

THE NAVAJO NATION



JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

July 15, 2022

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

RE: CJN-29-22, *An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Allocating \$1,070,298,867 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans For: Chapter and Regional Projects; Public Safety Emergency Communications, E911, and Rural Addressing Projects; Cyber Security; Public Health Projects; Hardship Assistance; Water and Wastewater Projects; Broadband Projects; Home Electricity Connection and Electric Capacity Projects; Housing Projects and Manufactured Housing Facilities; Bathroom Addition Projects; Construction Contingency Funding; and Reduced Administrative Funding*

Dear Speaker Damon,

Thank you to Delegate Mark Freeland for sponsoring this legislation, the Navajo Nation Council, the Division of Community Development, the Fiscal Recovery Fund Office, the Department of Justice, Navajo Tribal Utility Authority, Navajo Area Indian Health Service and many other partners who came together to develop this legislation for the benefit of the Navajo People and future generations to come. As leaders we have a duty to administer these funds in the best interest of our people and the Navajo Nation.

The Covid-19 pandemic brought devastation and loss of life to our people; the pandemic is still with us and we offer our continued prayers to all who have suffered loss and illness from this virus. The American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to the Nation to support our efforts to respond to the impacts of Covid-19 and further the response initiatives achieved with the CARES Act funding. Never in our history have we received such a large allocation of funds to develop our Nation's basic infrastructure and improve the lives of our Navajo citizens. Many of our citizens have always had to live without running water, clean drinking water, electricity, and other basic services to support their daily activities, health and welfare.

Resolution CJN-29-22 evolved from a legislation that initially included projects proposed by the Department of Health to construct senior centers, long-term assisted living facilities, wellness centers, and warehouses to store perishable food and medical supplies; it also included proposals from the Division of Economic Development to assist our small business owners and support our tourism industry. These expenditure plan projects, among others, were deleted and amended with the Chapter and Regional Projects Expenditure Plan which allow the Council Delegates to select

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projects for their regions. We strongly urge the Council Delegates to consider the aforementioned projects that were deleted. These projects were previously determined Fiscal Recovery Fund eligible and that determination will aid in expediting the process needed to obligate, encumber, expend the funds and execute construction contracts.

As we have stressed over and over, time is of the essence. We cannot allow funds to revert back to the U.S. Treasury. There are federal deadlines to meet and Resolution CJN-2922 imposes even more deadlines. These varying deadlines will require diligent tracking by program staff and their respective administrative and legislative oversights to ensure that the funds are expended. We are not only dealing with administrative deadlines but supply chain shortages, inflationary costs, and staffing shortages, along with the rest of the country. All of these challenges will require improved coordination between the branches to complete this tremendous task. There is much work to do and we look forward to working with the Navajo Nation Council. We sign Resolution CJN-29-22 into law.

Sincerely,


Jonathan Nez, *President*
THE NAVAJO NATION


Myron Lizer, *Vice President*
THE NAVAJO NATION

RESOLUTION OF THE
 NAVAJO NATION COUNCIL
 24th NAVAJO NATION COUNCIL - FOURTH YEAR, 2022

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;
 ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY FUNDS;
 APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS
 FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC SAFETY EMERGENCY
 COMMUNICATIONS, E911, AND RURAL ADDRESSING PROJECTS; CYBER
 SECURITY; PUBLIC HEALTH PROJECTS; HARDSHIP ASSISTANCE; WATER AND
 WASTEWATER PROJECTS; BROADBAND PROJECTS; HOME ELECTRICITY
 CONNECTION AND ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND
 MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION PROJECTS;
 CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED ADMINISTRATIVE
 FUNDING

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 Nation Council Resolution No. CJY-41-21, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Expenditure Plans be duly adopted by a two-thirds (2/3) vote of all members of the Navajo Nation Council and approved by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- C. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).

