

RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
OF THE 23rd NAVAJO NATION COUNCIL --- FIRST YEAR, 2015

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; CERTIFYING THAT THE NAVAJO NATION HAS MET THE CITIZEN PARTICIPATION REQUIREMENTS AT 24 CFR 1003.604 TO SUPPORT THE SUBMISSION OF THE FY' 2015 INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

BE IT ENACTED:

Section One. Findings

- A. The Resources and Development Committee has oversight authority over the Division of Community Development. 2 N.N.C. § 501(C)(1).
- B. The Fiscal Year 2015 Indian Community Development Block Grant ("CDBG") application to the United States Department of Housing and Urban Development has not yet been submitted.
- C. Prior to the submission of the FY' 2015 CDBG application, the Resources and Development Committee of the Navajo Nation Council certifies that the Navajo Nation has met the Citizen Participation requirements as set forth in 24 CFR 1003.604 as required of prospective grantees. See 24 CFR 1003.604 attached as Exhibit "A."

Section Two. Certification

- A. The Resources and Development Committee of the Navajo Nation Council recognizes and accepts the affidavit of publication for the public hearings that were conducted by the Navajo Nation on October 15 & 17, 2014, in the local newspapers, attached as Exhibit "B," and accepts the community development statement published on March 13, 2014, and its supplement on April 08, 2015, attached as Exhibit "C," and to meet the Citizen Participation requirements as set forth in 24 CFR 1003.604.

B. The Resources and Development Committee of the Navajo Nation Council hereby certifies the following has occurred in accordance with 24 CFR 1003.604(a):

- a. Residents have been furnished with information concerning the amount of funds available for proposed community development activities and the range of eligible activities that may be undertaken; and
- b. This has resulted in one or more meetings to obtain views of residents on community and housing needs. The meetings were held in ways and at times that allowed participation by residents; and
- c. A community development statement was developed, published and posted to provide opportunities for residents to examine its content and to submit comments; and
- d. Residents were afforded an opportunity to review and comment on the application performance on current activities.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Resources and Development Committee of the 23rd Navajo Nation Council at a duly called meeting at Mexican Water Chapter House, Mexican Water, Navajo Nation (Utah), at which quorum was present and that same was passed by a vote of 3 in favor, 0 opposed, 0 abstain this 2th day of June, 2015.

A handwritten signature in blue ink, appearing to read 'AS', with a long horizontal stroke extending to the right.

Alton Joe Shepherd, Chairperson
Resources and Development Committee
Of the 23rd Navajo Nation Council

Motion: Honorable Davis Filfred
Second: Honorable Leonard Pete
Vote: 3-0 (Chairman Not Voting)

LEGISLATIVE SUMMARY SHEET

Tracking No. 0182-15

DATE: May 18, 2015

TITLE OF RESOLUTION: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; CERTIFYING THAT THE NAVAJO NATION HAS MET THE CITIZEN PARTICIPATION REQUIREMENTS AT 24 CFR 1003.604 TO SUPPORT THE SUBMISSION OF THE FY' 2015 INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

PURPOSE: This resolution, if approved, will certify that the Navajo Nation has met the Citizen Participation requirements that are set forth in 24 CFR 1003.604. In order to apply for a the Indian Community Development Block Grant through the United States Department of Housing and Urban Development for the year 2015, the Navajo Nation must also show that it has complied with certain federal requirements, including furnishing Navajo Nation residents with information for the proposed community development (known as "Citizen Participation" requirements).

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: 2 Business
Website Posting Time/Date: _____
Posting End Date: May 24, 2015
Eligible for Action: May 25, 2015

PROPOSED STANDING COMMITTEE RESOLUTION
23rd NAVAJO NATION COUNCIL -- First Year, 2015

INTRODUCED BY


(Primary Sponsor) (Walter Phelps)

TRACKING NO. 0182-15

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; CERTIFYING THAT THE
NAVAJO NATION HAS MET THE CITIZEN PARTICIPATION REQUIREMENTS
AT 24 CFR 1003.604 TO SUPPORT THE SUBMISSION OF THE FY' 2015 INDIAN
COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE UNITED
STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

BE IT ENACTED:

Section One. Findings

- A. The Resources and Development Committee has oversight authority over the
Division of Community Development. 2 N.N.C. § 501(C)(1).
- B. The Fiscal Year 2015 Indian Community Development Block Grant ("CDBG")
application to the United States Department of Housing and Urban Development has
not yet been submitted.
- C. Prior to the submission of the FY' 2015 CDBG application, the Resources and
Development Committee of the Navajo Nation Council certifies that the Navajo
Nation has met the Citizen Participation requirements as set forth in 24 CFR
1003.604 as required of prospective grantees. See 24 CFR 1003.604 attached as
Exhibit "A."

Section Two. Certification

- A. The Resources and Development Committee of the Navajo Nation Council
recognizes and accepts the affidavit of publication for the public hearings that

1 were conducted by the Navajo Nation on October 15 & 17, 2014, in the local
2 newspapers, attached as Exhibit "B," and accepts the community development
3 statement published on March 13, 2014, and it's supplement on April 08, 2015,
4 attached as Exhibit "C," and to meet the Citizen Participation requirements as set
5 forth in 24 CFR 1003.604.

6 B. The Resources and Development Committee of the Navajo Nation Council hereby
7 certifies the following has occurred in accordance with 24 CFR 1003.604(a):

- 8 a. Residents have been furnished with information concerning the amount of
9 funds available for proposed community development activities and the
10 range of eligible activities that may be undertaken; and
 - 11 b. This has resulted in one or more meetings to obtain views of residents on
12 community and housing needs. The meetings were held in ways and at
13 times that allowed participation by residents; and
 - 14 c. A community development statement was developed, published and
15 posted to provide opportunities for residents to examine its content and to
16 submit comments; and
 - 17 d. Residents were afforded an opportunity to review and comment on the
18 application performance on current activities.
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§ 1003.603

(A) The tenant is not offered reimbursement for all reasonable out-of-pocket expenses incurred in connection with the move; or

(B) Other conditions of the move are not reasonable.

(3) Notwithstanding the provisions of paragraph (b)(1) of this section, a person does not qualify as a "displaced person" (and is not eligible for relocation assistance under the URA or this section), if:

(i) The person moved into the property after the submission of the application for financial assistance to HUD, but, before signing a lease or commencing occupancy, was provided written notice of the project, its possible impact on the person (e.g., the person may be displaced, temporarily relocated or suffer a rent increase) and the fact that the person would not qualify as a "displaced person" or for any assistance provided under this section as a result of the project;

(ii) The person is ineligible under 49 CFR 24.2(g)(2).

(iii) The grantee determines the person is not displaced as a direct result of acquisition, rehabilitation, or demolition for an assisted project. To exclude a person on this basis, HUD must concur in that determination.

(3) A grantee may at any time ask HUD to determine whether a specific displacement is or would be covered under this section.

(i) *Definition of initiation of negotiations.* For purposes of determining the formula for computing the replacement housing assistance to be provided to a person displaced as a direct result of rehabilitation or demolition of the real property, the term "initiation of negotiations" means the execution of the agreement covering the rehabilitation or demolition.

(Approved by the Office of Management and Budget under control number 2577-0181)

§ 1003.603 Labor standards.

In accordance with the authority under section 107(e)(2) of the Act, the Secretary waives the provisions of section 110 of the Act (Labor Standards) with respect to this part, including the requirement that laborers and mechanics employed by the contractor or subcontractor in the performance of con-

24 CFR Ch. IX (4-1-02 Edition)

struction work financed in whole or in part with assistance received under this part be paid wages at rates not less than those prevailing on similar construction in the locality, as determined by the Secretary of Labor in accordance with the Davis-Bacon Act (40 U.S.C. 278 a to a-7).

