Shopping initiative provided to shopping center customers safety kits consisting of hand sanitizer, masks, gloves, and safe shopping guidance. The tenant rent relief was granted to assist in preventing tenant eviction, permanent business closure and the reduced access to basic goods/necessities for consumers. Tenant relief was necessary to address the loss of business and unforeseen personal and professional expenses such as business interruption, funerals, testing and other emergencies.

Other ways we have helped in response to the COVID-19 risks includes permitting use of various shopping center parking lots for COVID-19 testing, mobile wi-fi accessibility and food distribution.

IV. NAHAT'Á: PROPOSED PROJECTS

#	Description	Incurred Expenses	Additional Expenses	Total Expenses
1.	Tenant Safety Improvements	\$0	\$2,000,000	\$2,000,000
2.	Property Safety Improvements	\$0	\$2,000,000	\$2,000,000
	Total	\$0	\$4,000,000	\$4,000,000

Proposed Projects:

1) Tenant Safety Improvement

NNSCI would like to assist all 100 tenants with funds to pay for necessary space improvements designed to reduce the spread of COVID-19 among tenant employees and customers. Funds will be used to pay for materials and installation of improvements. Such space improvements will consist of:

- Reconfiguring of interior office/retail/work area space layout(s)
- Contactless drop off and pickup boxes/slots improvements at business entrances

NNSCI

Expenditure Plan Proposal

- Accommodate transactions from buy online, pickup in store (BOPIS)
- Installation of new select doors/windows/HVAC filters
- Safe outdoor seating structures/equipment accommodation for restaurants and their customers

Tenant Safety Improvements	Additional Expenses
Safety Improvements (\$20k/tenant space)	\$2,000,000
Total	\$2,000,000

2) Property Safety Improvements

NNSCI would like to improve the safety of our shopping centers for patrons and tenants by making improvements to our properties. Improvements such as providing to tenants the accessibility to fiber internet connection for faster sale transactions and IT upgrades, adding curbside pickup locations, outdoor eating area additions, drive-thru availability and new digital building marquee signage for enhanced information sharing. Funds will be used to the make the improvements at all 10 shopping center properties.

Property Safety Improvements	Additional Expenses
Fiber Optic Connections for Tenants	\$200,000
Building Marquee Signs	1,250,000
Curbside pickup, drive-thru, outdoor eating improvements	\$550,000
Total	\$2,000,000

Any unused funds will be remitted back to the proper financial authority at the Navajo Nation government.

V. IINA: MANAGEMENT & OPERATIONS

Navajo Nation Shopping Centers, Inc. is comprised of 19 employees with expertise in business development, finance, project management, property management, and community relations. We intend to exercise leadership in efficiency and effectiveness.

Overcoming Obstacles

Business on Navajo experiences increased costs due to distance from major resources. This cost falls on our tenants and effects the consumers. The increase can have devastating effects to a demographic that already experiences one of highest poverty rates in the country and increased risk of COVID-19 complications due to existing health threats such as diabetes. Navajo Nation Shopping Centers, Inc. has already experienced delays in obtaining supplies and services due to the COVID-19 constraints across America.

NNSCI has coordinated events, volunteers, and donations in attempt to quell the emergency. NNSCI has also coordinated with other organizations such as the Division of Economic Development and Dineh Chamber of Commerce to efficiently respond to the emergency. NNSCI has also maintained a strong communication line with tenants for a faster response.

Maintaining Compliance

Navajo Nation Shopping Centers, Inc. will continue to operate in compliance with the Navajo Nation Code and applicable federal regulations. Additionally, GAAP accounting procedures will be utilized to monitor Proposal expenditures and to provide a final report. The Proposal expenditures will meet the Coronavirus Relief Funds (CRF) requirements.

- The funds will be used for NNSCI staff, tenants and customers related to Coronavirus mitigation efforts. Fund amounts will be used to cover expenses at all ten (10) shopping center properties.
- The funds detailed in the Proposal were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government.
- Funds will be expensed up to December 30, 2020.

VI. SIHASIN: IN CLOSING

Purpose of Request	Amount Requested
Proposed - August 2020 to December 2020 • Safety enhancements for customers and tenants	\$4,000,000
Total	\$4,000,000

Navajo Nation Shopping Centers, Inc. recognizes that a “business as usual” approach will not work for the Navajo people. It is the safety and health of the people that we aim to serve through implementing this Proposal. We have substantially dedicated resources to mitigate and or respond to the COVID-19 public health emergency. We remain committed to supporting the safety and sustenance of our local businesses, workforce, and consumers. Together we will do more; We look forward to the opportunity to have your support and to collaborate with other Navajo organizations to execute this Proposal.

Sincerely,

Nicholas Taylor

Nicholas Taylor
Chief Executive Officer

(Enclosure: Board Resolution)



NAVAJO
NATION
SHOPPING
CENTERS
INCORPORATED

Think. Plan. Live. Shop Navajo!

August 17, 2020

Navajo Nation Office of President & Vice President
100 Parkway
PO Box 7440
Window Rock, AZ 86515

CROWNPOINT

Mr. President and Vice-President,

PINEHILL

The Navajo Nation Shopping Centers, Inc. (NNSCI) recently submitted to OPVP a revised expenditure plan on Saturday, August 15, 2020 in the amount of \$4.0 million with a supporting board resolution attached. On Monday, August 17, 2020, Navajo Nation OPVP staff requested of NNSCI an updated board resolution to include the revised ask amount of \$4.0 million. Due to time constraints, NNSCI is unable to submit an updated board resolution for the \$4.0 million amount being requested by NNSCI.

NAVAJO PINE

WINDOW ROCK

Therefore, this letter from the NNSCI CEO and Board of Directors Chairperson, affirms that NNSCI is requesting only \$4.0 million from the Navajo Nation Cares Act Fund. The NNSCI Board of Directors and Management team are in support of the \$4.0 million.

ST. MICHAELS

Sincerely,

PINON

Mr. Nicholas Taylor
CEO, NNSCI

DIL KÖN

TUBA CITY

Ms. Felisha Adams
Board of Directors Chairperson, NNSCI

KAYENTA

SHIPROCK

Navajo Nation Telecommunication Response to the COVID 19 Crisis

Executive Summary

Verizon and Dineh Investments have partnered to propose an immediate solution to the lack of broadband internet conductivity across the Navajo Nation. Upon approval this project can be fully operational at all 110 Chapter Houses and the Window Rock Administrative Center in 12 weeks.

Objective:

To enable Navajo Nation leadership to provide citizens with **IMMEDIATE** connectivity and information sharing resources via satellite internet services in proximity to all Chapter Houses across Navajo Nation in support of COVID 19 response activities. **This rapid deployment is in response to the COVID crisis and is in full compliance with the Federal CARES Act rules and regulations.**

Purpose:

To provide immediate communications solutions for the citizens of Navajo Nation in COVID Response efforts for Healthcare, Community Development, and First Responders, and assist in long-term recovery objectives.

Approach:

To deliver the deployment of internet connectivity, LTE and WiFi via satellite services to 110 Chapter House sites across Navajo, augmented with high capacity satellite service deployment at the Navajo Nation Government Campus in Window Rock, AZ.

Rough Order of Magnitude (ROM) Pricing

Overall solution budget estimations:

CARES Act/ NAVAJO NATION BUDGET – \$15.45 M

Breakdown:

This ROM includes all equipment, installation, maintenance, and recurring Satellite channel costs over the 24-month project.

Citizen Internet Services - 110 Chapter Houses

Installation charges:	\$ 994,070
Verizon Wireless eFemto and WIFI Routers:	\$ 346,385
Site development charges:	\$ 110,000
Monthly recurring charges (24 months):	\$ 87,750 (x 24)
Monthly maintenance and Management fees:	\$ 14,779 (x 24)
Total project budget:	\$ 3,767,177

Navajo Nation Government Campus Services (5 locations connected)

Installation charges:	\$ 722,082
Monthly recurring charges(24 months):	\$ 404,608 (x 24)
Monthly maintenance and Management fees:	\$ 52,163 (x 24)
Total project budget:	\$11,683,146

Total cash budget: \$15,450,323

Verizon Pro Bono equipment and services: \$ 2,996,000

Total Project Value: \$18,446,323



**NAVAJO NATION CARES FUND
EMERGENCY RELIEF EDUCATION EXPENDITURE PLAN**

I. PURPOSE:

The purpose of the Navajo Nation Emergency Relief Education Expenditure Plan is to allow for the use and expenditure of thirty-five million dollars (\$35,000,000) of Navajo Nation CARES Funds by the Department of Diné Education to provide emergency relief and assistance to Navajo college undergraduate and graduate students to mitigate the effects of COVID-19 pandemic and attendant public health orders.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

II. AFFIRMATION OF FUND USE

The Department of Diné Education and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

IV. ADMINISTRATOR OF FUNDS

The Department of Diné Education is responsible for administering the Expenditure Plan and shall ensure that any funds disbursed or expended comply with Title V of the CARES Act and Treasury guidance.

III. MONITORING

The Department of Diné Education shall be responsible for overseeing and monitoring the expenditure of these funds and ensuring any expenditures comply with the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Department of Diné Education by the Office of the Controller upon submission of a detailed budget concurred with by the Office of Management and Budget.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VII. OVERSIGHT COMMITTEE

The Budget and Finance Committee (B&F) and the Health Education and Human Services Committee (HEHSC) shall provide oversight as HEHSC has oversight over education matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Department of Diné Education and any other entity receiving funding hereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

NAVAJO NATION EMERGENCY RELIEF EDUCATION PROGRAM
NAVAJO NATION SCHOLARSHIP AND FINANCIAL ASSISTANCE

Program Overview: The Navajo Nation (the "Nation") received funding through CARES Act, Coronavirus Relief Fund (CRF) which provides the nation with federal financial assistance for the nation to prepare, prevent and respond to the COVID-19 pandemic. The Nation has determined that support for students and their families is a necessary expenditure under section 601(d) of the Social Security Act, providing emergency financial assistance to families that have experienced financial hardship as a direct result of COVID-19. The two support programs are detailed below, with corresponding overviews, eligibility requirements and application procedures.

CARES Act funding for Navajo College students
Policy Date: August 16, 2020

Purpose

c On March 15, 2020, colleges and universities in the Four Corners area abruptly closed their campuses and transitioned courses online with little or no warning to students. The closures had a major impact on the majority of students. Those who lived on-campus were forced to find another place to live at a moment's notice and most chose to move back to the Navajo Nation. Students were required to quickly adapt to online learning, which proved problematic, especially for those who were forced to move back to the Navajo Nation. Many students did not have reliable access to a computer or other device to access the internet. A problem exacerbated by the limited internet and cellular phone service on the Navajo Nation.

Students also suffered financially due to COVID-19. Students' employment came to a halt due to the closure of campuses and businesses. Many experienced food insecurity and lacked resources for basic needs including rent and utilities. In addition, there were some, who experienced tremendous loss as family and friends succumbed to COVID-19. The pandemic also highlighted the great need for healthcare professionals and first responders such as police officers, emergency medical technicians, and firefighters. The need for additional first responders increased as COVID-19 claimed the lives of those who were in the line of duty. The provision of emergency relief funds to students seeking degrees or vocational education related to healthcare and first responders would increase the number of Navajo professionals in those critical areas.

Students were hard-pressed to successfully complete Spring 2020 coursework due to a number of factors. Many fell behind in their academic plans. Cash assistance to students impacted by COVID-19 would help them continue their studies and cover living expenses, including technology, and additional costs associated with online learning. If students are not provided adequate support via relief funds, their chances of degree completion greatly diminish.

What this section includes will vary depending on the type of proposal, but it will be the most important part of the document. When describing your proposed solution, any supplemental information can be added as annexes to the document.

Cost/Rates and Schedule: Funds have to be spent by December 30, 2020.

To provide Emergency Relief funds to Navajo College students:

- \$5 million for 2,000 graduate students at \$2,500 per student.
- \$30 million for 15,000 undergraduates at \$2,000 per student.

Amounts above are based upon an analysis performed by ONNSFA that detail out the additional costs of living expenses, health care, child care or other education related expenses (such as the cost of attendance or technology needs) to justify the amount of emergency relief to be provided to each student.

Financial Aid Considerations:

Financial Aid Offices (FAO) at colleges and universities administer federal, state, local, institutional and private financial aid programs each with extensive rules and regulations to comply with. The maximum amount of financial aid a student may receive is equal to the college's "Cost of Attendance," which includes tuition, room and board, books and other necessary expenses minus a student's Expected Family Contribution (EFC). Financial aid awards typically are first applied to student's tuition, fees, and room and board if they live on campus. Any money left over is paid to students directly for other education expenses. Providing relief payments to students via their FAO would lower the amounts of other financial aid they may be eligible for and negate the impact of the emergency relief fund.

The plan is to provide funds direct to students who have experienced hardship due to COVID-19. However, individual circumstances may differ. As such, two possible scenarios are presented:

Payments made directly to Students:

Payments made under this program are to provide emergency financial assistance incurred as a result of a qualifying disaster, as defined in Section 139 of the Internal Revenue Code. As such, these payments would not be subject to Federal Taxation by the Internal Revenue Service or reported as Gross Income to the beneficiary.

Payments made directly to Institutions:

If a student is receiving assistance under this program that is paid directly to the Institution, the payments will subsequently be reported on the Students 1098-T, Box 5 as "Scholarships and Grants" paid on behalf of a student by a third-party.

Application process:

Students will first submit an online application to the ONNSFA. Application requirements include submission of admission letters, course schedules, Financial Need Analyses and Certificates of Indian Blood. Thereafter, a one-page application for the Navajo Nation Higher Education Emergency Relief Grant will be provided at www.onnsfa.org for students to complete. The application will include:

- Personal identifying information.
- A description of financial hardship as the student experienced due to the pandemic which may include school closures, the need to continue their education online, and other expenses including rent, utilities, food, PPE, computers/laptops, printers, WiFi, medical or prescription costs.
- Assistance with Childcare: Many of our students are parents and need support for childcare costs, after school program charging more for the extra care (cleaning supplies, PPE in the facilities, etc.)
- Medical and/or Counseling Services: Some students have medical costs incurred due to COVID and other health related matters; or experienced COVID personally through the loss of family/friends/other, there may be a need for them to get some counseling or traditional healing services.

The ONNSFA's database will be modified with the addition of the relief grant application. The application will be made available within three weeks. Undergraduate and graduate students will receive a flat rate of Emergency Relief funds awarded through the ONNSFA Empower database. The Section 139 payment will not be considered taxable income.

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

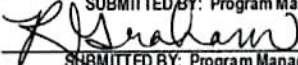
PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>CARES Act - ONNSFA</u>		Division/Branch: <u>Department of Diné Education</u>	
Prepared By: <u>Sheila Tsosie</u>		Phone No.: <u>(928) 871-7446</u>		Email Address: <u>stosie@navajo-nsn.gov</u>	

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 (Column B - A)
CARES Act	10/01/19-9/30/20	35,000,000.00	100%					
				2001 Personnel Expenses				0.00
				3000 Travel Expenses				0.00
				3500 Meeting Expenses				0.00
				4000 Supplies				0.00
				5000 Lease and Rental				0.00
				5500 Communications and Utilities				0.00
				6000 Repairs and Maintenance				0.00
				6500 Contractual Services				0.00
				7000 Special Transactions				0.00
				8000 Public Assistance	1	35,000,000.00	35,000,000.00	0.00
				9000 Capital Outlay				0.00
				9500 Matching Funds				0.00
				9500 Indirect Cost				0.00
				TOTAL		35,000,000.00	35,000,000.00	0.00

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

TOTAL: \$35,000,000.00 100%	
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PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

<u>Rose Graham, Dept. Manager II / Patricia Gonnio, Asst. Superintendent</u> SUBMITTED BY: Program Manager's Printed Name  SUBMITTED BY: Program Manager's Signature and Date 8/16/20	<u>Paulson Chaco, Chief of Staff / OPVP</u> APPROVED BY: Division Director/Branch Chief's Printed Name APPROVED BY: Division Director/Branch Chief's Signature and Date
---	---

PART I. PROGRAM INFORMATION:

Business Unit No.: NEW

Program Name/Title: CARES Act - ONNSFA

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

Resolution No.: GSCMY-19-07 *Approving the plans of operation for offices and programs within the Department of Dine Education, which includes ONNSFA and NN Teacher Education Program. Purpose: ONNSFA provides merit-based scholarships and financial need based assistance to enrolled members of the NN pursuing undergraduate, as well as vocational, educations. The NN Teacher Education Program provides educational financial assistance to current Navajo Teachers or Navajo Teacher candidates pursuing undergraduate or graduate studies in the field of Teacher Education. Financial aid services are provided at five Agency field offices located throughout the Navajo Nation.

PART III. PROGRAM PERFORMANCE CRITERIA:

1. Goal Statement:

Provide Emergency Relief Grant - Graduate Students

Program Performance Measure:

Number of Eligible Graduate students awarded @ \$2,500 each

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

N/A		N/A		N/A		2,000	
-----	--	-----	--	-----	--	-------	--

2. Goal Statement:

Provide Emergency Relief Grant - Undergraduate Students

Program Performance Measure:

Number of Eligible Undergraduate students awarded @ \$2,000 each

N/A		N/A		N/A		15,000	
-----	--	-----	--	-----	--	--------	--

3. Goal Statement:

Each student to apply for Emergency Relief Grant

Program Performance Measure:

Review each student Impact Statements

N/A		N/A		N/A		17,000	
-----	--	-----	--	-----	--	--------	--

4. Goal Statement:

Provide Program Outreach services to eligible students

Program Performance Measure:

Contact eligible students

N/A		N/A		N/A		17,000	
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5. Goal Statement:

Compliance to CARES Act Regulations

Program Performance Measure:

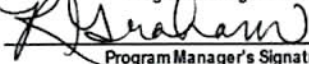
Perform inter-office audits on Each Agency

N/A		N/A		N/A		5	
-----	--	-----	--	-----	--	---	--

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

Rose Graham, Dept. Manager II / Patricia Gonnig, Act. Superintendent

Program Manager's Printed Name



8/16/20

Program Manager's Signature and Date

Paulson Chaco, Chief of Staff / OPVP

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		CARES Act - ONNSFA	Business Unit No.: _____ NEW
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	8000 ASSISTANCE		35,000,000.00
	Higher Education Emergency Relief Grant		
8900	Other	35,000,000.00	
	.8060 Emergency Assistance		
	Provide Emergency Relief Grant to eligible Navajo Higher Education Applicants		
	2,000 Graduate students awarded @ \$2,500 each = \$ 5,000,000.00		
	15,000 Undergraduate students awarded @ \$2,000 each = \$30,000,000.00		
TOTAL		35,000,000.00	35,000,000.00

FY 2020

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: NEWProgram Name/Title: CARES Act - ONNSFA**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**

Resolution No.: GSCMY-19-07 *Approving the plans of operation for offices and programs within the Department of Dine Education, which includes ONNSFA and NN Teacher Education Program. Purpose: ONNSFA provides merit-based scholarships and financial need based assistance to enrolled members of the NN pursuing undergraduate, as well as vocational, educations. The NN Teacher Education Program provides educational financial assistance to current Navajo Teachers or Navajo Teacher candidates pursuing undergraduate or graduate studies in the field of Teacher Education. Financial aid services are provided at five Agency field offices located throughout the Navajo Nation.

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:Provide Emergency Relief Grant - Graduate Students**Program Performance Measure:**Number of Eligible Graduate students awarded @ \$2,500 each

N/A		N/A		N/A		2,000	
-----	--	-----	--	-----	--	-------	--

2. Goal Statement:Provide Emergency Relief Grant - Undergraduate Students**Program Performance Measure:**Number of Eligible Undergraduate students awarded @ \$2,000 each

N/A		N/A		N/A		15,000	
-----	--	-----	--	-----	--	--------	--

3. Goal Statement:Each student to apply for Emergency Relief Grant**Program Performance Measure:**Review each student Impact Statements

N/A		N/A		N/A		17,000	
-----	--	-----	--	-----	--	--------	--

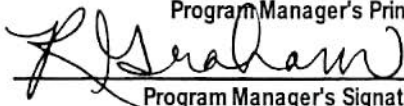
4. Goal Statement:Provide Program Outreach services to eligible students**Program Performance Measure:**Contact eligible students

N/A		N/A		N/A		17,000	
-----	--	-----	--	-----	--	--------	--

5. Goal Statement:Compliance to CARES Act Regulations**Program Performance Measure:**Perform inter-office audits on Each Agency

N/A		N/A		N/A		5	
-----	--	-----	--	-----	--	---	--

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.Rose Graham, Dept. Manager II / Patricia Gonnig, Act. SuperintendentProgram Manager's Printed Name

 8/16/20
Program Manager's Signature and Date

Paulson Chaco, Chief of Staff / OPVPDivision Director/Branch Chief's Printed NameDivision Director/Branch Chief's Signature and Date



**NAVAJO NATION CARES FUND
HEAD START COVID-19 EXPENDITURE PLAN**

I. PURPOSE:

The purpose of the Navajo Nation Head Start COVID-19 Expenditure Plan is to allow for the use and expenditure of four million three hundred dollars (\$4,300,000) of Navajo Nation CARES Funds by the Department of Diné Education to provide COVID-19 relief and mitigation measures at Head Start Centers across the Navajo Nation.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

II. AFFIRMATION OF FUND USE

The Department of Diné Education and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

IV. ADMINISTRATOR OF FUNDS

The Department of Diné Education is responsible for administering the Expenditure Plan and shall ensure that any funds disbursed or expended comply with Title V of the CARES Act and Treasury guidance.

III. MONITORING

The Department of Diné Education shall be responsible for overseeing and monitoring the expenditure of these funds and ensuring any expenditures comply with the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Department of Diné Education by the Office of the Controller upon submission of a detailed budget concurred to by the Office of Management and Budget.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VII. OVERSIGHT COMMITTEE

The Budget and Finance Committee (B&F) and the Health Education and Human Services Committee (HEHSC) shall provide oversight as HEHSC has oversight over education matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Department of Diné Education and any other entity receiving funding hereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.



NAVAJO HEAD START

Department of Diné Education



JONATHAN NEZ, *President*
MYRON LIZER, *Vice President*

DR. ELVIRA BITSOI
Assistant Superintendent of Head Start

Navajo Head Start CARES Act Proposal COVID-19 Funding Needs

The Navajo Head Start (NHS) is the only “tribal super grantee” funded from the Office of Head Start, Administration for Children and Families, other Head Start programs with super grantee status are serving large metropolitan areas of Los Angeles, Baltimore, Chicago and Phoenix. The NHS is a comprehensive educational program which service 1,419 children and families in fifty-three Chapter communities. The NHS’s youngest scholars are between the ages of 0-5 years old, who are either enrolled in an Early Head Start program (0-3) or a regular Head Start program (3-5). NHS employs over 300 staff. NHS provides hope and a head start for children on the Navajo Nation to excel academically. Teachers, paraprofessionals and bus drivers work together to provide a safe learning environment for children year-round (Duration and Early Head Start sites) or for 10-months (Seasonal Head Start sites).

Since the COVID-19 pandemic has hit the Navajo Nation, NHS children have missed out on four (4) months of classroom learning and direct services. Without the playgrounds on NHS sites, children are not able to develop their gross motor skills. Children are not able to socialize with their classmates which is an important learning experience. For children 5 years old and younger (our target population) school can mean the world to them and our program works every day to meet the needs of those families. Many families have had to experience trauma due to the COVID-19 pandemic, which also impacts the children. Children need support and NHS is their voice to bring structure in a time of uncertainty.

The world around a NHS child outside of the classroom is vastly changing. On the Navajo Nation, the average household size is 3.45, 10.4 % of the population is between the ages of 15-19 years old, 96.1% of the population is American Indian or Alaska Native, and the poverty rate for families with children under the age of five is 42.8%. The unemployment rate on the Navajo Nation is 11 times higher than the general population. Within the Navajo Head Start program, 71.6% of families are low-income. The poverty rate in general is 56.1% on the Navajo Nation. NHS families deserve all the support needed to help their children succeed—more funding will allow this.

In Navajo households, only 15% have a computer while 22% have a telephone, which makes it harder for families to take advantage of online learning or stay in contact with their child’s teacher. The Navajo Nation does not have a broadband connectivity to connect all homes, and teachers to children. The lack of broadband connectivity is currently the greatest challenge for teachers to implement a continued learning/E-learning environment. Due to limited funding to the NHS program the vision and plan to place a laptop in the palm of every child’s hand is only a dream. An MIT professor, Nicholas Negroponte stated he has “a dream, a big one: that every child on the planet have a laptop, and along with it, the possibility of a better future”—This is what the NHS program envisions, dreams, and hopes for.

Additionally, the Navajo Nation Primary Care Area statistical profile shows that infant and children aged 1-14 suffer from disorders related to short gestation, low birth weight, and motor-or-non-motor vehicle accident. More education is needed for parents to help their children grow and remain safe—in Navajo culture Elders are highly respected as teachers and NHS children would benefit through those teachings. An alarming 67.6% of children experience premature mortality and 2.8% of women on the Navajo Nation do not begin prenatal care. Expectant mothers and their infants need more support—NHS can provide through more Early Head Start sites. There are 35.6 teen births out of every 1000 live births—further suggesting the need to provide services to teenage mothers.

There are many opportunities for Navajo Head Start to service children and families during the COVID-19 pandemic. Through the additional opportunity provided by the Navajo Nation Office of the President and Vice President (OPVP), Navajo Head start is respectfully requesting for **CARES ACT FUNDS**. The proposal is to address and meet the genuine needs of the program and the population it services during the COVID-19 pandemic. Funds will be utilized for the children and families we serve. Like many other schools across the Nation, Navajo Head Start is actively planning on continued educational services, resources, and support for the months ahead. The program needs to provide additional support to families to help their children adapt to the online and/or hybrid learning environment. The program is proposing to expand the distance learning approach by providing learning devices for children when not in the classroom and additional information technology support through a learning management system. With a funded enrollment of 1,350 NHS still needs 1,000 learning devices.

In anticipation of opening Center-based services at 40% occupancy in each classroom, the program is proposing protective dividers/barriers for all offices, classrooms and buses, and purchase of air purifiers for each office and classroom. The divider/barriers are in the form of Plexiglas/vinyl and shower curtains. The air purifiers will help to circulate and clean the air for the children and staff within a closed facility. To meet COVID-19 needs, learning environments will be modified to provide additional safety for the children and staff in and out of the classrooms.

Navajo Head Start is the largest educational program on the Navajo Nation and strives to continue high-quality services for the children and families. NHS services the entire Navajo Nation and seeks these funds on their behalf. With additional support through funding and advocacy, our communities can have the resources they need to succeed. The following budget was developed with the health and safety of our Navajo children in mind. The children and families we serve are a high priority. All the items listed in the proposal and budget fall under the requirements as stated for expenditures and will be *“incurred “due to” the public health emergency means that expenditures must be used for actions taken to respond to the public health emergency.”*

The Office of Head Start (OHS) COVID 19 – \$1.1M covers an estimated half of the students for essential cost/needs and has NOT been awarded, and therefore it is not wise to plan like the money is in NHS accounts at this time. The OHS COVID-19 funding is a one-time supplemental funding in response to the COVID-10 pandemic based on a formula according to each grantee’s funded enrollment. It is a grant opportunity that NHS had to apply for—it not competitive or an entitlement; please see below for the budget submitted to OHS. The NHS did

NHS - COVID Budget

LOD 6		Revised Budget	Description
4120	General Office Supply	\$ 25,000	52 ctrs/ofcs x \$480 ea
4200	Portable Printers	\$ 135,000	90 portable printers x \$1,500 ea
4410	Operating Supplies	\$ 105,000	86 ctrs/ofcs x \$1,221 ea
4410	Janitorial Supplies	\$ 100,000	52 ctrs/ofcs x \$1,925 ea
4410	Thermometers	\$ 43,000	86 ctrs/ofcs x \$500 ea
4410	Masks - Childs	\$ 28,000	1,400 students x \$10 ea x 2 pairs
4410	Masks - Adults	\$ 72,000	300 staff x \$10 ea x 4 a mo x 6 mos
4410	PPE's	\$ 24,000	100 staff x \$10 ea x 4 a mo x 6 mos
4410	Printing/Binding packets	\$ 10,000	45 ctrs x \$222 ea
5520	Telephone	\$ 64,500	86 ctrs/ofcs x \$200 ea x 3 mos
5570	Internet	\$ 64,500	86 ctrs/ofcs x \$200 x 3 mos
6200	Trash Disposal	\$ 17,200	86 ctrs x \$200 ea
6520	Consultant	\$ 80,000	Mental Health Services for COVID-19
6300	Computer Software	\$ 197,000	1313 students x \$25 ea x 6 different apps
7410	Radio Advertisement	\$ 5,000	\$2,500 x 2 mos for Eng/Dine'
4200	Laptops	\$ 216,190	86 laptops/NHS staff x \$2,500 ea
		\$ 1,186,390	
		1,186,390.00	
		\$ -	

not receive the full funding from Office of Head Start, we do have for this year's funding \$10M and carry over funds with restrictions. The majority of the base funds are designated for personnel and contracts. A review of the current FY budget would be needed to confirm this.

All budgeted items/break down have been examined and investigated with the pandemic and they could help prevent prevalent health and safety issues; thus this is a pressing and urgent matter to address in creating the need for a high quality, safe, and healthy environment for our children. These items are high priority to help fund Phase 1 of the NHS Re-Opening Plan. The 1st Phase is e-learning, as mentioned above, which is a first in the program's history and requires many resources. The 2nd Phase, which requires even more resources, is a hybrid educational approach with a combination of e-learning and in-class learning; the classrooms that will be open to in-class learning are contingent on the COVID-19 pandemic events. To confidently accept children for in-class learning, this will require a redesign/modification of classrooms, and many more supplies for our children and staff to safely operate in each classroom despite the presence of COVID-19 in the communities.

In anticipation of opening Center-based services at 40% occupancy in each classroom, the program is proposing protective dividers/barriers for all offices and classrooms, deep cleaning services for all NHS offices and classrooms and air ventilation purifiers. NHS is requesting to purchase HEPA (high-efficiency particulate air) purifiers as they act as a second line of defense. HEPA is the standard that describes most air purifier filters currently sold in the US. To meet the standard, a filter must remove 99.97% of particles in the air that are 0.3 micrometers in size (a particularly difficult size to filter). HEPA filters are usually more effective with

particles larger and smaller than that size. Pollen, smoke particulates and aerosol droplets that can transmit COVID-29 will be filtered out of the air through the HEPA devices. Air purifiers and UV light all are secondary lines of defense, the first being face masks and social distancing. NHS needs healthy buildings with proper ventilation and filtration systems to limit exposure to COVID-19. HEPA air purifiers will be beneficial for students and staff with known allergies as they filter mold, dust, bacteria, and airborne particles. Portable HEPA air purifiers are needed for use in all classrooms and offices.

The shower curtains budget was deleted and the 1400 tablets funding of \$700,000 for the students for virtual learning is to be included in DODE's IT Division budget. HEPA air purifiers are listed under Navajo Nation Budget Summary, Object Code 4000 Supplies at the cost of \$120,000 is for the classrooms/centers.

The cost for Technology software and Mifi devices is due to the fact that NHS does not have any e-learning devices at this time. NHS total funded enrollment for School Year 2020-2021 is 1313 for HS and 37 for EHS. NHS will need a total of 1313 tablets to support e-learning for the **2020-2021 School Year**. The program selected HATCH tablets as they are programmed with learning games, books, and activities that align with the Head Start Early Learning Outcomes Framework and the HATCH tablets will be included in the overall Department of Diné Education (DoDE) technology budget. The HATCH tablets has scheduled skills assessments that are required by the Head Start Program Performance Standards. The tablets will serve as fundamental learning tools in Phase One E-learning of Head Start operations. NHS is required by the funding agency to provide continuous learning in a variety of learning modalities.

To further support E-Learning, NHS will also need to purchase additional accounts for 200 + staff which is listed under Technology software. Teachers will be using Microsoft Office 365 to upload lesson plans, engage with students in Microsoft Teams Meetings (once a week for class meetings, and throughout the week in individual virtual learning sessions). These items were not budgeted in the base budget as NHS only received partial funding this school year. Normally NHS could have received approximately \$30 million, but currently the program is operating on less than a third of the amount—majority is allocated to personnel and fringe.

As a school system, NHS continues to plan into the future given that we provide services to a vulnerable population of 1,350 children and their families across the Navajo Nation. An unspeakable amount of trauma and uncertainty has befallen our families and NHS wants to be a shining resource. We understand children miss school—our teaching staff misses their students. Through collaboration we can meet the needs of those children and their families, especially the need to maintain health and safety amid the COVID-19 pandemic.