SECTION TWO. FINDINGS

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

- B. The Navajo Nation Commission on Emergency Management, with the concurrence of Navajo Nation President Jonathan Nez, declared a Public Health State of Emergency on the Navajo Nation on March 11, 2020, due to the COVID-19 outbreak. See Resolution No. CEM 20-03-11 which is incorporated herein by reference. The Navajo Nation Department of Health has subsequently issued numerous Public Health Emergency Orders. Public Health Orders 2020-001 through 2022-006 are incorporated herein by reference. These Public Health Emergency Orders are available at www.ndoh.navajo-nsn.gov.
- C. The coronavirus pandemic of 2019 has caused large scale infections and loss of life throughout the world, the United States, and the Navajo Nation. As of April 13, 2022, the Navajo Nation Health Command Operations Center has confirmed 53,179 COVID-19 cases and 1,740 COVID-related deaths on the Navajo Nation. COVID-19 variants have recently emerged that threaten to increase these numbers and continue the pandemic's assault on the Navajo People.
- D. The devastating effects of COVID-19 continue throughout the Navajo Nation and extend beyond life and health devastation to wide scale negative financial impacts, such as employment losses, business closures, food and housing insecurity, and other economic disruptions.
- E. In response to the pandemic, United States President Joseph Biden signed the American Rescue Plan Act ("ARPA") into law on March 11, 2021. Section 9901 of ARPA amended Title VI of the Social Security Act to add section 602, which established the Coronavirus State Fiscal Recovery Fund, and section 603, which established the Coronavirus Local Fiscal Recovery Fund (together the "Fiscal Recovery Funds" or "FRF") and provided \$362 billion for state, local, and tribal governments, including \$20 billion specifically designated for tribal governments.
- F. As of April 12, 2022, the United States Department of Treasury has allocated two billion seventy-nine million four hundred sixty-one thousand four hundred sixty-four dollars (\$2,079,461,464) to the Navajo Nation under the Fiscal Recovery Funds provisions of ARPA. The Fiscal Recovery Funds are designed to build on and expand the relief provided in the 2020 Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Public Law 116-136, 134 Stat. 281 (2020), and are intended to mitigate and contain the spread of COVID-19, as well as to respond to the health, social and economic impacts of COVID-19 suffered by residents and businesses.

- G. Pursuant to Section 9901 of ARPA, the Fiscal Recovery Funds are specifically intended to:
1. respond to the COVID-19 public health emergency and its negative economic impacts, including assistance to households, small businesses, and non-profits; and/or aid to impacted industries such as tourism, travel, and hospitality;
 2. respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers;
 3. provide government services to the extent of the reduction in Navajo Nation revenue due to the COVID-19 public health emergency, relative to revenues collected in the most recent full fiscal year prior to the COVID-19 public health emergency; and
 4. make necessary investments in water, sewer, and/or broadband infrastructure.
- H. The U.S. Department of Treasury has issued guidance requiring that the use and expenditure of Fiscal Recovery Funds must fall under one of the four categories above and that funding recipients must report each expenditure under one of the eighty-three (83) "Expenditure Categories" set forth in Appendix 1 to the U.S. Department of Treasury's Compliance and Reporting Guidance for State and Local Fiscal Recovery Funds, attached as **Exhibit A**.
- I. Pursuant to ARPA:
1. Fiscal Recovery Fund costs must be incurred by December 31, 2024, meaning that the Navajo Nation must obligate FRF funds by that date. Treasury's Final Rule provides that "incurred" shall have the same meaning given to "financial obligation" under the Uniform Guidance at 2 CFR 200.1: "Financial obligations, when referencing a recipient's or sub-recipient's use of funds under a Federal award, means orders placed for property and services, contracts and sub-awards made, and similar transactions that require payment".
 2. The Fiscal Recovery Fund period of performance runs from March 3, 2021, until December 31, 2026, meaning that all FRF-funded projects must be completed and funds must be fully expended by December 31, 2026.