§ 1003.604 Citizen participation.

(a) In order to permit residents of Indian tribes and Alaska native villages to examine and appraise the applicant's application for funds under this part, the applicant shall follow traditional means of resident involvement which, at the least, include the following:

(1) Furnishing residents with information concerning the amounts of funds available for proposed community development and housing activities and the range of activities that may be undertaken.

(2) Holding one or more meetings to obtain the views of residents on community development and housing needs. Meetings shall be scheduled in ways and at times that will allow participation by residents.

(3) Developing and publishing or posting a community development statement in such a manner as to afford affected residents an opportunity to examine its contents and to submit comments.

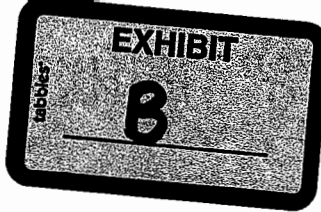
(4) Affording residents an opportunity to review and comment on the applicant's performance under any active community development block grant.

(b) Prior to submission of the application to HUD, the applicant shall certify by an official Tribal resolution that it has met the requirements of paragraph (a) of this section; and

(1) Considered any comments and views expressed by residents and, if it deems it appropriate, modified the application accordingly; and

(2) Made the modified application available to residents.

(c) No part of the requirement under paragraph (a) of this section shall be construed to restrict the responsibility and authority of the applicant for the development of the application and the execution of the grant. Accordingly, the citizen participation requirements



Affidavit of Publication

STATE OF NEW MEXICO) SS
COUNTY OF MCKINLEY

Stacey Fruchey being duly sworn upon oath, deposes and says:

As LEGAL CLERK of The Independent, a newspaper published in and having a general circulation in McKinley County, New Mexico and in the City of Gallup, New Mexico and having a general circulation in Cibola County, New Mexico and in the City of Grants, New Mexico and having a general circulation in Apache County, Arizona and in the City of St. Johns and in the City of Window Rock, Arizona therein: that this affiant makes the affidavit based upon personal knowledge of the facts herein sworn to. That the publication, a copy of which is hereto attached was published in said newspaper during the period time of publication and said notice was published in the newspaper proper, and not in a supplement thereof, for One Time, the first publication being on the _____ day of _____, 2014, the second publication being on the _____ day of _____, 2014, the third publication being on the _____ day of _____, 2014,

and the last publication being on the 2nd day of October, 2014. That such newspaper, in which such notice or advertisement was published, is now and has been at all times material hereto, duly qualified for such purpose, and to publish legal notices and advertisements within the meaning of Chapter 12, of the statutes of the State of New Mexico, 1941 compilation,

Stacey Fruchey
Affiant.

Sworn and Subscribed to before me this 2nd day of October, A.D., 2014.

Rebecca Pagan
Notary Public

My commission expires:
August 27th, 2017.

LEGAL NOTICE
Window Rock - Apache County
Arizona

NOTICE OF PUBLIC
HEARING
COMMUNITY
DEVELOPMENT BLOCK
GRANT

Please be informed of the Public Hearings that are scheduled by the Navajo Nation Community Development Block Grant (CDBG) Program at the following location:

AGENCY
Northern Agency
Eastern Agency
DATE
October 15, 2014
LOCATION
Huerfano Chapter
TIME
10:00 am

AGENCY
Western Agency
Fort Defiance Agency
Chink Agency
DATE
October 17, 2014
LOCATION
Pinon Chapter
TIME
10:00 am

The purpose of the Public Hearing is to inform the Chapter communities and the general public of the proposed Fiscal Year 2015 Indian Community Development Block Grant application and program information as provided through U.S. Department of Housing and Urban Development (HUD) in accordance to Citizen Participation requirements at 24 CFR 1003.604.

Information to be presented at the hearings will include:

1. Purpose and requirements of the CDBG Program.
2. Amounts of Indian CDBG funds available for proposed community Development activities and range of activities that may be undertaken.
3. Provide residents the opportunity to participate in the process.
4. Opportunity to review and comment on the program performance of active grants.

If there are any questions, please contact the CDBG office at:

Community Development
Block Grant Program
Division of Community Development
P.O. Box 2365
Window Rock, Arizona 86515
(928) 729-4442

NOTE: For Public Hearing materials go to website: www.nochi-d.org

Legal# 15487 Published in The Independent October 2, 2014.

AFFIDAVIT OF PUBLICATION

Inv# L14-1594

I, Candace Begody, Editor of the Navajo Times, a legal newspaper published weekly at Window Rock, Navajo Nation, Arizona, do hereby swear that a legal notice:

Notice of Public Hearing for FY-2015 Community Development Block Grant

was published in said Navajo Times on the following date(s):

October 02, 2014

and that said notice is attached to this Affidavit and is a true and exact copy of said notice as published.


Candace Begody
Editor

STATE OF ARIZONA :}

COUNTY OF APACHE :}

SUBSCRIBED AND SWORN TO before me this

_____02nd_____day of _____October_____,2014.


Olivia L. Benally, Notary Public

My Commission Expires:

_____April 10, 2018_____



NAVAJO TIMES

PUBLIC NOTICES

LTH CARE CORPORATION

TUNITIES

alth.org

spitalist
ernist
se Practitioner
laryngologist
ysician (Family Medicine, ER)
sician Assistant (Podiatry, Orthopedics Medical)
chiatrist

itions Close 10/03/2014 @ 5:00 pm
ertified Medical Coder 1/1/11

ental Assistant
uman Resource Recruiter
ad HIM Technician
icensed Practical Nurse (Out Patient)
adiatric

edical Support Assistant-OPD-Family Med.
edical Support Assistant-Speech Therapy
idology Workflow Coordinator

itions Close 10/10/2014 @ 5:00 pm
sistant Director of Pharmacy (Inpatient)
inical Nurse- ACU
ad Clinical Nurse-Pediatrics Unit
urse Case Manager
ysical Therapist

it positions: Contact, Delsine Martin,
elsine.Martin@tchealth.org

org or contact Human Resources at
cialist cynthla.sorla@tchealth.org
ealth.org

reference employer.
ible adjudicated background investigation.

NOTICE OF PUBLIC HEARING COMMUNITY DEVELOPMENT BLOCK GRANT

Please be informed of the Public Hearings that are scheduled by the Navajo Nation Community Development Block Grant (CDBG) Program at the following location:

AGENCY	DATE	LOCATION	TIME
Northern Agency Eastern Agency	October 15, 2014	Huerfano Chapter	10:00 am
Western Agency Fort Defiance Agency Chinle Agency	October 17, 2014	Pinon Chapter	10:00 am

The purpose of the Public Hearing is to inform the Chapter communities and the general public of the proposed Fiscal Year 2015 Indian Community Development Block Grant application and program information as provided through U.S. Department of Housing and Urban Development (HUD) in accordance to Citizen Participation requirements at 24 CFR 1003.604.

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1. Purpose and requirements of the CDBG Program.
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Community Development Block Grant Program
Division of Community Development
P.O. Box 2365
Window Rock, Arizona 86515
(928) 729-4442

NOTE: For Public Hearing materials go to website: www.nnchid.org

NAVAJO TRANSITIONAL ENERGY COMPANY (NTEC)

CHIEF EXECUTIVE OFFICER SHIPROCK/FARMINGTON, NEW MEXICO NAVAJO COAL MINE

Minimum qualifications include:

A B.S. degree from accredited four-year college or university is required. Engineering and Mining Degrees preferred. Advance degree and/or PE License is a plus. 15 or more years of full-time mining experience in an executive management role. A proven track record of overseeing successful projects and day to day mine operations is required.