Proposal Budget for Navajo Head Start

Need	Purpose	Estimated Cost
1. Plexiglas/Vinyl	Construct at every entrance and dividers for 1,350 students in the classrooms (86 centers/offices) ensure safety for students	\$2,580,000.00
2. Software IT Technology	Software Applications & Licenses for all laptops/tablets for NHS staff will be installed in the devices that are purchased to support the Distance Learning platform for NHS	\$400,000.00
3. HATCH Tablet Devices	Children/students 800 x \$500 each needed for educational learning tool with a mobile internet device to participate in online learning. Pre-paid subscription for mobile MiFi devices for one year. <i>Enrollment is at 1350. NHS needs over 600 tablets for our Head Start students to serve 40% of our enrollment so we need more funding to ensure the educational learning tools are available for all those students have the tools they need. We cannot hinder our student's ability and educational learning opportunities whether they are in the classroom or not. OHS has not funded the NHS completely for this fiscal year therefore this is not in the program's budget.</i>	8/16/20 Informed that DODE will include this cost in the overall DODE Budget
4. Mobile WiFi Devices	Support at least 625 students for online Distance Learning by paying one year subscriptions at \$40 a month <i>NHS is still lacking 688 mobile WiFi devices for students.</i> The pandemic has highlighted the lack of available technology to support effective learning outside of the classroom. Disruptions to learning can have a major impact on a child's trajectory. Technology that enables continuous learning, with minimal disruption, is essential. Digital equity addresses this need, with solutions that ensure children can access and use technology to foster learning wherever they are.	Included in Software IT Cost (above)

5. Air ventilation purifier	Fans and/or portable HEPA units (\$500 each x 86 centers/offices) x 3 at each site \$500 x 10 each x 3 sides x 80 centers due to COVID-19.	\$120,000.00
6. Partitions for Centers	This was based upon the quote received from Business Solutions for clear Partitions for NHS students at centers to construct make-shift classes for several students. This helps non-contact of students and increase safety from other students to prevent COVID-19. These make-shift classes can also be used outside of centers. This is to meet the 40% student capacity.	\$1,200,000.00
<i>The proposed budget items are NOT in our current funding. These above items would not have been considered prior to COVID-19 pandemic. These items need to be available for our centers in order to keep our students and staff safe from COVID-19.</i>		
Total=		<i>Revised Total is \$4,300,000.00</i>

The shower curtains budget was deleted and the 1400 tablets funding of \$700,000 for the students for virtual learning is to be included in DODE's IT Division budget. HEPA air purifiers are listed under Navajo Nation Budget Summary, Object Code 4000 Supplies at the cost of \$120,000 is for the classrooms/centers.

NAVAJO NATION CARES FUND
Education Hardship Assistance Expenditure Plan



I. PURPOSE

The purpose of the Education Hardship Assistance Expenditure Plan is to allow for the use of Five Million Dollars (\$5,000,000.00) of Navajo Nation CARES Funds for hardship assistance to eligible school age Navajo children, for purchasing school supplies, such as iPad, laptop, and/or school clothing, and other financial burdens caused by the COVID-19 pandemic and incurred since March 1, 2020. The COVID-19 pandemic has massively impacted the Navajo Nation education system and its students. In an effort to provide security and support student learning during the unprecedented COVID19 pandemic, the Education Hardship Assistance Expenditure Plan will serve a total of 20,000 Navajo children between the ages of 3 to 18 years of age and attending Head-Start, Pre-Kindergarten, Preschool, and/or Grades K through 12 for the 20202021 academic school year. This will benefit those school age Navajo children who otherwise will not be eligible for the Navajo Department for Self Reliance's TANF school clothing benefit or the Navajo Education Incentive program. The expenditures set forth in this Expenditure Plan are necessary in order to relieve the financial burdens imposed on valuable and aspiring Navajo school age children by the pandemic and public health orders, but shall not exceed two hundred and fifty dollars (\$250.00) per student.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds to be used to 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated May 4, 2020, eligible expenditures include expenses for general assistance for, including but not limited to, purchasing PPE, past due utilities, rent, isolation expenses and other financial burdens caused by COVID-19.

II. AFFIRMATION OF FUND USE

The Navajo Division of Social Services and its Department for Self Reliance, and any entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

III. ADMINISTRATOR OF FUNDS

The Executive Branch, through the Division of Social Services, is responsible for administering the Expenditure Plan and shall develop eligibility criteria and an application and approval process ensuring that any funds disbursed comply with Title V of the CARES Act and Treasury guidance. The Department for Self Reliance will

NAVAJO NATION CARES FUND
Education Hardship Assistance Expenditure Plan

be responsible for the day-to-day implementation and administration of this Expenditure Plan.

Within fifteen (15) days of approval of this Expenditure Plan, the Division of Social Services shall provide the Health, Education, and Human Services Committee written notice as to how this Expenditure Plan shall be implemented.

IV. IMPLEMENTATION AND MONITORING

The Division of Social Services is responsible for implementing the Expenditure Plan and monitoring the expenditure of these funds.

IV. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Navajo Division of Social Services once the Expenditure Plan is duly adopted and expedited budgets are implemented.

V. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VI. OVERSIGHT COMMITTEE

The Health, Education, and Human Services Committee (HEHSC) and the Budget and Finance Committee (BFC) shall provide oversight as HEHSC has oversight over social services matters and BFC has oversight over externally restricted funding.

VII. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Executive Branch and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

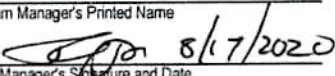
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

PART I. Business Unit No.: _____		Program Title: CARES ACT -Department for Self Reliance		Division/Branch: Social Services/Executive	
Prepared By: Dawn Foster		Phone No.: 928-810-8592		Email Address: dfoster@nntanf.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 (Column B - A)
CARES Act Funding	8/1/20-12/31/20	5,000,000	100.00%	Major Object Code at LOD 4				
				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	1		5,000,000	5,000,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0	5,000,000	5,000,000

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

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

Roxanne Gorman, DMIII Program Manager's Printed Name  8/17/2020 Program Manager's Signature and Date	Deannah Neswood-Gishey, ED Division Director/Branch Chief's Printed Name  8-17-2020 Division Director/Branch Chief's Signature and Date
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PART I. PROGRAM INFORMATION:

Business Unit No.:

Program Name/Title:

CARES ACT -Department for Self Reliance

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

HEHSCJA-02-20

To implement the Navajo Nation's policies to ensure that essential human services are available to needy families and individuals living on or near the Navajo Nation and to others, where mandated by status and regulations.

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR 10/1/20-12/31/20		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

Provide educational hardship assistance to 20,000 students for school clothing and or supplies

Program Performance Measure:

Assist 20,000 students

						20,000	
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2. Goal Statement:

Program Performance Measure:

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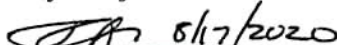
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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Roxanne Gorman, DMIII

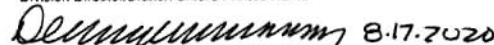
Program Manager's Printed Name



Program Manager's Signature and Date

Deannah Neswood-Gishey, ED

Division Director/Branch Chief's Printed Name



Division Director/Branch Chief's Signature and Date

PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		CARES ACT -Department for Self Reliance	Business Unit No.: _____
PART II. DETAILED BUDGET:			
(B)		(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code	Total by MAJOR Object Code
	8000 SOCIAL		
	Provide Educational hardship assistance to 20,000 Navajo school age children at \$250 per student for school clothing and or supplies.		5,000,000
8300	Participant Training - Participant support cost .8365 Support Cost/Other Allowance \$250 x 20,000 students \$ 5,000,000.00	5,000,000	
		5,000,000	5,000,000



**NAVAJO NATION CARES FUND
DINÉ EDUCATION TECHNOLOGY EXPENDITURE PLAN**

I. PURPOSE:

The purpose of the Diné Education Technology Expenditure Plan is to allow for the use and expenditure of three million dollars (\$3,000,000) of Navajo Nation CARES Funds by the Department of Diné Education (DODE) to enhance technological services and Information Technology Security for the coordination of preparedness and response efforts of local education agencies with state, local, tribal and territorial public health departments, and to improve coordinated responses among entities to prevent, prepare for, and respond to coronavirus. The technology infrastructure will also support providing school leaders and various stakeholders with necessary resources to the Navajo Nation essential workers, Navajo Nation students, and other stakeholders to connect, share data, share information, and telecommute. DODE will purchase equipment and secure information technology internet communications with the procurement of network equipment, monitoring tools and security appliance solutions for DODE's technology network.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

II. AFFIRMATION OF FUND USE

The Department of Diné Education and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

IV. ADMINISTRATOR OF FUNDS

The Department of Diné Education is responsible for administering the Expenditure Plan and shall ensure that any funds disbursed or expended comply with Title V of the CARES Act and Treasury guidance.

III. MONITORING

The Department of Diné Education is responsible for overseeing and monitoring the expenditure of these funds and ensuring any expenditures comply with the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the “federal CARES Act”) as enacted by the United States Congress and found in Public Law 116-136 (2020).

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Department of Diné Education by the Office of the Controller upon submission of a detailed budget concurred to by the Office of Management and Budget.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VII. OVERSIGHT COMMITTEE

The Budget and Finance Committee (B&F) and the Health Education and Human Services Committee (HEHSC) shall provide oversight as HEHSC has oversight over education matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Department of Diné Education and any other entity receiving funding hereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

Department of Dine Education COVID-19 Technical Needs

Introduction

The Navajo Nation Broadband Initiative proposes to utilize the CARES Act \$600 million coronavirus emergency funding to support efforts to prepare for and respond to the coronavirus public health emergency. The Navajo Nation will purchase Department of Dine Education (DODE) equipment and secure the DODE's information technology internet communications with the procurement of network equipment, monitoring tools and security appliance solutions for the DODE's technology network. This would enhance technological services and Information Technology Security for coordinating of preparedness and response efforts of local education agencies with state, local, tribal and territorial public health departments, to improve coordinated responses among entities to prevent, prepare for, and respond to coronavirus. The infrastructure would also support providing school leaders and various stakeholders with necessary resources to the Navajo Nation essential workers, Navajo Nation students, and other stakeholders to connect, share data, share information, and telecommute.

In addition to providing connectivity and email communication through the DODE Network, services provide cybersecurity to mitigate security threats and ensure the integrity of the data used every day by DODE and its stakeholders. DODE network also provides essential user business applications (Microsoft Exchange, Microsoft Office 365, SharePoint, TEAMS) and host the Navajo Education Information System, associated databases and DODE websites.

The COVID-19 pandemic emphasized and reinforced the fact that information technology is an essential service and has risen to the level of necessity such as water, electricity, food, shelter and life. Information technology is required for effective and efficient business continuity.

The pandemic also changed how services are provided across the Nation. With the Nation shifting to telecommuting, e-learning, DODE technology saw a substantial increase in request for essential user communication applications, hardware configurations for remote work, e-learning and internet connectivity. The schools are using technology and various application platforms to telecommute with students, staff and other education entities in support of addressing the 'homework gap' challenges. DODE provides COVID-19 updates and directives through social media, mass email distributions, and DODE website.

State, local, tribal entities are utilizing technology to coordinate services between agencies that are critical to do their work. In an emergency, critical information needs to be properly disseminated between school leaders, parents, students, various government entities and our first responders police, fire, through the communications network.

DODE technology goals are to strengthen DODE internet network infrastructure and improve efficiency and effectiveness of the DODE's programs and services for the schools and other stakeholders by strengthening internet, data security, sharing of data, communication and user applications; create and support IT centralized operations that is aligned with the Navajo Nation Government's IT strategic plan(s), program objectives (internet, secured data, shared data, communication and user applications) to ensure that all operations for IT and all endpoints (printers, laptops, mobile devices, peripheral devices, phones) are joined to the DODE domain (nndode.org); and Increase the knowledge of IT services and security awareness to end users, communities, programs and leadership.

While telecommuting helps to reduce the spread of the COVID-19 and addresses CDC guidelines such as social distancing, it brings its own set of related IT issues. IT has evolved exponentially from basic IT services to sophisticated technologies. In parallel, IT security attacks have increased and become sophisticated as well. DODE's information technology security in the COVID-19 pandemic is at risk for a variety of cyber threats and attacks by malicious cyber actors and scammers relying on phishing, malware distribution, registration of new domain names, and attacks on newly deployed remote access and telecommuting infrastructure.

Cost/Rates and Schedule: Funds to be spent by December 30, 2020.

Critical Tools	:	\$ 2,712,756.60
Managed Services	:	\$ 252,243.40
Training	:	\$ 35, 000.00
TOTAL	:	\$ 3,000,000.00

Considerations what happens if this is not funded/done?

- A) Other funding sources such as grants will be explored. However, in our most recent experience Department of Dine' Education is categorized as a "Tribal Education Department" which limits our opportunities. Most grants are written for State Education Agencies or Local Education Agencies.
- B) The Navajo Nation Procurement Process takes time and with the deadline of December 31, 2020 this internal process can hinder contracts, purchase of equipment, and services.

Implementation coordination

How will this happen by dec 30th?

The internal processes will need to be streamlined and acted upon quickly. As mentioned above, the current procurement process takes time. This timing process will need to improve in order to procure equipment and services. Additionally, the funding availability will also need to improve. The process to have funding available is a lengthy process.

FY _____

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ____ of ____
BUDGET FORM 1

PART I. Business Unit No.: <u>109001</u>		Program Title: <u>CODE TECHNOLOGY CARES ACT</u>		Division/Branch: <u>Executive</u>	
Prepared By: <u>Brent Nelson</u>		Phone No.: <u>928-871-7475</u>		Email Address: <u>brentnelson@nndode.org</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 (Column B - A)
CARES ACT	8/1/20-12/31/20		#DIV/0!					
				2001 Personnel Expenses	1		0	0
				3000 Travel Expenses	1		0	0
				3500 Meeting Expenses	1		0	0
				4000 Supplies	1		200,000	200,000
				5000 Lease and Rental	1		252,243	252,243
				5500 Communications and Utilities	1		0	0
				6000 Repairs and Maintenance	1		0	0
				6500 Contractual Services	1		1,671,757	1,671,757
				7000 Special Transactions	1		0	0
				8000 Public Assistance	1		676,000	676,000
				9000 Capital Outlay	1		200,000	200,000
				9500 Matching Funds	1		0	0
				9500 Indirect Cost	1		0	0
				TOTAL		\$0.00	3,000,000.00	3,000,000

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.	
<u>Brent Nelson, Systems & Programming Manager</u> SUBMITTED BY: Program Manager's Printed Name	<u>Patricia Gonnig, Acting Superintendent</u> APPROVED BY: Division Director/Branch Chief's Printed Name
<u>Brent Nelson, Systems & Programming Manager</u> SUBMITTED BY: Program Manager's Signature and Date	<u>Patricia Gonnig, Acting Superintendent</u> APPROVED BY: Division Director/Branch Chief's Signature and Date

FY _____

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page ____ of ____
BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: 109001

Program Name/Title: DODE TECHNOLOGY CARES ACT

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

HEHSCAP-07-19

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

NEIS technical and Data Modeling Architectural Design

Program Performance Measure:

Implementation of ETL process and business/technical rules, documentations, measure design and management

118		121					
-----	--	-----	--	--	--	--	--

2. Goal Statement:

Creation of Data Management, IT and Project Governance

Program Performance Measure:

Privacy statutes compliance structures and data ownership/stewardship definitions

118		121					
-----	--	-----	--	--	--	--	--

3. Goal Statement:

Program Performance Area: Family and Community Engagement

Program Performance Measure:

NHS will maintain 85% student IT support per quarter for tablets

1,350		1,350					
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4. Goal Statement:

Develop NEIS accountability system

Program Performance Measure:

implementation strategy include change and configuration management strategies

118		121					
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5. Goal Statement:**Program Performance Measure:**

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

Brent Nelson, Systems & Programming Manager

Program Manager's Printed Name

Patricia Gonnig, Acting Superintendent

Division Director/Branch Chief's Printed Name

Program Manager's Signature and Date

Division Director/Branch Chief's Signature and Date

FY _____

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page ____ of ____
BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: 109001

Program Name/Title: DODE TECHNOLOGY CARES ACT

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

HEHSCAP-07-19

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

NEIS technical and Data Modeling Architectural Design

Program Performance Measure:

Implementation of ETL process and business/technical rules, documentations, measure design and management

118		121					
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2. Goal Statement:

Creation of Data Management, IT and Project Governance

Program Performance Measure:

Privacy statutes compliance structures and data ownership/stewardship definitions

118		121					
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3. Goal Statement:

Program Performance Area: Family and Community Engagement

Program Performance Measure:

NHS will maintain 85% student IT support per quarter for tablets

1,350		1,350					
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4. Goal Statement:

Develop NEIS accountability system

Program Performance Measure:

implementation strategy include change and configuration management strategies

118		121					
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5. Goal Statement:**Program Performance Measure:**

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

Brent Nelson, Systems & Programming Manager

Program Manager's Printed Name

Patricia Gonnie, Acting Superintendent

Division Director/Branch Chief's Printed Name

Program Manager's Signature and Date

Division Director/Branch Chief's Signature and Date

FY _____

THE NAVAJO NATION
EXTERNAL CONTRACT AND GRANT FUNDING INFORMATION

Page ____ of ____
BUDGET FORM 6

PART I. PROGRAM INFORMATION:		Funding Period: _____	
Program Name/Title: _____		K #: _____	
Contract/Grant No.: _____		Prepared by: _____	
PART II. PURPOSE OF FUNDING AND MATCH FUNDS REQUIREMENT			
PART III. BUDGET INFORMATION:			
(A) Major Object Code and Description	(B) Current Award Fiscal Year __	(C) Anticipated Funding Fiscal Year __	(D) Difference Columns (C) - (B)
2001 Personnel Expenses			
3000 Travel Expenses			
3500 Meeting Expenses			
4000 Supplies			
5000 Lease and Rental			
5500 Communication and Utilities			
6000 Repairs and Maintenance			
6500 Contractual Services			
7000 Special Transaction			
8000 Assistance			
9000 Capital Outlay			
9510 Matching - Cash			
9610 Matching - In - Kind			
9710 Indirect Cost (Overhead) Allocation			
TOTALS:	-	-	
PART IV.	MATCH FUNDS - No. of Positions:		-
CONCURRED BY:	MATCH FUNDS - Required GF Cash Match:		-
	Required GF In-Kind Match:		-
Contracting Officer's Signature / Date: _____	Required GF % Match:		-
PART V. ACKNOWLEDGEMENT:			
Submitted by (print): _____		Approved by (print): _____	
Signature/Date: _____		Signature/Date: _____	

FY 2020

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>CARES ACT FUNDING - DIT \$1M</u>		Division/Branch: <u>Executive Branch</u>	
Prepared By: <u>Royetta T. Woodie</u>		Phone No.: <u>928-871-6520</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 (Column A + B)
FY 2020 CARES ACT FUNDS	10/01/19 - 09/30/20	1,000,000	100%					
				2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services	1	0	1,000,000	1,000,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		0	1,000,000	1,000,000

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

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
Alexander Largie, Interim DIT Director SUBMITTED BY: Program Manager's Printed Name <i>[Signature]</i> 8/16/20 SUBMITTED BY: Program Manager's Signature and Date	Lomardo C Aseret, Division of General Services Director APPROVED BY: Division Director/Branch Chief's Printed Name <i>[Signature]</i> APPROVED BY: Division Director/Branch Chief's Signature and Date



**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:Business Unit No.: NEWProgram Name/Title: CARES ACT FUNDING - DIT \$1M**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:** HEHSCS-17-16

1. To carry out directives of Navajo Nation-Council Resolution of an "Open Information Environment" among the governmental entities of the NN, & to oversee the use of Information Technology (IT) to achieve an open information sharing environment. 2. Implement & maintain overall strategy which provides quality & timely computer related services to programs, departments, divisions & branches of NN government regardless of funding mechanism. 3. Assume primary authority for data guardianship NN-wide IT management. 4. Ensure that suitable disaster recovery & business continuity IT strategy is developed, with ensuing technical facility, infrastructure, components & restoral testing in place. 5. Enable secure online Chapter House access to various NN governmental data & information such as automated selected financial transactions & access to the internet. 6. Promote & work towards DIT as single IT authority for NN government, in order to facilitate overall management & coordination of all IT and IT functions within NN government. 7. Develop & maintain NN IT policies to ensure holistic coordination in effective & efficient use of all IT resources. 8. Develop, review, & maintain NN IT standards to ensure compatibility, efficiency & effectiveness of data & infrastructure. 9. Provide guidance to NN government & subsequently inform branches of IT planning, policies, standards & recommendations. 10. Support, coordinate, and collaborate to ensure NN IT initiatives & projects are efficient. 11. Align common agencies' & chapters' business processes to create additional efficiency, effectiveness & economy of the NN related to IT.

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:Procure professional services for the BROADBAND - TELECOMMUNICATION PROJECT for the Title V CARES ACT**Program Performance Measure:**Employ professional services to assist in implementing the BROADBAND - TELECOMMUNICATION PROJECT

				1			
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2. Goal Statement:**Program Performance Measure:**

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3. Goal Statement:**Program Performance Measure:**

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4. Goal Statement:**Program Performance Measure:**

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5. Goal Statement:**Program Performance Measure:**

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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.Alexander Largie, Interim DIT DirectorProgram Manager's Printed NameProgram Manager's Signature and DateLomardo C Aseret, Division of General Services DirectorDivision Director/Branch Chief's Printed NameDivision Director/Branch Chief's Signature and Date

FY 2020

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:																																			
n Name/Title: _____		CARES ACT FUNDING - DIT \$1M		Business Unit No.: <u>NEW</u>																															
PART II. DETAILED BUDGET:																																			
(A)	(B)	(C)	(D)																																
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)																																
	6500 Contractual Services Department of Information Technology is required to be responsible for the affirmation of fund use; implementation and monitoring; administrator of funds; means of funding; accounting and reporting requirements and affirmation of administration and management of Title V CARES ACT FUNDS. These funds will be utilized for assistance in Professional Services for administration and management of the these funds.		1,000,000																																
6520	Professional Services 6530 - Consulting Fees <table style="margin-left: 20px; width: 80%;"> <tr> <td>Federal Funding Specialist, to follow expenditure policies/procedure/reporting</td> <td style="text-align: right;">1</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 80,000.00</td> </tr> <tr> <td>Project Manager</td> <td style="text-align: right;">4</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 320,000.00</td> </tr> <tr> <td>Fiscal Officer</td> <td style="text-align: right;">1</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 80,000.00</td> </tr> <tr> <td>Accountants</td> <td style="text-align: right;">3</td> <td style="text-align: right;">\$ 40,000.00</td> <td style="text-align: right;">\$ 120,000.00</td> </tr> <tr> <td>Technical/Engineering</td> <td style="text-align: right;">4</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 320,000.00</td> </tr> <tr> <td></td> <td></td> <td></td> <td style="text-align: right;"><u>\$ 920,000.00</u></td> </tr> </table> 6540 - Consulting Expenses <table style="margin-left: 20px; width: 80%;"> <tr> <td>Estimate - Lodging, Meals, Air Fare, Car Rental, etc</td> <td style="text-align: right;">1</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 80,000.00</td> </tr> <tr> <td></td> <td></td> <td></td> <td style="text-align: right;"><u>\$ 1,000,000.00</u></td> </tr> </table>	Federal Funding Specialist, to follow expenditure policies/procedure/reporting	1	\$ 80,000.00	\$ 80,000.00	Project Manager	4	\$ 80,000.00	\$ 320,000.00	Fiscal Officer	1	\$ 80,000.00	\$ 80,000.00	Accountants	3	\$ 40,000.00	\$ 120,000.00	Technical/Engineering	4	\$ 80,000.00	\$ 320,000.00				<u>\$ 920,000.00</u>	Estimate - Lodging, Meals, Air Fare, Car Rental, etc	1	\$ 80,000.00	\$ 80,000.00				<u>\$ 1,000,000.00</u>	1,000,000	
Federal Funding Specialist, to follow expenditure policies/procedure/reporting	1	\$ 80,000.00	\$ 80,000.00																																
Project Manager	4	\$ 80,000.00	\$ 320,000.00																																
Fiscal Officer	1	\$ 80,000.00	\$ 80,000.00																																
Accountants	3	\$ 40,000.00	\$ 120,000.00																																
Technical/Engineering	4	\$ 80,000.00	\$ 320,000.00																																
			<u>\$ 920,000.00</u>																																
Estimate - Lodging, Meals, Air Fare, Car Rental, etc	1	\$ 80,000.00	\$ 80,000.00																																
			<u>\$ 1,000,000.00</u>																																
TOTAL		1,000,000	1,000,000																																



Project Management Process Implementation Timeline

Purpose:

This tool helps you organize and monitor the rollout of your project management processes. By using the task planning section, implementation milestones and tasks can be accurately planned out. Once the implementation begins, real-time progress is tracked and progress is monitored against the baselines set.

Instructions:

This tool can be used for planning, managing, and monitoring projects and provides you with a project Gantt chart, an issue log, and time-based progress reports. Begin by entering the basic project data in tab 3 and then start populating and updating the tasks and their progress where appropriate. Track any issues that arise in the issue log located on tab 4. Finally, on tab 5, enter the desired timeframe and a progress report will be produced.

Important Notice:

Although this tool is capable of advanced functions, keep in mind that this is a light project management tool working within the limitations of Microsoft Excel. Also, pay close attention to any notices or warnings included within the individual tabs or cells. The tool must be used in a certain way to fully realize its benefits.

Getting Started:

Beginning with tab 2, use each of the worksheet tabs. Some column headings include comments that offer additional instructions. Hover over the column headings to view these instructions.

For acceptable use of this tool, refer to Info-Tech's Terms of Use. These documents are intended to supply general information only, not specific professional or personal advice, and are not intended to be used as a substitute for any kind of professional advice. Use this document either in whole or in part as a basis and guide for document creation. To customize this document with corporate marks and titles, simply replace the Info-Tech information in the Header and Footer fields of this document.

Customized Progress Report

To create a customized progress report, insert the desired timeframe for analysis in the start and end-date boxes below. For a progress report of the entire project, insert the project's start and end dates. Consider running reports based on the project for today, this week, or next week.

IMPORTANT NOTICE:

Solution owner names must be selected from the drop-down menus in Tabs 2 and 3 in order for this reporting page to work correctly. If errors occur on this page, return to the Work Schedule tab and ensure that owner names were selected from the menu rather than typed in manually.

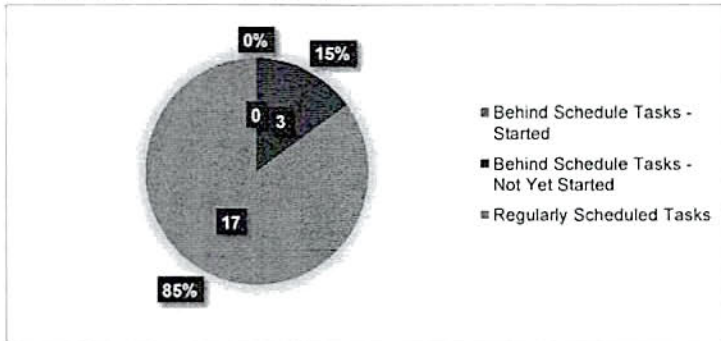
Enter Date to Start Progress Report

Monday, August 17, 2020

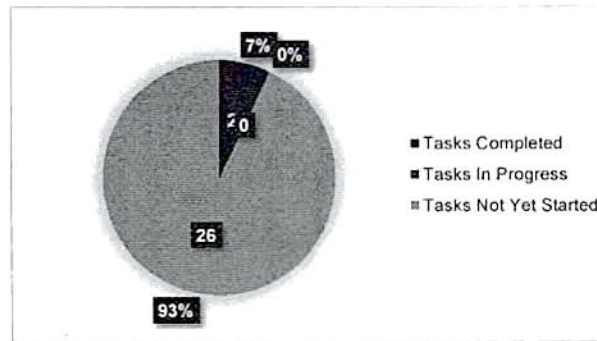
Enter Date to End Progress Report

Wednesday, December 30, 2020

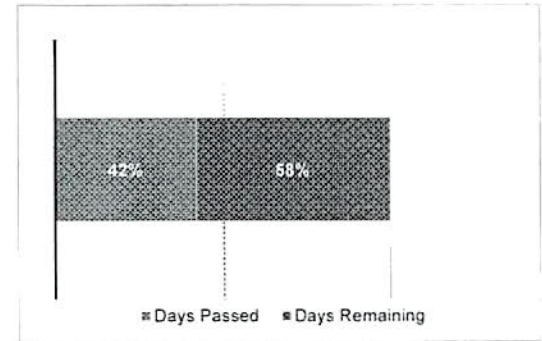
Analysis of On-Schedule Tasks to Date



Analysis of Tasks to Date



Project Time Elapsed



Task Owner	Tasks To Be Completed During Specified Period	Completion Status	Scheduled Due Date	On Track Status
Project Manager Team	Meeting with selected consultant on project and Finance	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	Implement stages of project for broadband	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Document for Federal Government	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Project updates	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Technical/Engineer monitor	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Work with OOC Finance	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Procurement process	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Spending Cares Act funding	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Guide lines and process	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Finalized Cares Act funding for Federal Government	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Report Back to NN President and Council	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.

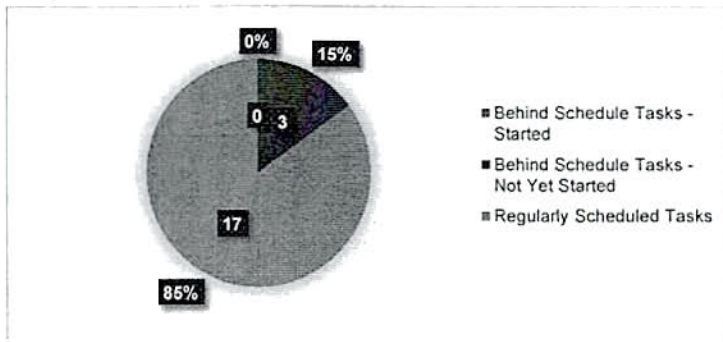
Enter Date to Start Progress Report

Monday, August 17, 2020

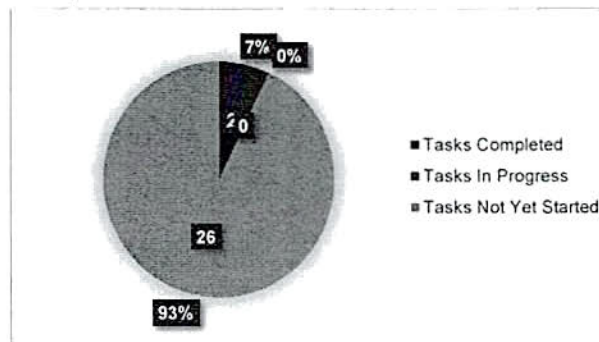
Enter Date to End Progress Report

Wednesday, December 30, 2020

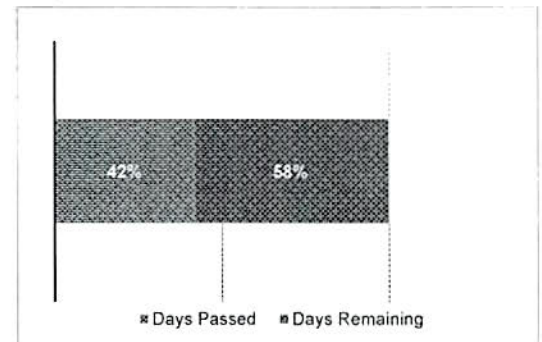
Analysis of On-Schedule Tasks to Date



Analysis of Tasks to Date



Project Time Elapsed



Task Owner	Tasks To Be Completed During Specified Period	Completion Status	Scheduled Due Date	On Track Status
DIT, President office and NNOOC	Define scope of work Cares Act oversee broadband	Task Not Yet Started	August 21, 2020	Task is late and has not yet been started.
	Prepare request for Proposal	Task Not Yet Started	August 21, 2020	Task is late and has not yet been started.
	Advertise Solicitation	Task Not Yet Started	August 21, 2020	Task is late and has not yet been started.
	Schedule bid opening with business regulatory and purchasing	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	Select solution vendor	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	Prepare Contract	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	164 Process - negotiate contract with vendor	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	Fiscal Officer setup accounting for cares act	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	General ConsultantTeam Project needing assistance	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.

NAVAJO NATION CARES FUND
Elderly and Developmental Disability Hardship Assistance Expenditure Plan



I. PURPOSE

The purpose of the Elderly and Developmental Disability Hardship Assistance Expenditure Plan is to allow for the use of Fifteen Million Dollars (\$15,000,000.00) of Navajo Nation CARES Funds for emergency financial assistance to Navajo tribal members who are vulnerable elderlies and individuals with developmental delays and disabilities, for purchasing Personal Protective Equipment, paying past due utility bills, rent, mortgages, isolation expenses, and other financial burdens caused by the COVID-19 pandemic and incurred since March 1, 2020. The expenditures set forth in this Expenditure Plan are necessary in order to relieve the financial burdens imposed on vulnerable Navajo elderlies and individuals with development delays and disabilities households by the pandemic and public health orders, and shall not exceed four hundred dollars (\$400.00) per person.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds to be used to 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated May 4, 2020, eligible expenditures include expenses for general assistance for, including but not limited to, purchasing PPE, past due utilities, rent, isolation expenses and other financial burdens caused by COVID-19.