3. Costs incurred by the Navajo Nation prior to March 3, 2021 are not eligible.
 4. Any funds not obligated or expended for eligible uses by the dates set forth above in sections I (1) and (2) must be returned to U.S. Treasury, including any unobligated or unexpended funds that have been provided to sub-recipients and contractors as part of the award closeout process.
- J. While its acceptance of Fiscal Recovery Funds obligates the Navajo Nation to comply with ARPA and other federal laws and regulations, the Navajo Nation can and will fulfill these obligations while retaining and exercising its sovereignty in allocating and disbursing Fiscal Recovery Funds.
- K. On July 23, 2021, the Navajo Nation Council adopted Resolution No. CJY-41-21, incorporated herein by reference, establishing the Navajo Nation Fiscal Recovery Fund ("NNFRF") into which the Navajo Nation's allocation of \$2,079,461,464 has been deposited. Resolution CJY-41-21 also adopted an expenditure authorization and approval process for the allocation of funds from the NNFRF.
- L. The Navajo Nation Council mandated the Budget and Finance Committee to adopt application and review procedures, as well as an expenditure plan template, to be used by entities requesting Navajo Nation Fiscal Recovery Funds. Resolution CJY-41-21, Section Four. The Budget and Finance Committee approved Resolution No. BFS-31-21 which established mandatory Navajo Nation Fiscal Recovery Fund application procedures, forms, and an expenditure plan template. Resolution BFS-31-21 is incorporated herein by reference.
- M. To ensure the Navajo Nation's compliance with ARPA, Section Four of Resolution CJY-41-21 directed the Navajo Nation Department of Justice ("NNDOJ") to perform "an initial determination of whether a NNFRF funding request satisfies the legal requirements of the Fiscal Recovery Funds provisions of ARPA and applicable Navajo Nation laws, regulations, and policies and procedures." Resolution BFS-31-21 incorporated NNDOJ's initial determination into the mandatory NNFRF application procedures, forms, and an expenditure plan template, which requires, among other things, identification of the entity with administrative oversight over the Funding Recipient. Administrative oversight means having the authority and responsibility to monitor the implementation of an approved FRF Expenditure Plan and the expenditure of awarded funds. The duties of the entity with administrative oversight are set forth in Section Seven of the FRF Procedures in Exhibits 1

through 5 of Resolution BFS-31-21.

- N. The Office of the President and Vice-President, in coordination with the Division of Community Development ("DCD"), presented ARPA and Fiscal Recovery Fund information at each of the five (5) Agency Council Meetings to hear from the Navajo People's elected Chapter and regional leadership concerning their needs and priorities for projects and/or services funded through the NNFRE. In addition, DCD has met with Navajo Nation Chapters, individually and collectively, on more than fifty (50) occasions to discuss NNFRE matters.
- O. The Navajo Nation Council hosted twenty-six (26) Naabik'iyáti' Committee Work Sessions, all open to the public, to hear from the regional and Agency leadership concerning their needs and priorities for projects and/or services funded through the Navajo Nation Fiscal Recovery Fund. In addition, Standing Committees of the Navajo Nation Council held more than forty (40) committee meetings, all open to the public, that have included NNFRE reports and infrastructure specific discussions.
- P. The health and financial devastation visited on the Navajo People by the COVID-19 pandemic has risen to emergency levels. Critical infrastructure needs to be built by and for the Navajo Nation government to provide necessary services and to allow the Navajo Nation to assist residents in coping with the on-going pandemic. The time for construction of such infrastructure and expenditure of the Fiscal Recovery Funds continues to lessen as the deadline to completely expend Fiscal Recovery Funds by December 31, 2026, quickly approaches, after which time unexpended funds must be returned to the United States Treasury. The Navajo Nation Council and Office of the President and Vice-President have determined that it is imperative that infrastructure and mitigation recovery services be provided to the Navajo People as soon as possible.
- Q. To lessen the financial devastation caused by the COVID-19 pandemic, the Navajo Nation Council adopted Resolution No. CD-62-21 providing \$557,000,000 in Hardship Assistance for Navajo members. The President signed CD-62-21 into law on January 4, 2022.
- R. The Navajo Nation Council and Office of the President and Vice-President concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to immediately enact comprehensive Navajo Nation Fiscal Recovery Fund Expenditure Plans for; Chapter and Regional Projects; Public Safety

Emergency Communication, E911, and Rural Addressing Projects; Cyber Security; Public Health Projects; Hardship Assistance; Water and Wastewater Projects; Broadband Projects; Home Electricity Connection and Electric Capacity Projects; Housing Projects and Manufactured Housing Facilities; Bathroom Addition Projects; and Construction Contingency Funding in the total amount of one billion seventy million two hundred ninety-eight thousand, eight hundred sixty-seven dollars (\$1,070,298,867), as set forth in **Exhibit B**.