Qualified applicants submit resumes by October 9, 2014 to:

STM Associates 320 S. 400 E. Salt Lake City, UT 84124
Email: info@stmassociates.com
Fax: 801-531-6062

(Only qualified applicants will be contacted by an Executive Recruiter from STM Associates)

Navajo Employment Preference Policy Statement

The advertised position is subject to the Navajo Preference in Employment Act ("NPEA"), 15 N.N.C. § 601 et seq. NTEC is a wholly owned entity of the Navajo Nation and adheres to the principles, intent, and purposes of the NPEA in its employment decisions and personnel actions. Compliance with the NPEA, including monitoring and reporting, is the responsibility of the NTEC Management Committee Executive, or as delegated.

SHEEP SPRINGS CHAPTER

IS NOW ACCEPTING APPLICATIONS

PROJECT MANAGER Architectural Planning/Designing

Closing Date: October 10, 2014

Application & Additional Information
about education & experience

Community Development Block Grant Program
2015 Public Hearing (Eastern, Northern ~~and~~ Defense Agencies)
Wednesday, October 15, 2014
Huerfano Chapter

No.	Name	Organization	Phone	Email
1	Benjamin Limboy	CDBG	928) 729-4450	benlimboy@cnchid.org
2	Sammy Jim	Pueblo Pintado chapter	(505) 655-3221	Fax#(505) 655-5410
3	Samuel Sage	Counselor	(505) 360-2090	counselor@navajochapter.org
4	Milanda C Yazzie	Red Rock Lake Valley	505-786-2191	myazzie49@gmail.com
5	Anderson Lee	Red Rock Chapter	505-905-8071	andersonlee@redrock@gmail.com
6	Shelley Blackaday	NTUA - Crownpoint	928-729-4753	Shelleyb@ntua.com
7	Milford Take	NTUA - Crownpoint	928-729-4753	MilfordT@ntua.com
8	Anita Hayes	Tsedakaagan - Northern	505-368-1599	ahayes@navajochapter.org
9	Rita Hubbard Washburn	NTUA - FD Electric Pinyon Section	928) 729-4643	rwashburn@ntua.com
10	Shannon Burnette	NTUA Electric System Planning	928-729-6248	shannonb@ntua.com
11	Angie Burnette	Pinadale Chapter	(505) 786-2228	aburnette@navajochapter.org
12	Angeline McCray	Manuelito Chapter	505 905 3073	manuelita@navajochapter.org
13	Julia Ellison	Manuelito Chapter	505-905-3073	jellison1@gmail.com
14	Ronald Tsosie	CDBG	(928) 729-4448	ronald-tsosie@nchid.org
15	Patrick Dalgai	CHID/CDBG	(928) 729-4445	pat-dalgai@nchid.org
16	Roger Morgan	CHID/CDBG	505-786-2115	roger.morgan@nchid.org
17	James Adakan	CDBG	928 729 4447	
18	Elmer Brown B		505 686-1580	

Community Development Block Grant Program
2015 Public Hearing (Eastern, Northern ~~Agencies~~ Agencies)
Wednesday, October 15, 2014
Huerfano Chapter

No.	Name	Organization	Phone	Email
1	Genevieve Castiño	Littlenwater Chapter	505-786-2120	gcasti22@yahoo.com
2	Sharon Wellits	Cusmanu Lulu Chpt	505-786-2457	sharonwellits@gmail.com
3	Sharon Francisco	Baca Brown Chapter	505-972-9917	sfrancisco18@yahoo.com
4	Carol Etitty Roger	Gadiilahi / Tokoi Chpt	505-427-7107	caroletitty@gmail.com
5	Zander R. Shirley	Manuelito Chapter Admin	(505) 905-8073	manuelito_esc14@yahoo.com
6	Milton Davidson	Monreito Chapter	(505) 905-3073	—
7	Johnny Johnson	Tseilihi Chapter	505-906-5255	jjsondema@yahoo.com
8	Gloria Chiginto	Djo Encino Chapter	(505) 731-2263	chiginto-gl@yahoo.com
9	Edie Moore	Natchez Chapter	(505) 786-2028	Natchez@chap.org
10	Sylvia Begay	Tseilihi Chapter	505-786-2247	Sibegay@navajo chapters.org
11	Rosie F. Frank	Gadiilahi / Tokoi Chpt	505-360-8894	rosiefrank@navajo chapters.org
12	Albert Paul	Beckelito "	928-656-3265	ajp5113@ktm
13	Patricia Watchman	NTUA Shiprock	928-723-4715	patricia@ntua.com
14	Martha Saggobay	Mexican Water Chpt	928-429-0943	mexicanwater@navajochapters.org
15	Valley Toledo	Torrem / Star Lake	505-731-2336	torrem@navajochapters.org
16	Elmer Johnson	DNCO Eastern	505-786-2026	eljohnson@dnco-ory
17	McLennan N. Loop	Kawa Huerfano	(505) 960-3106	loop@kawa-huerfano.com
18	David Rico	Torrem Chapter	(505) 731-2336	—

2015 Public Hearing Comments
Eastern and Northern Agencies
Huerfano Chapter
October 15, 2015

Presentation outline and public comments:

An overview of the Navajo CDBG Program History and requirements was provided. The program started since 1976 and the current ceiling limit of \$5.5 million per funding cycle for the Navajo Nation was provided.

Proposal Requirements and Rating System: The two-year time frame for project completion and key components to determine construction ready category which include verification of Environmental Review Records, House wiring, Pre-engineering were shared. Also, the 100 point rating sheet and eligible activities were provided to the audience.

Application Process Flow Chart. The process and concerned entities' responsibilities during the ICDBG application cycle is shared with the audience. Important aspects provided are: Timely submission of the proposal to the CDBG Office; submit a complete proposal in accordance to the format and guidelines; provide additional information when requested during the grace period. See attached Public Hearing booklet.

Public Comments/Questions: For non-profit organization applicants, is economic development, public facilities, natural gas line and facilities eligible, has anyone ever submit a proposal for these activities.

Response: Those are eligible activities. Such activities were submitted before and the chapters are encouraged to submit such proposals for consideration.

Public Comments/Questions: The school that want to go in conjunction with chapters, will they also qualify as non-profit organization, New Mexico has a potential interest in these projects which will qualify as matching.

Response: CDBG does not have the requirements for the non –profit organization and needs to be recognized by the Navajo Nation thru Business Regulatory. A proposal from a Non-profit would need chapter support resolution.

Public Comments/Questions: Regarding the requirements, does CDBG use the CIO Land use plan and ICIP to increase the points on proposal, and how does CDBG get access to the chapters land use plan, the priority list is always shuffled.

Response: Land use plan or ICIP Plan is a new requirement under CDBG's rating factor Five – Coordination and will help increase the points in that category. The chapter can access their ICIP website with the help of CIO personnel.

In addition, the chapter resolution is an important factor and current, it shows commitment from the chapter for their clients and common objectives is health and community interest of the low and moderate families.

Public Comments/Questions: Explain further on pre-incurred contribution.


Response: For example, a project that will cost \$200K, the matching will only cover that. However, associated cost with House Wiring, Archeology, pre-engineering is the preliminary costs and they are not counted as matching; except the powerline activity, the program used the ROW cost as matching. Most chapters do not have matching funds, this is the reason why effort was made ROW cost is counted as matching.

Public Comments/Questions: the money that was spent for ROW, etc. I can use those as matching? In-kind services, there is no company that provides in-kind services, would like to see how NTUA does this service. CDEC gives credit until after the construction is done, due to previous complications. JEMEZ electric gives \$700 per home.