II. AFFIRMATION OF FUND USE

The Navajo Division of Social Services and its Department of Family Services, and any entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

III. ADMINISTRATOR OF FUNDS

The Executive Branch, through the Division of Social Services, is responsible for administering the Expenditure Plan and shall develop eligibility criteria and an application and approval process ensuring that any funds disbursed comply with Title V of the CARES Act and Treasury guidance. The Department of Family Services will be responsible for the day-to-day implementation and administration of this Expenditure Plan.

Within fifteen (15) days of approval of this Expenditure Plan, the Division of Social Services shall provide the Health, Education, and Human Services Committee written notice as to how this Expenditure Plan shall be implemented.

NAVAJO NATION CARES FUND
Elderly and Developmental Disability Hardship Assistance Expenditure Plan

IV. IMPLEMENTATION AND MONITORING

The Division of Social Services is responsible for implementing the Expenditure Plan and monitoring the expenditure of these funds.

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Navajo Division of Social Services once the Expenditure Plan is duly adopted and expedited budgets are implemented.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VII. OVERSIGHT COMMITTEE

The Health, Education, and Human Services Committee (HEHSC) and the Budget and Finance Committee (BFC) shall provide oversight as HEHSC has oversight over social services matters and BFC has oversight over externally restricted funding.

VIII. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Navajo Division of Social Services and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

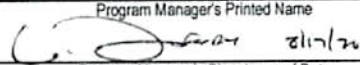
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

PART I. Business Unit No.: _____ Program Title: CARES ACT -Department of Family Services Division/Branch: Social Services/Executive
Prepared By: Brenda Tsosie Phone No.: 928/871-6338/6851 Email Address: btosie@navajo-nsn.gov

PART II. FUNDING SOURCE(S)				PART III. BUDGET SUMMARY				
Funding Source(s)	Fiscal Year/ Term	Amount	% of Total	Major Object Code at LOD 4	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES Act Funding	8/1/20-12/31/20	10,000,000	100.00%	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	1		10,000,000	10,000,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0	10,000,000	10,000,000
				PART IV. POSITIONS AND VEHICLES				
						(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Permanently Assigned Vehicles:			0	
SUB TOTAL:				10,000,000	100.00%			

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

Regina Yazzie

Program Manager's Printed Name


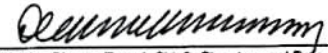
Program Manager's Signature and Date

Deannah Neswood-Gishey

Division Director/Branch Chief's Printed Name
 8-17-2020

Division Director/Branch Chief's Signature and Date

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:									
Business Unit No.: _____					Program Name/Title: CARES ACT -Department of Family Services				
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: HEHSC.IA-02-20									
To implement the Navajo Nation's policies to ensure that essential human services are available to needy families and individuals living on or near the Navajo Nation and to others, where mandated by status and regulations.									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR 10/1/20-12/31/20		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
Provide financial assistance to 5,000 elders and developmental disable individuals for 5 months allowance									
Program Performance Measure:									
Assist 5,000 elders and developmental disabilities for 5 months		15,000						10,000	
2. Goal Statement:									
Program Performance Measure:									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
Regina Yazzie Program Manager's Printed Name					Deannah Neswood-Gishey Division Director/Branch Chief's Printed Name				
 Program Manager's Signature and Date 8/17/20					 Division Director/Branch Chief's Signature and Date 8-17-2020				

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title:		Business Unit No.:	
CARES ACT -Department of Family Services		117001	
PART II. DETAILED BUDGET:			
(B)		(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code	Total by MAJOR Object Code
8020	8000 SOCIAL Public Assistance for Emergency Financial Assistance for monthly allowance to 5,000 elders and developmental disable individuals total at \$400 per month for 5 months. Social 8060 Emergency Assistance \$400 x 5,000 elders/developmental disable individuals x 5 months \$ 10,000,000.00	10,000,000	10,000,000
		10,000,000	10,000,000



Electricity & Refrigeration for Navajo Families 625 Systems in 2020

Native Renewables Contact: Wahleah Johns, 928-637-5281, wahleah@nativerenewables.com



By the end of 2020, Native Renewables will provide reliable and clean electricity, electrical wiring and refrigeration for 625 families on the Navajo Nation for a total cost of \$14,999,954. Approximately \$5M will be allocated to the Bennet Freeze communities (approximately 208 systems). The remaining funds will be allocated across the rest of Navajo.

Off-grid solar is a proven solution for emergency relief because it can be deployed quickly and affordably in any location and it provides critical electricity for disaster-impacted communities. In this updated proposal, we have added additional cost for battery replacement for families that have existing systems and only need batteries.

Native Renewables is a Navajo led not-for-profit organization (501c3) that formed in 2016 to promote use of off-grid solar photovoltaic (PV) systems to address the urgent energy needs for remote households and businesses of the Navajo Nations. We promote fast, frugal, smart, green and locally appropriate projects and investments to support local economies, promote health and quality-of-life and grow technical capacity. Native Renewables also provides workforce training and educational resources related to solar power that supports local entrepreneurs, ranchers and farmers on the Navajo Nation. Through our local efforts Native Renewables has attracted wide interest in the Navajo Nation and forged new partnerships with the clean energy, technology, education and development sectors.

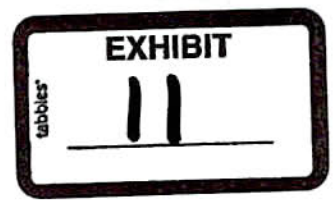
Hozho Homes is a Native Renewables program that will provide Navajo homes with clean energy and refrigeration to make homes self-reliant and strong. Native Renewables has designed and installed 2.3 kilowatt (kW) off-grid solar plus battery storage units (pictured below) that produce enough power for refrigeration, lighting, wifi satellite modem, cell phone, computers and television/satellite and other small electronics. Each system comes with electrical wiring, an energy efficient refrigerator and are mounted on a durable steel frame. To date, the systems have performed well in the heat, cold, and wind on the Navajo reservation. The COVID-19 (Dikos Ntsaaígíí-Náhást'éíts'áadah) crisis on the Navajo Nation has particularly impacted the 15,000 families who do not have electricity. Native Renewables stands with the Navajo Nation leadership in seeking approaches to addressing the overarching need for electricity, refrigeration and water for all families to help combat COVID-19 and for the long-term benefit of Diné people.





2020 Budget

\$10 Million - Navajo Nation households without electricity			
\$5 Million - Former Bennett Freeze households without electricity			
Line item	Unit Cost	Qty	Total Cost
2.3 kW off-grid solar PV system, AGM batteries, refrigerator, house wiring, installation, preparation, travel, maintenance	\$22,240	625	\$13,900,000
Battery replacement	\$5,018	50	\$250,900
Subtotal			\$14,150,900
Navajo Nation Sales Tax (6%)			\$849,054
Total Cost			\$14,999,954



**NAVAJO NATION CARES FUND
COVID-19 PROPANE AND NATURAL GAS EXPENDITURE PLAN**

I. PURPOSE:

The purpose of the COVID-19 Propane and Natural Gas Expenditure Plan is to allow for the use and expenditure of seven million four hundred sixty-seven thousand five hundred dollars (\$7,467,500) by the Division of Community Development to provide propane and natural gas services to homes and public facilities within Navajo Indian Country, as well as leak surveys and temporary heating equipment, as a COVID-19 relief and mitigation measures.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

II. AFFIRMATION OF FUND USE

The Division of Community Development and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

IV. ADMINISTRATOR OF FUNDS

The Division of Community Development is responsible for administering the Expenditure Plan.

III. MONITORING

The Division of Community Development shall be responsible for overseeing and monitoring the expenditure of these funds.

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Division of Community Development by the Office of Controller upon the submission of a detailed budget concurred to by the Office of Management and Budget. The Division of Community Development shall enter a funding agreement as recommended by the Office of the Controller with Nations Gas Technologies, Inc. for the purposes set forth herein.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VII. OVERSIGHT COMMITTEE

The Health, Education, and Human Services Committee (HEHSC) and the Budget and Finance Committee (BFC) shall provide oversight as HEHSC has oversight over health and social services matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Division of Community Development, Nations Gas Technologies, Inc. and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.



COVID-19 RELIEF EFFORTS RELATED TO PROPANE AND NATURAL GAS

BY: Aaron Rosetta, Owner & General Manager

July 20, 2020

Thank you to the Navajo Nation Office of the President and Vice President for reaching out to Nations Gas Technologies to collaborate efforts in providing Covid-19 relief to the people of the Navajo Nation during this upcoming winter season.

Nations Gas Technologies is a Navajo Owned Propane Company that has been serving the Four Corners region with Propane Fuel, as well as Propane and Natural Gas Construction services for 22 years.

To ensure support of social distancing, the quarantine of families, care of our elders, economic stimulus, as well as economic relief, we have put together the following proposal for the Navajo Nation's consideration.

Services we can offer:

1. Provide propane and natural gas leak survey inspections at all public gathering locations identified by the Navajo Nations to ensure the safety of all our essential workers. Inspections will be completed per DOT 49 Code of Federal Regulations Parts 190-199.
2. Portable propane bottle fills and delivery (20#, 30#, 40#, and 100#).
3. Pre-purchase of propane fuel from wholesaler to lock-in summer pricing (approx 250,000 gallons for residential use only).
4. Propane fuel discount for all our Navajo customers (ranging from 30-75% discount).
5. Propane delivery to Navajo Nation Communities (250 gal and larger tanks up to 30,000 gallon size).
6. Temporary heating equipment and hoses for command centers, tents, security stations, etc. (hoses, heaters, on-call, repairs).
7. New gas lines and propane tanks for covid-19 effected homes (20# to 500 gallon tanks).
8. Propane bottle cages at participating gas stations, shopping centers, etc., where customers can exchange empty bottles for full ones (they would pay a typical bottle exchange fee).
9. Inspection and repair of any gas leaks found during our bottle delivery service, at NHA homes, at government homes, at government buildings, etc. to ensure safe service, energy efficiency, cost savings (from gas leaks, and to protect the environment from gas pollution).
10. Marketing and outreach to Provide Covid-19 Public Awareness and to ensure Propane Services Market Penetration.

Communities we can service:

1. Tuba City, Hard Rocks, Kayenta, Rock Point, Red Mesa, Aneth, Montezuma Creek, Sanostee, Newcomb, Toadlena, Lake Valley, Pueblo Pintado, Crownpoint, Shiprock, Hufano, Sheep Springs, Naschitti, Mariano Lake, Ramah, Pine Hill, Red Rock, Rock Springs, Dilkon, Jeddito, Steamboat, Ganado, Cornfields, Klagatoh,

Sanders, Houck, Rough Rock, Chinchilbeto, Tohajilee, and all areas in between. We are able to service almost all parts of the Navajo Nation.

Description of our Services:

1. Provide propane and natural gas leak survey inspections at all public gathering locations identified by the Navajo Nations to ensure the safety of all our essential workers. Inspections will be completed per DOT 49 Code of Federal Regulations Parts 190-199.

To ensure the safety of all persons gathering at hospitals, command centers, and other covid-19 related locations, Nations Gas Technologies recommends that a thorough gas system inspection and leak checks be conducted to prevent fire, explosion, or asphyxiation. We have been providing this type of service to the Four Corners Region for 22 years. The gas leak survey inspection should be done at all locations where people would be gathering and is standard procedure for any gas company.

We anticipate this inspections to be done at approximately 50 sites throughout the Navajo Nation.

Cost of inspections= \$95,000.00

2. Portable Propane Bottle Fill & Delivery-

Services will require us to purchase a significant amount of propane bottle inventory to meet our people's needs. Bottles will include sizes of: 20#, 30#, 40#, and 100#. About 50% of The Navajo Nation uses these types of bottles.

Typically they are filled by shutting down all gas burning appliances, disconnecting piping service (by non-qualified persons), loading into cars and trucks (causing potential injury and illegal transport), and taking to a nearby filling station (where social distancing or quarantine procedure may not be practiced or practical), transporting back home, reconnecting gas piping (sometimes incorrectly or with gas leaks), re-pressurizing gas line (sometimes damaging other equipment, if not pressurized properly), and finally re-lighting all gas burning appliances (which if done incorrectly could cause fire or explosion).

We propose a weekly or bi-weekly bottle delivery service where customers can call our office, place an order for a propane bottle, and pay online- or over phone- (to ensure social distancing and quarantine practices).

Once a week or every other week our qualified and able-bodied gas technicians will deliver the propane bottle and provide all necessary disconnection, hook-up, re-pressurization, and (if safe) will re-light all the gas burning appliances to ensure safety.

We anticipate to reach 500 homes with this service.

Estimated cost for services= \$65,000.00

+Additionally, we are working with local chapters and NN enterprises provide free propane bottle filling. Currently we are allocating approximately \$3,500.00 per chapter. \$3,500 per chapter can service 125 customers with approximately 10 gallons of propane (2ea- 20# bottles or 1ea- 100# bottle).

3. Pre-purchase of propane fuel from wholesaler to lock-in summer pricing (approx 250,000 gallons for residential use only).

Nations Gas Technologies can pre-buy propane fuel from our wholesaler that would be used for residential customers only. That would allow us to take advantage of summer prices and would allow us to pay for fuel now (for use this winter).

The pre-bought gallons would be tracked by our supplier and by our daily propane delivery schedule.

Prebuying of fuel would be at a cost of approximately \$202,500.00 for 250,000 gallons of liquid propane.

4. Propane fuel discount for all our Navajo customers (ranging from 30-75% discount).

The average cost of retail propane is \$2.65 and could rise to about \$3.25 in the winter.

To provide covid-19 economic relief to our Navajo residential customers a 50% discount in propane fuel would be equal to \$1.48 discount per gallon. When applied to our allotted residential gallons of 250,000 gallons, that would equal the required funding of \$370,000.00.

5. Propane delivery to Navajo Nation Communities (250 gal and larger tanks; up to 30,000 gallon size)-

More responsive, regular, expansive, and cost effective services could be achieved through our purchase of more (approx 4-5) storage tanks (12,000 to 18,000 gallons in size) that would be installed at strategic locations throughout the Navajo Nation (Tuba City, Aneth or Red Mesa, Crownpoint, Ramah, and Kearns Canyon). This would allow us to service more customers at various regions of the Navajo Nations without incurring the inefficiency and time loss of driving back to our headquarters at Navajo, New Mexico.

If we are able to assist the nation with propane fuel covid relief efforts, we would need to incur the capital investment costs of approximately \$1,250,000.00. This funding amount would be used for the cost of tanks, equipment, high pressure piping, fencing, delivery truck, and labor to install these tanks. The tanks would mostly be installed on skids that sit above ground so that they can be relocated if necessary to meet the needs of the Navajo Nation.

To ensure success, efficiency, and expansiveness of our covid-19 propane fuel delivery to residential customers two additional delivery trucks would be purchased. This would add additional trucks to our fleet of 4 delivery trucks. By adding the additional delivery capacity (though a delivery truck purchase) this would ensure timely, regular, and responsive deliveries.

Cost of delivery trucks= \$400,000.00

We currently employ 3-4 CDL delivery drivers to operate our trucks. We would increase these personnel to 6 CDL Delivery Drivers and 2 additional office staff temporarily for 6 month (up to April 1, 2021)..

Cost of Addl Staff and Drivers= \$125,000.00.

6. Temporary heating equipment and hoses for command centers, tents, security stations, etc. (hoses, heaters, on-call, repairs)-

We anticipate that the covid-19 command centers, security checkpoints, and public awareness campaigns will require heating throughout the winter season.

To support those efforts, we would need to increase our 20#, 30#, 40#, and 100# bottle inventory and related equipment to support those essential workers. Estimated cost= \$25,000.00.

In addition, we would need to purchase a minimum inventory of portable heaters (standing upright radiant heaters, portable tube heaters, and blower type heaters) to meet the immediate needs of the nation.

Inventory would be necessary because covid-19 response needs to happen rapidly to combat the virus. When a command center or security checkpoint is required, we would need to mobilize within 24-48 hours and not wait for heaters to be ordered and shipped. Estimated cost= \$95,000.00.

Due to the fact that many other parts of the USA (and world) would be preparing for winter season covid-19 responsiveness, it is best to act now, place orders now, and get our inventories to an adequate level to support our Navajo Nation.

Cost of Addl Gas Techs= \$65,000.00

7. New gas lines and new/refurb propane tanks for covid-19 effected homes (20# to 500 gallon tanks)-

We recommend that those affected by covid-19 be provided with new or refurbished propane tanks to prevent any further contamination of their home air and to prevent their running out of gas unexpectedly (by a faulty float gauge).

A majority of the propane equipment that has been installed on the Navajo Nation is outdated, is beyond recommended service-life, and pose potential health and breathing risks. Propane tanks that have been in service over 15 years exhibit the following issues: accumulation of propane heavy-ends (oils that slowly accumulate in the tanks causing heavy/strong odors in the home and that could interfere with the regular operation of safety devices), gas pressure regulators that abnormally and randomly vent gas (causing smells in and around home), fluctuations in gas pressure which could cause excessive smells and possible carbon monoxide contamination in home, as well as faulty float gauges would could cause the customer to run out of gas unexpectedly.

With the current 8,290 positive covid-19 cases and approximately 50% of those persons propane users; and with our expected new/refurb propane tank service penetration of rate 45%; we expect that approximately 2,000 customers will allow us to provide this service. To complete this service within 6-8 months, we would complete 15-20 tank replacements per day (with new or refurbished tanks).

Cost of refurbished/new propane tanks= \$2,300,000

Costs to service 2,000 covid-19 effected homes/tanks= \$1,500,000.00

Employment windfall would equal approximately 12-15 new hires, equalling approximately \$300,000.00 in additional payroll.

8. Propane bottle cages at participating gas stations, shopping centers, etc., where customers can exchange empty bottles for full ones (they would pay a typical bottle exchange fee)-

To ensure the least amount of unnecessary travel and to help prevent the further spread of covid-19, we recommend that the Navajo Nation ensure the widespread availability of local portable propane bottle exchange.

At least 30-40% of all propane customers, use portable propane bottles (20#, 30#, 40#, and 100#) for their homes and other gas burning appliances. Many of the portable propane bottle users are using these types of propane bottles due to their lack of natural gas services and due to lack of other basic utilities. These customers are typically located in rural and low income areas. The expense and difficulty they incur to get their bottles refilled is great. They must disconnect gas service, load bottles, travel far, get tank refilled, travel home, reconnect service, pressurize gas line, and relight all appliances. Not only is the expense and labor exerted high, they are putting themselves and their families at risk of infection, explosion, fires.

By focusing our efforts on making bottle exchange more available, we limit the amount of face to face human contact. There will be less handling of bottles, less handling of filling equipment, and less idle time with customers; all to decrease the risk of spreading infection. In addition, each bottle exchanged would have been examined and refurbished to ensure its continued safe usage.

We anticipate to provide this bottle exchange service to approximately 15 sites throughout the Navajo Nation. Our bottle cages would be continuously stocked with 20#, 40#, and 100# bottles. We would coordinate our services with local gas stations, grocery stores, and c-stores.

Cost estimate includes all labor and equipment.

The estimated cost for these services would be= \$75,000.00

9. Repair of any gas leaks found during our bottle delivery service and during our new/refurb tank install program, at NHA homes, at government homes, at government buildings, etc. to ensure safe service, energy efficiency, cost savings (from gas leaks, and to protect the environment from gas pollution)-

During the course of exchanging portable propane bottles and installing new/refurbished tanks as residential homes, we are certain to come across a number of gas leaks and gas system deficiencies that would need to be repaired to ensure the continued safety of our community members.

As mentioned above, outdated and leaking equipment pose a health risk (as well as environmental risk) to those nearby. To ensure the safety of all, to comply with safety laws, and as a responsible contractor, we would need to repair all gas system deficiencies and gas leaks that we come across.

Estimated cost of these services= \$450,000.00.

10. Marketing and outreach to Provide Covid-19 Public Awareness and to ensure Propane Services Market Penetration- We plan to expend a considerable amount of financial and intellectual labor in providing covid-19 public awareness to all of our propane customer base across the Navajo Nation.

As a locally owned and operated propane and natural gas company who has been in business for 22 years, we have an extensive customer base and knowledge of the people with whom we serve. We are on the frontlines, interacting with local communities and chapters.

By specifically targeting individual communities through flyers, door to door outreach (maintaining social distancing), radio advertising, local billboard advertising, promo item giveaways (like hand sanitizers, masks, gloves, keychains, calendars, etc.), and directly emailing our large customer base, we will be able to reach segments of people that may be otherwise unreachable. As a utility provider, our services are widespread and essential.

Besides public awareness marketing expenses, we will be using our marketing budget for the purpose of ensuring that any covid-19 relief funding and services reach as many community members as possible. In order for our essential services to benefit those who need it most, we will market our relief services on the internet, our social media accounts, our website, on the radio, on flyers, handouts, promotional materials, and other outlets.

The estimated cost of these services= \$150,000.00

Summary of total cost associated with proposed covid-19 relief, related to propane gas utility=

1. Provide propane and natural gas leak survey inspections at all public gathering locations identified by the Navajo Nations to ensure the safety of all our essential workers. Inspections will be completed per DOT 49 Code of Federal Regulations Parts 190-199.
Cost= \$95,000.00
2. Portable propane bottle fills and delivery (20#, 30#, 40#, and 100#).
Cost= \$65,000.00
3. Pre-purchase of propane fuel from wholesaler to lock-in summer pricing (approx 250,000 gallons for residential use only).
Cost= \$202,500.00
4. Propane fuel discount for all our Navajo customers (ranging from 30-75% discount).
Cost= \$370,000.00
5. Propane delivery to Navajo Nation Communities (250 gal and larger tanks up to 30,000 gallon size).
Cost= \$1,775,000.00
6. Temporary heating equipment and hoses for command centers, tents, security stations, etc. (hoses, heaters, on-call, repairs).
Cost= \$185,000.00
7. New gas lines and propane tanks for covid-19 effected homes (20# to 500 gallon tanks).
Cost= \$4,100,000.00
8. Propane bottle cages at participating gas stations, shopping centers, etc., where customers can exchange empty bottles for full ones (they would pay a typical bottle exchange fee).
Cost= \$75,000.00
9. Inspection and repair of any gas leaks found during our bottle delivery service, at NHA homes, at government homes, at government buildings, etc. to ensure safe service, energy efficiency, cost savings (from gas leaks, and to protect the environment from gas pollution).
Cost= \$450,000.00
10. Marketing and outreach to Provide Covid-19 Public Awareness and to ensure Propane Services Market Penetration.
Cost= \$150,000.00

TOTAL COVID-19 RELIEF BUDGET ESTIMATE=

\$7,467,500.00

**NAVAJO NATION CARES FUND
FIRST RESPONDER IN-VEHICLE INTERNET CONNECTIVITY EXPENDITURE
PLAN**

I. PURPOSE:

The purpose of the COVID-19 First Responder In-Vehicle Internet Connectivity Expenditure Plan is to allow for the use and expenditure of six hundred two thousand two hundred six dollars and ten cents (\$602,206.10) to the Division of Public Safety to provide for in-vehicle internet connectivity for Navajo Nation police, Fire, EMS and emergency management to ensure that the Nation's First Responders have the equipment necessary to provide public safety and emergency services during the COVID-19 pandemic.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

II. AFFIRMATION OF FUND USE

The Division of Public Safety and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

IV. ADMINISTRATOR OF FUNDS

The Division of Public Safety is responsible for administering the Expenditure Plan.

III. MONITORING

The Division of Public Safety shall be responsible for overseeing and monitoring the expenditure of these funds.

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Division of Public Safety by the Office of Controller upon the submission of a detailed budget concurred to by the Office of Management and Budget.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VII. OVERSIGHT COMMITTEE

The Law and Order Committee (LOC) and the Budget and Finance Committee (BFC) shall provide oversight as LOC has oversight over public safety matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Division of Public Safety and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

Purpose: In-Vehicle Internet Connectivity for Navajo Nation Police, Fire, EMS, and Emergency Management with equipment from Sierra Wireless and service from FirstNet.

The grand total of units is 204 units. Below will outline specific numbers for each department. NNPD: 110, NNFD: 35, EMS: 57, Emergency Management: 2.

This proposal does not include covering all the fleet for each department, but we plan to fill the gaps later with a Tribal Homeland Security grant, this is to provide an immediate solution should there be any issues related to COVID-19.

This project to provide internet connectivity for public safety departments and Emergency Management. While these individuals perform their duties in the field, internet access is often critical with their daily duties. These devices and service will provide secure internet access for Police, Fire, EMS, and Emergency Management. This specific equipment also provides a secure connection which will allow Police Office to utilize the NCIC(National Criminal Information Center) to perform their duties. This is just one of the many examples this equipment and service can provide for our first Responders.

This equipment is ruggedized and weather resistant to ensure operation no matter the conditions it may be faced with.

Justification for utilize of CARES funding:

This specific project would be eligible to be utilize with the CARES funding. This would help encourage social distancing in case of the event their worksite could be compromised due to COVID-19. In the event they need to evacuate their primary place of work, they will still have the ability to perform their duties from the safety of their work units to ensure continuity of service.

Commitment to finish before December 20th, 2020:

Installation of this equipment has been built into the quote to assure that delivery and installation will be met before December 20th, 2020.

**NAVAJO NATION CARES FUND
HOUSING IMPROVEMENT EXPENDITURE PLAN**



I. PURPOSE

The purpose of this Housing Improvement Expenditure Plan is to allow for the use and expenditure of twenty-five million dollars (\$25,000,000.00) by the Community Housing and Infrastructure Department to provide mobile or modular homes to Navajo families in need of housing improvement. No less than five million (\$5,000,000) shall be used to provide by the Navajo Hopi Land Commission Office for housing improvement in the former Bennett Freeze Area. The expenditures set forth herein Expenditure Plan are necessary to ensure that Navajo communities receive funding for housing infrastructure necessary for humanitarian and sanitation purposes. This will ensure that the Navajo People are adequately protected from exposure to the further spread of infectious diseases, including COVID-19.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated April 22, 2020, eligible expenditures include expenses for planning, pre-designing, permitting, design, right-of-way, bid, and construction.

II. AFFIRMATION OF FUND USE

The Community Housing and Infrastructure Department-Division of Community Development and Navajo Hopi Land Commission Office affirm they will use these funds in accordance Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

III. ALLOCATION ASSIGNMENT

The funds are allocated to Community Housing and Infrastructure Department -Division of Community Development and Navajo Hopi Land Commission Office to be used for the provision of mobile or manufactured homes to respond to and mitigate the COVID-19 public health emergency.

IV. IMPLEMENTATION AND MONITORING

The Community Housing and Infrastructure Department shall be responsible for implementing their part of the Expenditure Plan and the Division of Community Development shall be responsible for monitoring the expenditure of these funds. The Navajo Hopi Land Commission Office shall be responsible for implementing their part of the Expenditure Plan and the Office of President and Vice-President shall be responsible for monitoring the expenditure of these funds.

V. ADMINISTRATOR OF FUNDS

The Community Housing and Infrastructure Department and Navajo Hopi Land Commission Office are responsible for administering their respective parts of the Expenditure Plan and overseeing the allocated funds.

VI. MEANS OF FUNDING

The Expenditure Plan funds shall be released directly to the Community Housing and Infrastructure Department and Navajo Hopi Land Commission Office once the Expenditure Plan is duly adopted and detailed budgets are concurred with by the Office of Management and Budget.

VII. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VIII. OVERSIGHT COMMITTEE

The Resources and Development Committee (RDC) and Budget and Finance Committee (BFC) shall share oversight as RDC has oversight over housing and housing improvement and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Community Housing and Infrastructure Department, Division of Community Development, Navajo Hopi Land Commission Office, and any other entity receiving funding herein affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: 108004		Program Title: Community Housing & Infrastructure Department		Division/Branch: Div. of Community Development	
Prepared By: Brenda Notah, Senior Office Specialist		Phone No.: 928.871.7420	Email Address: bnotah@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 (Column B - A)
CARES ACT	FY'2020	25,000,000.00	100%					
				2001 Personnel Expenses				0
				3000 Travel Expenses				0
				3500 Meeting Expenses				0
				4000 Supplies				0
				5000 Lease and Rental				0
				5500 Communications and Utilities				0
				6000 Repairs and Maintenance				0
				6500 Contractual Services		5,000,000		(5,000,000)
				7000 Special Transactions				
				8000 Public Assistance				0
				9000 Capital Outlay		20,000,000		(20,000,000)
				9500 Matching Funds				0
				9500 Indirect Cost				
				TOTAL		\$25,000,000.00	0	(25,000,000)
TOTAL:		\$25,000,000.00	100%					

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.

Patrick Dalgai, Delegated Department Manager II SUBMITTED BY: Program Manager's Printed Name SUBMITTED BY: Program Manager's Signature and Date 8.17.20	Dr. Pearl Yellowman, Executive Director APPROVED BY: Division Director/Branch Chief's Printed Name APPROVED BY: Division Director/Branch Chief's Signature and Date 8.17.20
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**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:

Business Unit No.: 108004

Program Name/Title: Community Housing & Infrastructure Department

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

Per RDCO-77-16: The Department is established to promote and develop improved living conditions for Navajo families and strengthening communities through programs for Community Housing, Utility Service, Public Facilities and Economic Development Improvements. Per GSCF-10-91: Protect and advance the interest and rights of the people and communities adversely impacted by the 1974 Land Settlement Act as amended. Rehabilitate and improve the social, economic conditions of the people and communities, so impacted. Evaluate and select lands for the benefit of relocatees in NM and AZ pursuant to P.L. 96-305 (1980 Amendments).

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

Development and initiate Housing Implementation Plan to purchase mobile homes.

Program Performance Measure:

Follow plan to execute procurement process for mobile homes. 75 units/qr

150

2. Goal Statement:

Implement self-monitoring and compliance with federal funds.

Program Performance Measure:

Implement self-monitoring and evaluate program management to avoid audits. 3/qr

3

3. Goal Statement:

Seek mobile home vendors to improve housing and infrastructure.

Program Performance Measure:

Contract development, technical assistance and collaboration of resources. 3/qr

3

4. Goal Statement:

Improve partnerships with agencies to share housing resource data.

Program Performance Measure:

Partner with other housing programs to share housing data. 3/qr

3

5. Goal Statement:

To construct homes within the Former Benett Freeze Area (FBFA)

Program Performance Measure:

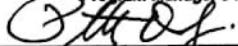
To alleviate overcrowded conditions to stop the spread of the COVID-19 Virus

28

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

Patrick Daigal, Delegated Department Manager

Program Manager's Printed Name

 8.17.20

Program Manager's Signature and Date

Dr. Pearl Yellowman, Executive Director

Division Director/Branch Chief's Printed Name

 8.17.20

Division Director/Branch Chief's Signature and Date

FY 2020

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page ____ of ____
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
am Name/Title: <u>Community Development Block Grant</u>		Business Unit No.: <u>108004</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	6500 CONTRACTUAL SERVICES		5,000,000
	Purchase (28) homes for families within the Former Bennett Freeze Area (FBFA)		
6910	Other Contractual Services		
6921	Purchase (28) 2-Bedroom Modular Homes with 1 Bathroom (14ft. X 60ft.) \$166,667.00 p/home x 28 homes = \$4,666,676.00 x 6% NN Taxes = \$280,000.56 = \$4,946,676.56	4,946,677	
	Fees for Permits, title registration, etc. \$1,904.39 p/home x 28 homes = \$53,322.92	53,323	
	9000 CAPITAL OUTLAY		20,000,000
	Purchase (150) Mobile Homes for Navajo families		
9050	Buildings		
9052	Purchase (150) 2-Bedroom Mobile Homes (2-bedroom, 2 bath at 800-1,000 sq. ft.) \$133,333.33 p/home x 150 homes = \$19,999,999.50 (Includes: delivery, set up & Navajo Nation Sales Tax @ 6%)	20,000,000	
TOTAL		25,000,000	25,000,000

FY 2020

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>103003</u>		Program Title: <u>Navajo-Hopi Land Commission Office - FBFA</u>		Division/Branch: <u>Office of the President/Vice President</u>			
Prepared By: <u>Caroline G. Pete, Admin. Ass't.</u>		Phone No.: <u>(928) 871-6446</u>		Email Address: <u>cgpete@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 (Column B - A)
CARES Act Funding	FY2020	\$5,000,000.00	100%	2001 Personnel Expenses				\$0.00
				3000 Travel Expenses				\$0.00
				3500 Meeting Expenses				\$0.00
				4000 Supplies				\$0.00
				5000 Lease and Rental				\$0.00
				5500 Communications and Utilities				\$0.00
				6000 Repairs and Maintenance				\$0.00
				6500 Contractual Services		\$5,000,000.00		(\$5,000,000.00)
				7000 Special Transactions				\$0.00
				8000 Public Assistance				\$0.00
				9000 Capital Outlay				\$0.00
				9500 Matching Funds				\$0.00
				9500 Indirect Cost				\$0.00
				TOTAL		\$5,000,000.00	\$0.00	(\$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.	
Robert K. Black, Jr., Executive Director SUBMITTED BY: Program Manager's Printed Name <i>Robert K. Black Jr.</i> 8/16/2020 SUBMITTED BY: Program Manager's Signature and Date	Paulson Chaco, Chief of Staff APPROVED BY: Division Director/Branch Chief's Printed Name APPROVED BY: Division Director/Branch Chief's Signature and Date

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:

Business Unit No.: 103003

Program Name/Title: Navajo-Hopi Land Commission Office - FBFA Housing

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

IGR Resolution GSCF-10-91; 2 N.N.C. Sub. Sec. 851, et seq.; RCO-205-98. Protect and advance the interest and rights of the people and communities adversely impacted by the 1974 Land Settlement Act, as amended. Rehabilitate and improve the social, economic conditions of the people and communities, so impacted. Evaluate and select lands for the benefit of relocatees in NM and AZ pursuant to P.L. 96-305 (1980 Amendments).