SECTION THREE. APPROVAL OF THE CHAPTER AND REGIONAL PROJECTS EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Chapter and Regional Projects Assistance Expenditure Plan set forth herein and in **Exhibit C**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Chapter and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred eleven million two hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148) to be divided equally between the twenty-four (24) Delegate Regions in the amount of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340) per Delegate Region, as set forth in **Exhibit C**, and allocated through Delegate Region Project Plans approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- C. For purposes of the NNFRF and the Chapter and Regional Projects Expenditure Plan, "Delegate Region" shall mean all the Navajo Nation chapters, both LGA Certified and non-LGA chapters, and Townships, represented by a Navajo Nation Council delegate.
- D. The 12 N.N.C. § 820(O) 50-50 Chapter Distribution Formula does not apply to the Chapter and Regional Projects Expenditure Plan and/or the Delegate Region Project Plans. The 50-50 Formula only applies to appropriate intended for distribution to all Chapters of the Navajo Nation. The Chapter and Regional Projects Expenditure Plan and Delegate Region Project Plan funding will be allocated to the Navajo Nation Central Government, specifically the Division of Community Development or other appropriation Navajo Nation Divisions or Departments, to implement the projects rather than directly to the Chapters.
- E. The Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Divisions or Departments, shall manage and administer

funds and Delegate Region Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans.

1. LGA-Certified Chapters shall immediately return to the Office of the Controller all Chapter Project Plan funds that remain unobligated and unencumbered as of 5:00 p.m. on September 30, 2024.
 2. LGA-Certified Chapters shall immediately return to the Office of the Controller all Chapter Project Plan funds that remain unexpended as of 5:00 p.m. on September 30, 2026
- F. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects within their Delegate Region to be funded by the NNFRF Chapter and Regional Projects Expenditure Plan through a Delegate Region Projects Plan. The total cost of projects selected by each Delegate shall not exceed their Delegate Region distribution of eight million eight hundred two thousand three hundred forty dollars (\$8,802,340) as set forth in **Exhibit C**.
- G. The projects selected by each Navajo Nation Council delegate shall be compiled into a Delegate Region Projects Plan for their respective Delegate Region and approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- H. Delegates may select projects for their Delegate Region Projects Plan from the list of projects, attached as **Exhibit D**, that have already been submitted to NNDOJ for an initial eligibility determination and are not included in another enacted Expenditure Plan. Delegates may also add region specific funds to other previously enacted Project or Expenditure Plans. In addition, Delegates may select projects that have not previously been submitted to NNDOJ for an initial eligibility determination, including proposed FRF chapter projects submitted to the Division of Community Development, although such projects will have to have a NNDOJ eligibility determination before they can be approved by the Navajo Nation Council.
- I. The Executive Director of the NNFRF Office, with the assistance of the Division of Community Development and other necessary

Executive Branch Divisions and Departments, shall assist each Council Delegate in developing their respective Delegate Region Projects Plan, including the applicable BFS-31-21 Appendix A and Appendix B forms and supporting documents, for those projects that have not already received NNDOJ initial eligibility determinations.

- J. The NNFRF Office shall, notwithstanding BFS-31-21, act and sign in the place of the respective Administrative Oversight Division and submit each project included on the respective Delegate Region Projects Plan to NNDOJ for an initial eligibility determination as required under CJY-41-21. NNDOJ shall be allowed five (5) work days, in addition to BFS-31-21's five (5) days, to complete required initial eligibility determinations for Delegate Region Projects.
1. The NNFRF Office shall not be required to submit projects to NNDOJ that already have an initial eligibility determination, unless there is a proposed change in the project scope of work, eligibility category, and/or the amount of funding requested for the project.
- K. Each Delegate shall submit a comprehensive list of projects, including applicable BFS-31-21 Appendix A, Appendix B, and supporting documents for those projects that have not already received NNDOJ initial eligibility determinations, for their respective Delegate Region, totaling no more than their Delegate Region allocation of \$8,802,340 set forth in **Exhibit C**, to the NNFRF Office by no later than September 30, 2024.
1. If the NNFRF Office has not received a comprehensive list of projects for a Delegate Region, including Appendix A, Appendix B and supporting documents for each project by September 30, 2024; any unallocated amount for that Delegate Region shall automatically revert to the Navajo Nation Fiscal Recovery Fund. Navajo Nation Council and President of the Navajo Nation action shall not be required for the reversion.
- L. All Delegate Region Project Plans shall be subject to the following requirements and restrictions:
1. Delegate Region Projects shall fall under one of the allowable U.S. Treasury Expenditure Eligibility Categories set forth in **Exhibit A**.
 2. Delegate Region Projects Plans may include NNFRF-eligible projects for programs to provide government services to Chapter members; to provide basic PPE to Chapter members;