A utility upgrade, or extending a 3 phase, is there a contribution from NTUA?

Response: Yes, as long as they are paid in full. Consistency is needed how cost estimate is prepared with all Utility Companies to ensure proposal requirements are addressed. In-kind contribution is usually not included for a 3-phase powerline project, because the estimate is not home-specific meaning client's names are not listed.

The CDBG Program hereby attests that the above public comments as transcribed from an audio recording machine are true and accurate to the best of the program staff ability and knowledge.

 3-24-15
CDBG Program

Community Development Block Grant Program
 2015 Public Hearing (Western, Ft. Defiance & Chinle Agencies)
 Friday, October 17, 2014
 Pinon Chapter

No.	Name	Organization	Phone	Email
1	ALBERT PAGE TUNNORN	Kayenta Chapter	928.209.0462	eayle12755@hotmail
2	Walter Yazzie	Chinle Chapter	928-674-2418	wyazzie@navajochapters.org
3	Danny Halward Jr.	Chinle Chapter	928-787-7953	dhalwood@navajochapters.org
4	Juliuson Bibeau	NTUA-Dilkon	928-729-4788	juliusonb@ntua.com
5	Ethie Arden	NTUA - Fort Defiance - ESPS	729-6108	ethie@ntua.com
6	Sherrill White	NTUA - FD - COP	928-729-4741	sherrill@ntua.com
7	Robert Sliim	NTUA - HQ	(928) 729-5721	rob@ntua.com
8	Marlene Hoskie	DCD - ASC - WIP	928 674 2250	mhoskie@nndcd.org
9	Ronald Tsosie	NND OG	(928) 729-4448	ronald-tsosie@nndcd.org
10	Darlene Beagay	NTUA - Ky Dist	928-729-4711	dbeagay@ntua.com
11	Charles Morrisson	Houck Chapter	505 409 0462	morris@hmail.com
12	Emerson Tracey	FT DEF DISTRICT	928 729-6131	emerson@ntua.com
13	Charlene Kirk	Rock Point	928 659 4350	kirkshyenne@rockpoint
14	Mary Lee Beck	Quinn Chapter	928-797-1656	n/a
15	Vernita Tsone	Houck	928 688-2734	Vtsosie@hmail.com
16	Anita Draper	Blue Co. Threese	928-349-0507	anita@draper@blueco
17	Ellie Mervinsky	Front Lake	928 677-3252	emervinsky@navajochapters.org
18	Lemmond James	Chinle NTUA	928 729 4730	lemmond@ntua.com
19	Sherry Del	Andruwills dist		
20	Willie Tracey Jr.	NAVAJO TRANSIT	928-729-4114	wtracey@navajotransit.com
21	JAMES WATCHMAN JR	V.P. Houck Chapter	928 285-8825	jwatchman@navajochapters.org

Community Development Block Grant Program
 2015 Public Hearing (Western, Ft. Defiance & Chinle Agencies)
 Friday, October 17, 2014
 Pinon Chapter

928 729 4452

10/17/2014 09:02

#200 P.001/001

No.	Name	Organization	Phone	Email
1	Peggy Abrigo	Ojasta Chapter	928 727-5850	
2	Tony K. Wachman	Fort Defiance Aug	928-729-4352	
3	Eldridge Anderson	Ft Defiance Chpt	928-729-4358	ridge95@hotmail.com
4	Bessie J. Amajo	Coxpermine	928.691.1109	
5	James A	CD 136	(528) 729-4447	James-Allen.org
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2015 Public Hearing Comments
Fort Defiance, Chinle and Western Agencies
Pinon Chapter
October 17, 2015

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Public Comments/Questions: ROW is part of leveraging for higher rating on the proposals, was HUD able to accept that as project cost?

Response: HUD has accepted it in the past when the ROW was part of the project cost and when it wasn't paid.

Public Comments/Questions: Tell us about the guidelines, what are eligible and ineligible activities are all the requirements in the handouts.

Response: We will cover all sections of the Public Hearing booklet.

Public Comments/Questions: It says that the public hearing comments will be posted but have not seen anything or received a copy. CDBG gets drawdown, do you also get IDC, and did CDBG get 2013 and 2014 get funded for these grant years.

Response: Public comments are available at the CDBG office. CDBG program has generated indirect cost (IDC) money for the Navajo Nation but none has returned to the program. 2013 and 2014 CDBG application experience is as follows:

2013 ICDBG Application

Navajo Nation application lost points due to:

1. Not securing maximum points for leveraging. 25 percent or more of project would need to come from non-CDBG source. In addition to projects, HUD evaluated leveraging requirement against Admin cost we requested. In 1992, NN Council used to allocate \$1million for CDBG matching then went down to \$500k and today there is no NN matching money. 100 percent of staff salary also comes from ICDBG, none from NN. By bringing in ICDBG, the program has generated thousands of dollars in Indirect Direct Cost

money for the Nation; and the program never received a dime back. Other tribes use their NAHASDA funds to match projects and able to secure maximum points for leveraging.

2. Staff Capacity. One of the key staff did not receive full points for successful experience within the past 5 years. The same key staff received points in prior years.
3. Operation & Maintenance. HUD rating panel evaluated NN utility projects like a commercial building. For example, O/M Elements required further cost breakdown for insurance to do a utility project. Prior years the program provided a basic breakdown and we received points. Under 2014 the O/M insurance component was no longer a requirement for infrastructure project.
4. Audits. Lost points although the program has cleared all of its audit findings. HUD evaluated this factor as a cross-cutting issue, meaning, if other NN federal HUD programs have findings, it is a strike against the program. The program received points prior to 2013.
5. HUD rating panel turnover. The program noticed there are new HUD staff on a rating panel who are not familiar with the living conditions on Navajo land. Four HUD staff had recently retired and all of them had visited Navajo homes in remote areas; and visited I.H.S. Sanitation Facilities Construction and NTUA staff and were aware with O/M functions within the Nation.
6. Shift toward Housing Rehab Projects. Under 2013, over 90 percent of the tribal ICDBG applications awarded were for Housing Rehab projects. HUD favorably awarded Housing Rehab projects, a shift away from utility projects. The Navajo Nation has been the only applicant requesting ICDBG for powerline and waterline projects for families in remote areas across the reservation.
7. Under 2012 application the NN received maximum funding. The application scored the highest and the program was awarded Most Valuable Partnership Award. Therefore, there are inconsistencies between 2012 and 2013 application results.
8. ICDBG is a competitive grant application. Ceiling limit is \$5.5 million for the Navajo Nation. ICDBG is not an entitlement like NAHASDA to NHA. ICDBG is an Indian set-aside. Therefore, ICDBG is not a set-aside for Navajo. There is no guarantee the tribe will receive ICDBG each year. Between 1992 and 2012 the Navajo Nation received funding each year, many times maximum amount. Prior to 1992 the Nation didn't received funding for over two years. Under 2013, the tribes within the Southwest region (140 federally recognized tribes) compete for \$19.8 million. 82 applications were submitted for 94 projects, only 24 projects were awarded. In this competition, the amount of requests exceeded \$81.4 million.

The program challenged HUD on each item, but to no avail, we didn't succeed. There are other factors but these are the highlights

2014 ICDBG Application

2014 ICDBG application was submitted through electronic submission before the deadline date and time. The CDBG's temporary office location at Field House Rd, Bldg # 2474 in Fort Defiance, in an old dilapidated modular structure. The grant application contained 470 pages (72 MB). First submission was kicked back; and second submission went through before timeline, but it took half an hour until we received a confirmation from grants.gov website which was after the timeline. The staff was not aware of Kilobits Per Second (KBPS) system being insufficient to accommodate the staffs' workload like submission an enormous application submission. The staff electronically submitted 2013 application from Gallup; and 2012 and prior applications were submitted from WR Administration Building 2.