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

To construct homes within the FBFA.

Program Performance Measure:

To alleviate overcrowded conditions to stop the spread of the COVID-19 Virus.

						28	
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2. Goal Statement:

Program Performance Measure:

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3. Goal Statement:

Program Performance Measure:

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4. Goal Statement:

Program Performance Measure:

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5. Goal Statement:

Program Performance Measure:

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

Robert K. Black, Jr., Executive Director

Program Manager's Printed Name

 8/16/2020

Program Manager's Signature and Date

Paulson Chaco, Chief of Staff

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

FY __2020__

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Navajo-Hopi Land Commission Office - FBFA Housing</u>		Business Unit No.: <u>103003</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	6500 CONTRACTUAL SERVICES		\$5,000,000
6910	Other Contractual Services Purchase 28 modular homes for families within the Former Bennett Freeze Area (FBFA).		
	6921 Other Services Purchase (28) 2-bedroom modular homes with 1 bathroom (14ft. x 60ft) \$166,667.00 per home x 28 homes = \$4,666,676 x 6% NN Taxes = \$280,001 = \$4,946,677	\$4,946,677	
	Fees for permits, title registration, etc. \$1,904.39/home x 28 homes = \$53,322.92	\$53,323	
TOTAL		\$5,000,000	\$5,000,000

Navajo-Hopi Land Commission Office
Modular Housing Unit Proposal for Former Bennett Freeze Area

No. of units	Description	No. of Bedroom	No. of Bathroom	Unit Price	Extended Price	NN Sales Tax @ 6%	Total Price
28	14 ft. x 60 ft. mod home	2 bedrooms	1 bathroom	\$166,667.00	\$4,666,676.00	\$280,001.00	\$4,946,677.00
28	Fees: Permits, Title Registration, etc.						\$53,323.00
						Grand Total:	\$5,000,000.00

Purpose:

To address the conditions of the families who are currently living in congested dwellings leading to overcrowding. Due to the Bennett Freeze, numerous families in this region were restricted to building homes or repairing their homes until the Freeze was lifted. Lifting of the Freeze didn't come with funding to address the dilapidated homes families and most are not financially sound to afford adequate housing.

Our Dine' People have been subjected to Social, Psychological, and Economic hardships ever since the Federal Government issued the Bennett Freeze. The residents of the Bennett Freeze were prohibited to build, repair or modify their homes thus the homes fell into disrepair. The next several Generations also are experiencing lack of resources to adequately provide housing for their families and usually they continue to reside with their parents and other family members.

Recipients:

Former Bennett Freeze Area residents; distribution among the chapters will be calculated at ratio of chapter's population and area in the FBFA area (Similar to the formula used to distribute the FBFA Escrow Funds). Selection of the clients will be in coordination of the FBFA Chapter Officials, Chapter Staff, Social Services and Health Agencies familiar with the Dine' People of the area.

Eligibility:

A Home Site Lease maybe required or exception criteria can be developed depending on the Socio-economic condition of a selected family. Selection Criteria will be developed by NHLCO in coordination with the chapters affected and applicable Navajo Nation Departments.

Chapters:

FBFA/Navajo Thaw Region:

Coppermine, Kaibeto, Bodaway-Gap, Cameron, To Nanness Dizi, Tonalea, Coalmine Canyon, Leupp and Tolani Lake Chapter.

COVID-19:

Overcrowded homes due to several families living in one home creates the unsafe environment and the chances of infection is very high.

Collaboration of Partners for Selection of Recipients:

Navajo Nation Divisions, Navajo Nation Chapters & Navajo-Hopi Land Commission Office

Project Name: 9167PHIS-17
Building State: AZ
BUDGET DATE: 07/16/20
Code: IBC 2009
Building Size: 14'x60'

CATEGORY	ITEM	QTY	Unit	DESCRIPTION	Remark
BUILDING PART					
Frame	Frame Type			Basement	
	Section Type	Type # 1	1 EA	14'-0"x60'	
Floor	Floor Load			50 PSF	
	Floor Joist Size	45.00	EA	2x8 16" O.C.	
	Floor Insulation	840	SF	Unfaced R-30 Insulation	
	Floor Decking	27.00	EA	3/4" 4x8 T&G OSB	
	Floor Covering	840	SF	.080 Inoleum	Throughout
		345	LF	6" Integral Wall Base	Throughout
	Bottom Board	840	SF	Reinforced plastic bottom board	
Exterior Wall	Wall stud size			2x6	
	Insulation	1,296	SF	Kraft Faced R-21 Insulation	
	Sheathing	41	EA	1/2" OSB	
	Wrap	1,296	SF	House Wrap	
	Siding	1,296	SF	Double 4 in x 150 in Vinyl Lap Siding	
	Exterior trim	376	LF	4" exterior trim	
		296	LF	8" exterior bottom and Hood trim	
Interior Wall	Interior Wall Height			8ft	
	Interior Wall Studs			2x4 16" O.C.	
	Insulation	788	SF	Unfaced R-11 Insulation	Locations
	Covering	2,760	SF	1/2" Drywall taped and textured (medium knock-down)	
	Painting	2,703	SF	Interior wall paint	Glidden Painting
Ceiling	Ceiling Height			7'10"	
	Suspended Ceiling	840	SF	Throughtout	
	Suspended T-Grid ceiling	16	EA	2x4 washable ceiling tile	
	Suspended T-Grid ceiling	89	EA	2x4 square edge ceiling tile	
Roof	Roof Load			30 PSF	
	Roof Type			Pitched	
	Slope			3" to 12"	
	Rafter	46	EA	3:12 slope pitched truss 14' span, 16" O.C.	
	Insulation	840	SF	Unfaced R-49 Insulation	
	Decking	28	EA	1/2" OSB	
	Roof Covering	9	SQ	Architectural shingles	
	Overhangs	148	LF	12" Roof Overhang / Vented Soffit	
	Vent baffles	90	EA	Provent 14 in x 4 ft Model # UPV14480	
Doors & Hardware					
Exterior Doors	Exterior door #1	2	EA	3068 20GA. Flush, insulated, 16GA. DW KD Jamb	
	Hardware Group #1				
Interior Doors	Interior door #1	2	EA	30x80 Jeld-wen prehung covertry primed smooth molded MDF single interior door	
	Hardware Group #5				
	Interior door #2	1	EA	30x80 Jeld-wen prehung covertry primed smooth molded MDF single interior door	
	Hardware Group #6				
	Interior door #3	6	EA	30x80 Jeld-wen prehung covertry primed smooth molded MDF single interior door	
	Hardware Group #7				
Painting		2	EA	Exterior metal door & frame painting	
Hardware Groups					
Hardware Group #1		2	EA	Hinges	Hinge 4.5" x 4.5" BB NRP 26D H45 (3/box)
		2	EA	Dead bolt	Per spec
		2	EA	Entry lock	Per spec
		2	EA	Door Accessory #1	36" Saddle Threshold (ADA Complaints)
		2	EA	Door Accessory #2	36" Door Sweep
		2	EA	Door Accessory #3	3680 Vinyl Weather-strips
Hardware Group #5		2	EA	Leverset	Grade 3 Residential Cylinder Passage Lever
		2	EA	Door Accessory #1	Hinge Pin Stop
Hardware Group #6					

	Hardware Group #7	1 EA	Leverset	Grade 3 Residential Cylinder Privacy Lever
		1 EA	Door Accessory #1	Spring Stop
		6 EA	Leverset	Grade 3 Residential Cylinder Passage Lever
		6 EA	Door Accessory #1	Spring Stop
Windows	Exterior Windows			
	Exterior Window #1	6 EA	24"x36" Dual Glazed Vinyl, Single Hung Low E	
	Exterior Window #2	2 EA	36"x48" Dual Glazed Vinyl, single Hung, Low E	
	Exterior Window #3	1 EA	21.875 in. x 19.875 in. NailUp2 Ice Pattern Solid Glass Block Window	
	Security Bars	8 EA	Insect screen	
	Mini-blinds	8 EA	1" aluminum mini blinds	
	Interior Windows		N/A	
Electrical	Main Breaker	1 EA	200amp single phase	200AMP 1PH M.C.B. 120/240V 40SPACE NEMA-3R
	Circuit Breakers	6 EA	20amp Breakers	Plug on Type
		1 EA	30 amp Breakers	Plug on Type
		1 EA	50 amp Breakers	Plug on Type
		1 EA	60 amp Breakers	Plug on Type
	Receptacles	12 EA	Sid duplex receptacle	Plate Color: White
		1 EA	WP Gfci receptacle	Plate Color: White
		2 EA	Gfci receptacle	Plate Color: White
		4 EA	Dedicated receptacle	Plate Color: White
		1 EA	Heat Tape Receptacle	Plate Color: Red
		1 EA	220v Receptacle Range	Metal Plate
	Lighting	1 EA	3-Light Brushed Nickel Vanity Light	Hampton Bay Model # EGM1393A-4/BN
		5 EA	6 in. White Recessed Lighting Housings and Trims	Commercial Electric Model CER105
		3 EA	Ceiling fan/light combo 52" Brushed Nickel	Hampton Bay Model # 51091
	Lighting Control	4 EA	Single Pole Switches	Color: White
		3 EA	Double Pole Switches	Color: White
		2 EA	(2)3-way Light Switches	Color: White
	J-Boxes	3 EA	2x4 J-Box for Data/Phone	3/4" EMT conduit stuh up to ceiling
		3 EA	2x4 J-box for TV	Mounted in ceiling cavity
Plumbing	S.C. Detector	3 EA	Smoke & Carbon Monoxide Detector	SCV120B: 120V SMOKE / CARBON MONOXIDE DETECTOR w/ BACK-UP BATTERY
	Wiring		MC Flex Wiring	
	Heat Tape	1 EA	Heat tape (30ft)	
	Floor Toilet Tank Type	1 EA	KOHLER Model # K-11451-0	
	1-Piece Acrylic Bath and Shower Kit w/	1 EA	Aquatic Model # AX6030TSSL-WH delta multichoice AS Model # 7413502.002	
	Vanity Sink	1 EA	Drop in Lavatory	K23322-3 6" HOLE OBL BOWL SINK with American Standard Model # 4005SSF
	Kitchen sink	1 EA	33"x22" Double bowl sink	
	Disposal	1 EA	1/2 HP Garbage Disposal	BADGER-500
	Water Heater	1 EA	30 gal. Elec. Water Heater w/ pressure valve relief	RUWH PROE30 S2 RU93
	Waste Rough	4 EA	Plumbing Waste Rough (ABS)	
Mechanical	Manifold	4 EA	Plumbing manifold (ABS)	
	Water Rough	4 EA	Plumbing Water Rough	
	Washer Box	1 EA	Washer box	
	Washer Box	1 EA	Ice maker outlet box	
	Dryer Vent	1 EA	Dryer vent kit	
	Shut off Valve	1 EA	1" brass shut off valve	
	Water Supply Pipe		PEX	
	ABS Sewer		ABS Sanitary Sewer	
	Restroom Accessories	1 EA	Channel Framed Mirror 24x36	Model #M-1510 24x36
		1 EA	Towel Bar	Elliston 24 in. Towel Bar in Polished Chrome
MISCELLANEOUS		1 EA	Toilet paper dispenser single roll	Model #0263
	Split system	1 EA	4 ton heat pump split system with 10KW heat strip	
	Split System Pan	1 EA	Pan	
	Thermostat	1 EA	7 day Programmable Thermostat	
	Condensation lines	60 LF	Condensation lines	
	Fiberglass Duct	734 Surf.	Fiberglass Ductwork	
	Air Supply Registers	6.00 EA	Supply grill	
	Air Return Registers	4.00 EA	Return Grill	
	AC Disconnects and fuses	1.00 EA	Disconnects and fuses	
	Exhaust Fan	1 EA	Exhaust Fan	
	Range hood	1 EA	30 in. Non-Vented Range Hood in Stainless Steel	
	30" Free standing Range	1 EA	Samsung 30" 5.9 cu.ft. single oven electric range	
	Refrigerator	1 EA	Samsung 25.5 cu.ft french door refrigerator with filtered ice maker stainless steel	
	Dish washer	1 EA	Maytag front control dishwasher	
	Washer	1 EA	Whirlpool 4.3 cu.ft top load washer	
	Dryer	1 EA	Whirlpool 7.0 top load electric dryer	
	Bedroom shelf	14 LF	Wood shelf with rod	
	Closet shelf	30 LF	wood shelf (3 tiers)	

Initial _____

Base Cabinets	19	LF	Hampton Bay MDF base cabinets
Uppers Cabinets	19	LF	Hampton Bay MDF wall cabinets
Countertop	19	LF	Granite laminate

FIRE PROTECTION

Fire alarm	N/A
Fire Sprinkler	N/A

Total Building Cost: \$ 127,621.19

CATEGORY	ITEM	QTY	Unit	DESCRIPTION	Remark
ONE TIME FEES					
Delivery & Setup	Close Up Material	1	00	EA	Shipping Ready
	Delivery	1	00	EA	Navajo Nation
	Oversize Delivery	1	00	EA	Escort Service
	Setup	1	00	EA	Above grade installation
	Foundation	48	00	EA	Pad & Piers
	Tie Downs	14	00	EA	Augers
	Perimeter Skirting	148	00	LF	Vinyl Skirting (Based on 30" threshold)
Sitework & Utilities	Mobilization	1	00	LS	One mobilization included.
	Water line connection	1	00	LS	Water connection to existing main
	Sewer line connection	1	00	LS	Sewer connection to existing sewer line
	Electrical	1	00	LS	Electrical connection within 50', meter to be provided by client.
	Test	1	00	EA	
Engineering Fees	Foundation Engineering	1	00	EA	Foundation Engineering Cost
	Local permits	1	00	LS	N/A
General Conditions	Clean Up	1	00	EA	Building Final Cleaning
	Portable Restroom	1	00	LS	On site portable restrooms
	Dumpster	1	00	LS	On site dumpsters
	Travel	1	00	EA	Out of town travel labor
	Lodging	1	00	EA	Out of town hotel cost
	Per Diem	1	00	EA	Out of town labor per diem
	Project Manager	1	00	Week	Project Management
	Site Superintendent	1	00	Week	Site Superintendent
	Copies/Supplies				Documentation
Total One Time Fees:					\$ 39,044.00

TAX & BONDING

Total Tax:	\$	\$ 0
Total Bonding:	\$	\$ 0
Total:		\$ 166,665.19

BUDGET ONLY, CONTINGENT ON ACTUAL SITE CONDITIONS WHICH ARE UNKNOWN AT THIS TIME.

DELIVERY & INSTALLATION CLARIFICATIONS

- 1 CLIENT TO PREPARE BUILDING PAD & PROVIDE STAKE FOR FF ELEVATION
- 2 INSTALLATION IS BASED ON A LEVEL, CLEAR AND ACCESSIBLE SITE ON DIRT. ADDITIONAL COSTS WILL BE INCURRED FOR ASPHALT OR CONCRETE SURFACES.
- 3 INSTALLATION FEES ARE BASED ON SITE HAVING LESS THAN 6" SLOPE IN ANY DIRECTION.
- 4 THE FOUNDATION DESIGN IS BASED ON A LEVEL ELEVATION.
- 5 FLOOD PLAIN SITES WILL REQUIRE ADDITIONAL ENGINEERING AND ADDITIONAL COSTS WILL BE INCURRED.
- 6 PRICING EXCLUDES BUILDING PAD EXCAVATION & BACKFILL, THIS TO BE DONE BY CLIENT IF ANY.
- 7 DELIVERY DOES NOT INCLUDE DPS ESCORT FEES, IF REQUIRED EXTRA CHARGE WILL INCCUR.
- 8 DELIVERY IS BASED ON UNENCUMBERED CLEAR ROADS, WEATHER, CONSTRUCTION AND ANY DETOURS MAY INCREASE DELIVERY PRICE.

PROJECT CLARIFICATIONS

- 1 PRICING IS VALID FOR 30 DAYS FROM SUBMITTAL AND SUBJECT TO REVISION
- 2 MANUFACTURE LEAD TIME 45-60 DAYS FROM CUSTOMER DRAWING SIGN-OFF, AND NOTICE TO PROCEED FROM CUSTOMER.
- 3 UTILITY CONNECTIONS ARE INCLUDED BASED ON ASSUMPTIONS STATED IN AMENDMENTS
- 4 ASSUME EXISTING WATER PIPE IS GALVANIZED, ASSUME ENOUGH WATER PRESSURE
- 5 ASSUME ENOUGH SEWER DROP, NO LIFT STATION IS INCLUDED.
- 6 ASSUME 50' FROM THE S.E.S. TO BUILDING SUB PANEL.
- 7 TIRES & AXLES ARE TO BE RETURNED TO VENDOR UPON INSTALLATION.
- 8 FIRE ALARM OR FIRE SPRINKLER IS NOT INCLUDED IN THIS QUOTE.
- 9 NO PROVISIONS FOR FIRE RATING HAVE BEEN PROVIDED IN THIS BUILDING.
- 10 IF FIRE RATING IS REQUIRED DUE TO SETBACKS/VICINTY, ADDITIONAL FEES WILL RESULT.
- 11 QUOTE INCLUDES (1) WEEKS ON SITE SUPERINTENDENT FOR SETUP AND FINISH UP WORK ON SITE, IF DELAYS DUE TO OUT OF CONTROL REASON, OR CLIENT, \$1,850/ WEEK WILL BE CHARGED TO CLIENT.
- 12 PAINTING FOR EXTERIOR AND INTERIOR, ONLY INCLUDES ONE COLOR EACH, IF EXTRA COLORS CHOSEN, EXTRA FEES APPLY.
- 13 PROJECT BID TO THE STATE OF "ARIZONA OFFICE OF MANUFACTURED HOUSING" REQUIREMENTS- IBC 2009
- 14 MODULAR SOLUTIONS ASSUMES THE MINIMUM REQUIRED DISTANCE FROM ANY AND ALL ASSUMED AND/OR COMMON PROPERTY LINES
- 15 ONE YEAR LIMITED WARRANTY ON PURCHASE OF NEW MODULAR BUILDING.
- 16 TERO FEES INCLUDED BASED ON 0.5% RATE
- 17 100% PAYMENT AND PERFORMANCE BOND IS INCLUDED IN THIS QUOTE.



Modular
Solutions, Ltd.
The Complete Modular Building Company

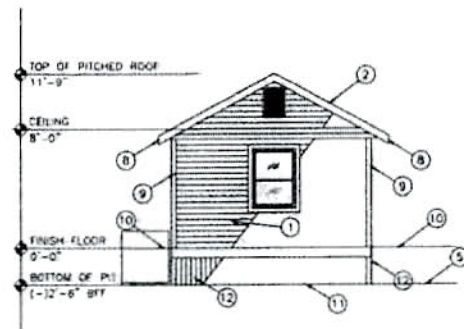
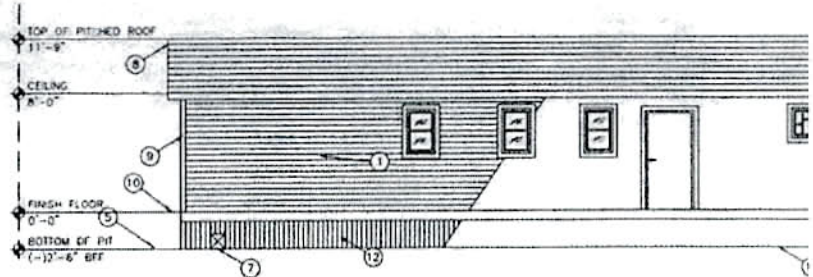
- 18 SURVEYING, STAKING AND SOILS REPORT, CIVIL ENGINEERING ARE NOT INCLUDED IN THIS QUOTE
- 19 UTILITY DEVELOPMENT FEES NOT INCLUDED, IE POWER COMPANY, WATER & SEWER AUTHORITY
- 20 PROGRESS PAYMENT APPLIES TO THIS PROJECT
- 21 EXCLUSIONS PLEASE READ QUOTE CAREFULLY IF AN ITEM HAS NOT BEEN LISTED, NO PROVISIONS HAVE BEEN MADE FOR THE ITEM

Accepted by: _____ Date: _____ Signature: _____

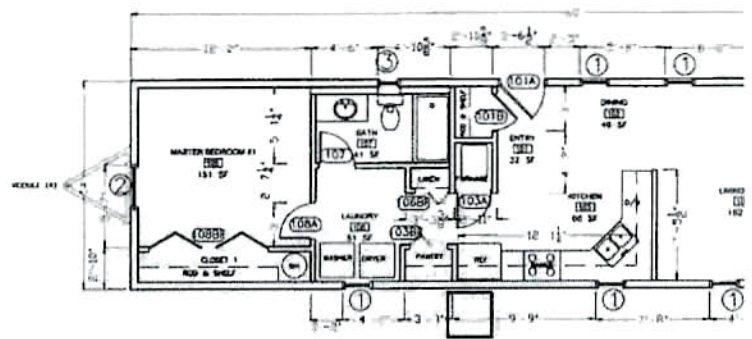
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PO BOX 1550 // PHOENIX, AZ 85060
PHONE: 602 952 9141 TOLL FREE: 800 344 8411 FAX 602 522 1919

Page 1 of 4



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A
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**NAVAJO NATION CARES FUND
SOLID WASTE EXPENDITURE PLAN**



I. PURPOSE

The purpose of this Solid Waste Expenditure Plan is to allow for the use and expenditure of five million dollars (\$5,000,000) to the Division of Community Development to provide Solid Waste Management equipment, supplies, materials and address improvements to transfer solid waste disposal to assist the 110 Navajo Nation Chapters, as necessary, to address solid waste projects. The expenditures set forth in the Expenditure Plan are necessary to ensure that Navajo communities receive solid waste service for sanitation purposes. This will ensure that the Navajo People are adequately protected from exposure to the further spread of COVID-19.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated April 22, 2020, eligible expenditures include expenses to enhance community sanitation to mitigate the spread of COVID.

II. AFFIRMATION OF FUND USE

The Division of Community Development affirms it will use these funds in accordance with the purposes set forth in CMY-44-20 and Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

III. ALLOCATION ASSIGNMENT

The funds are allocated to Division of Community Development be used for Solid Waste projects dedicated to mitigating or responding to the COVID-19 public health emergency.

IV. IMPLEMENTATION AND MONITORING

The Division of Community Development is responsible for implementing the Expenditure Plan and monitoring the expenditure of these funds.

V. ADMINISTRATOR OF FUNDS

The Division of Community Development is responsible for administering the Expenditure Plan and overseeing expenditure of the allocated funds.

VI. MEANS OF FUNDING

The Expenditure Plan funds shall be released directly to the Division of Community Development once the Expenditure Plan is duly adopted and detailed budgets are concurred to by the Office of Management and Budget.

VII. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VIII. OVERSIGHT COMMITTEE

The Resources and Development Committee (RDC) and Budget and Finance Committee (BFC) shall share oversight as RDC has oversight over the Division of Community Development and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Division of Community Development affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

Navajo Nation
Division of Community Development
Solid Waste Management CARES Act Implementation Plan

The following information and statement of work is to allow for the Division of Community Development to provide Solid Waste Management equipment and supplies utilizing the CARES Act funds for 110 Navajo Nation Chapters and communities to address the increasing unsanitary conditions that contribute to COVID-19 pandemic. The Division of Community Development understands the Solid Waste Management needs and plans to assist the 110 Navajo Nation Chapters in purchasing equipment, supplies/materials and addressing minor improvements along with the transfer of solid waste disposal.

The Division of Community Development will work with Navajo Nation Environmental Protection Agency and the Navajo Nation Division of General Services along with the 110 Navajo Nation Chapters to process, expedite and plan for the \$5,000,000.00 CARES Act allocation. This plan will equally distribute \$4,149,757.00 for equipment and supplies for solid waste collection site, or transfer stations, at the 110 Navajo Chapters, which amounts to \$37,725 to be expended by December 30, 2020. \$190,243.00 will be allocated for San Juan County Solid Waste Transfer Station for solid waste management services to Navajo communities in Northern Navajo Agency. In addition, \$660,000 will be allocated for solid waste disposal expense for all Navajo Nation chapters through contract services.

Chapter Solid Waste Site Repair and Maintenance

CARES Act Funds at \$5,000,000.00 million to purchase Solid Waste equipment and supplies (i.e., Trash Bins, Fencing Material, Repair and Maintenance for Transfer Stations and Dumpster Equipment). The allocated CARES ACT funds are designated for immediate relief and will not address programming needs. The following are options for funds.

1. **Utilizing Chapter Personnel and DCD/ASC Staff**
 - a) Utilize Chapter workforce staff to assist in identifying and preparing for equipment purchase(s) and supplies.
 - b) 110 Navajo Nation Chapters will provide a material list to address Solid Waste Management equipment and supplies for purchase.
 - c) Procurement process for materials, complying with Navajo Nation Procurement policy.
 - d) Heavy equipment readily available for site prep and possible excavate for trash bin platform.
 - e) Monitor and report on all activities.

2. Purchase Equipment and Material for Solid Waste Collection Site

- a) Coordinate with the Office of Management and Budget for Business Units.
- b) The Division of Community Development will develop a criteria method for each Chapter to determine if new equipment will be purchased or a replacement of pre-existing equipment will be addressed.
- c) Procurement process with developing a contract between the Navajo Nation and the vendor to include the scope of work, purchase and delivery cost. Complying with the Navajo Nation Business Regulatory Department policy.
- d) Secure heavy equipment readily available for site preparation.
- e) Monitor and report on all activities.

Procurement process will comply with the Navajo Nation Procurement Code and Regulations and the 164 Review approval process. On-site prep work to be done by the Chapter in coordination with ASC staff.

Additional information:

Develop RFQ's to purchase new equipment.

Development contracts with DOJ for assistance.

Solicit for Solid Waste equipment and supplies to vendors capable of producing the amount needed.

Schedule and coordinate delivery with vendor.

The Division of Community Development will partner with Navajo Nation Environmental Protection Agency for advisement on equipment and supplies as NN EPA serve as the regulatory agent on Solid Waste matters for the Navajo Nation. In addition, the Division of Community Development will work with Navajo Nation Division of General Services for advisement on supplies and contracting of services Solid Waste expertise and vendors within the field of solid waste management.

FUNDING OBLIGATION REQUIREMENTS

The Navajo Nation will need to comply with the CARES-ACT funding regulations as this is federal dollars. Preliminary activity requirements, construction requirements, and close-out requirements.

2. Purchase Equipment and Material for Solid Waste Collection Site

- a) Coordinate with the Office of Management and Budget for Business Units.
- b) The Division of Community Development will develop a criteria method for each Chapter to determine if new equipment will be purchased or a replacement of pre-existing equipment will be addressed.
- c) Procurement process with developing a contract between the Navajo Nation and the vendor to include the scope of work, purchase and delivery cost. Complying with the Navajo Nation Business Regulatory Department policy.
- d) Secure heavy equipment readily available for site preparation.
- e) Monitor and report on all activities.

Procurement process will comply with the Navajo Nation Procurement Code and Regulations and the 164 Review approval process. On-site prep work to be done by the Chapter in coordination with ASC staff.

Additional information:

Develop RFQ's to purchase new equipment.

Development contracts with DOJ for assistance.

Solicit for Solid Waste equipment and supplies to vendors capable of producing the amount needed.

Schedule and coordinate delivery with vendor.

The Division of Community Development will partner with Navajo Nation Environmental Protection Agency for advisement on equipment and supplies as NN EPA serve as the regulatory agent on Solid Waste matters for the Navajo Nation. In addition, the Division of Community Development will work with Navajo Nation Division of General Services for advisement on supplies and contracting of services Solid Waste expertise and vendors within the field of solid waste management.

FUNDING OBLIGATION REQUIREMENTS

The Navajo Nation will need to comply with the CARES-ACT funding regulations as this is federal dollars. Preliminary activity requirements, construction requirements, and close-out requirements.

FY _____

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ____ of ____
BUDGET FORM 1

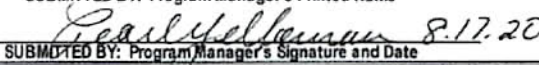
PART I. Business Unit No.: _____		Program Title: <u>DCD Administration - Solid Waste Management</u>		Division/Branch: <u>EXECUTIVE</u>	
Prepared By: <u>LESLIE SANDOVAL</u>		Phone No.: <u>928.871.7172</u>		Email Address: <u>LESLIE@NNDOD.ORG</u>	

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 (Column B - A)
CARES ACT		5,000,000.00	100%					
				2001 Personnel Expenses				0
				3000 Travel Expenses				0
				3500 Meeting Expenses				0
				4000 Supplies				0
				5000 Lease and Rental				0
				5500 Communications and Utilities				0
				6000 Repairs and Maintenance			4,149,757	4,149,757
				6500 Contractual Services			850,243	850,243
				7000 Special Transactions				0
				8000 Public Assistance				0
				9000 Capital Outlay				0
				9500 Matching Funds				0
				9500 Indirect Cost				0
TOTAL:						\$0.00	5,000,000.00	5,000,000

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

TOTAL: \$5,000,000.00 100%

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

<u>PEARL YELLOWMAN, EXECUTIVE DIRECTOR</u> SUBMITTED BY: Program Manager's Printed Name  SUBMITTED BY: Program Manager's Signature and Date	<u>PAULSON CHACO, CHIEF OF STAFF</u> APPROVED BY: Division Director/Branch Chief's Printed Name APPROVED BY: Division Director/Branch Chief's Signature and Date
---	--

FY _____

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIAPage ____ of ____
BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: _____

Program Name/Title: _____

DCD ADMINISTRATION - SOLID WASTE MANAGEMENT

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

Proper solid waste management and disposal at each Navajo Nation community.

Program Performance Measure:

Supply funds for repair & maintenance supplies for solid waste collection sites.

110

2. Goal Statement:

Implement and comply with federal regulations.

Program Performance Measure:

Monitor and report for audit purposes.

3

3. Goal Statement:

Program Performance Measure:

4. Goal Statement:

Program Performance Measure:

5. Goal Statement:

Program Performance Measure:

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

PEARL YELLOWMAN, EXECUTIVE DIRECTOR

Program Manager's Printed Name

 8.17.20
Program Manager's Signature and Date

PAULSON CHACO, CHIEF OF STAFF

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

FY _____

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page ____ of ____
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		Business Unit No.: _____	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	6100 PLANT, PROPERTY & EQUIPMENT		660,000
6200	EXTERNAL CONTRACTORS	660,000	
	6250 Waste Disposal - 110 Chapters at \$1500 for each Chapter for 4 months, September to December 2020	660,000	
	6950 SUBCONTRACTED SERVICES		190,243
6960	Subcontracted Services	190,243	
	6990 Subcontracted Services with San Juan County (JPA for Solid Waste Transfer Stations) for 4 months - September 2020 to December 2020	190,243	
	6010 BUILDING		4,149,757
6020	SUPPLIES	4,149,757	
	6030 Building R&M Supplies	4,149,757	
	110 Chapters - \$37,725 for each chapter		
TOTAL		5,000,000	5,000,000

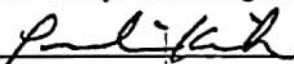


THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

MEMORANDUM

To: 24th Navajo Nation Legislative Council

From: 
 Pearlline Kirk, Controller
 Office of the Controller

Date: July 27, 2020

Re: OOC Budget CARES Administrative Funding Request

The Navajo Nation Office of the Controller (NNOOC) is requesting for an Administrative Budget of \$20,008,797.81 (~2.8%) from the allotted Title V CARES Act Relief funds (CRF) received by the Navajo Nation.