to provide food, fuel, firewood assistance to Chapter members negatively impacted by COVID-19; to construct projects such as COVID-19 mitigation renovations to Chapter houses, housing renovations, and house wiring; to plan and design projects; to hire consultants to assist with NNFRF-eligible programs and projects; to hire PEP workers, student workers and other temporary employees, or regular status employees to assist the Chapter governments in carrying out NNFRF-eligible programs and projects. Delegate Region Project Plans shall not include COVID-19 testing and vaccinations, or any cash assistance for Chapter members such as a hardship assistance program.

3. All proposed Delegate Region projects shall be sufficiently developed such that funding for the project(s) can be obligated and encumbered in the Nation's Financial Management Information System ("FMIS") by 5:00 p.m. on September 30, 2024, and fully expended by 5:00 p.m. on September 30, 2026 or such earlier dates as may be determined by resolution of the Navajo Nation Council. This generally requires NEPA, ROW, and design work to be sufficiently advanced such that these pre-construction tasks can be completed in time to execute construction contracts and encumber funds by 5:00 p.m. on September 30, 2024.
4. The Administrative Oversight entity for each project shall be responsible for making the determination whether the proposed Delegate Region project is "project-ready" or "construction-ready". If a proposed project is not deemed project-ready or construction-ready, the project shall not be eligible for inclusion in a Delegate Region Project Plan.
5. Each Delegate Region Project shall be subject to CJY-41-21's NNDOJ initial eligibility determination.
6. Each Delegate Region Project shall identify its Administrative Oversight entity and its Oversight Committee(s).
7. Each Delegate Region shall be limited to a total of nine million one hundred fifty thousand dollars (\$9,150,000) of Revenue Replacement Projects (Expenditure Eligibility Categories 6.1: Provision of Government Services and 6.2 Non-federal Match for Other Federal Programs). The Office of the Controller may issue guidance that increases this amount in the next fiscal year.

8. Delegate Region Projects shall not include Sanitation Deficiency Systems Service ("SDS") Projects included on the Indian Health Service 2022 SDS List, attached as **Exhibit E**, or on any prior year Indian Health Services SDS List.
9. The Navajo Nation Council urges Delegate Region Project Expenditure Plans to include and prioritize Veteran Housing and other projects that will benefit Navajo veterans.

SECTION FOUR. APPROVAL OF THE PUBLIC SAFETY EMERGENCY COMMUNICATIONS, E911, RURAL ADDRESSING, AND CYBER SECURITY PROJECTS EXPENDITURE PLANS

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Public Safety Emergency Communications, E911, Rural Addressing, and Cyber Security Projects Expenditure Plans set forth in **Exhibits F** and **F-1** through **F-2**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Public Safety Emergency Communications, E911, Rural Addressing, and Cyber Security Projects Expenditure Plans from the Navajo Nation Fiscal Recovery Fund in the total amount of forty million dollars (\$40,000,000) and allocates the funding as follows:
 1. Thirty-five million dollars (\$35,000,000) to the Division of Public Safety for Emergency Communications projects, to include E911 and rural addressing, as Other Public Health Services (Expenditure Category 1.14), as set forth in **Exhibit F-1**, with administrative oversight by the Office of the President and Vice-President and joint legislative oversight by the Law and Order and Resources and Development Committees.
 2. Five million dollars (\$5,000,000) to the Department of Information Technology, Division of General Services, for Cyber Security project(s), as Other Public Health Services (Expenditure Category 1.14), as set forth in **Exhibit F-2**, with administrative oversight by the Division of General Services and joint legislative oversight by the Health Education Human Services and Resources and Development Committees.
- C. The Division of Public Safety and the Department of Information Technology, Division of General Services, are authorized to execute these Emergency Communications, E911, Rural Addressing, and Cyber Security Projects directly, or through