At this temporary location, the program is experiencing a low internet speed since we moved from admin. building #2 in January 2013. The DSL internet speed doesn't have the capacity to serve multiple staff and a large workload. Every day, the internet goes off and on, especially when the volume of workload is heavy.

The program requested DCD-IT to up the internet capacity because its low internet service is of great hindrance to the program operations and it limits the staff ability to perform efficiently.

Public Comments/Questions: Housing program needs to be elaborated on description of what decent housing means as far as suitable living conditions.

Response: When the health problems are alleviated or reduced of the clients resulting from funding the project, the living conditions will be improved.

Public Comments/Questions: If a program, department or entity did not get funded from your program for the past five years, based on what method do you use from your office to evaluate points that one may be entitled to a particular proposal.

Response: Five components on CDBG rating scale are used to evaluate projects. \$5.5 million is the ceiling limit per funding cycle on complete basis for the Navajo Nation based on population. This ceiling is not enough to serve more projects per year. An entitlement basis type of funding allocation like NHA and other federal entitlement programs will provide a based amount to Navajo Nation and other tribes. This might be less than \$5.5 million but at least will provide funding each year.

Public Comments/Questions: Sample of the breakdown on family size regarding the income level and field assessment to each client, in the survey we are seeking to determine one thing is the income level of low and moderate income, does that mean that if the project is successful the 51% that is low income, the 49% that is over income, are they still part of the p/l project.

Response: The clients' income is evaluated against HUD's low/moderate income limits by counties which are issued every year by HUD. Rating factor for low/moderate income section is a sliding scale and it assigns up to 12 points. 85 percent or more of L/M awards 12 points.

Public Comments/Questions: Interest to see proceeds for the old wool building in Chinle, will this considered multi-purpose or governmental building.

Response: This would be considered as an economic activity which is an eligible activity.

Public Comments/Questions: What do the numbers in the capacity section represent?

Response: The capacity factor part of the HUD's rating system. This factor relates to Managerial/Technical/Administrative capabilities and past performance of the Program. This factor assigns up to 33 points. At HUD level, in order to be considered and reviewed, it has to receive a minimum of 15 points.

Public Comments/Questions: Do you accept online proposal submission, or does it have to be hard copy?

Response: Paper submission of the proposal is acceptable. Online or fax submission is not acceptable. The program will take this under advisement; and will provide recommendation for future CDBG application process.

The CDBG Program hereby attests that the above public comments as transcribed from an audio recording machine are true and accurate to the best of the program staff ability and knowledge.

A handwritten signature in black ink, appearing to be a stylized 'B' or 'J' with a dot.

3-24-15

CDBG Program

PUBLIC HEARING RULES AND PROCEDURES
A Citizen's Guide to Public Hearings in Navajo Nation
Community Development Block Grant Program

FY-2015

The purpose of a public hearing is to give everyone the opportunity to express their views, and to provide evidence in support of those views. These opinions and evidence create part of the record, which the Hearing Body relies on for its findings, conclusions, and decisions.

An Agenda is established for each hearing. The Hearing Body follows the Order of Business on the Agenda. This includes:

- 2015 PH Outline Packet
- Notice of Public Hearing
- 2015 Application Preparation Schedule
- Sign-in-Sheet
- Comment Sheet

TYPES OF PUBLIC HEARINGS

Public hearings can generally be classified as Quasi-Judicial or Legislative or Federal Regulations. The program will be presenting a Federal Regulatory & Program Review matters usually involve issues of Community-wide scope. Examples are recommended changes to Federal/HUD regulations or Community Development needs.

HEARING BODIES

The Hearing Body will be the following:

- Division of Community Development
- Community Housing & Infrastructure Department
- Community Development Block Grant Program
- RDC Committee resolution to certify the Citizen Participation requirement

PREPARATION TASK

Distributing Information in Advance — Information is disseminated to the public in advance of the Hearing so they can become familiar with the matters and aware of meeting location, time and date.

Space for the Meeting — Suitable meeting space is provided. Staff will arrange the facility, open and set it up in advance.

Special Equipment — Staff to arrange for equipment such as microphones, amplifier/speaker systems, tape recorders, projectors, power cords, equipment stands, charts, markers, and other items to be available as needed. Locate the electrical outlets needed to operate power equipment.

HEARING PROCEDURES

The staff presiding over the hearing will call the meeting to order and introduce each new item of business. This individual has the authority to take any necessary measures to control the hearing, to include closing the meeting, clearing the hearing room, and calling the public in one at a time to testify. Members of the Staff will participate to introduce the Application purpose.

PUBLIC TESTIMONY

- Anyone wishing to testify must sign in on a comment sheet and turn it in to the Hearing Secretary
- All testimony before the Hearing Body must be given from the podium so that a transcribable record may be made. Spontaneous comments from the floor are not permitted
- Persons testifying are required to state their name and organizations they represent
- Any exhibits which are presented to the Hearing Body will be retained for the record

APPLICANT/PUBLIC: The Applicant will be given a suitable time period to present their proposal or comments, 5 to 10 minutes.

IN SUPPORT/NEUTRAL/OPPOSED: Persons in support/neutral/opposed to the community development needs or regulations changes will be given a suitable time period to present testimony 5-10 minutes. The Hearing Body may hear all of the testimony in support, in neutral, then all in opposition, or may alternate.

REBUTTAL: The Applicant will be given a suitable time period to rebut testimony presented, generally 10 to 15 minutes.

The Hearing Body may ask questions during the presentation. Questions to the Applicant from the public must be addressed to the Hearing Body. The Hearing Body will determine whether to ask the question of the Applicant.

HEARING BODY DISCUSSION AND DELIBERATIONS

After closing public testimony, the Program staff will record the comments, questions, recommendations and rebuttal. Hearing Body will discuss the issue with the Program Staff.

The Staff will not make informal recommendation at the public hearing. After the Hearing, a signed recommendation written will be submitted for filing at the CDBG Program.

RULES FOR SUBMITTING EXHIBITS

ALL EXHIBITS, SUCH AS PHOTOGRAPHS, MAPS, VIDEOS, SLIDES, DRAWINGS, OR CHARTS, WHICH ARE PRESENTED TO THE HEARING BODY, WILL BE RETAINED FOR THE RECORD.

ALL EXHIBITS SHALL INCLUDE THE FOLLOWING:

- The name of the person submitting the exhibit.
- The name of the person who took the pictures, slide, etc. or who created the chart or drawing.
- If the exhibit consists of pictures, slides, or videos, the date they were taken.
- A key mapping the location of each picture, slide, etc. to a site map.

These rules are designed to ensure a fair and orderly decision-making process and to promote public participation.

The CDBG Staff would be happy to explain this hearing process during office hours:

Monday through Friday, 8:00 a.m. to 5:00 p.m.

Community Development Block Grant
P.O. Box 2365
Window Rock, Arizona 86515
Temp. Office Location: Field House Rd, Bldg. # 2474
Fort Defiance, Arizona 86504
Phone: (928) 729-4442
Fax: (928) 729-4452

Thank you for your participation.