The Funds will be used to address unforeseen administrative duties as a response to the COVID-19 Pandemic. The Level of Compliance, record keeping, accounting, disbursement, and the fast-approaching deadline will quadruple our administrative workload. Therefore, the NNOOC was forced to outsource a specialized CRF compliance firm. Noon and Associates (Native owned; Priority 1) and Baker Tilly LLP were procured to provide access to 30 CPA's (2 Navajo CPAs; 10 Navajos in total) and access to an array of specialized resources to expedite compliance and disbursement of funds. This was an unfunded directive from CMY-44-20 to enter a contract with a firm to provide consulting services or auditor general for compliance monitoring.

Additionally, the NNOOC will need funds to hire additional support staff, implement social distancing standards, and enhance telecommuting technology for the new hires and current 120 employees. As mentioned, the administrative workload will significantly increase. NNOOC is proposing to hire 56 additional temporary employees to assist with oversight, monitoring, and compliance. NNOOC will need to re-design cubicle structures to ensure CDC guidelines are met to ensure a safe working environment for staff. Computer hardware and training will be needed for employees to work off-site.

In Conclusion, all applicable Navajo Nation Laws & Policies, Uniform Guidance Rules, GASB accounting, and CARES Act laws will be followed. A detailed budget schedule and forms are provided for your review. Your consideration is greatly appreciated.



**Fund Expenditure Plan (FEP) - CARES Act Funds
Office of Management and Budget (OMB)**

I. PURPOSE

The purpose of FEP on \$653,000 request includes the following. OMB provides essential central support service on budgets e.g., review budgets on CARES Act funds, enter budgets in FMIS, generate report on the fund, etc. and administration of external grants to the Navajo Nation (Nation). The function OMB will perform on CARES Act funding allocated to the Nation is an added responsibility beyond administration of non-CARES Act awards requiring more work and additional resources.

- Personnel work beyond basic tour of duty of Monday through Friday from 8am to 5pm to impact workload required by CARES Act funds. This is salary expense that will be paid as Special Duty Pay or other applicable means.
- (28) Personnel Positions are budgeted in OMB. Personnel Protective Equipment (PPE) is required for the personnel and OMB offices temporarily at NN Museum needs to be disinfected and sanitized so work area is safe.
- Equipment including printer, photocopier, computers above and beyond existing OMB inventory is required to keep up with the demand and service required by CARES Act funds.
- CARES Act fund allocated to sub-recipients requires monitoring, result of monitoring reported to the Nation and include recommendation to resolve issues. This requires daily close and daily attention that will better be performed Consultant.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to:

- 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19;
- 2) were not accounted for in the budget most recently approved as of March 27, 2020; and
- 3) incurred during the period that begin on March 1, 2020 and end on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated April 22, 2020, eligible expenditures include expenses for

II. AFFIRMATION OF FUND USE

The OMB will expend the funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

III. ALLOCATION ASSIGNMENT

The funds allocated to OMB shall be expended to perform tasks necessary to achieve purpose of CARES Act funds allocated to the Navajo Nation.

IV. IMPLEMENTATION AND MONITORING

OMB is responsible for implementing FEP and monitoring the expenditure of these funds.

V. ADMINISTRATOR OF FUNDS

The OMB Executive Director and Contracting Officer is responsible for administering the FEP overseeing the allocated funds.

VI. MEANS OF FUNDING

The budget on funds allocated will be entered into FMIS pursuant to FY 2020 Navajo Nation Budget Instructions Manual and the budget executed pursuant to applicable Navajo Nation Policies.

VII. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

VIII. OVERSIGHT COMMITTEE

- The Budget and Finance Committee, as oversight committee, shall monitor OMB to review performance and expenditures on this plan.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The OMB affirms it will administer, manage and implement the funds allocated to it in this Fund Expenditure Plan consistent with the federal CARES Act, 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 : Division/Executive Directors and Staff
NAVAJO NATION

FROM : 
Paulson Chaco, Chief of Staff
NAVAJO NATION

DATE : November 14, 2019

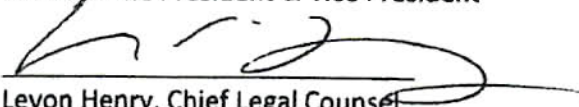
SUBJECT : DELEGATION OF AUTHORITY – CHIEF OF STAFF

Personnel listed below in order of succession will be delegated in the capacity of Chief of Staff of the Navajo Nation Office of the President and Vice President during my absence. This delegation supersedes any prior delegation.

The delegation is for administrative purposes only. Policy decisions are not delegated and are reserved for the Navajo Nation President and Vice President. Your adherence to this delegation is appreciated. If you have any questions, please call the office at 928-871-7000.

ACKNOWLEDGED:


Milton Bluehouse Jr., Deputy Chief of Staff
Office of the President & Vice President


Levon Henry, Chief Legal Counsel
Office of the President & Vice President


James Davis, Jr., Executive Staff Assistant
Office of the President & Vice President

cc: Navajo Nation Legislative Branch
Navajo Nation Judicial Branch
File

FY 2020

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 4
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Office of Management and Budget, COVID-19</u>		Division/Branch: _____	
Prepared By: <u>Bahe Bitsilley</u>		Phone No.: <u>928.871.6046</u>		Email Address: <u>bbitsilley@omb.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 (Column B - A)
CARES Act Funding NN	1/2020 - 12/31/30/2	653,000.00	100%					
			0%					
				2001 Personnel Expenses	1	0	340,124	340,124
				3000 Travel Expenses		0	0	0
				3500 Meeting Expenses		0	0	0
				4000 Supplies	1	0	67,929	67,929
				5000 Lease and Rental	1	0	54,000	54,000
				5500 Communications and Utilities	1	0	26,880	26,880
				6000 Repairs and Maintenance	1	0	9,000	9,000
				6500 Contractual Services	1	0	100,000	100,000
				7000 Special Transactions	1	0	3,067	3,067
				8000 Public Assistance		0	0	0
				9000 Capital Outlay	1	0	52,000	52,000
				9500 Matching Funds		0	0	0
				9500 Indirect Cost		0	0	0
				TOTAL		\$0.00	653,000.00	653,000

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	23
Total # of Vehicles Budgeted:	0	0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
<u>Dominic Beyal, Executive Director</u> SUBMITTED BY: <u>Program Manager's Printed Name</u> <u><i>[Signature]</i> 8/17/20</u> SUBMITTED BY: <u>Program Manager's Signature and Date</u>	<u>Paulson Chao, Chief of Staff, OPVP</u> APPROVED BY: <u>Division Director/Branch Chief's Printed Name</u> <u><i>[Signature]</i> 08/18/20</u> APPROVED BY: <u>Division Director/Branch Chief's Signature and Date</u>

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:									
Business Unit No.: <u>NEW</u>			Program Name/Title: <u>Office of Management and Budget</u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: GSCAU-50-02: The purpose of the Office of Management and Budget (OMB) is to direct and manage the allocation and appropriation processes of all funds for the Navajo Nation and to provide management support in the areas of fiscal management, budgets, program operation and management, contracts, grants, and similar agreements. The OMB is to communicate key information necessary for decision-making using principles of sound management and general accepted processes and procedures.									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
Special Duty Pay for OMB personnel, is essential office to NN.									
Program Performance Measure:									
Provide SDP covering (12) payperiods: 7/31/20 to 12/31/20.								12	
2. Goal Statement:									
Purchase Personal Protective Equipment during COVID-19 pandemic.									
Program Performance Measure:									
Purchase PPE, upgrade workstations, install partitions, shields, E-Doc supplies & safety measures								1	
3. Goal Statement:									
Allow Telework by staff as precautionary measures.									
Program Performance Measure:									
Purchase and install remote mifi, internet, cell phones, portable scanners, etc.								1	
4. Goal Statement:									
Renovate OMB office space in AB #1 and Reconfigure mtg rooms into office space at NN Museum									
Program Performance Measure: Work with DGS to hire professionals to complete renovation of OMB office area @ AB #1, and make meeting rooms into workable ofc. space at NNM.								2	
5. Goal Statement:									
Hire a consultant to monitor CARES ACT funds allocated, monitor expenditure, & reports.									
Program Performance Measure: Consultant shall submit monthly reports (June - Dec, 2020) re: funds allocated, expenditures, funding recipients, improvement recommendations, etc.								6	
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
Dominic Beyer, Executive Director _____ Program Manager's Printed Name  Program Manager's Signature and Date					Paulson Chaco, Chief of Staff, OPVP _____ Division Director/Branch Chief's Printed Name  Division Director/Branch Chief's Signature and Date				

FY 2020

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 4
BUDGET FORM 4

PART I. PROGRAM INFORMATION:				
Program Name/Title: _____		Office of Management and Budget		Business Unit No.: _____ NEW
PART II. DETAILED BUDGET:				
(A)	(B)	(C)	(D)	
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)	
2510	2001 PERSONNEL EXPENSES. Special Duty Pay for "essential" staff during the COVID-19 Pandemic.		340,124	
	Overtime.	230,000		
.2565	Special Duty Pay @ rate of .05: 23 staff 12 Payperiods: 7/31/20 to 12/31/20 @ \$19K each PP.			
.2570	Holiday Pay @ rate of 1.5			
2900	Fringe Benefit	110,124		
0.29	Regular \$228,000 x 47.88%.			
4000	SUPPLIES. PPE: Masks, Gloves, Disinfectants/Sanitizers, Portable Partitions, Plexiglass Shields, Copy paper, Ink Toners, Custodial Supplies, medical supplies, OMB uses E-Doc for submission and processing voluminous NN documents re CARES Act NN Funds.		67,929	
4120	Office Supplies.	11,440		
.4130	General Office Supplies. Copy paper, Toners/Ink Cartridges, PPE.			
4200	NonCapital Assets.	29,995		
.4210	N/C Furniture/Equipment: Workstation protection: Portable ofc partitions, Sneeze/cough shields, etc.			
.4230	Portable scanners, 24 x \$229: \$5,495 Scanner HD, Portable printers/scanners: \$5,000 Laptops/ Monitors/Dock/Mouse. \$2,500 x 3			
4410	Operating Supplies.	26,494		
.4420	General Operating Supplies: PPE supplies.			
.4440	MSEExchange2019: \$3,687; SkypeServer \$4,920			
.4490	Custodial Supplies: Disinfectants, cleaners, etc.			
.4500	Medical Supplies: Ibuprofen, Eye Drops, etc.			
.4520	Bulk Paper: Copier paper \$5.15 x 500 rms.			
.4530	Printing, Binding, Photocopying.			
TOTAL		408,053	408,053	

FY 2020

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 4 of 4
BUDGET FORM 4

PART I. PROGRAM INFORMATION:				
Program Name/Title: _____		Office of Management and Budget	Business Unit No.: _____	NEW
PART II. DETAILED BUDGET:				
(A)	(B)	(C)	(D)	
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)	
5110	LEASE & RENTAL. OMB is utilizing meeting rooms at NN Museum, a public facility. OMB needs additional rooms to accommodate 6' distancing. Building. 5120, Office Space. \$9,000 a month x 6 months: 54,000.00	54,000	54,000	
5570	5500 COMMUNICATION & UTILITIES. Telework equipment: Cellular phones, MiFi devices, Internet. Effective telcommuting/enhanced communications. Internet .5600 Internet Services, JetPack/Alcatel Link: \$100 x 24 2,400	2,400	26,880	
5610	Wireless .5620 Cellular. 24 staff x \$65 ea. x 12 mos. 24,480	24,480		
6200	6000 REPAIRS and MAINTENANCE. Professional cleaning service to clean, disinfect office spaces at NN Museum and OMB ofc area in AB#1. External Contractors. .6290 General Contractors. 9,000	9,000	9,000	
6520	6500 Contractual Services. Consultant to monitor CARES ACT funds allocated, implement funding, monitor expenditures, review reports by funding recipients, etc. .6530 Consulting Fees. 100,000	100,000	100,000	
7710	7000. SPECIAL TRANSACTIONS. Insurance Premiums. Insurance Premiums. .7765 Policy Payment: \$340,124 / \$100 x .30 1,020 .7766 Workers' Comp. Prem.: \$230,000 / \$100 x .89: 2,047	3,067	3,067	
9050	9000. CAPITAL OUTLAY. Renovation of OMB office at Admin. Bldg. #1. Reconfiguring NN Museum meeting rooms to office spaces: Ofc partitions, desks. Building. .9054 Building Improvements @ AB #1. 40,000 Furniture & Fixtures.	40,000	52,000	
9110	.9112 Furniture. Workstations upgrades. 7,000 .9114 Fixtures. Partitions, Protective barriers, etc. 5,000	12,000		
TOTAL		244,947	244,947	

NAVAJO NATION CARES FUND
Electronic Case Management Telework Expenditure Plan



I. PURPOSE

The purpose of the Electronic Case Management Telework Expenditure Plan is to allow for the use of Five Million dollars (\$5,000,000) of Navajo Nation CARES Funds for an Electronic Case Management Telework Project that will allow for the Navajo Division of Social Services (NDSS) employees, including case workers, social workers, victim advocates, and other essential employees to transition seamlessly to remotely serve over 15,000 clients monthly without putting themselves, clients, or others at risk. The expenditures set forth in this Expenditure Plan are necessary in order to ensure vulnerable Navajo children, adults, elderlies, and needy families have access to and receive continuous quality social services, human services, protective services, burial assistance, domestic violence shelter, assisted living, financial assistance and supportive services, and emergency assistance.

The NDSS aims to connect all its departments and programs with one server, to operate with the same case management software—Tribal Assistance System (TAS), and to store data at one secured datacenter. The TAS has proven to serve multiple departments. It will provide a centralized database of secured program and client information for departments and programs with defined module tailored to the unique needs tracking referrals, cases, payments, reporting, and meeting all requirements aimed at an effective and efficient paperless service delivery. This would be beneficial to clients, given the current COVID-19 pandemic.

A complete Information Technology assessment was done which identified major areas of the existing hardware, software, and network infrastructure needing improvement to be brought to industry standards. Improvements are required to provide the network stability and allow for the uniform operation of the TAS case management software. Therefore, the Electronic Case Management and Telework project is "shovel-ready", includes but are not limited to:

- 1) Documentation:
Data and systems architecture documentation will be delivered in the first phase of the Project and as an as-built set of documents in the final phase, reflecting any changes made during the course of the project.
- 2) Teleworker Deployment
Focus will be on the deployment of the infrastructure hardware and software required to support remote workers during emergency situations such as the COVID crisis.
- 3) Infrastructure Improvement
The Project will begin by improving the physical infrastructure at all NDSS locations.
- 4) Hardware Installation and Configuration
The ESPI will install, configure and confirm the operation of all equipment procured by NDSS that is received during the course of the Project.
- 5) Software Installation and Configuration

NAVAJO NATION CARES FUND
Electronic Case Management Telework Expenditure Plan

The ESPI will install, configure and confirm the operation of all software on the equipment procured by DSS that is received during the course of the project.

6) Telephone Installation and Configuration, and Help Desk Support

The ESPI will deploy a new voice-over-IP telephony system once hardware for the system is delivered, implement the data and systems documentation IP telephony numbering plan, configure network devices to support the data and systems documentation IP telephony and Lync conferencing QOS Plan, and respond to Help Desk requests escalated by NDSS Information Technology staff during the course of the Project.

II. AFFIRMATION OF FUND USE

The Navajo Division of Social Services and any entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

I. ADMINISTRATOR OF FUNDS

The Executive Branch, through the Division of Social Services, is responsible for administering the Expenditure Plan and overseeing the allocated funds.

II. IMPLEMENTATION AND MONITORING

The Division of Social Services is responsible for overseeing the Expenditure Plan and monitoring the expenditure of these funds.

III. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Navajo Division of Social Services once the Expenditure Plan is duly adopted and expedited budgets are implemented.

IV. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act funds, 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 section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the 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.

NAVAJO NATION CARES FUND
Electronic Case Management Telework Expenditure Plan

VII. OVERSIGHT COMMITTEE

The Health, Education, and Human Services Committee (HEHSC) and the Budget and Finance Committee (BFC) shall provide oversight as HEHSC has oversight over social services matters and BFC has oversight over externally restricted funding.

V. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

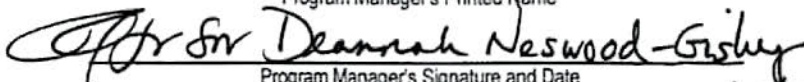
The Navajo Division of Social Services and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

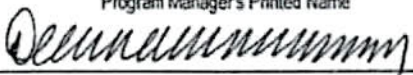
PART I. Business Unit No.: _____ Program Title: <u>CARES ACT - Office of the Executive Director</u> Division/Branch: <u>Social Services/Executive</u>			
Prepared By: <u>Brenda Tsosie</u> Phone No.: <u>928/871-6338/6851</u> Email Address: <u>btsosie@navajo-nsn.gov</u>			

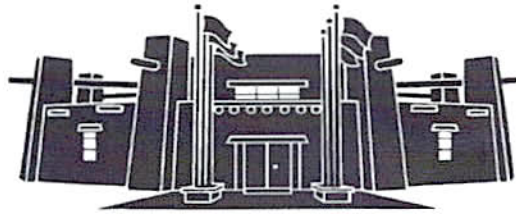
PART II. FUNDING SOURCE(S)	Fiscal Year/ Term	Amount	% of Total	PART III. BUDGET SUMMARY				
				Major Object Code at LOD 4	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES Act Funding	8/1/20-12/31/20	5,000,000	100.00%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	1		3,051,471	3,051,471
				5000 Lease and Rental				
				5500 Communications and Utilities	1		731,670	731,670
				6000 Repairs and Maintenance	1		849,714	849,714
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay	1		367,145	367,145
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL			5,000,000	5,000,000

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

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
<u>Deannah Neswood-Gishey</u> Program Manager's Printed Name  Program Manager's Signature and Date <u>8/21/20</u>	<u>Paulson Chaco</u> Division Director/Branch Chief's Printed Name Division Director/Branch Chief's Signature and Date

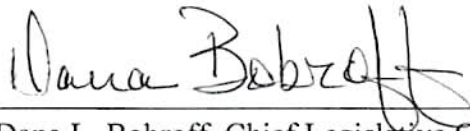
**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:										
Business Unit No.: _____			Program Name/Title: CARES ACT - Office of the Executive Director							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: HEHSCJA-02-20										
To implement the Navajo Nation's policies to ensure that essential human services are available to needy families and individuals living on or near the Navajo Nation and to others, where mandated by status and regulations.										
PART III. PROGRAM PERFORMANCE CRITERIA:			1st QTR		2nd QTR		3rd QTR		4th QTR	
			Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: Improve communications and services delivery by upgrading the IT infrastructure for DSS service area										
Program Performance Measure: The support use of technology infrastructure hardware and software to support teleworkers during emergency situation.									6	
2. Goal Statement: To uniform the DSS case management software										
Program Performance Measure: Support and purchase electronic Case Management data base.									6	
3. Goal Statement: Program Performance Measure:										
4. Goal Statement: Program Performance Measure:										
5. Goal Statement: Program Performance Measure:										
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.										
Deannah Neswood-Gishey Program Manager's Printed Name			Paulson Chaco Division Director/Branch Chief's Printed Name							
 8-17-2020 Program Manager's Signature and Date			 Division Director/Branch Chief's Signature and Date							



MEMORANDUM

TO: Honorable Delegate Kee Allen Begay, Jr.
24th Navajo Nation Council

FROM: 
Dana L. Bobroff, Chief Legislative Counsel
Office of Legislative Counsel

DATE: August 21, 2020

SUBJECT: **RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, AND NAABIK'IYATI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING AND ADOPTING NAVAJO NATION CARES FUND EXPENDITURE PLANS ENCOMPASSING COLLEGE STUDENT RELIEF, GRAMMAR SCHOOL STUDENT RELIEF, EDUCATION, ELDERS ASSISTANCE, HEADSTART, SOLAR PROJECTS, SOLID WASTE, HARDSHIP ASSISTANCE, HOUSING PROJECTS, OFFICE OF THE CONTROLLER, OFFICE OF MANAGEMENT AND BUDGET, TELECOMMUNICATIONS AND INFORMATION TECHNOLOGY, ECONOMIC DEVELOPMENT, WINTER PROPANE SERVICES, AND PUBLIC HEALTH**

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: _0209-20__

SPONSOR: Kee Allen Begay, Jr.

TITLE: An Action Relating To Law And Order, Resources And Development, Health Education And Human Services, Budget And Finance, And Naabik'iyáti' Committees, And The Navajo Nation Council; Approving And Adopting Navajo Nation Cares Fund Expenditure Plans Encompassing College Student Relief, Grammar School Student Relief, Education, Elders Assistance, Headstart, Solar Projects, Solid Waste, Hardship Assistance, Housing Projects, Office Of The Controller, Office Of Management And Budget, Telecommunications And Information Technology, Economic Development, Winter Propane Services, And Public Health

Date posted: August 21, 2020 at 5:46 PM

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.: 0209-20

SPONSOR: Honorable Kee Allen Begay, Jr.

TITLE: An Action Relating To Law And Order, Resources And Development, Health Education And Human Services, Budget And Finance, And Naabik'íyáti' Committees, And The Navajo Nation Council; Approving And Adopting Navajo Nation Cares Fund Expenditure Plans Encompassing College Student Relief, Grammar School Student Relief, Education, Elders Assistance, Headstart, Solar Projects, Solid Waste, Hardship Assistance, Housing Projects, Office Of The Controller, Office Of Management And Budget, Telecommunications And Information Technology, Economic Development, Winter Propane Services, And Public Health

Posted: August 21, 2020 at 5:46 PM

5 DAY Comment Period Ended: August 26, 2020

Digital Comments received:

Comments Supporting	1) Roland Smallecanyon 2) Joan Kerr 3) Candis Yazzie 4) Chelsea Chee 5) Robyn Jackson 6) Lucinda Jody 7) Percy Deal 8) Radmilla Cody 9) Jacqueline Huskie 10) Duane Chili Yazzie 11) Donna House 12) Dan Herder 13) Nicole Arizana 14) Olivia Mann 15) Anna Marie Rondon 16) Candice Mendez 17) Carla Jishie 18) Allison Young 19) Garin Greyeyes 20) Lisa Semallie-Robbins 21) Wanda Begody
---------------------	--

	22) Veronica Jody-Walters 23) Phillip Zahne 24) Jacqueline Riggs 25) Krystal Curley 26) Lori Goodman 27) Caroline Johnson 28) Tierra Largo 29) Jessica Keetso 30) Chenoa Bah 31) Dory Peters 32) Gloria Johns 33) Adella Begaye 34) Ashley Jackson 35) Wendy Atcitty 36) Burrell Jones
Comments Opposing	1) John Badal, Sacred Wind Communications
Inconclusive Comments	1) Marsh Greyeyes 2) Suzanne Patterson 3) Gabriel Yazzie, Kayenta Township 4) Timothy Shaffery 5) Vernon Livingston

*Note: Some comments have been clarified via email.



Legislative Tracking Secretary
Office of Legislative Services

08/27/20 9:16 AM
Date/Time

support of Legislation No. 0209-20 \$177 million in remaining CARES Act funding

Roland Smallcanyon <rolandsmallcanyon@gmail.com>

Mon 8/24/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

August 22, 2020

Nez-Lizer proposes \$177 million in remaining CARES Act funding for immediate relief for Navajo families, students, elders, and others
WINDOW ROCK, Ariz. – Navajo Nation President Jonathan Nez and Vice President Myron Lizer are requesting the support of the Navajo people for Legislation No. 0209-20, introduced on Friday, which will provide \$177 million of the remaining CARES Act fund to help Navajo students, elders, families, and others impacted by the COVID-19 pandemic.

Thank you,

Roland Smallcanyon
Shonto Grazing Committee, Dist. 2-3
(928)

Sent from my iPhone

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

support and pass Legislation No. 0209-20

jomo <8thorium99@gmail.com>

Mon 8/24/2020 3:11 PM

To: comments <comments@navajo-nsn.gov>; navajonationpubliccomments@gmail.com <navajonationpubliccomments@gmail.com>;
24thnnc <24thnnc@navajo-nsn.gov>;

Dear: Navajo Nation Council Speaker Damon and Council Delegates,

I hope this email finds you well. I am a constituent from Navajo Mountain and Inscription House, Arizona. I respectfully request your support and passage of Legislation #0209-20.

The U.S. Congress has not approved extension of the COVID-19 funding yet, therefore four months is not far away. Otherwise, I assume the funds that are not used or earmarked may be cancelled.

Some quick ways to spend some funds is highway improvements; gravel sandy roads to homes; clean out earthen dams; help DIG DEEP, <https://www.digdeep.org/>, water organization install their ready systems for remote areas; use Source <https://www.zeromasswater.com/how-hydropanels-work/>, resource for remote homes; and water/land management education for agriculture and home gardens. Reusing and preserving what we have without massive waste should be more than enough and sustainable for the future of the Navajo Nation.

Please observe the time requirement for use of the COVID-19 funds and help your constituents at the same time. Your wisdom and guidance is urgently needed for your support and passage of Legislation No. 0209-20. Thank you very much.

All the best, Joan Kerr

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0209-20
~~0205-20~~

support the legislation

Candis Yazzie <cly23@nau.edu>

Tue 8/25/2020 3:18 PM

To: comments <comments@navajo-nsn.gov>;

Cc: Alicia Chee <gsstorm42617@gmail.com>; levi charles <charles.klevi@gmail.com>; JTracyF <Jones208bones@yahoo.com>;

Date: August 25, 2020

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Candis Yazzie and I'm from the community of Cameron, Arizona. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation. This is a Navajo based organization that would have a great impact on the Dine people. We want organizations like Native Renewables, that will provide not only much needed services, but education and training as well. Organizations like Native Renewables are what the Dine people want and need, and in order for that success we need that support from our leadership. Leaders please support our own people in trying to help our communities. Thank you, for your support in this important matter.

Respectfully,
Your name
Candis Yazzie



Virus-free. www.avast.com

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Public Comment Navajo Nation Legislation 0209-20

chelsea c. <chelsea.rc@gmail.com>

Tue 8/25/2020 5:16 PM

To: comments <comments@navajo-nsn.gov>;

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Chelsea Chee and I'm from Teesto, AZ. I'm writing to support the approval of legislation 0209-20. I encourage your support of this legislation because it will provide immediate emergency energy relief to remote and rural families without power in my and your communities at no charge to those families. 625 families will greatly benefit from this legislation for years to come. Thank you in advance for your vote and consideration!

Sincerely,

Chelsea Chee

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0209-20
Comment on Legislation ~~0205-20~~

Robyn <chooshgai.bitsi@gmail.com>

Tue 8/25/2020 5:05 PM

To: comments <comments@navajo-nsn.gov>;

Yá'át'ééh,

0209-20
I'm emailing to ask that legislation ~~0205-20~~ be approved. This legislation supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Thank you,
Robyn Jackson
Wheatfields, AZ

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0209-20
~~0205-20~~

Cjody <lwjody@hotmail.com>

Tue 8/25/2020 4:35 PM

To: comments <comments@navajo-nsn.gov>;

Cc: wahleah@gmail.com <wahleah@gmail.com>;

August 25, 2020

To: The 24 Navajo Nation Council Delegates

My name is Lucinda Jody, I have lived in East Canyon Diablo, AZ; my entire life of 58 yrs and ongoing.

I come to you today in support of the legislation ⁰²⁰⁹⁻²⁰~~0205-20~~ to support Native Renewable off grid solar to provide and assist with the immediate emergency energy relief to our people who has lived in remote and rural areas of East Canyon Diablo, people with disabilities. In our area, we have no electricity nor running water on the Navajo Nation.

Your consideration and approval for support of Native Renewable energy providers will be greatly appreciated.

Thank you for your time.

Sincerely

Lucinda Jody
lwjody@hotmail.com
PO BOX
FLAGSTAFF, AZ 86003

Sent from my Verizon, Samsung Galaxy smartphone

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

The Most Honorable Members, Navajo Nation Council

August 25, 2020

Re: Legislation 0209-20.

This legislation will provide several important necessary assistance to Navajo people including solar for those now without power. Majority of these families do not have power because of their remote locations. NTUA charge several thousands of dollar per mile to provide power which is unaffordable even to those that have jobs.

Native Renewables is a Navajo owned business providing solar. Should the legislation pass and written into law and Native Renewables is awarded the contract they have the ability to provide solar power to thousands of our families. These families especially those with little kids will finally be able to store their raw meat and fresh milk, juices and other product in their own refrigerator rather than having those items in other people refrigerator or having to buy ice every day. These same families will also have their lights rather than using kerosene lamp, their kids will be able to do their homework with decent lighting. They may even have access to today's technology.

Native Renewables have many other benefits for example; adequate battery shortage, refrigerator, house wiring, 7 year annual maintenance, no monthly payment verses NTUA at \$84.00 per month and will provide training and jobs for local workforce.

I urge you to join the Honorable Kee Allen Begay for passage of this important legislation, the legislation will also help our people be in better and stronger position to fight and defeat the COVID-19.

May the Great Spirits be with you.

Percy Deal, Big Mountain

P.O. Box

Kykotsmovi, Arizona 86039

Email: deal.percy@gmail.com, cell # 928-

Emergency Renewables off - grid 0209 - 20

Radmilla Cody <mscody@radmillacody.net>

Tue 8/25/2020 8:25 PM

To: comments <comments@navajo-nsn.gov>;

Date: August 25,2020

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Radmilla Cody and I'm from Leupp, AZ. I'm writing to support the **legislation 0209-20** that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Blessings,

Radmilla Cody

Advocate/ Recording Artist/ Consultant

Radmilla Entertainment, LLC

www.radmillacody.com

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Re: Regarding Legislation 0209-20

Jacqueline Huskie <huskiejacqueline@gmail.com>

Tue 8/25/2020 9:38 PM

To: comments <comments@navajo-nsn.gov>;

Yá'át'ééh. My name is Jacqueline Huskie, and I'm a registered voter with Cameron Chapter. I meant to say, I'm writing to support the legislation 0209-20 that relates to the solar power, I believe that supports Native Renewables off-grid solar plan. It will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Sincerely, Jacqueline Huskie

On Tue, Aug 25, 2020, 4:02 PM comments <comments@navajo-nsn.gov> wrote:

Good afternoon,

We are in receipt of your comment, however, you are commenting on legislation 0209-20, not 0205-20, correct?

Legislation 0205-20 title is "An Action Relating To Resources And Development Committee; Approving And Recommending To The Budget And Finance Committee The Proposed Fiscal Year 2021 Budget For The Navajo Division Of Transportation"

From: Jacqueline Huskie <huskiejacqueline@gmail.com>

Sent: Tuesday, August 25, 2020 3:50 PM

To: comments

Subject: Regarding Legislation 0205-20

Yá'át'ééh. My name is Jacqueline Huskie, and I'm a registered voter with Cameron Chapter. I'm writing to support the legislation 0205-20 that supports Native Renewables off-grid solar plan. It will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Sincerely, Jacqueline Huskie

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

0209-20

Duane Chili Yazzie <chili_yazzie@hotmail.com>

Wed 8/26/2020 5:43 AM

To: comments <comments@navajo-nsn.gov>;

ya'ateeh abini. i support this legislation as it addresses some critical needs of our Dine' people, particularly students, elders, those in hardship need and taking substantive proactive action on solid waste. the comment i register speaks to the proposal to have Native Renewables install solar voltaic infrastructure for families that have been doing without electricity.

the option of doing solar on our Dine'tah is the most practical and immediately available action to help mitigate the devastating effects of climate change. our area of Dine'tah has not had any rains this year nor any snows the past winter, we are in a deep drought condition, we are in climate crisis. our Navajo leadership must in totality agree that climate change is reality, and we must collectively do all we can to help to stem the tsunami tide of climate change destruction. any politically correct complacency of nonsense climate change denial or the Navajo Nation financial bottom-line are truly secondary concerns, as the primary concern is the condition of the planet we leave for our grandchildren and coming generations. we must each individually reflect on what our future grandchildren will say about us, will they praise us for helping to contribute to their comfortable survival or will they condemn us for thier demise.

we have no option but to go solar and it should not have to be at a continuing cost to our families in need. please approve this legislation.

ahe'hee

Duane Chili Yazzie

Shiprock, Navajo Nation

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0209-20
Support NN Legislation ~~0205-20~~

DHouse <nmnn2009@gmail.com>

Wed 8/26/2020 7:58 AM

To: comments <comments@navajo-nsn.gov>;

Ya'at'ee Council Delegates,

0209-20
I'm writing to support the legislation ~~0205-20~~ that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Our people, my community, my relatives need renewable energy alternatives such as SOLAR now. NTUA is not the entity to deliver this type of energy to rural residence, they have no policy/ies addressing net metering, not transparency in their strategy to provide energy to remote/rural homes - Native Renewable is our community choice!!