use of contractors and sub-recipients. The Division of General Services and the Division of Public Safety shall exercise administrative oversight over construction contracts and subawards to sub-recipients and shall ensure that costs are incurred only for FRF-eligible purposes, and that projects are completed on schedule, within the authorized budgets, and according to project specifications.

SECTION FIVE. APPROVAL OF PUBLIC HEALTH EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Public Health Expenditure Plan set forth in **Exhibits G** and **G-1** through **G-2**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Public Health Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of nineteen million two hundred forty-three thousand seven hundred fifty dollars (\$19,243,750) allocated as follows:
 - 1. Fifteen million two hundred forty-three thousand seven hundred fifty dollars (\$15,243,750) to the Division of Behavioral and Mental Health Services, Navajo Department of Health, for Detox and Residential Treatment Centers, as Substance Use Services (Expenditure Category 1.13) as set forth in **Exhibit G-1**, with administrative oversight by the Navajo Department of Health and legislative oversight by the Health Education Human Services Committee.
 - 2. Four million dollars (\$4,000,000) to the Division of Behavioral and Mental Health Services, for Transitional Housing, as Mental Health Services (Expenditure Category 1.12) as set forth in **Exhibit G-2**, with administrative oversight by the Navajo Department of Health and legislative oversight by the Health, Education, and Human Services Committee.
- C. The Department of Health is authorized to execute these Public Health Projects directly, or through the use of contractors and sub-recipients. The Department of Health shall exercise administrative oversight over construction contracts and subawards to sub-recipients and shall ensure that costs are incurred only for FRF-eligible purposes, and that projects are completed on schedule, within the authorized budgets, and according to project specifications.

SECTION SIX. APPROVAL OF ALLOCATION OF ADDITIONAL FUNDS TO THE HARDSHIP ASSISTANCE EXPENDITURE PLAN

- A. Through Council Resolution CD-62-21, the Navajo Nation approved and adopted the Navajo Nation Fiscal Recovery Fund Hardship Assistance Expenditure Plan, which included an allocation of five hundred fifty-seven million dollars (\$557,000,000).
- B. The Navajo Nation hereby approves an allocation of additional funding for the NNFRF Hardship Assistance Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of one hundred twenty million dollars (\$120,000,000) to the Office of the Controller, for Household Assistance - Cash Transfers (Expenditure Category 2.3), as set forth in **Exhibit H**, with administrative oversight by the Office of the President and Vice President and legislative oversight by the Budget and Finance Committee.

SECTION SEVEN. APPROVAL OF WATER AND WASTEWATER PROJECTS EXPENDITURE PLANS

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Water and Wastewater Projects Expenditure Plans set forth in **Exhibits I** and **I-1** through **I-7**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Water and Wastewater Projects Expenditure Plans from the Navajo Nation Fiscal Recovery Fund in the total amount of two hundred fifteen million dollars (\$215,000,000) to the Department of Water Resources with administrative oversight by the Division of Natural Resources and legislative oversight by the Resources and Development Committee, and allocates the funding as follows:
1. Thirty-three million six hundred seventy-five thousand three hundred thirty-eight dollars (\$33,675,338) for Centralized Wastewater Treatment Projects (Expenditure Category 5.1) as set forth in **Exhibit I-1**.
 2. Six Million Eight Thousand Eight Hundred Seventy-Four dollars (\$6,008,874) for Centralized Wastewater Collection and Conveyance Projects (Expenditure Category 5.2) as set forth in **Exhibit I-2**.
 3. Ten million thirty thousand dollars (\$10,030,000) for Drinking Water Treatment Projects (Expenditure Category 5.10), as set forth in **Exhibit I-3**.
 4. Fifty-one million eight five thousand seven hundred eighty-eight dollars (\$51,085,788) for Drinking Water

Transmission and Distribution Projects (Expenditure Category 5.11), as set forth in **Exhibit I-4**.