Affidavit of Publication

STATE OF NEW MEXICO

) SS

COUNTY OF MCKINLEY

Stacey Fruchey being duly sworn upon oath, deposes and says:

As LEGAL CLERK of The Independent, a newspaper published in and having a general circulation in McKinley County, New Mexico and in the City of Gallup, New Mexico and having a general circulation in Cibola County, New Mexico and in the City of Grants, New Mexico and having a general circulation in Apache County, Arizona and in the City of St. Johns and in the City of Window Rock, Arizona therein: that this affiant makes the affidavit based upon personal knowledge of the facts herein sworn to. That the publication, a copy of which is hereto attached was published in said newspaper during the period time of publication and said notice was published in the newspaper proper, and not in a supplement thereof, for One Time, the first publication being on the _____ day of _____, 2015, the second publication being on the _____ day of _____, 2015, the third publication being on the _____ day of _____, 2015,

and the last publication being on the 13th day of March, 2015. That such newspaper, in which such notice or advertisement was published, is now and has been at all times material hereto, duly qualified for such purpose, and to publish legal notices and advertisements within the meaning of Chapter 12, of the statutes of the State of New Mexico, 1941 compilation,

Stacey Fruchey
Affiant.

Sworn and Subscribed to before me this 13th day of March, A.D., 2015.

Rebecca Lopez
Notary Public

My commission expires:
August 27th, 2017.

LEGAL NOTICE
Window Rock - Apache County
Arizona

PUBLIC NOTICE
Community Housing and
Infrastructure Department
The Navajo Nation
FY-2015 ICDBG Application
COMMUNITY
DEVELOPMENT
STATEMENT

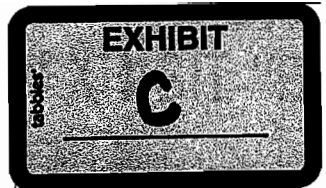
The Navajo Nation Community Development Block Grant (CDBG) within the Community Housing and Infrastructure Department herewith develops and posts its Community Development Statement according to the citizen participation requirements at 24 CFR 1003.604.

The Statement involves the community development needs and the application process to accomplish the Nation's objective of developing viable communities including decent housing, a suitable living environment and expanding economic opportunities, primarily for low and moderate income families, through securing Indian CDBG funding from the U.S. Department of Housing and Urban Development (HUD) and leveraging it with local resources.

The Navajo Nation is eligible to submit a ceiling amount of \$5.5 million per year as provided at 24 CFR 1003.100. Each project is screened, rated and ranked on a competitive basis according to threshold requirements, and acceptance criteria of HUD.

In the program application for Fiscal Year 2015, the Community Housing and Infrastructure Department included one waterline project, and nine powerline projects to be recommended for funding consideration in the amount of \$5.5 million, which also includes the programs administrative cost.

The established rating committee has rated the proposals according to the five components of selection criteria for Public Facilities and Improvements as set forth in 24 CFR 1003.303 and Notice of Funds Availability Guide. The five rating factors included: Capacity of Applicant (33 points); Need/Extent of the Problem (16 points); Soundness of Approach (33 points); Leveraging Resources (8 points) and Comprehensive & Coordination (10 points). The maximum number of accumulated points for all rating factors is 100. The following proposed activities received maximum points and are potential projects for funding recommendation to HUD in order to address the Nation's Community Development needs:



ICDBG
1. Kinlichee Powerline
33
477,934
2. Dilcon Powerline
8
375,770
3. Coppermine Powerline
7
414,228
4. Chinle Powerline
22
446,924
5. Cornfields Powerline
17
389,324
6. Rock Point Powerline
6
272,042
7. Kayenta Powerline
31
881,869
8. Coalmine Canyon Powerline
33
858,810
9. Jeditto Powerline
10
166,039
10. Many Farms Waterline
25
753,000

Total Homes: 159

Total Project Cost: 5,035,940
Administrative Cost: 464,060
Total: 5,500,000

The proposed cost, scope, and project information will be finalized prior to submission of the application. The application will be submitted to HUD within prescribed federal timeline and requirements. Information regarding scope of work, schedule, project cost, application process, and methods of formulating and implementing the proposed activities for FY-2015 grant application and your comments or questions is available at:

Community Housing and
Infrastructure Department
Division of Community
Development
Field House Road
Building No. 2474
Ft. Defiance, Arizona
P.O. Box 2365
Window Rock, Arizona 86515

Legal# 15810 Published in The Independent March 13, 2015.

Affidavit of Publication

STATE OF NEW MEXICO

) SS

COUNTY OF MCKINLEY

Stacey Fruchey being duly sworn upon oath, deposes and says:

As LEGAL CLERK of The Independent, a newspaper published in and having a general circulation in McKinley County, New Mexico and in the City of Gallup, New Mexico and having a general circulation in Cibola County, New Mexico and in the City of Grants, New Mexico and having a general circulation in Apache County, Arizona and in the City of St. Johns and in the City of Window Rock, Arizona therein: that this affiant makes the affidavit based upon personal knowledge of the facts herein sworn to. That the publication, a copy of which is hereto attached was published in said newspaper during the period time of publication and said notice was published in the newspaper proper, and not in a supplement thereof, for One Time, the first publication being on the _____ day of _____, 2015, the second publication being on the _____ day of _____, 2015, the third publication being on the _____ day of _____, 2015,

and the last publication being on the _____ 8th day of _____ April _____, 2015. That such newspaper, in which such notice or advertisement was published, is now and has been at all times material hereto, duly qualified for such purpose, and to publish legal notices and advertisements within the meaning of Chapter 12, of the statutes of the State of New Mexico, 1941 compilation,

Stacey Fruchey
Affiant.

Sworn and Subscribed to before me this _____ 8th day of _____ April _____, A.D., 2015.

P. Meadows
Notary Public

My commission expires:
August 27th, 2017.

LEGAL NOTICE
Fort Defiance - Apache County
Arizona

PUBLIC NOTICE Community Development Block Grant Program The Navajo Nation FY-2015 ICDBG Application COMMUNITY DEVELOPMENT STATEMENT

The Navajo Nation Community Development Block Grant ("CDBG") within the Community Housing and Infrastructure Department ("CHID") herewith develops and posts its Community Development Statement according to the citizen participation requirements at 24 CFR 1003.604. Please note that this supplants the publication dated March 13, 2015 for methodological reasons.

The intent of the Community Development Statement is to address the community development needs and describe the application process in order to accomplish the Nation's objective of developing viable communities including decent housing, a suitable living environment and expanding economic opportunities, primarily for low and moderate income families, through securing Indian CDBG funding from the U.S. Department of Housing and Urban Development ("HUD") and leveraging it with local resources.

The Navajo Nation is eligible to submit an application within a ceiling amount of \$5.5 million per year as provided at 24 CFR 1003.100. ICDBG is a competitive grant, considered as an Indian set-aside and not an entitlement program to Navajo like Indian Housing Block Grant. Each project is screened, rated and ranked on a competitive basis according to threshold requirements and acceptance criteria.

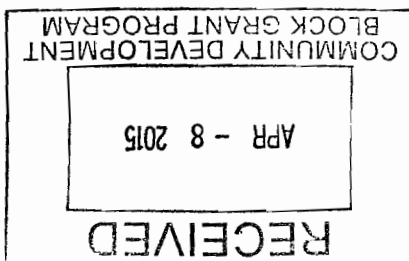
The program's established rating committee rates the proposals according to the five components of selection criteria for Public Facilities and Improvements as set forth in 24 CFR 1003.303 and Notice of Funds Availability Guide. The five rating factors included: Capacity of Applicant (33 points); Need/Extent of the Problem (16 points); Soundness of Approach (33 points); Leveraging Resources (8 points) and Comprehensive & Coordination (10 points). The maximum number of accumulated points for all rating factors is 100.