Sincerely,
Donna House
Oak Springs Chapter

Sent from my iPad

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Legislation O209-20 renewables

Dan Herder <sheepherder.dan@gmail.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Please support renewable legislation for the people at the same time you are helping mother and father sky in cleaning up the atmosphere.

Ahe' he, Shiinaan t'aaii

Dan Herder

Hardrock Chapter

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Navajo Nation Legislation 0209-20

Nicole Arizana <niclearizana15@yahoo.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Dear 24th Navajo Nation Council Delegates,

Ya'at'teeh!

My name is Nicole and I'm from Gallup, New Mexico. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Please understand that this is important and would benefit so many.

Ahéhee',
Nicole Arizana

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Our ké need services

Olivia Mann <luckylabels77@yahoo.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

To: comments@navajo-

Date: 08/25/2020

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Olivia Johnson and I'm from Cameron Az. I'm writing to support the legislation ⁰²⁰⁹⁻²⁰~~0205-20~~ that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Our people have gone without long enough.

Sincerely,

Olivia Johnson

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SUPPORT NATIVE RENEWABLES OFF GRID SOLSR PLAN

Anna Rondon <nmsjei@gmail.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Ya'at'eeh, my name is Anna Marie Rondon, and I'm from Chichiltah Community. I'm writing to support the legislation ⁰²⁰⁹⁻²⁰~~0205-20~~ that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation. This project actually provides energy, refrigeration and 7 years of free maintenance.

Our people need to be lifted out of the unfair utility bills that keep them in poverty. Please support this bill to begin the true Lifeways that embrace our relatives for a beautiful way of life.

Sincerely,

Anna Marie Rondon

Kinya as anti

Nakai Dine

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Public Comment to Legislation 0209-20

Candice Mendez <candicelmendez@gmail.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Cc: Elmer P. Begay <elmerbegay@navajo-nsn.gov>; Elmer R. Jackson <elmerjackson@navajo-nsn.gov>;

To: **comments@navajo-nsn.gov**

Date: August 26, 2020

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Candice Mendez and I'm from Seba Dalkai, Arizona. I have first hand experience on the benefits of solar power. Our family has been using solar power for last 20 years and it is my hope that many more family will benefit from clean energy. That is why I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Sincerely,

Candice Mendez

Navajo Nation Chapter District 7: Low Mountain, Jeddito, Teesto, Dilcon, Indian Wells, Whitecone

P.O. Box

Teesto, AZ 86047

Email: candicelmendez@gmail.com

Phone:

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

Support legislation 0209-20

cjishie <cjishie@yahoo.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Dear 24th Navajo Nation Council Delegates

Ya'at'eeh, my name is Carla Jishie and I'm from Forest lake, AZ. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation. This would definitely help families with no electricity. School has started and many children will have to learn from home and it will be quite difficult if they have no electricity. Please help your people and pass this legislation, thank you.

Sincerely,

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

Dear 24th Navajo Nation Council Delegates

Allie Young <allie@iwillharness.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Ya'at'eeh,

My name is Allison Young and I'm from Nenahnezad, NM. I'm writing to support the **legislation 0209-20** that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Sincerely,
Allison (Allie) Young

--

Allie Young (Diné)
Administrative Manager
H A R N E S S
allie@iwillharness.com
www.iwillharness.com

PLEASE NOTE OUR NEW WEBSITE + EMAIL!

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legislation 0209-20

Garin Greyeyes <ggreyeyes@gmail.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Garin Greyeyes and I'm from Shonto AZ. I'm writing to support the Legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation. Navajo families have been waiting and struggling to get access to electricity.

Sincerely,

Your name

Garin Greyeyes

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Untitled

Lisa Semallie-Robbins <lisa.robbins.8.24@gmail.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Dear 24th Navajo Nation Council Delegates,

0209-28
Ya'at'eeh, my name is Lisa Semallie-Robbins and I'm from Cameron, Arizona. I'm writing to support the legislation 0205-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

I am currently living in the former Bennett Freeze area. We have heard promises of getting electricity but never recieved. Yet we have huge powerlines towering above us giving power to non-Navajo business and communities. I am now 23 and never had power. We are currently in a era where electricity is a needed necessity. I will admit that having no electricity and no running water has made me value everything more, but having none has affected my life and future. My plan was always to work for my family, community and the Navajo Nation. I started my plan in high school working to clean up uranium mines across Navajo. I took every opportunity for it. My high school schedule started with waking up at 4 am, taking a hour and half bus ride to school, and staying after school nearly everyday and coming home after 7 pm. The reason I stayed after school was because in order to finish writing essays, extra tutoring, studying, researching and conducting interviews, school was the only place I could have access to the internet and available power. A hour and half of afterschool time was not enough to finish everything. Once I got home I did as much as I could before the sun went down, the turning on a kerosene lamp and finally sleeping until 11pm or even to 1 the next morning. I spent 4 years like this. This cause so much stressed I developed a stress tumor and collapsed many times. To top that my mom has cancer, I have older brothers who have an enlarged heart and the other with autism. I also have irregular heart valves, and more health problems. We need medication refrigerated but can't. We spend \$30 a day for gas for only 8 hours of electricity. We go through at least 3-5 \$500 generators a year, and 3 oil changes a month. We also drive 2 miles on a harsh dirt road to get gas. Another problem we have because we dont have electricity is the heat in the summer. I cannot remember how many times we have went unconscious due to the 100°+ heat because we can't even run a fan. There are so many more issues with not having electricity that have happened, some resulting in assault and health issues.

We have requested help many times and were always turn away. I've worked for many nonprofits and see hope in them rather then the tribe. I see nonprofits working hard for our people and that is why I strongly support them.

Stay well, stay safe!

Sincerely,
Lisa Semallie-Robbins

In SUPPORT of Legislation 0209-20 - Native Renewables

baah daakai <beautywater@live.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Dear Mr. President,

I am supporting Native Renewables to continue helping our Navajo People, we are in dire need of help, especially during the pandemic. While the Navajo Nation Government is debating on the CARES Act, and the closure of Navajo Departments, we the Navajo People, need a quick response. The non-profit organizations are moving fast, responding to the basic need of water, shelter, solar, and yes, new innovation.

The Navajo People are seeing new ideas with Zero Mass setting up hydroplanes within Navajo Land. Non-profit building Shed Homes for grandparents who can't live in the same household where families contracted COVID-19.

The non-profit is our own young people. They were raised here on Navajo Land and know the struggle and the slow response of our Navajo Nation Bureaucracy. We send off our kids to college/university, we tell them to learn as much and bring it back to us here on Navajo Land.

Mr. President, you must not turn our own children away, they are the entrepreneur that we the parents told them to strive for what life has to offer. This is their opportunity to shine, this is what the CARES ACT is about, something new.

Thank You,

Wanda Begody

Secretary/Treasurer

Coalmine Canyon Chapter

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0209-20
~~0205-20~~

Veronica Jody <veelynjo@hotmail.com>

Wed 8/26/2020 8:20 AM

To: comments <comments@navajo-nsn.gov>;

Cc: wahleah@gmail.com <wahleah@gmail.com>;

August 25, 2020

To: The 24 Navajo Nation Council Delegates

Ya'at'eeh, my name is Veronica Jody-Walters and I'm from East Canyon Diablo. I'm writing to support the legislation ~~0205-20~~ ⁰²⁰⁹⁻²⁰ that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation. I support this due to not having immediate access to running Water or Electric at this time. Should any of my children or my mother with disabilities needs any emergency need it's not as available as if we lived in the city. I currently fluctuate between Phoenix and my home stead due to the need for my childrens education and immediate access to health care. Please reconsider the approval to allow access to more homes and families in the rural areas. Our elderly and disabled who were not raised to live in the city need this small change in the up-growing society without burdening their already impacted budget. I believe that Legislation ~~0205-20~~ ⁰²⁰⁹⁻²⁰ would be a huge benefit for our community to have access to these resources.

Sincerely,
Veronica Jody-Walters
veelynjo@hotmail.com
P.O. Box
Flagstaff, AZ 86003

- cellular

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Re: legislation 2

Yahoo <coalminer50n@yahoo.com>

Wed 8/26/2020 12:53 PM

To: comments <comments@navajo-nsn.gov>; comments <comments@navajo-nsn.gov>;

OK, thanks.

Legislation 209-20. Native Renewable

Sent from Yahoo Mail on Android

On Wed, Aug 26, 2020 at 11:47 AM, comments <comments@navajo-nsn.gov> wrote:

Good afternoon,

We are in receipt of your comment, please provide the legislation number so your comment may be included for delegates to view.

Ahehee'

From: coalminer50n@yahoo.com <coalminer50n@yahoo.com>

Sent: Wednesday, August 26, 2020 11:50 AM

To: comments

Subject: legislation

phillip Zahne-Coalmine Canyon supports this legislation which truly benefit residents of FBFA, non profits are self sufficient and more helpful than tribal departments.

FBFA been ignored too long (50+ yrs) and at least get share of CARES Act fund.

Thank you legislators for your support and leadership.

NN President/Vice President support your grassroot people and please share.

Phillip Zahne
Coalmine Canyon

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

NNlegislation 0209-20

Jackie Riggs <moeriggs1@yahoo.com>

Wed 8/26/2020 12:47 PM

To: comments <comments@navajo-nsn.gov>;

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.

-----EXAMPLE of public comment -----

Date: 08/26/2029

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Jacqueline Riggs and I'm from Seba Dallas area. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Sincerely,

Your name

Jacqueline Riggs

Teesto chapter member

#Navajo #CARES #solar #offgridsolar #NavajoBusiness #NavajosmallBusiness #entrepreneurship #Nativebusiness
#NativeWomen #womenbusinessowners #NativeWomenBusinessOwners #NativeWomanBusinessOwner #entrepreneurs
#NativeEntrepreneurs #NavajoEntrepreneurs #NavajoWoman #PublicOutreach #smallbusiness #Navajo #diné #navajowomen
#navajowoman #navajoland #navajonation #navajojewelry #navajogirl #arizona #AZ #navajosinphoenix #DinéBikeyah

Sent via iPhone-JRiggs

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SUPPORT Legislation 0209-20

Krystal Curley <krystalcurley@gmail.com>

Wed 8/26/2020 12:47 PM

To: comments <comments@navajo-nsn.gov>;

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Krystal Curley and I'm from Chichitah, New Mexico. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation. Support families by supporting Legislation 0209-20

Ahe'hee,

Krystal

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legislation 0209-20

Lori Goodman <lgoodman89@gmail.com>

Wed 8/26/2020 3:04 PM

To: comments <comments@navajo-nsn.gov>;

August 26, 2020

Dear Honorable Council Delegates:

I am making a comment on legislation 0209-20, that if approved, will allocate \$176,463,909.37 of Navajo Nation CARES Funds.

I am supporting passage of legislation 0209-20 that supports Native Renewables off grid solar plan that will provide electrical connections for our rural Dine families that are without electric power on the Navajo Nation.

Native Renewables have shown time and again of their commitment and experience of getting electricity via solar to our communities living off the grid. Native Renewables was the first entity to install solar powered electricity with a Tesla battery backup on the Navajo Nation that was installed at the Forest Lake Chapter over 5 years ago.

Sincerely,

Lori Goodman
Dilkon voter

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Legislation 0209-20

caroline johnson <oosh_78@yahoo.com>

Wed 8/26/2020 3:04 PM

To: comments <comments@navajo-nsn.gov>;

Ya'at'eeh, my name is Caroline Johnson and I'm from Forest Lake Chapter. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation. My family and I have lived off the grid for several years now. I like to recommend this lifestyle! Its clean and free. Especially, if you want to protect your environment. Honestly, the advantage of living in the remote location during this pandemic has reassured our safety. Our main focus is to become self-sufficient. In doing so we remain on our homeland practice our agricultural skills. Which is a plus to our land use! I applaud Native Renewables efforts to assist her people. I truly believe we need to support renewable energy and promote it across the entire Navajo Nation.

Respectfully Submitted,
Caroline Johnson

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My comment

Tierra Largo <tierralargo@icloud.com>

Wed 8/26/2020 3:04 PM

To: comments <comments@navajo-nsn.gov>;

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Tierra Largo and I'm from Chinle, AZ. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Sincerely, Tierra Largo.

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Legislation 0209-20

Jessica Keetso <jkeetso@yahoo.com>

Wed 8/26/2020 3:04 PM

To: comments <comments@navajo-nsn.gov>;

To: **comments@navajo-nsn.gov**

Date:

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Jessica Keetso and I'm from Hardrock. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation. Thank you.

Sincerely,

Jessica Keetso

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In support of Legislation # 0209-20 Native Renewables

Chenoa StilwellJensen <chenoabah@icloud.com>

Wed 8/26/2020 5:28 PM

To: comments <comments@navajo-nsn.gov>;

Ya'at'eeh,

Good afternoon. My name is Chenoa Bah Jensen and I'm from Tseyahtoh Chapter community. I'm writing to support the **legislation 0209-20** that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Ahe'hee,

Chenoa Bah

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Open comment from Dory Peters CEO of Blg Navajo Energy

0209-20

dory peters <dory@bignavajoenergy.com>

Wed 8/26/2020 4:24 PM

To: comments <comments@navajo-nsn.gov>;

Ya'at'eeh,

My name is Dory Peters CEO of Big Navajo Energy, LLC a **priority one 100 % Navajo owned business on the Navajo Nation** and I'm originally from Red Valley, Az. I'm writing to support the legislation 0205-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families that currently live without grid power on our Navajo Nation. Native Renewables off grid solar system is at no costs for our tribal members.

Sincerely,
Dory Peters
P.O. Box ·
Shiprock, NM 87420
&

North Ogden, UT 84414

Dear Council Delegates,

Native Renewables (NR) has been outreaching to Chapters to request names of families that are in need of power. We have been getting questions from Chapters and the general public to explain how Native Renewables off-grid solar system is different from NTUA. They are slightly different. NTUA's system is a little bigger and will have the ability to supply power to a water pump to homes with existing cisterns. The other difference is that NTUA will charge the customer \$84.00 a month while NR will not. Because CARES funding is already paying for the total cost of the system, no charges should be applied to the customer.

NATIVE RENEWABLES (NR)	NTUA*
------------------------	-------

2.3 kW solar + battery storage	
--------------------------------	--

Powers: Refrigerator, lighting and small electronics	
--	--

- | | |
|---|--|
| <ul style="list-style-type: none">• Includes an energy star refrigerator• Includes home wiring• Includes 7-year annual maintenance by NR• No monthly payment for customers | |
|---|--|

Supports local workforce	3.0 kW solar + battery storage
--------------------------	--------------------------------

Powers: Refrigerator, electronics and for homes with existing cisterns: water pumps	
---	--

- | | |
|---|--|
| <ul style="list-style-type: none">• Includes a 18 cubic foot refrigerator• Includes home wiring if homes are not already wired• Customer Payment: \$84.00/month plus NN tax for Operation, Maintenance and Repair, a One-time NTUA account establishment fee of \$10.60, and a One-time security deposit of \$25.00 | |
|---|--|

*source: <https://www.ntua.com/caresactsolar.html>

Native Renewables has been working on an approach to put power in the hands of the people by training a skilled Navajo workforce to build and install off-grid solar units.

Our workforce will include:

- Electricians
- Welders
- Warehouse workers
- Drivers
- Solar Installers
- Community outreach and liaison

Off-grid solar supports rural living on Navajo and sovereignty we believe in. Native Renewables off-grid solar unit can last over 20 years, and the key is educating the customer on how to manage home energy loads. Native Renewables will provide culturally relevant education materials and videos for the customer and talk through any questions they may have. Off-grid solar is a time tested proven technology that is getting more efficient and affordable every year

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Comment Letter to Legislation 0209-20

TO: comments@navajo-nsn.gov

DATE: August 26, 2020

Dear 24th Navajo nation Council Delegates,

Ya'at'eeh, my name is Gloria Johns and I am from Tonizhoni, Forest Lake Chapter area. I am writing to support the Legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on our Dine Nation.

Sincerely,

Gloria Johns, Resident and voting community member of Forest Lake Chapter

P.O. Box

Pinon, AZ 86510

Legislation 0209-20

Adella Begaye <alleda.kay@gmail.com>

Wed 8/26/2020 7:10 PM

To: comments <comments@navajo-nsn.gov>;

To: Navajo Nation Council:

I urge you to support this Navajo Business operated by Ms. Johns, she has made it her mission for many years to provide energy sources to Navajo people who live in remote regions or do not have the funds to have electricity from the NTUA and/or other utility companies. The price of Solar is very affordable now, and once it is installed/paid, there are no monthly fees. The technology has improved greatly that maintenance is small and far in between. Most remote homes are small and solar power will be sufficient to power the energy needs. I personally live in a remote area and have used solar for over 20 years. It is reliable and I have very little issues with it. Besides it teaches one to be conservative and not be wasteful.

Thank you.

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Legislation 0209-20

Ashley Jackson <arjacks6@asu.edu>

Thu 8/27/2020 9:01 AM

To: comments <comments@navajo-nsn.gov>;

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Ashley Jackson and I'm from Mexican Springs. I'm writing in support of legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power on the Navajo Nation.

Ahe'hee,

Ashley Jackson

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0209-20
Legislation ~~0205-20~~

wendy atcitty <w.atcitty@gmail.com>

Thu 8/27/2020 9:01 AM

To: comments <comments@navajo-nsn.gov>;

Date:

Dear 24th Navajo Nation Council Delegates,

Ya'at'eeh, my name is Wendy Atcitty and I'm from Farmington, NM. I'm writing to support the legislation 0205-20, as a tribal member of the Navajo Nation, that supports Native Renewables off-grid solar plan that will provide immediate emergency energy relief to remote and rural families without power in the Navajo Nation.

Please don't delay this legislation as our people are needing this crucial element of utility from a great non-profit organization that has their heart in the right place in helping our communities.

Sincerely,

Wendy Atcitty

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Public Comment regarding Navajo Nation Legislation 0209-20

Burrell Jones <bjonez28@gmail.com>

Thu 8/27/2020 9:01 AM

To: comments <comments@navajo-nsn.gov>;

Ya'at'eeh,

My name is Burrell Jones and from Leupp community. I'm writing to support the legislation 0209-20 that supports Native Renewables off-grid solar plan that will provide immediate emergency relief to remote and rural families without power on the Navajo Nation.

Sincerely,

Burrell Jones

bjonez28@gmail.com

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August 26, 2020

Subject: Sacred Wind Public Comments to Navajo Nation Legislation 209-20

Dear Speaker Damon and Esteemed Council Members:

Please accept these comments from Sacred Wind regarding Navajo Nation legislation 209-20 that includes an appropriation of \$15.45 Million for satellite broadband service to Navajo Nation Chapters and several unidentified government locations. While satellite broadband service certainly has its role in the delivery of broadband services to areas that otherwise cannot receive such services, we oppose the Navajo Nation's use of CARES Act funding, or any use of the Nation's scarce resources, to support a service to the Navajo People that is regarded as a last resort. In other words, we have a concern that the Navajo People would be relegated to "second class" status for broadband service and satellite companies would be profited by such relegation.

Sacred Wind has built one of the most robust broadband systems on portions of Navajo Lands in New Mexico, offering the highest broadband speeds available to Navajo households. Our fiber optic-to-fixed wireless broadband network is second to none in the Southwest and, just recently, we have installed fiber to the home in several Navajo NHA developments.

With the FCC's assignment of 2.5 Ghz spectrum to the Navajo Nation – a very efficient and high capacity spectrum, Sacred Wind is hoping to obtain use of that spectrum to reach even farther across Navajo Lands to offer much higher broadband speeds to the Nation. Any funding support for satellite service at this time is the wrong message to the FCC, to Navajo-focused broadband companies, and to the Navajo People – quite simply, the Navajo Nation should invest any broadband funding into infrastructures that support its 2.5 Ghz spectrum, not divert funding to a lesser option. If the Nation fails to meet the expectations of the FCC relative to the deployment of broadband by way of 2.5 Ghz spectrum, the FCC has declared that that spectrum would be forfeited by the Nation.

With all respect, we ask that you oppose the use of any Navajo Nation funding for satellite broadband services and direct that support to services that better serve the needs of the Navajo People and the policy objectives of the Navajo Nation.

Thank you,

John Badal, CEO

\$177 Million public support

Marsha Greyeyes <greyeyes.m@gmail.com>

Mon 8/24/2020 8:21 AM

To: comments <comments@navajo-nsn.gov>; navajonationpubliccomments@gmail.com <navajonationpubliccomments@gmail.com>;

Good morning Nataanis, President and Vice President of the NN.

I have some qualms and questions for you. I don't know if we will timely responses but I hope you will take the time to address these on a public forum at least.

\$4 million for Navajo Nation Shopping Centers, Inc., to provide tenant and property safety improvements at all ten shopping centers to mitigate the threat of COVID-19 and exposure to employees and the public. Navajo citizens will have the opportunity to shop safely at Navajo shopping centers. - Sounds great but it looks like Bashas is doing a great job. I hope funding goes to mom and pop grocers, they need all the help they can get.

\$35 million for emergency relief and assistance for Navajo college graduate and undergraduate students. Due to COVID 19, time-sensitive financial support was delayed for students, which caused financial challenges for student enrollment and the purchases of school supplies and tuition - Interesting. Don't forget those with Student Loans.

\$25 million for housing initiatives, including housing improvements in the Former Bennett Freeze Area (FBFA). Navajo leadership continues to support Navajo individuals and families within the FBFA. - I hope this is outsourced to Navajo Thaw.

\$3 million to enhance technological services to improve coordinated responses for Navajo Nation employees and students through the Department of Diné Education - what exactly does this mean? Is it data mining?

\$4.3 million for the installations of plexiglass/vinyl, IT support, purchase of tablet devices, and air ventilation for Head Start centers on the Navajo Nation to protect staff and students from the coronavirus. - Great. Who needs the plexiglass? The teacher or children?

\$5 million for the Navajo Nation Division of Social provides hardship assistance for Navajo school-age children to purchase school supplies, tablet devices, laptops, school clothing, and other financial burdens caused by the COVID-19 pandemic. - I hope this is feasible. Sounds good but I hope they are able to serve families that need these services and not merely ones that want it.

\$10 million for the Navajo Nation Division of Social Services provides emergency financial assistance for Navajo vulnerable elders and individuals with disabilities. Relief may include past-due utility bills, rent, mortgages, isolation expenses, and other financial burdens caused by the coronavirus. - Good. Don't forget the COVID 19 survivors that are the main bread and butter for their families. When they got sick, their entire family suffered and most of them fell behind in bills.

\$5 million for the Navajo Nation Division of Social Services to transition remotely to serve over 15,000 clients to avoid the exposure of COVID-19. - these are unsung heroes. Heck pay for their vacation! They were out there (CHR) serving people in the midst of the pandemic!

\$15.4 million for immediate connectivity and information sharing resources via Verizon satellite internet in the proximity of all Navajo Nation chapters for families to respond to COVID-19 crises. - not the chapters please. Put these satellites over very remote areas. Families living in rural that do not have little to no coverage by NTUA data and Cellular One data areas may have lack of resources that prevent them from going to the chapter house to access the internet (over 60 miles road trip for some) when they have 1) unreliable transportation 2) fuel issues 3) may have a job that prevents them from being with their child(ren) at the hub locations to access internet, etc.,).

\$7.4 million for propane and natural gas services to homes or refilling bottles as a COVID-19 relief service for the upcoming winter season. - Homes. Some homes don't have 5 gallon and 25 gallon tanks...they have 250 gallons connected to their homes. Also try serving more than 120 or do it on a needs basis. Homes with elders over 67 y.o. should be priority and the disable individuals.

\$15 million for solar projects for households on the Navajo Nation, including the Former Bennett Freeze Area. The project will be completed through a partnership with Native Renewables, a non-profit organization that provides clean energy for Native American families. - YES! It would be great if you all could give them more \$\$\$\$ Funding.

\$5 million to address solid waste disposal that will enhance Navajo communities' sanitation and mitigate the spread of COVID-19. YES! I don't think this would cover new transfer stations but bigger bins or more bins would be ideal.

\$1 million for Navajo Nation Information Technology to procure professional services to oversee broadband/telecommunication developments to address technology during the COVID-19 pandemic.

\$602,206 for in-vehicle internet connection for Navajo Nation Police, Fire, Emergency Medical Service, and emergency management to respond to COVID-19 crises. - Uhhh....Navajo Nation Information Technology is not a professional service provider? Who are the potential service providers?

\$10 million for the Office of the Controller (OOC) to promptly administer and manage the federal CARES Act funds.

\$653,000 for the Office of Management and Budget to assist OOC and other departments to administer the federal CARES Act funds. - OK. I hope these recipients deliver these services with a smile. And minimize running around for the people they are helping.

\$29.9 million for emergency financial assistance for Navajo members, elders, and individuals with underlying health conditions to purchase food, disinfecting supplies, pay past due utility bills, rent, mortgages, isolation expenses, and other financial burdens caused by the COVID-19 pandemic. - sounds great. Should be centered on Covid survivors that are HOH or families that had more than 2 individuals that caught the virus in the same household.

Best wishes,

Marsha Greyeys

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

0209-20 Navajo Nation Broadband Initiatives Proposal

Patterson, Suzanne <suzanne.patterson@FTR.com>

Mon 8/24/2020 4:02 PM

To: comments <comments@navajo-nsn.gov>;

📎 1 attachment

Navajo Nation Broadband Initiatives Proposal-Final.docx;

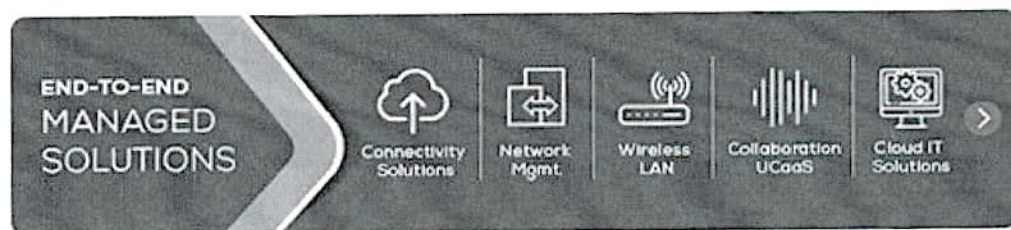
Good Afternoon,

Attached is Frontier's response to the Navajo Nation Broadband Initiative. I welcome the opportunity to present our proposal and look forward to scheduling a time to discuss.

If there are any questions, please let me know.

Kind regards,

Suzanne Patterson
Enterprise Account Executive
M 562-275-9716
suzanne.patterson@ftr.com
<https://enterprise.frontier.com>



This communication is confidential. Frontier only sends and receives email on the basis of the terms set out at http://www.frontier.com/email_disclaimer.

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*Isn't it time your business
was Custom(er) Fit?*

Navajo Nation Broadband Initiatives Proposal

8/24/2020

Customized Solution Presented By:

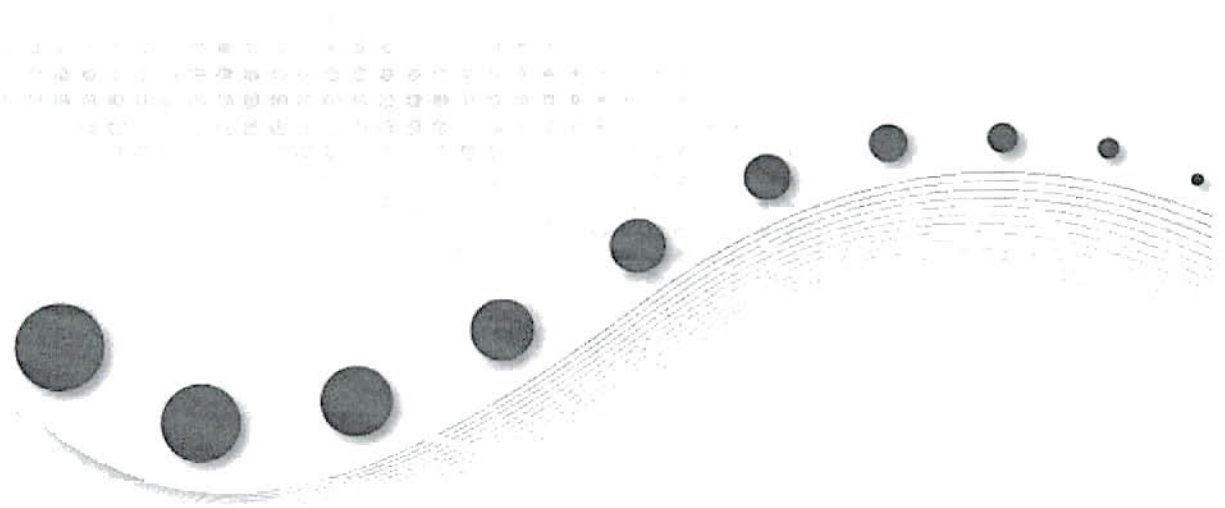
Suzanne Patterson

Enterprise Account Executive

Frontier Communications®

Office (562) 275-9716

suzanne.patterson@ftr.com





Frontier Communications Corporation
401 Merritt 7, Norwalk, CT 06851

8/24/2020

Frontier Communications is pleased to present this proposal to Navajo Nation in response to your request for CARES ACT funding. Please find our response attached.

Frontier's goal is enhancing our relationship with the Navajo Nation, bettering your experience of working with Frontier and the team that supports the Navajo Nation, and ultimately delivering a quality product for the entities and the citizens of the Navajo Nation. We have a relationship that has spanned decades, and we appreciate the opportunity to propose how we can enhance that relationship and experience with Frontier in the coming years. We see the opportunity presented by the CARES ACT funding to accelerate the performance of our network and assist the Navajo Nation capture funding to provide infrastructure for work from home, learn from home, and remote medical access.

As your largest provider on the Navajo Nation, our proposal is intended to deliver solutions that are able to be acted on quickly, but also with future planning to grow and better the performance of our network, and ultimately our relationship between both parties. Frontier will demonstrate several options on enhancements, many of which will require no capital costs from the Navajo Nation, as well as some potential suggestions on if any additional CARES Act funding is provided, or re-allocated. Our commitment to you is that the below are items that we can act on quickly and will drive immediate benefits to many in the Navajo Nation. We envision three separate ways to assist immediately.

- Currently Frontier has approved millions of dollars of enhancement projects that will be discussed below. These projects do not require any investment from the Navajo Nation, but assistance is needed in accelerating approvals, permits etc.
- Potential enhancements in the middle mile by utilizing CARES ACT funding. The items discussed will show that we can execute quickly (by December 31) on these planned upgrades, as they require little to no construction. The performance of the network would increase dramatically.
- Total solutions for long term growth and enhancements of our partnership and network.

Plan for Engagement with The Navajo Nation

There have been several things that Frontier has done in the past couple of months to serve Navajo Nation as best as we can. From a people perspective, Suzanne Patterson is your dedicated Account Manager. She is the best point of contact for all items that pertain between your organization and Frontier. In this capacity, she will serve as Frontier's direct connection to the Navajo Nation.

To better support your organization, we have assigned dedicated executive sponsors for both business and technical items. Additionally, the Navajo Nation will be supported by a dedicated customer support individual, billing expert, and account manager. This allows for a streamline engagement strategy between the two organizations.



General Information

As the largest provider of connectivity, Frontier has a responsibility to ensure enhancements based on the needs of your business and residents. A suggestion on how we can facilitate this is weekly, monthly, and quarterly business reviews to discuss both tactical and strategic items around all aspects of our engagement.

Frontier, and the team supporting the Navajo Nation, are excited to grow and partner with you as we have for the past few decades.

Included in the content below is a proposal that is very advantageous from a cost and performance standpoint, but more specifically, something that we are confident can be executed on or by the CARES ACT funding due date of December 31, 2020. You will see documentation, network maps and diagrams for our network plans. Additionally, Navajo Nation will see requests for information and access so accelerate the actions that Frontier can take with no cost to The Nation.

Please do not hesitate to contact me if you need more information or have questions.

Sincerely,

Suzanne Patterson
Enterprise Account Executive
suzanne.patterson@ftr.com

Nature of Proposal

Frontier Communications of America, Inc., on behalf of itself, and where applicable, on behalf of its local exchange carrier and service affiliates, ("Frontier"), hereby proposes to provide the services identified in this response to the Request for Proposal for Navajo Nation. Customer includes its employees, agents and entities controlled by it. This proposal is submitted in good faith with the intention of negotiating a legally binding definitive agreement following an award of business to Frontier.