5. Twenty-nine million two hundred thousand dollars (\$29,200,000) for Drinking Water Source Projects (Expenditure Category 5.13), as set forth in **Exhibit I-5**.
 6. One million dollars (\$1,000,000) for Drinking Water Storage Projects (Expenditure Category 5.14), as set forth in **Exhibit I-6**.
 7. Eighty-four million dollars (\$84,000,000) for Drinking Water Cistern Projects (Expenditure 5.15), as set forth in **Exhibit I-7**.
- C. The Department of Water Resources, Division of Natural Resources, is authorized to execute these Water and Wastewater Projects directly, or through the use of contractors and sub-recipients. The Department of Water Resources shall exercise administrative oversight over construction contracts and subawards to sub-recipients and shall ensure that costs are incurred only for FRF-eligible purposes, and that projects are completed on schedule, within the authorized budgets, and according to project specifications.

SECTION EIGHT. APPROVAL OF BROADBAND PROJECTS EXPENDITURE PLANS

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Broadband Projects Expenditure Plan set forth in **Exhibits J** and **J-1** through **J-3**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Broadband Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of one hundred and twenty million (\$120,000,000) and allocates the funding as follows:
 1. Sixty million (\$60,000,000) to the NNFRF Broadband Office, for Broadband "Middle Mile" Projects Expenditure Plan (Expenditure Category 5.21), as set forth in **Exhibit J-1**, with administrative oversight by the Office of the President and Vice-President and joint legislative oversight by the Health Education Human Services and Resources and Development Committees;
 2. Forty million (\$40,000,000) to the NNFRF Broadband Office, for Broadband "Last Mile" Projects Expenditure Plan (Expenditure Category 5.19), as set forth in **Exhibit J-2**, with administrative oversight by the Office of the

President and Vice-President and joint legislative oversight by the Health Education Human Services and Resources and Development Committees;

3. Twenty million (\$20,000,000) to the Division of General Services for matching funds for the federal Infrastructure Investment Jobs Act (IIJA) match requirement, (Expenditure Category 5.20), as set forth in **Exhibit J-3**, with administrative oversight by the Office of the President and Vice-President and legislative oversight by the Resources and Development Committees.
- C. Funding can be transferred between "Middle Mile" Projects (**Exhibit J-1**) and "Last Mile" Projects (**Exhibits J-2**) with approval of Administrative Oversight and confirmation from NNDOJ that the funding is only used for Expenditure Categories 5.19 and/or 5.21.
 - D. At least ten million dollars (\$10,000,000) of the NNFRF allocations for the "Middle Mile" and "Last Mile" Broadband Expenditure Plans shall be devoted to projects supporting the Navajo Nation's portion of Highway 191 included in Arizona's Smart Highway Corridor Initiative. See NABIAP-21-20.
 - E. The NNFRF Broadband Office is authorized to execute these Broadband Projects directly, or through the use of qualified contractors and sub-recipients procured through an open competitive process consistent with Navajo procurement laws and regulations.
 - F. The Office of the President and Vice-President shall exercise administrative oversight over construction contracts and subawards to sub-recipients and shall ensure that costs are incurred only for FRF-eligible purposes, and that projects are completed on schedule, within the authorized budgets, and according to project specifications and contract deliverables.
 - G. If a permanent Broadband Office is established outside of the NNFRF Office through formal adoption of the necessary Plan of Operation, all funding and responsibilities allocated herein to the NNFRF Broadband Office shall be immediately transferred to the permanent Broadband Office.

SECTION NINE. APPROVAL OF HOME ELECTRICITY CONNECTION AND ELECTRIC CAPACITY PROJECTS EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Home Electricity Connection and Electric Capacity Projects Expenditure Plan set forth in **Exhibit K**.