Upon a thorough evaluation of the rating sheets and requirements, the program will be submitting the Fiscal Year 2015 ICDBG grant application to HUD in accordance to 2015 ICDBG Notice of Funding Availability guide ("NOFA"). The application will include the proposed infrastructure projects for funding consideration in the amount of \$5.5 million, which include the program's administrative cost. The recommended activities will include the proposals that have received maximum points and are potential projects for funding recommendation in order to address the Nation's Community Development needs.

project information will be finalized prior to submission of the application. The application will be submitted to HUD within their prescribed federal timeline and requirements. Comments and questions regarding the scope of work, schedule, project cost, application process, and methods for formulating and implementing the proposed activities under the FY-2015 grant application can be submitted to:

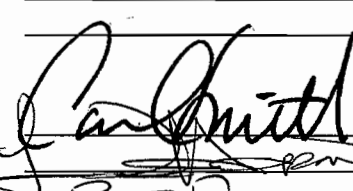

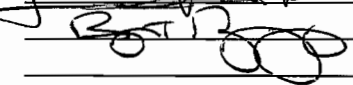
Community Development
Block Grant Program
Division of Community
Development
Field House Road
Building No. 2474
Ft. Defiance, Arizona
P.O. Box 2365
Window Rock, Arizona 86515

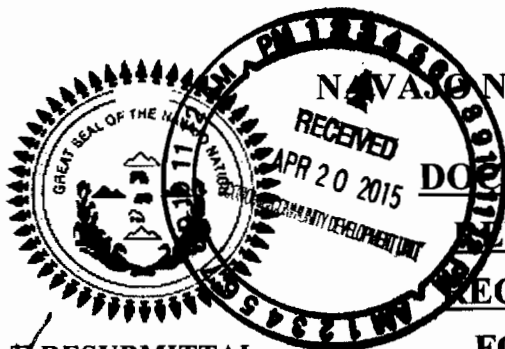
Legal# 15866 Published in The Independent April 8, 2015.



EXECUTIVE OFFICIAL REVIEWTitle of Document: RDC Approval of FY'15 Citizen Participat Contact Name: ADAKAI, JAMES F.Program/Division: DIV. OF COMMUNITY DEVELOPMENTEmail: james_adakai@nnchid.org Phone Number: (928) 729-4447/4442

			Sufficient	Insufficient
<input type="checkbox"/>	Business Site Lease			
	1. Division: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	(only if Procurement Clearance is not issued within 30 days of the initiation of the E.O. review)			
	3. Office of the Attorney General: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Business and Industrial Development Financing, Veteran Loans, (i.e. Loan, Loan Guarantee and Investment) or Delegation of Approving and/or Management Authority of Leasing transactions			
	1. Division: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Fund Management Plan, Expenditure Plans, Carry Over Requests, Budget Modifications			
	1. Office of Management and Budget: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Navajo Housing Authority Request for Release of Funds			
	1. NNEPA: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Lease Purchase Agreements			
	1. Office of the Controller: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	(recommendation only)			
	2. Office of the Attorney General: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Grant Applications			
	1. Office of Management and Budget: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Controller: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Five Management Plan of the Local Governance Act, Delegation of an Approving Authority from a Standing Committee, Local Ordinances (Local Government Units), or Plans of Operation/Division Policies Requiring Committee Approval			
	1. Division: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Office of the Attorney General: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Relinquishment of Navajo Membership			
	1. Land Department: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	2. Elections: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>
	3. Office of the Attorney General: _____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>

<input type="checkbox"/>	Land Withdrawal or Relinquishment for Commercial Purposes			Sufficient	Insufficient
1. Division:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
2. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Land Withdrawals for Non-Commercial Purposes, General Land Leases and Resource Leases				
1. NLD	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
2. F&W	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
3. HPD	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
4. Minerals	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
5. NNEPA	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
6. DNR	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
7. DOJ	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Rights of Way				
1. NLD	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
2. F&W	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
3. HPD	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
4. Minerals	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
5. NNEPA	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
6. Office of the Attorney General:	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
7. OPVP	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Oil and Gas Prospecting Permits, Drilling and Exploration Permits, Mining Permit, Mining Lease				
1. Minerals	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
2. OPVP	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
3. NLD	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	Assignment of Mineral Lease				
1. Minerals	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
2. DNR	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
3. DOJ	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/>	ROW (where there has been no delegation of authority to the Navajo Land Department to grant the Nation's consent to a ROW)				
1. NLD	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
2. F&W	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
3. HPD	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
4. Minerals	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
5. NNEPA	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
6. DNR	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
7. DOJ	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
8. OPVP	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	OTHER:				
1. Division of Community Development		Date: 4.14.15	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
2. Office of Management & Budget		Date: 4.17.15	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
3. Office of the Attorney General		Date: 4-21-15	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
4. _____	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	
5. _____	_____	Date: _____	<input type="checkbox"/>	<input type="checkbox"/>	



NAVJO NATION DEPARTMENT OF JUSTICE
**DOCUMENT
REVIEW
REQUEST
FORM**



DOJ
4-17-15 @ 420p
DATE / TIME
<input type="checkbox"/> 7 Day Deadline
DOC #: 003754
SAS #:
UNIT: ECDU

☒ RESUBMITTAL
(April 2015)

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

CLIENT TO COMPLETE

DATE OF REQUEST: April 17, 2015 ENTITY/DIVISION: DCD
CONTACT NAME: _____ DEPARTMENT: Comm. New Black Brant
PHONE NUMBER: 928 729 4442 E-MAIL: _____

TITLE OF DOCUMENT: Doc. No. 003754: Citizen Participation Requirement

DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT: 4/20/15 @ 3pm REVIEWING ATTORNEY/ADVOCATE: Latoria

DATE/TIME OUT OF UNIT: _____

DOJ ATTORNEY / ADVOCATE COMMENTS

Outfront, Surname

REVIEWED BY: (PRINT) <u>UBJ</u>	DATE / TIME <u>4/21/15 11:26am</u>	SURNAMED BY: (PRINT) <u>Pod Begay</u>	DATE / TIME <u>4-21-15 11:53a</u>
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DOJ Secretary Called: Jacquelyn Morgan for Document Pick Up on 4/21/15 at 1:00pm By: CR

PICKED UP BY: (PRINT) _____ DATE / TIME: _____




NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

HARRISON TSOSIE
Attorney General

DANA BOBROFF
Deputy Attorney General

M E M O R A N D U M

TO: James Adakai, Programs & Projects Specialist
Community Housing and Infrastructure Department
Division of Community Development

FROM: 
LaTonia B. Johnson, Attorney
Economic/Community Development Unit, Dept. Of Justice

DATE: April 13, 2015

SUBJECT: **Document No. 003754: Citizen Participation Requirement**

On March 25, 2015, the Department of Justice (DOJ) provided a presentation on the Executive Order. During that presentation, DOJ also provided recommendations when processing the Community Development Block Grant (CBDG) grant application. The grant application instruction requires that prospective grantee obtain approval of a Citizen Participation document. The Citizen Participation requires a tribal resolution confirming that prospective grantee has met the citizen participation requirement as required by 24 C.F.R. § 1003.604.

In this case, Community Housing and Infrastructure Department (CHID) would be processing two (2) transactions related to the Grant Application: Citizen Participation Agreement and the Grant Application. DOJ previously advised that in processing the Citizen Participation Agreement to use the Executive Review Form, and to list this document as "Other." As you will note on the "Other" area is blank. Please incorporate the information. Please also add "Office of Management and Budget" and "Office of the Attorney General" for the Reviewers. Office of Management and Budget (OMB) is included as a Reviewer because Contract and Grant Section of OMB serves as the contracting officer.

Memorandum to: James Adakai

RE: Document No. 003754: Citizen Participation Requirement

April 13, 2015

Page 2

Now, when processing the "Grant Application," please use the Executive Review form. For this document, there is already an area that CHID may check-off for processing. Please process each document separately. Second, please note that when processing the aforementioned documents, the 7-day time period does not apply to documents process using the Executive Review. See Executive Order Training Guidelines, Section 403. Lastly, as a reminder, if you have any questions before you begin the process, please feel free to contact me.