Frontier does not consider the proposal itself to be a legally binding offer to contract. Frontier's proposal will serve as the starting point for negotiation between the parties of a resulting contract that contains mutually agreeable terms and conditions. For avoidance of any doubt, in the event of an award to Frontier, Frontier will provide Customer with a written agreement that includes mutually agreeable terms and conditions. Frontier expects that neither the RFP nor Frontier's proposal will be incorporated in any definitive agreement, but such agreement will address the topics in this RFP and Frontier's proposal and supersede both.

Confidentiality Statement

The attached documentation, and any oral communications regarding such documentation (collectively, the "Frontier Materials"), are the property of Frontier and contain confidential and proprietary information of Frontier and are submitted to Customer, in confidence subject to the following:

The Frontier Materials may be used by Customer solely for the purpose of evaluating Frontier's products and services for possible purchase by Customer. Customer agrees to treat such Frontier Materials, including, without limitation, any pricing, terms and conditions, and any information relating to Frontier's technology, business affairs, or marketing or sales plans, as strictly confidential.

Customer agrees not to copy the Frontier Materials, in whole or in part, or disclose them to others, except to persons who have a need to know for the evaluation purpose stated above and who agree, in advance, in writing, to be bound by this provision, except as may be required by law. If Customer is required by law to disclose the Frontier Materials (including, without limitation, pursuant to any Freedom of Information Act request), Customer shall timely notify Frontier of such compelled disclosure so that Frontier has a reasonable opportunity to limit or challenge such disclosure. Upon written request by Frontier, Customer agrees to promptly return or destroy and verify in writing the completeness of the return or destruction of all tangible Frontier Materials.

Restriction on Disclosure and Use of Data

This proposal includes data that shall not be disclosed outside of your organization and shall not be duplicated, used, or disclosed, in whole or in part, for any purpose other than in connection with your evaluation of this proposal. If, however, a contract is awarded as a result of, or in connection with, the submission of this proposal, you shall have the right to duplicate, use, or disclose the data only to the extent provided in the resulting contract. This restriction does not limit your right to use data contained in this proposal if it is lawfully obtained from another source without restriction or to disclose such data as may be required by law. If your organization is required by law to disclose such data (including, without limitation, pursuant to any Freedom of Information Act request), you shall timely notify us of such compelled disclosure so that we have a reasonable opportunity to limit or challenge such disclosure.

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Customer agree that in the event of a breach or threatened breach of confidentiality, in addition to other remedies, Frontier shall be entitled to seek specific performance and injunctive or other equitable relief. Customer shall be liable for its breach of the terms above. Customer's review, use, or disclosure of the Frontier Materials shall constitute acceptance of the terms above.

Pricing Disclaimer

Notwithstanding anything to the contrary in the RFP, and unless otherwise indicated in this proposal, prices do not include all taxes (including, but not limited to, sales, use, utility, gross receipts, and VAT), similar tax-like and tax-related charges, and other surcharges levied as a result of receipt of the services from Frontier. Frontier's proposed pricing is based upon its response to this RFP. Frontier reserves the right to adjust the proposed pricing, if Customer, does not accept the proposal in its entirety. In addition, unless otherwise noted, all third-party charges are subject to change during the service term.

Validity Period

Unless otherwise stated in this proposal, this proposal is valid for a period of ninety (90) days from the date submitted. During this period promotions may expire and rates, charges, and/or discounts may fluctuate with changes in the Tariffs or Guidebook unless fixed in this RFP or otherwise negotiated by the parties.

Frontier's Proposal

There are three essential elements to Frontier's proposal. All of these elements speak towards immediate action, our investment at NO COST to the Navajo Nation, and potential partnering investments between the two parties.

Section 1: Expedited ROW for current project to meet demands.

Frontier is investing \$12 million into the Navajo Nation but is awaiting approval for permitting. There is ZERO DOLLARS required from the Navajo Nation to accomplish this. This section will show the information of these deliverables. More importantly, what is needed to get these completed ASAP from Frontier and Navajo Nation.

Section 2: CARES Act Funding request: \$10,000,000.

Frontier can use CARES act funding to increase internet services before 12/31/2020 that will benefit the Navajo Nation along Frontiers coverage area. Projects that can be executed on quickly (by Dec 31) geared towards utilizing CARES ACT funds (whether they be newly awarded or re-allocated) to greatly enhance remote workability.

Section 3: Commitment to a long-term partnership with the Navajo Nation.

To fully showcase the capabilities and enhancements, there will still need to be dialogue around getting questions answered around the scope of the work/learn from home, as well as plans to build out in the Navajo Nation. Some of these will be listed below.

List of Assumptions:

- 1- That Navajo Nation will work with Frontier to continue to develop the scope and timelines for projects
- 2- There are other projects in motion with other providers, and Frontier can assist with making those more impactful

Thank you for your time, and we look forward to having a discussion around next steps.

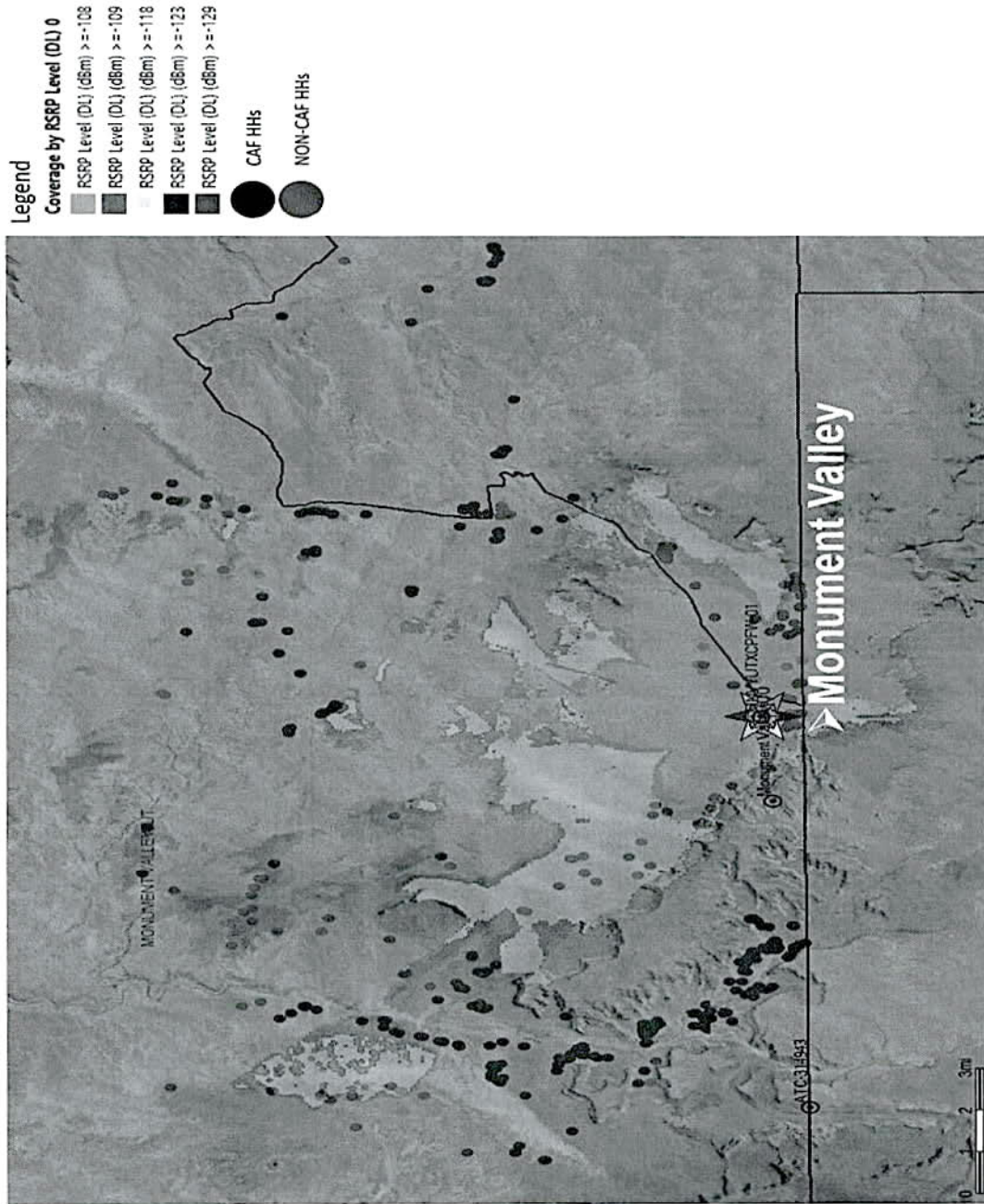
Section 1: Expedited ROW for current project to meet demands.

Quick Overview: The following items require ZERO dollars from the Navajo Nation. What is asked is for the assistance in expediting or assisting with permits to be awarded. Below are three specific projects, that if we can get the necessary approvals by 9-1-2020, we will be able to complete this work by Dec 31, 2020. There additionally are several other projects that we would request the Navajo Nation to work with us on, that will have completion dates into 2021. The total investment that Frontier is looking to make is close to \$12M.

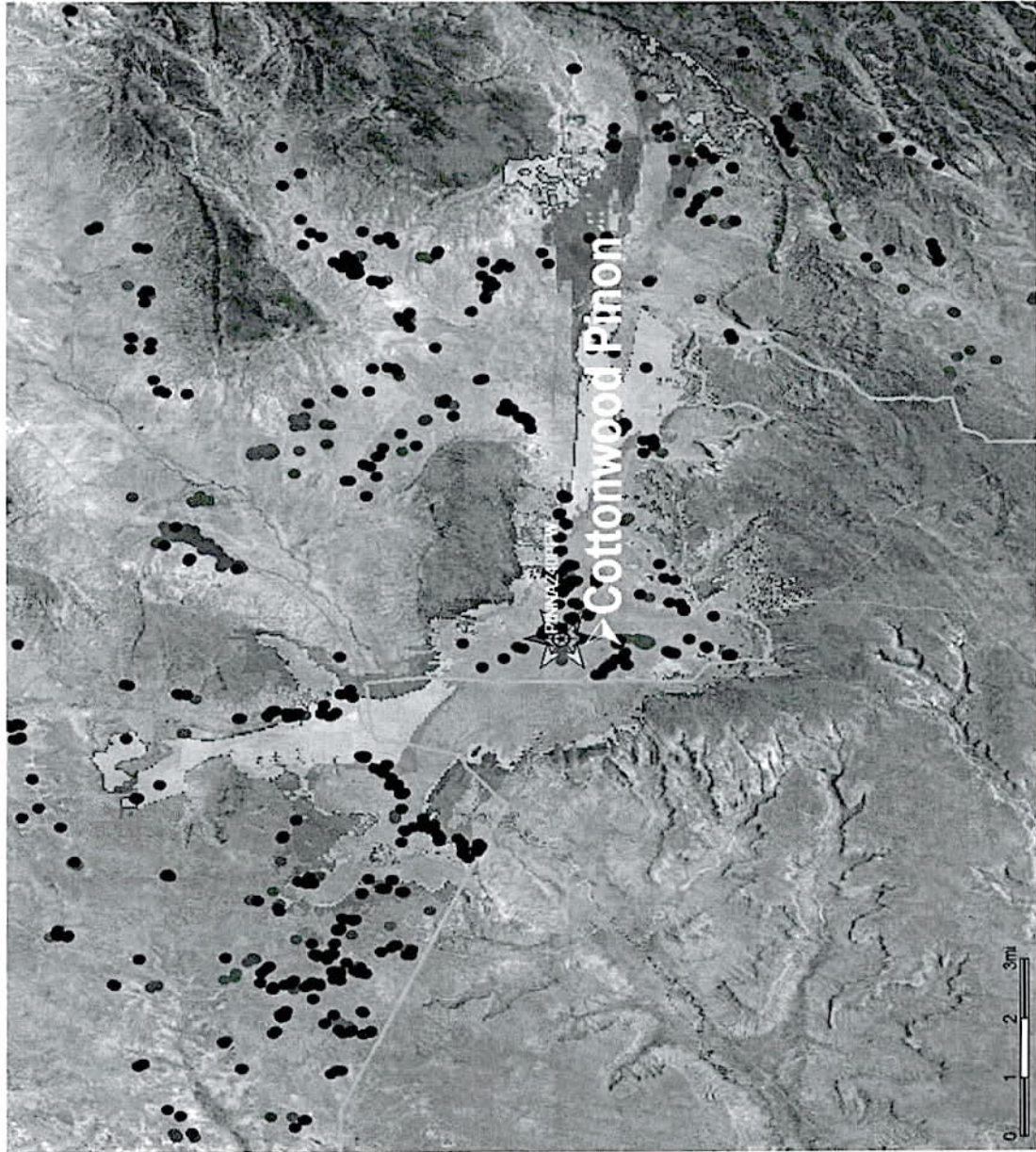
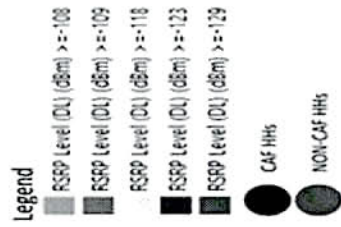
Frontier has already approved and allocated funding to impact the current environment positively. The multi-million-dollar expenditure would not require any capital investments from the Navajo Nation, CARES Act, or any additional other programs. It is Frontier's own investment, but we will need some assistance in advancing permits/permissions. The Navajo Nation would gain immediate benefit by approving our projects. The delivery depends on the commitment to advancing this from the Navajo Nation council to expedite and approve permits.

- Tens of millions of dollars allocated and approved. These are in a variety of status of execution.
- There are many projects that can enhance the Navajo Nation, and regardless of timing we will continue to engage on those activities.
- There are three specific projects that are stuck due to approvals that are required. With assistance in allowing us to move forward, we will be able to deliver high speed internet to close to 500 homes, at no cost to Navajo Nation, or utilizing CARES ACT Funding.
- Below are the projects, and supporting maps/documentation
 - Monument Valley- Zero dollar investment needed from the Navajo Nation
 - New 80' slim line pole to provide Wireless Internet Service
 - 119 Households covered
 - Cottonwood Pinon- Zero dollar investment needed from the Navajo Nation
 - New 100' slim line pole to provide Wireless Internet Service
 - 230 Households covered
 - Leupp/Tolani Lake- Zero dollar investment needed from the Navajo Nation
 - New 50' slim line pole to provide Wireless Internet Service and improved capacity of current microwave link
 - 133 Households covered

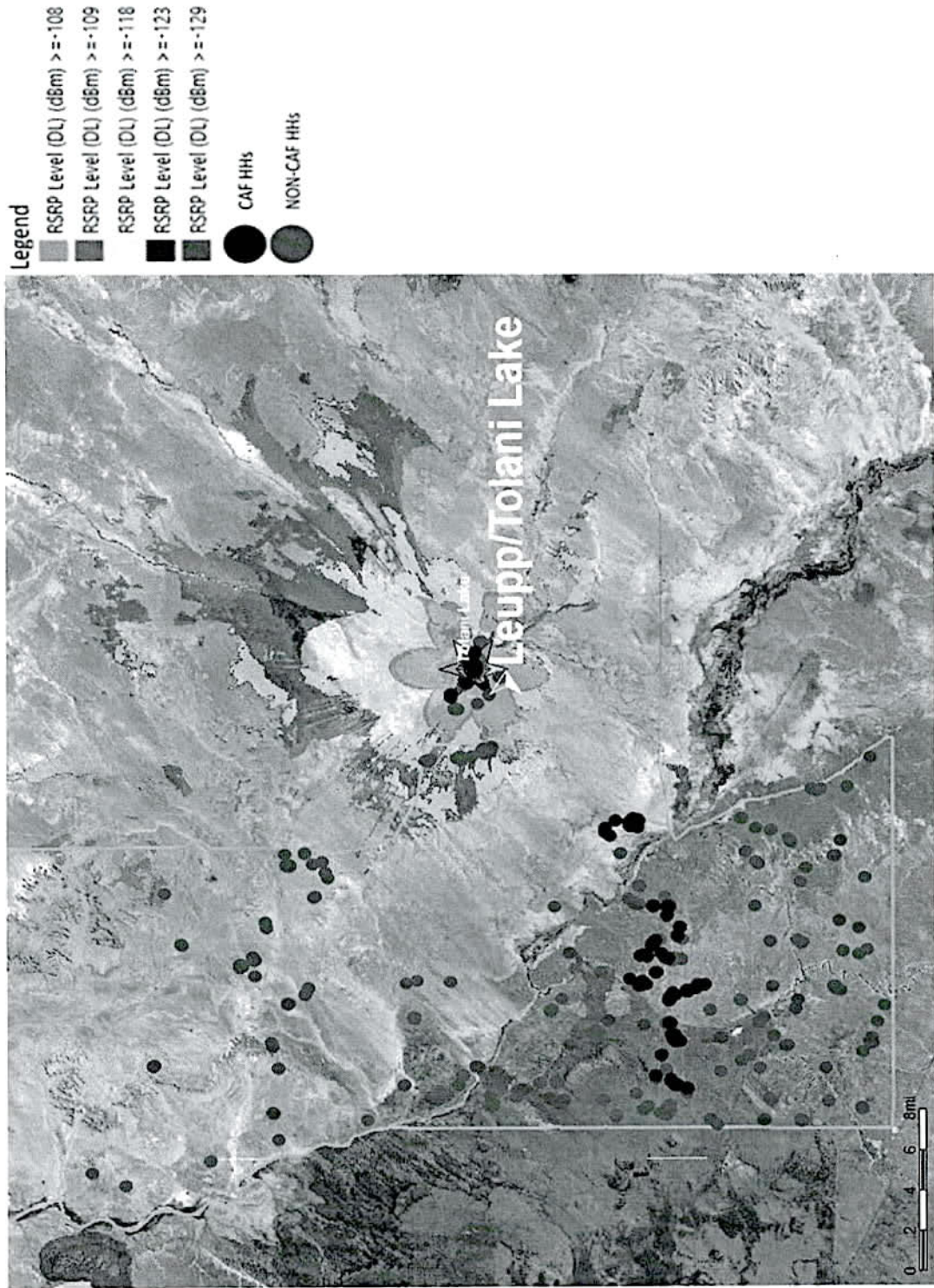
Coverage Map – Monument Valley



Coverage Map – Cottonwood Pinon



Coverage Map – Leuppp/Tolani Lake

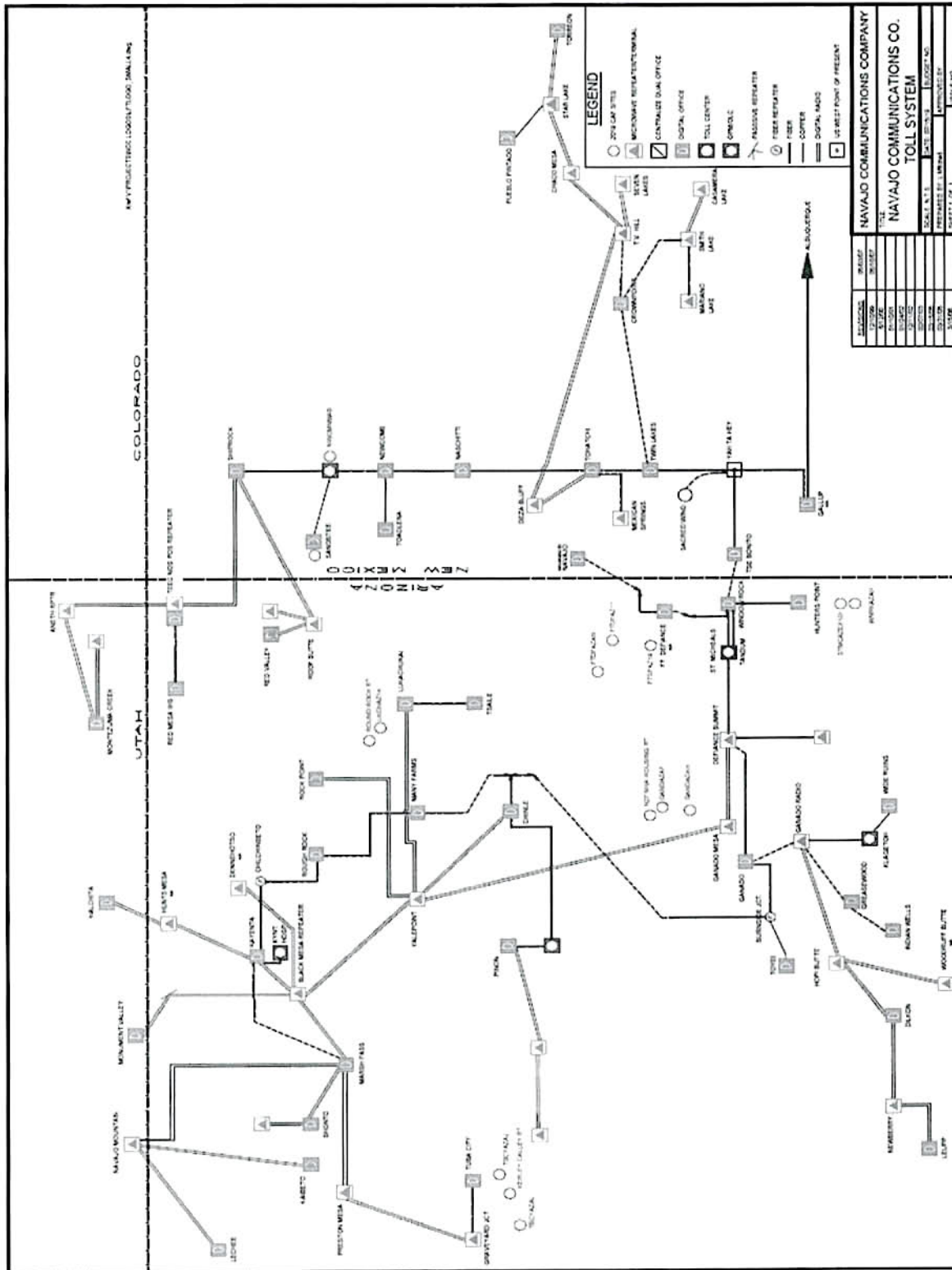


Site Orientation within Navajo Nation & FTR Boundaries **Frontier** COMMUNICATIONS

	Navajo Nation Reservation Boundary
	Frontier Wire Center Boundaries



Network Map



Section 2: CARES Act Funding request: \$10,000,000.

Quick Overview- Below are suggestions on projects related to CARES Act funding that we want to recommend to the Navajo Nation. All of these require additional discovery from the Navajo Nation. What is specifically requested is overviews of Impact (how many people are in specific areas as an example), additional projects awarded, and speed of responsiveness.

Proposed Projects:

- 1- 2.1 Upgrade the Backhaul to Albuquerque
- 2- 2.2 Deliver Service to 2026 Households
- 3- 2.3 Provide Assistance to Existing Projects

Frontier understands that there was funding allocation that occurred towards the beginning of August. We were thrilled to hear that the funding for that amount was approved and wanted to provide suggestions / solutions IF additional funds are requested and/or reallocated for better use as determined by impact and delivery timelines.

There are a few areas of improvement that we humbly suggest CARES ACT Funding could be utilized for. Below you will see several specific suggestions, and as much detail as we can provide. The final determination of actual costs, timeline, and outcomes would warrant a discussion with the proper parties on impact and feasibility.

2.1 Upgrade the Backhaul to Albuquerque

One specific item that has been discussed is an improvement on our backhaul to Albuquerque. This is something that can be delivered in a matter of weeks and will open up substantial benefit of high-speed internet to the residences and business that are on or near our network. To deliver specifics on this proposal, we would need more information from the Navajo Nation to determine roadmap, timetables, and what the definition of improvement is. We look forward to having this discussion, regardless of the CARES funding potential, as we see this a great way to grow our interaction. The title of Backhaul to Albuquerque is specific, but also attempts to say that there are projects that we can continue to deliver on, but we jointly have to build the scope for the project as it applies to CARES Act Funding.

2.2 Deliver Service to 2026 Households

A second item identified was looking at the CAF2 projects that we had applied for but were denied due to the high cost per household. The list below represents 2026 households that we believe that we can service. In regard to the CARES ACT Funding, we would request to work with the Navajo Nation to discuss highest impact, evaluate the delivery times, and finalize cost. In an ideal world, without a deadline or funding requirements, the below items have an estimated cost of under \$10,000,000 M to complete. We look forward to working with you to define the highest impact, and how CARES may be able to expedite these projects.

State	Exchange	Site Name	Estimated House Holds	Estimated Cost
AZ	BOUSE	BOUSAZXC005	28	181240.7
AZ	CASTLE ROCK	KENNETH	14	19773.1

AZ	COTTONWOOD PINON	PIWPP PED 6 BIA -291	33	643131.5
AZ	COTTONWOOD PINON	BIA 291	27	526198.5
AZ	COTTONWOOD PINON	BLUE GAP	51	993930.5
AZ	COTTONWOOD PINON	HWY 4 & 8046	39	447283.4
AZ	COTTONWOOD PINON	HWY 251	66	761332.8
AZ	Cottonwood/Pinon	ROUTE 67 3-100PED56	19	67330.33
AZ	Cottonwood/Pinon	LOW MTN	81	265777.6
AZ	DENNEHOTSO	PSA06/RTE 118	26	256416.7
AZ	DENNEHOTSO	PSA07/RTE 6460	7	48078.13
UT	LA SAL	WOODLAND/RAY MESA	11	81814.07
UT	LA SAL	Browns Hole	7	206642.3
UT	LA SAL	Dry Valley	13	442805
NM	CROWN POINT	LITTLE WATER NHA COMPOUND	29	146816.5
NM	CROWN POINT	LAKE VALLEY CHAPTER	4	142854.7
NM	CROWN POINT	CASAMERO LAKE NHA	62	481277
NM	CROWN POINT	RTE 11 W/O Mariano Lake	24	198685.1
NM	CROWN POINT	FDH RTE 371	23	821414.6
NM	CROWN POINT	FDH Big Point Rd	18	139725.6
NM	CROWN POINT	RTE 48E	43	321910.4
AZ	DILKON	CO DILKON	136	429482.1
AZ	DILKON	DILKON NHA	51	155651.2
AZ	DILKON	ROUTE 60	12	34589.15
AZ	HEBER	CAMPER LAND	16	814732
AZ	KAIBETO	USHWY 160	6	57483.1
AZ	LAKE HAVASU CITY	SMOKETREE	1	16811.68
AZ	LECHEE	PSA-01 RTE 20	43	321000.9
AZ	LEUPP	LEUPP RD & TOWER	16	122681.7

AZ	LEUPP	LEUPP RD & UNKNOWN ST	35	253031
NM	TSE BONITO	HWY 264 & CARDEN LN	17	240680.9
AZ	LEUPP	LEUPP RD & RD 6910	37	207025.4
AZ	PARKER	MOHAVE RD	64	866982.2
AZ	PEACH TRUXTON SPRINGS-	Crozier Springs	35	1351220
AZ	PEACH TRUXTON SPRINGS-	F 12062 N STATE HWY 66, TXTN PED 12062EUS66HY	40	682259.8
AZ	POSTON	CO POSTON	65	277861.2
AZ	POSTON	E Eddy Rd @ Ped 0:54:0:374407	14	73718.22
AZ	POSTON	Mc Cabe Rd & Mohave Rd	92	447981.2
AZ	POSTON	Navajo Rd & Mohave Rd	46	232496.6
AZ	POSTON	BURNS/MOHAVE	135	771208.9
AZ	POSTON	Agnes Wilson Rd & Mohave Rd	92	482005.1
AZ	SHOW LOW	HAR-1/FAIRWAY PARK	3	9097.5
AZ	SHOW LOW	CRANMER	46	136496.7
AZ	SPRINGERVILLE	EAST CENTRAL	10	7570.508
AZ	TUBA CITY	WILLOW SPRINGS	39	1153213
UT	MONUMENT VALLEY	MNVYUTXCPFW-02	98	719054.9
UT	MONUMENT VALLEY	MNVYUTXCPFW-03	87	630099.7
AZ	WHITERIVER	CEDAR CREEK	122	568275.8
AZ	WIKIEUP	Troya Canyon	43	631930

Frontier and the Navajo Nation are working together to quickly identify what success looks like, how quickly, and for what cost can potentially serve over 2000 households immediately.

2.3 Provide Assistance or Enhancements to Existing Projects

Frontier is committed to leveraging being the largest provider for the Navajo Nation and assisting the Navajo Nation with enhancements that other providers may have proposed. We want to continue our role as the chosen strategic partner for the Navajo Nation. This has been demonstrated through our engagement with Navajo Technical University as we collaborate to increase their bandwidth capacity to 100G and our recent conversations with Dine College to revisit their network topography.

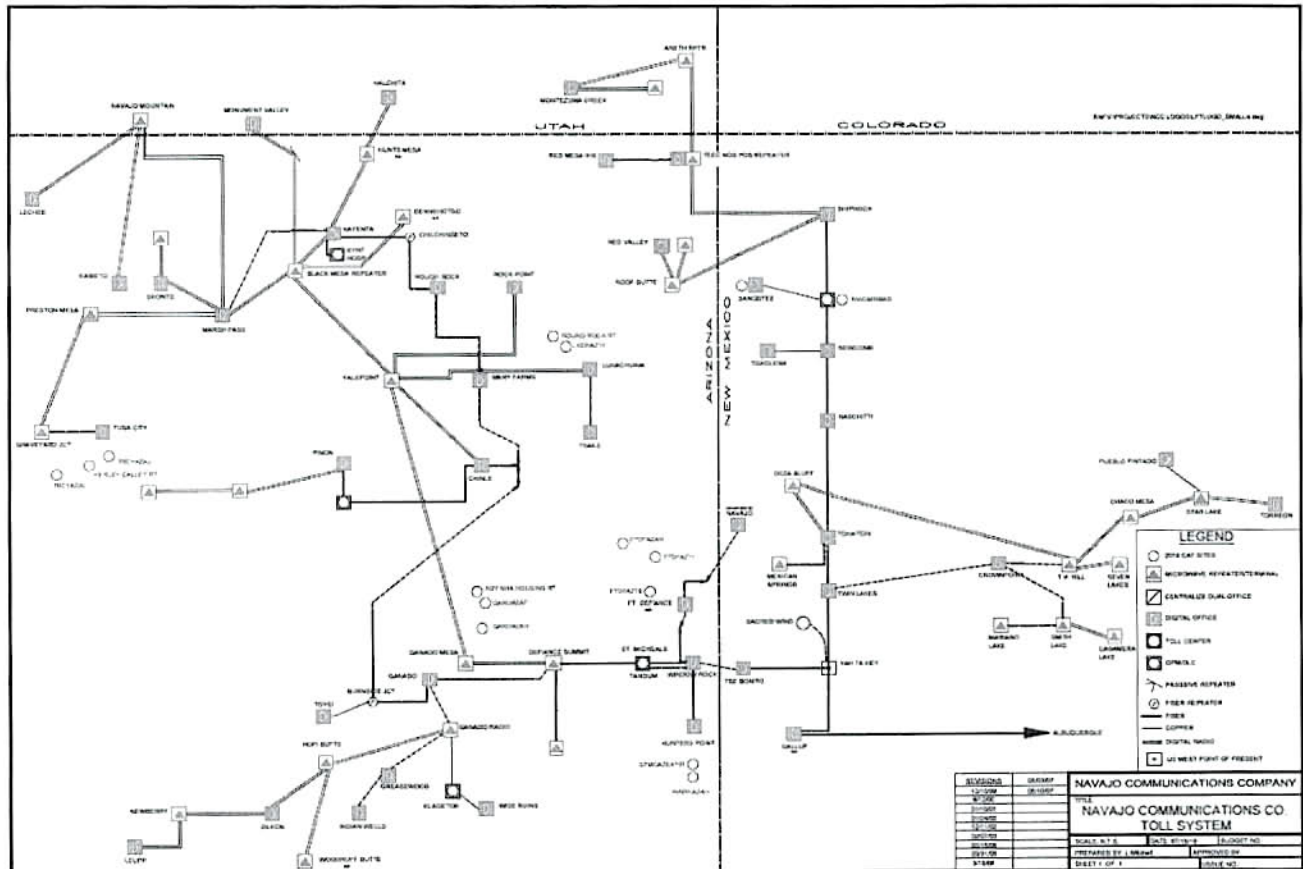
Based on our understanding, we have several suggestions on ways that we can continue to partner on delivering enhancements on behalf of the Navajo Nation. Below are topics for discussion that we have experience executing on, and may be of use the Navajo Nation

- 1- Sublicensing of Wireless Partners- We can discuss the utilization and ownership of assets, and would aggressively entertain the idea of enabling the Navajo Nation's ability to create a revenue center under its wireless coverage
 - a. One of the suggestions would be a way to turn this into a revenue center for Navajo Nation. We have decades of experience here, and our wireless technicians are available to assist with any delivery of scope.
- 2- Continue to work with NTUA on the delivery of network projects, and enhancements of its reach on the Navajo Nation. Frontier as the largest provider on the Navajo Nation today, can immediately enhance the working relationship to better perform for the Navajo Nation as a whole
- 3- Enhancements of our network. We understand that some funding has already been approved. Our role as the largest provider to the Navajo Nation is one that can have expediency around. We would request a discussion with the Navajo Nation to better understand the projects that have been funded, our role in the enhancement, and how we can partner together.
 - a. As a caveat to this discussion. Our foundational network inherently can be modified quickly. We would request to understand if there are any projects or areas of impact that funds may be better served on working with Frontier to improve its performance, to truly elevate the funded projects. We feel strongly that with the collective efforts, bandwidth across the Navajo Nation can be very positively impacted with funds from the CARES ACT.

Additional Material for Review

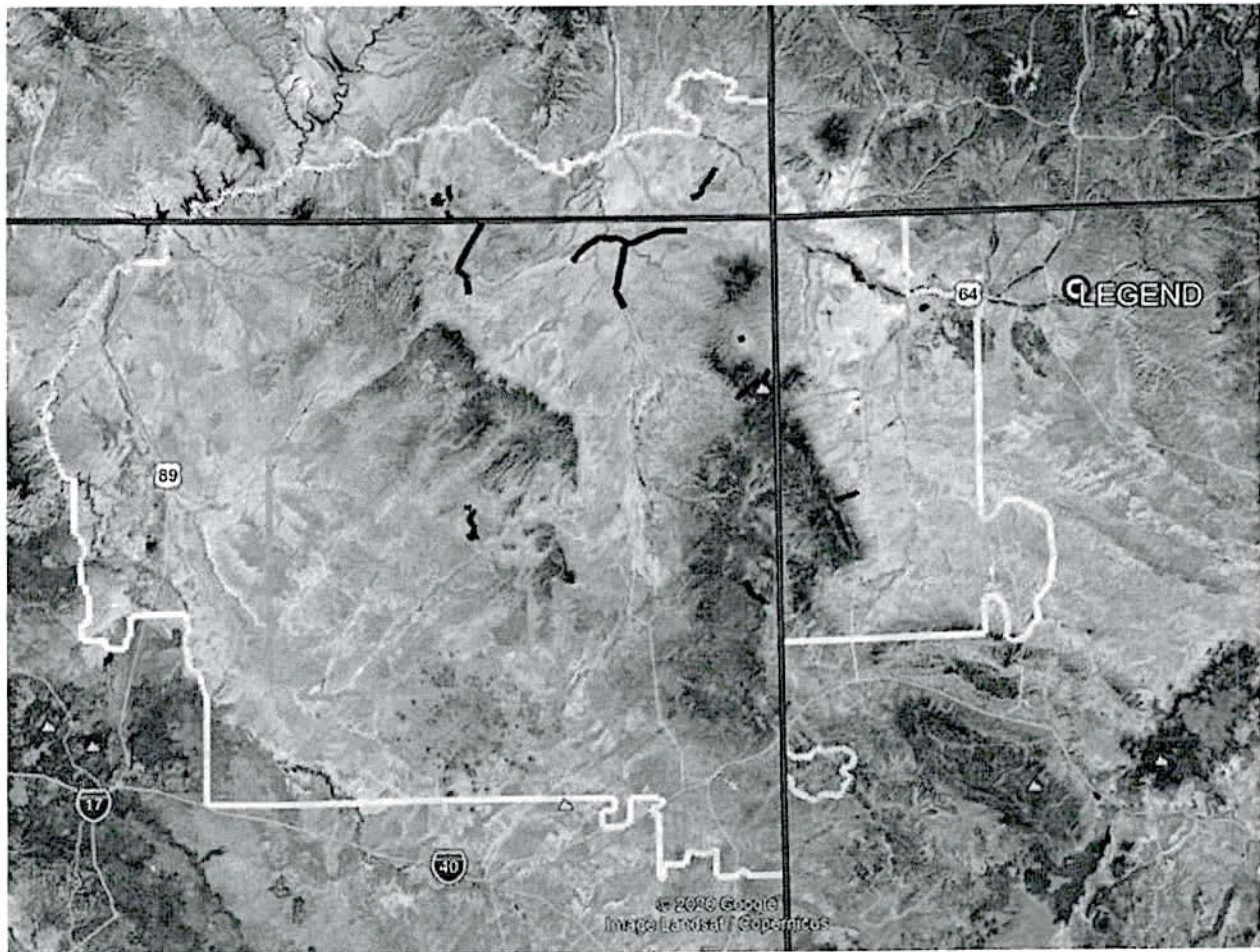
In the following pages, you will receive visuals of our network maps and diagrams.

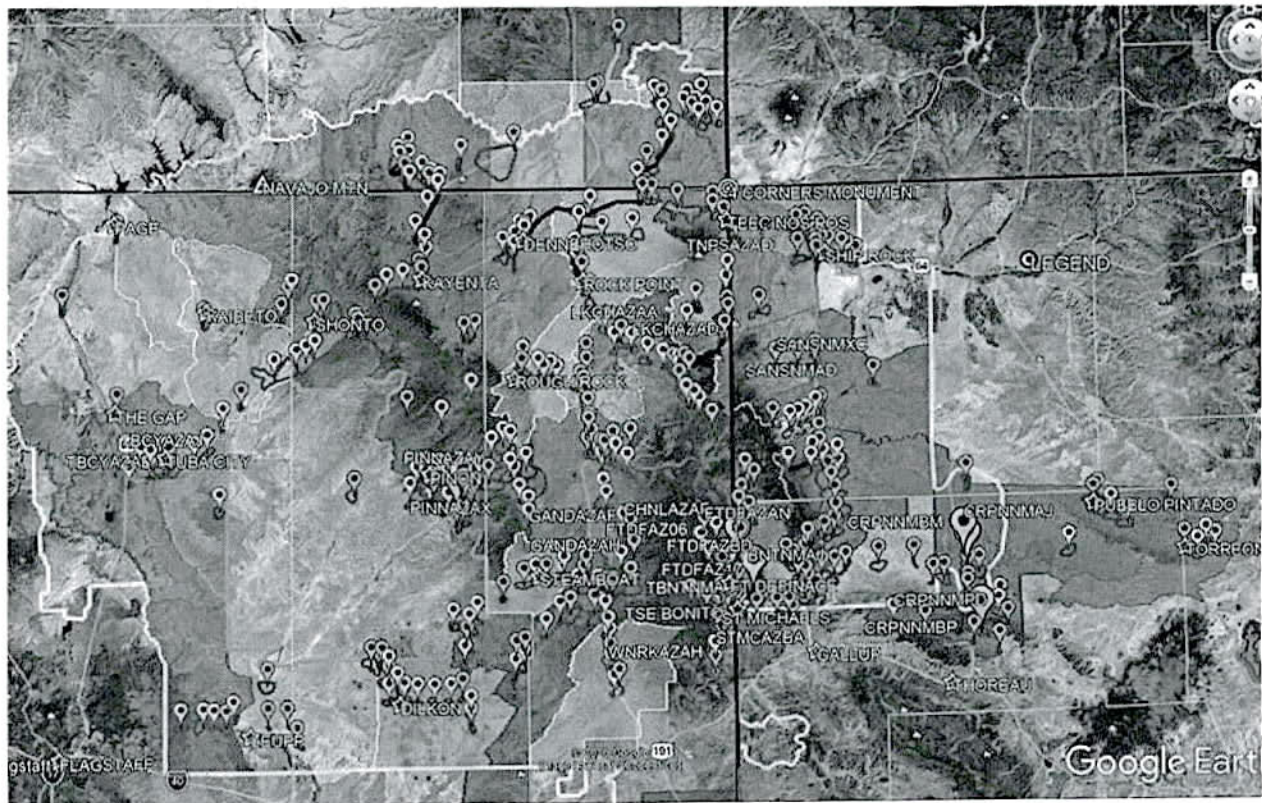
Network Maps

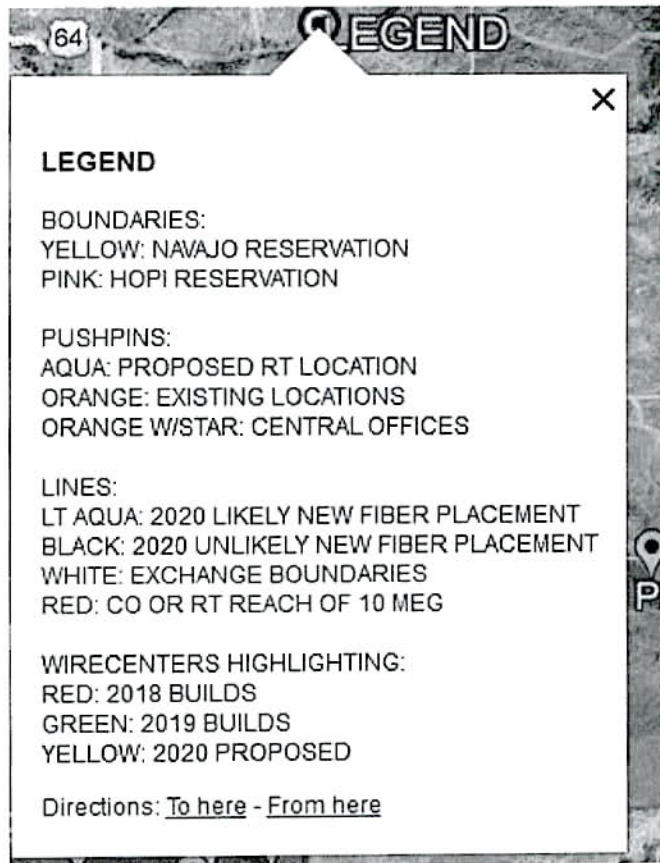




Attached are screen shots from the available .KMZ file







Section 3: Commitment to a long-term partnership with the Navajo Nation.

Thank you for this opportunity to present our proposal. Our next step would be to engage with your leadership team directly to discuss in more depth the impact and process to drive these projects quickly. In the short term, we look forward to assisting the households with students, medical professionals, and those working from home. To reiterate, Frontier's goal is enhancing our relationship with the Navajo Nation, bettering your experience of working with Frontier and the team that supports the Navajo Nation, and ultimately delivering a quality product for the entities and the citizens of the Navajo Nation. We will accomplish this by focusing on the CAF and CARES projects in the short term and continuing to build our long-term relationship.

Customized Solution Presented By:

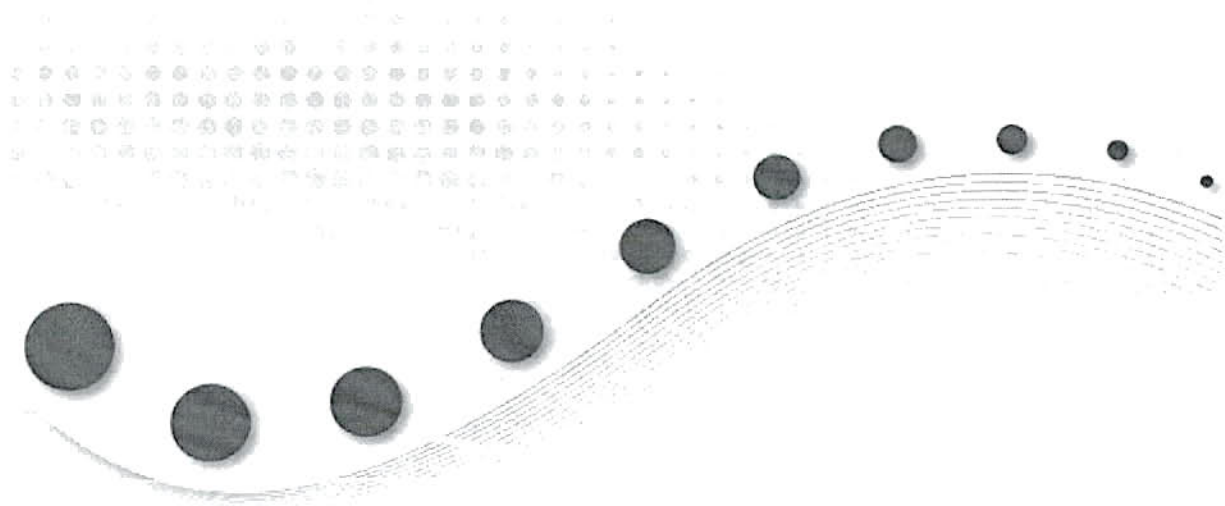
Suzanne Patterson

Enterprise Account Executive

Frontier Communications®

Office (562) 275-9716

Suzanne.patterson@ftr.com



.....
Frontier
BUSINESS

*Isn't it time your business
was Custom(er) Fit?*



The Kayenta Township Commission

P.O. Box 1490 Kayenta, AZ 86033 Telephone: (928) 697-8451 FAX (928) 697-8461 www.kayentatownship-nsn.gov

August 26, 2020

VIA EMAIL TO: comments@navajo-nsn.gov

Tom Platero, Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515

Re: Legislation No. 0209-20

Dear Mr. Platero:

The Kayenta Township is providing comments on Legislation No. 0209-20. The legislation would approve expenditure plans to allocate funding that the Navajo Nation received from the Federal government to prepare for and respond to the unprecedented COVID-19 pandemic. See Coronavirus Aid, Relief, and Economic Security Act, Pub. L. 116-136, 134 Stat. 281 (2020) (hereinafter "CARES Act").

On June 25, 2020 and again on August 6, 2020, as directed, the Township submitted its request, and a proposal, with budget, for the Township to be included in CARES Act funding legislation. The Township's requests (enclosed herewith without exhibits) were submitted to all three branches of the Navajo central government, as directed by the Navajo Nation President in his line item veto of CJN-47-20, when the President specifically struck out the Township from the legislation. See July 4, 2020 Letter from President Nez and Vice President Lizer to Speaker Damon (accompanying the President's line-item veto of CJN-47-20) ("The Kayenta Township may present an expenditure plan to the Branch Chiefs for consideration.").

The Township is a Navajo Nation home-rule municipality with the general authority and responsibility to govern for the welfare of the Township, the Township's employees, its residents, and local businesses.¹ As is a political subdivision of the Navajo Nation, the Township's only access to CARES Act funding for Tribal Nations is through the Navajo central government. As with other Navajo governments on the Navajo Nation, including the central government, the Township has incurred significant hardship and costs in addressing the COVID-19 pandemic. As

¹ See 2 N.N.C. §§ 4081-4086, as amended; ACN-181-86 (Nov. 13, 1986) (established the boundaries for the Township); CJY-42-03 (July 25, 2003) and CAU-47-03 (Aug. 29, 2003) (established Home Rule); *Kayenta Township Comm'n v. Ward*, 9 Nav. R. 481 (Nav. Sup. Ct. 2011) (confirming the Commission's home rule authority for all inherently governmental functions and holding that it has the actual right of possession to lands withdrawn for the Township).

a matter of Navajo fundamental fairness to the Township and its Navajo citizens and local businesses, the Township is entitled to a fair share of the CARES Act funding allocated to the Navajo Nation. Thus, the Township is requesting, in the best interest of the Township and the Navajo Nation, and the Nation's citizens and businesses, that Legislation No. 0209-20 be amended to include an Expenditure Plan for the Township. Such amendment, with the Township's proposed Expenditure Plan, is being separately submitted to President Nez and Speaker Damon for their consideration.

Thank you for your consideration of the comments of the Kayenta Township on Legislation No. 0209-20.

Sincerely,

THE KAYENTA TOWNSHIP

A handwritten signature in black ink, appearing to read 'Gabriel Yazzie', written over the printed name.

Gabriel Yazzie
Town Manager

c: Ed Seaton, Chairman, Kayenta Township Commission

Enclosures (without exhibits)



The Kayenta Township Commission

P.O. Box 1490 Kayenta, AZ 86033 Telephone: (928) 697-8451 FAX (928) 697-8461 www.kayentatownship-nsn.gov

June 25, 2020

VIA: sdamon@navajo-nsn.gov

Honorable Seth Damon
Speaker of the Navajo Nation Council
Office of the Speaker
P.O. Box 3390
Window Rock, Arizona 86515

Honorable Jamie Henio
Chairman, Budget and Finance and Committee
c/o Office of the Speaker
P.O. Box 3390
Window Rock, Arizona 86515

RE: Navajo Nation CARES Funding for the Kayenta Township

Dear Honorable Speaker Damon and Honorable Chairman Henio:

On behalf of the Kayenta Township (the "Township"), I am respectfully submitting a proposal, attached hereto as Exhibit "A" (the "Proposal"), for inclusion of the Township in the Navajo Nation's Expenditure Plan(s) for the use of the Navajo Nation CARES Fund ("Expenditure Plan"). Pursuant to Council legislation, Expenditure Plans are to be created for the \$600,559,530.10 that the Navajo Nation received from the Federal government to prepare for and respond to the unprecedented COVID-19 pandemic. *See* Navajo Nation Council Resolution CMY-44-20, § 2(M) (May 30, 2020) (hereinafter "Resolution CMY-44-20"); *see* Coronavirus Aid, Relief, and Economic Security Act, Pub. L. 116-136, 134 Stat. 281 (2020) (hereinafter "CARES Act").¹ The Township is explicitly authorized to be included in the Expenditure Plans. Resolution CMY-44-20 §§ 4(A)(2), (4) (authorized by the Navajo Nation); Kayenta Township Commission Resolution KTCMY-23-20 (authorization by the Commission to submit this Proposal) (attached hereto as Exhibit "B").

The Township certifies that the activities in the enclosed Proposal are necessary expenditures incurred due to the public health emergency with respect to COVID-19; were not accounted for in the Township's budget as of March 27, 2020; and will be incurred from March 1, 2020 through December 30, 2020. *See* 12 N.N.C §§ 2604(B)(1)-(3), (4)(c)-(d), as amended;

¹ The Township qualifies for funding whether the Navajo Nation President's line item veto(s) in CMY-44-20 remain extant or are overridden the Council.

Resolution CMY-44-20 § 2(F). The Township also certifies that the proposed activities in the Proposal will be completed before December 30, 2020, in accordance with the requirements cited next above. Additionally, the Township certifies that the activities in the enclosed Proposal shall only be used for the purposes specified in the Navajo Nation CARES Fund Act (the "Act"). *See* 12 N.N.C § 2604(B)(4); Resolution CMY-44-20 § 4(A)(2).

The Township also certifies that it will administer, manage, and expend the funds consistent with the Act, Resolution CMY-44-20, and other applicable laws and regulations of the Navajo Nation. *See id.* § 4(A)(9). Specifically, all funds will be administered by the Township, with the approval of the Town Manager. *See id.* § 4(A)(3). The specific person(s) and their job title who shall administer the funds on the Township's behalf are set forth in the Proposal, attached hereto as Exhibit "A." *See id.* § 4(A)(4). All funds will be administered in accordance with the Township's Finance and Fiscal Administration Ordinance² and the CARES Fund Expedited Procurement Rules and Procedures, as applicable. *See id.* § 4(A)(7).

Lastly, the Township requests that it be permitted to present its Proposal to the appropriate standing committees of the Navajo Nation Council in a work session or in testimony before such standing committees.

The Township may submit additional funding requests, as appropriate, such as for a program to assist local businesses impacted by COVID-19. Should the Navajo Nation need additional information from the Township, including additional detail concerning any of the enumerated funding requests, or if the Township is required to take any additional steps to receive funding from the Navajo Nation CARES Fund, please contact me at gyazzie@kayentatownship-nsn.gov or (928) 697-8451.

Sincerely,



Gabriel Yazzie
Town Manager, Kayenta Township

Cc: Ed Seaton, Chairman of the Kayenta Township Commission

Encl. (1)

² The Township's Finance and Fiscal Administration Ordinance is available at <https://kayentatownship-nsn.gov/Home/index.php/permits-and-codes>.

From: Gabriel Yazzie

Sent: Thursday, August 6, 2020 5:24 PM

To: 'Seth Damon' <sdamon@navajo-nsn.gov>; Jonathan Nez <jonathannez@navajo-nsn.gov>; JoAnn Jayne <jjayne@navajo-nsn.gov>

Cc: nb2902@yahoo.com; Paulson Chaco <paulsonchaco@navajo-nsn.gov>; Lashawna R. Tso <lrtso@navajo-nsn.gov>; 'stephenbetsitty@navajo-nsn.gov' <stephenbetsitty@navajo-nsn.gov>; Renae Hoshnic <rhoshnic@navajo-nsn.gov>; ed_seaton@outlook.com; Ed Seaton <eseaton@kayentatownship-nsn.gov>

Subject: Kayenta Township Request

Importance: High

Good afternoon,

Please see Kayenta Township's formal request, I have sent a copy of the June 25 letter to Speaker Damon's attention and a copy of the August 6th letter to Mr. Willie's attention. If possible I would like to meet and discuss our proposals to be considered through teleconference. The Township has put in a considerable amount of effort in trying to mitigate the spread of this virus and we have a workforce who is still working on providing the necessary services for our government to operate and provide for the citizens of Kayenta and surrounding communities.

I look forward to your valued responses branch Chiefs.

Thank you.

Gabriel Yazzie

Town Manager

928.697.8451 Office | 928.697.8461 Fax | gyazzie@kayentatownship-nsn.gov

Kayenta Township

P.O. Box 1490 | Kayenta, AZ 86033

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Author's Direct Contact Information:
(928) 537-0690 Ext. 2360-SOW /2361-PHX
tshaffery@cellularoneaz.com

August 26, 2020

RE: Smith Bagley, Inc. Public Comments to Legislation 209-20

Greetings Honorable Speaker Damon and Tribal Council,

Cellular One submits the following public comments with respect to legislation 209-20, specifically an expenditure fund plan in Section Three, (A)(2), which includes an appropriation of \$15,450,323 toward satellite services to connect Chapter locations and unidentified services to (5) Government Campus locations provided by Verizon and Diné Investments. Please note the following concerns:

1.) Citizen Internet Services. The Chapter connectivity project quoted at \$3,767,177 is largely redundant. All Chapter Houses currently have access to fixed-line DSL and/or satellite services, albeit many Chapters lack sufficient service quality from their providers and incur higher than market charges. A publicly available telecom study funded by the Navajo Nation Telecommunications and Regulatory Commission in 2018 identified this. The proposed project as proposed would be replacing last-mile equipment that in many instances already exists. Subsidizing Chapters for upgrading their current plans with local providers for higher bandwidth speeds and data caps is a more practical and speedier alternative.

Satellite support for broadband and LTE service is typically considered a temporary strategy for remote and third world regions when options for fiber and wireless backhaul do not exist. This is not the case for the Navajo Nation. Local Eligible Telecommunication Carriers (ETC) and NTUA have invested millions in private capital and leveraged federal funds, including the American Recovery and Reinvestment Act (ARRA) stimulus grant, to build infrastructure on the Navajo Nation. Utilizing existing permanent infrastructure is a more prudent and efficient approach. The proposal is not a permanent infrastructure plan for sustainable networks to support competition by multiple carriers. Additionally, Exhibit #3 does not indicate the bandwidth to be provided nor if it is intended to meet the federal definition of broadband speeds, which is 25Mbps down and 3Mbps up; or capacity to support multiple users and high bandwidth applications for video, online education, and public safety.

2.) Navajo Nation Government Campus Services. Exhibit #3 does not identify the location nor description of the services to be provided to the five (5) government locations. By not disclosing this critical information, it is impossible to assess the cost-effectiveness although Internet access should incorporate local Frontier or NTUA facilities. At a total two-year cost of \$11,683,146, it assumes a monthly service cost of \$3,806 per month for each location yet the quote does not even identify what would be procured. Without further information, the expenditure plan does not include the minimum data necessary to justify an appropriation that meets the CARES Act guidelines.

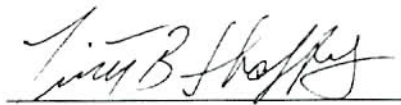
3.) Conclusion. The entire project as proposed fails to support ETC's. While Verizon is an acknowledged national carrier, it is not a local ETC provider offering a low-cost and subsidized

Lifeline service to Navajo residents. Furthermore, any LTE coverage will be limited to Verizon customers and not support roaming for other carriers. Effectively, the project will not take advantage of extended USAC federal funding and full commercial rates will apply once CARES Act funding ends.

In summary, Cellular One believes that the project outlined in Exhibit #3 is not a wise use of CARES Act funds and not in the best interest of the Navajo people.

Respectfully submitted,

Smith Bagley, Inc.

A handwritten signature in black ink, appearing to read "Timothy B. Shaffery", is written over a horizontal line.

Timothy B. Shaffery, Esq.
Chief Legal Officer

cc: comments@navajo-nsn.gov
24thnnc@navajo-nsn.gov
sdamon@navajo-nsn.gov
keebegay@mfcouncil-kbjr.com

0209-20 - Comment

Vernon Livingston <vl@navajo-msp.com>

Thu 8/27/2020 9:01 AM

To: comments <comments@navajo-nsn.gov>;

Comments for Navajo Legislators,

As you deliberate these new laws appropriating funding for many types of projects that will assist us Navajos around the CARES act funding please do keep in mind the Navajo People and the economy in mind. Most of these proposals are from outside entities non Navajo owned businesses that think they know how us Navajos run our business and our government and our people. It sad to see all this money leaving the nation being spent on temporary fixes.

I advise you do something creative to promote Local Navajo Business. A priority 3 to allow for us Navajos to submit proposals with our CIB numbers is an example. I see many NN programs already writing sole source proposals and not following the Navajo Nation procurement code. SubSection 332 in the procurement code specifically allowing pPriority 1 Businesses first access to bids or emergency projects such as this whole pandemic.

Why is the economic development setting the standard by not following procurement in attaining contractual services by Navajo Preference listed Businesses as stated by Navajo law? Why is OOC also doing the same? Things are already out of hand before we even spent a dollar.

I hope the NN council makes sound judgment and take into consideration Navajo procurement law as it supersedes CARES act funding law through Navajo Sovereignty.

Many programs are practicing insider trading by allowing private organizations to dictate program and Navajo needs to provide free capital venture for these already established multi million dollar businesses. What about Us Navajos? We get the crappy short term services while they walk away with the million dollar Manage service deals that leave the nations.

You hear executive directors sharing their plans and strategies with council delegates in, "on the record meetings" of how they Will use these preselected non Navajo priority or preference businesses. Unethical, unjust and unfair in not only my standards but Navajo nation standards.

Most of these business are not a sole source in the event of a covid 19 pandemic, as this is Unchartered territory; But our Navajo preference businesses are a sole source to our own economy.

See it how you want, I hope we all make the right decisions. I'll be Praying for u leaders as you make the tough decisions.

This also goes for previous legislation 114-20. In the event that we are not going to get an extension and our funding is locked up in the turmoil of our own demise I recommend allowing low income families a 60% portion per individual and then 30% - 20% allowance based on income. Help our most needy please.

Thank you,
Vernon Livingston

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THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0209-20

SPONSOR: Honorable Kee Allen Begay, Jr.

TITLE: An Action Relating To Law And Order, Resources And Development, Health Education And Human Services, Budget And Finance, And Naabik'iyáti' Committees, And The Navajo Nation Council; Approving And Adopting Navajo Nation Cares Fund Expenditure Plans Encompassing College Student Relief, Grammar School Student Relief, Education, Elders Assistance, Headstart, Solar Projects, Solid Waste, Hardship Assistance, Housing Projects, Office Of The Controller, Office Of Management And Budget, Telecommunications And Information Technology, Economic Development, Winter Propane Services, And Public Health

Posted: August 21, 2020 at 5:46 PM

5 DAY Comment Period Ended: August 26, 2020

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inconclusive Comments	1) Douglas Holtsoi

*Note: Some comments have been clarified via email.



Legislative Tracking Secretary
Office of Legislative Services

08/27/20 4:56pm
Date/Time



2012 San Juan Blvd., Farmington, NM 87401
Ph: (505) 258-4471 Fax: (505) 436-2294

August 26, 2020

To: The Honorable Navajo Nation President Jonathan Nez and Vice President Myron Lizer and the Navajo Council Delegates:

I am writing this letter in reference to Legislation No. 0209-20. As I understand there is a remainder of \$177 million of the Cares Act funding that was allocated to the Navajo Nation.

Our focus here at Roots Home Health Care (RHHC) entails working with people who were exposed to Uranium while working in the mines under the law, the Radiation Exposure Compensation Act (RECA). This law was passed in 1990 by Congress which made restitution to those miners who were exposed. The time frame per RECA for people working in these mines was from January 1, 1942 to December 31, 1971. There are numerous lung diseases that this exposure caused, creating major health issues to the miners. The patients we work with suffer from severe lung ailments and most cope with it the best way they can. One of the restitutions RECA allowed the former miners was assisting them with their medical needs, in addition to their monetary compensations.

RHHC is one of the aspects of the medical needs that RECA covers. Our agency employs Registered Nurses (RN) and Respiratory Therapists (RT). Our patients have varying hours of care in their homes, and again RHHC employs Home Health Aides (HHA) who assist our patients with their personal care needs in their home. The RN and RT make weekly visits, 2-3 times a week to



2012 San Juan Blvd., Farmington, NM 87401

Ph: (505) 258-4471 Fax: (505) 436-2294

our patients' home and ensure their health needs are within appropriate parameters to live healthy and comfortably.

Most of our patients are Navajo and live on the reservation. They are elders and they have needs that are at times impossible for them to meet. The needs are general, this would not matter if I were writing from another occupational perspective. I will list them as follow:

-
1. Housing needs, such as maintenance repairs on the roof, replacement of broken windows, weatherization. Within the population we serve in our agency, disability accommodations would benefit them, this would include building ramps for them, for wheelchair users, installing walk in showers, if there is indoor plumbing.
 2. Utility installation, with two major criteria, indoor plumbing and electrical lines hooked up. Replacement of water heaters is always a need if there is indoor plumbing.
 3. Assistance with wood/coal for the winter, most elders use these two heating sources for their wood stoves for the cold weather. In addition, help with filling up the propane if they use a furnace to heat their homes and to use the stove for cooking tasks.
 4. The roads on the reservation always need attention, some are impossible for driving purposes, they should be graded consistently or even paved. I will relate this to our children who ride buses to school, the roads need to be kept up to par so the buses travel safely.
 5. The Senior Centers on the Navajo Nation need to continue to thrive, they provide food for our elders, a lot of them cannot cook for themselves or eat nutritiously. This could also be directed to food distribution for them, a lot do not have the income to buy food.



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Ph: (505) 258-4471 Fax: (505) 436-2294

Our elders have taught us a lot about respect to others and ourselves. They have taught us our traditions and the richness of our culture. I feel that assistance to them about the mentioned needs would only be appropriate and right. They are living longer and that is quite a blessing for all of us.

Thank you,

Douglas Holtsoi, Administrative Assistant

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0209-20

SPONSOR: Honorable Kee Allen Begay, Jr.

TITLE: An Action Relating To Law And Order, Resources And Development, Health Education And Human Services, Budget And Finance, And Naabik'iyáti' Committees, And The Navajo Nation Council; Approving And Adopting Navajo Nation Cares Fund Expenditure Plans Encompassing College Student Relief, Grammar School Student Relief, Education, Elders Assistance, Headstart, Solar Projects, Solid Waste, Hardship Assistance, Housing Projects, Office Of The Controller, Office Of Management And Budget, Telecommunications And Information Technology, Economic Development, Winter Propane Services, And Public Health

Posted: August 21, 2020 at 5:46 PM

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Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inconclusive Comments	1) Kaylinn Wilson

***Note: Some comments have been clarified via email.**



**Legislative Tracking Secretary
Office of Legislative Services**

08/29/20; 7:27 PM

Date/Time

Comments for Legislation No. 0209-20

Kaylinn Wilson <wilsonk@willamette.edu>

Sat 8/29/2020 7:22 PM

To:navajonationpubliccomments@gmail.com <navajonationpubliccomments@gmail.com>; comments
<comments@navajo-nsn.gov>;

Hi, My name is Kaylinn Wilson, but I am writing in regards of my mother. Her name is Sally Wilson and she resides within the area that is formerly known as the Bennett Freeze west of Tuba City, Arizona. Her main concern is the proposed \$25 million set aside for the former Bennett Freeze Area. She does not have her homesite lease for the area she lives on, but she has lived here for 36 years. Would Legislation No. 0209-20 assist those needing home improvements that do not have a homesite lease? Over the course of years, she's had a few house improvements done by the Navajo Nation tribe, but her house still remains severely damaged. There are holes in her roof, boards covering her broken windows, insulation exposed from the broken drywall, and her cement flooring is cracking. Would Legislation No. 0209-20 assist everybody impacted from living on the former Bennett Freeze Area? Including those who already recieved assistance in the past? Are there any programs or other forms of Navajo Nation assistance that could possibly help her now? Her biggest challenge comes during the winter. When the rodents are cold and seeking shelter. Please let me know. Or provide information for resources that could be helpful. You can respond to this email at wilsonk@willamette.edu or call my mothers phone number at (928)

Thank you,
Kaylinn Wilson

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