If you have questions regarding this memorandum, please contact me at 928-871-6933. Thank you.

LBJ/ah/68

xc: Chavez John, Department Manager
Community Housing & Infrastructure Department
Division of Community Development



April 9, 2015

MEMORANDUM

TO : 164 Administrative Review Department(s)
Resources and Community Development Committee ("RDC")

THRU : 
Chavez John, Department Director
Community Housing & Infrastructure Department ("CHID")

FROM : 
James Adakai, Programs and Projects Specialist
Community Development Block Grant/CHID-DCD

SUBJECT : 164 Document No. 003754

The intent of the subject document is to obtain approval of the RDC Resolution to certify that the Navajo Nation has met the Citizen Participation requirements in accordance to 24 CFR 1003.604 prior to submission of the 2015 Community Development Block Grant ("CDBG") application to the U.S. Department of Housing and Urban Development ("HUD").

The objective of this resolution is to satisfy the Citizen Participation requirements ahead of time. In prior years, the CDBG program has combined these regulatory requirements with an RDC Resolution for approval of the grant application and it experienced delays for submission in a timely manner.

Attach to the resolution are the affidavits, sign-in sheets, handouts and public comments to show evidence that the program has carried out the Citizen Participation requirements. In addition, the program's Public Hearing policy, procedures and the Community Development Statements are attached.

Please note that an addendum to the March 13, 2015 Community Development Statement was published on April 8, 2015 due to procedural and practical reasons. The addendum notion came after consulting with HUD on March 19, 2015 because a generalized statement allows for any variants to the contents of the proposed application regarding project cost, scope of work or leveraging.

Your expeditious review and approval is greatly appreciated. If you have questions, please contact me at (928) 729-4447/4442. Thank you.

xc: Chrono/JA/04-09-15
Subject File: FY'2015 ICDBG Application



THE
NAVAJO
NATION

Community Housing & Infrastructure Department

PO Box 2389

Window Rock, AZ 86515

Phone No.: (928) 729-4290

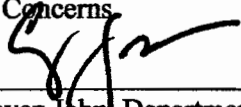
Fax No.: (928) 729-4288

BEN SHELLY, President

REX LEE JIM, Vice-President

MEMORANDUM

TO : All Concerns

FROM : 
Chavez John, Department Manager II
Community Housing & Infrastructure Department/DCD

DATE : October 3, 2013

SUBJECT : FY-2015 Standing Delegation of Authority

Effectively immediately, during my absence from the office the following personnel will assume the delegation of authority in the following order:

1. Freddie Howard, Contract Compliance Officer
2. James Adakai, Program & Project Specialist
3. LaVerne Benally, Program Manager I

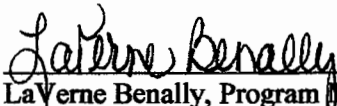
Delegation will include the authority to act in the capacity as Department Manager for assuring proper operation of the Community Housing & Infrastructure Department (CHID) activities, within the Division of Community Development. They will review all required document(s) and with the exception of approving transfers of funds and personnel action forms (PAF's).

Your cooperation is greatly appreciated. Thank You.

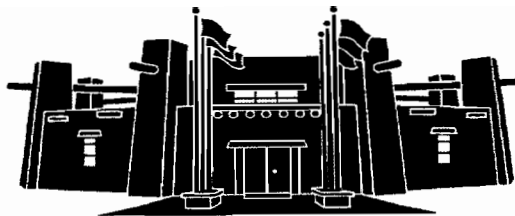
ACKNOWLEDGED BY:


Freddie Howard, Contract Compliance Officer
Community Housing & Infrastructure Department/CHID


James Adakai, Program & Project Specialist
Community Block Grant Department/CHID

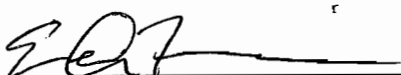

LaVerne Benally, Program Manager I
Housing Improvement Program/CHID

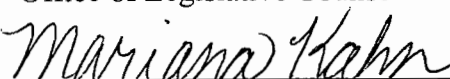
Cc: File Copy: CHID Department



MEMORANDUM

TO: Honorable Walter Phelps
Navajo Nation Council

FROM: 
Erika Friedlander, Staff Attorney
Office of Legislative Counsel

THRU: 
Mariana Kahn, Senior Attorney
Office of Legislative Counsel

DATE: May 18, 2015

SUBJECT: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT;
CERTIFYING THAT THE NAVAJO NATION HAS MET THE CITIZEN
PARTICIPATION REQUIREMENTS AT 24 CFR 1003.604 TO SUPPORT
THE SUBMISSION OF THE FY' 2015 INDIAN COMMUNITY
DEVELOPMENT BLOCK GRANT APPLICATION TO THE UNITED
STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Pursuant to your request, attached is the above-referenced proposed resolution and associated legislative summary sheet. Based on existing law and review of the documents submitted, the resolution as drafted is legally sufficient. However, as with all legislation, it is subject to review by the courts in the event of a challenge.

Please review the proposed resolution to ensure it is drafted to your satisfaction. If this proposed resolution is acceptable to you, please sign it where it indicates "Prime Sponsor", and submit it to the Office of Legislative Services for the assignment of a tracking number and referral to the Speaker.

If the proposed resolution is unacceptable to you, or if you have further questions, please contact me at the Office of Legislative Counsel and advise me of changes you would like made to the proposed resolution. You may contact me at (928) 871-7166. Thank you.


OLC No. 15-381-1



May 19, 2015

MEMORANDUM

TO : Honorable Members
Resources and Development Committee

FROM :  5-19
Hon. LoRenzo C. Bates, Speaker
23rd Navajo Nation Council

SUBJECT : ASSIGNMENT OF LEGISLATION

Pursuant to 2 N.N.C § 164 (A)(4), this memorandum serves to inform and advise you that I assign the following legislation to the Resources and Development Committee;

Legislation No. 0182-15

AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; CERTIFYING THAT THE NAVAJO NATION HAS MET THE CITIZEN PARTICIPATION REQUIREMENTS AT 24 CFR 1003.604 TO SUPPORT THE SUBMISSION OF THE FY' 2015 INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

As the Committee assigned to consider the legislation, Legislation No. 0182-15 must be placed on the Resources and Development Committee's agenda at the next regular meeting for final consideration.

ATTACHMENT: Legislation No. 0182-15

xc: Hon. Ben Shelly, *President*
The Navajo Nation
Harrison Tsosie, *Attorney General*
Robert Willie, *Controller*
Dominic Beyal, *Executive Director, OMB*
Honorable Walter Phelps, Council Delegate (*Prime Sponsor*)

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0182-15_____

SPONSOR: Walter Phelps

TITLE: An Action Relating To Resources and Development; Certifying that the Navajo Nation Has Met the Citizen Participation Requirements at 24 CFR 1003.604 to Support the Submission of the FY'2015 Indian Community Development Block Grant Application to the United States Department of Housing and Urban Development

Date posted: May 19, 2015 at 2:03pm

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) 871-7590

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.: 0182-15

SPONSOR: Honorable Walter Phelps

TITLE: Relating To Resources And Development; Certifying That The Navajo Nation Has Met The Citizen Participation Requirements At 24 CFR 1003.604 To Support The Submission Of The FY'2015 Indian Community Development Block Grant Application To The United States Department Of Housing And Urban Development.

Posted: May 19, 2015 at 2:03 pm

5 DAY Comment Period Ended: May 24, 2015

Digital Comments received: *No comments were received.*



Policy Analyst
Office of Legislative Services



Date/Time