- B. The Navajo Nation hereby approves total funding for the NNFRF Home Electricity Connection and Electric Capacity Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of ninety-six million four hundred thousand dollars (\$96,400,000) as follows:
1. Ninety-six million four hundred thousand dollars (\$96,400,000) to the Division of Community Development for Connecting Homes to Electricity Projects as Housing Support: Other Housing Assistance (Expenditure Category 2.18), as set forth in **Exhibit K**, with administrative oversight by the NNFRF Office and legislative oversight by the Resources and Development Committee.
- C. The Division of Community Development is authorized to execute these Home Electricity Connection and Electric Capacity Projects directly, or through use of contractors and sub-recipients. The Division of Community Development shall exercise administrative oversight over construction contracts and subawards to sub-recipients and shall ensure that costs are incurred only for FRF-eligible purposes, and that projects are completed on schedule, within the authorized budgets, and according to project specifications.

SECTION TEN. APPROVAL OF HOUSING PROJECTS AND MANUFACTURED HOUSING FACILITIES EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Housing Projects and Manufactured Housing Facilities Expenditure Plan that includes Housing, Veterans Housing, Housing Manufacturing Facilities, and Housing for the Former Bennett Freeze Area and Navajo Partitioned Lands Projects, as set forth in **Exhibits L** and **L-1** through **L-4**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Housing Projects and Manufactured Housing Facilities Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of one hundred forty-five million five hundred fifty thousand dollars (\$145,550,000) as follows:
1. Fifty million dollars (\$50,000,000) to the Community Housing and Infrastructure Department ("CHID") for New Housing Projects, as Long-Term Housing Security: Services for Unhoused Persons (Expenditure Category 2.15), as set forth in **Exhibit L-1**, with administrative oversight by the Division of Community Development and legislative oversight by the Resources and Development Committee.

2. Fifty million dollars (\$50,000,000) to the Navajo Nation Veterans Administration Veterans Housing Program for New Housing Projects, as Long-Term Housing Security: Services for Unhoused Persons (Expenditure Category 2.16) as set forth in **Exhibit L-2**, with administrative oversight by the Navajo Nation Veterans Administration and legislative oversight by the Health, Education and Human Services Committee.
 3. Thirty million dollars (\$30,000,000) to the Community Housing and Infrastructure Department ("CHID") for the design and construction of up to three (3) Regional Housing Manufacturing Facilities with locations in Tuba City, Sanders, Chinle, Shiprock, or Gallup areas, as Long-Term Housing Security: Affordable Housing (Expenditure Category 2.15), as set forth in **Exhibit L-3**, with administrative oversight by the Division of Community Development and legislative oversight by the Resources and Development Committee.
 4. Fifteen million five hundred fifty thousand dollars (\$15,550,000) to the Navajo Hopi Land Commission Office for Housing for the Former Bennett Freeze Area and Navajo Partitioned Lands to purchase modular homes for people within the twenty-three (23) impacted Chapters and for planning of a manufactured housing plant in Nahata Dziil Chapter, as Long-Term Housing Security: Affordable Housing (Expenditure Category 2.15), as set forth in **Exhibit L-4**, with administrative oversight by the Division of Community Development and legislative oversight by the Resources and Development Committee.
- C. The Housing Projects assigned to CHID, the Veterans Housing Program, and Navajo Hopi Land Commission Office are need-based.
 - D. The eligibility criteria for receiving services under the Housing Projects assigned to CHID shall be approved by the Resources and Development Committee by resolution and shall include equal distribution by Delegate Region.
 - E. The eligibility criteria for receiving services under the Veterans Housing Projects Expenditure Plan assigned to the Veterans Housing Program shall be approved by the Health, Education and Human Services Committee through resolution.
 - F. The eligibility criteria for receiving services under the Housing for the Former Bennett Freeze Area and Navajo Partitioned Lands Expenditure Plan assigned to the Navajo Hopi

Land Commission Office shall be approved by the Navajo-Hopi Land Commission through resolution.

- G. To the fullest extent possible, all new housing shall be accessible to persons with physical disabilities and shall meet the standards and specifications within the Americans with Disabilities Act.

SECTION ELEVEN. APPROVAL OF THE BATHROOM ADDITIONS EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Bathroom Additions Expenditure Plan set forth in **Exhibits M** and **M-1**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Bathroom Additions Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of one hundred fifty million dollars (\$150,000,000) to be allocated as follows:
1. One hundred fifty million dollars (\$150,000,000) to the Division of Community Development for Bathroom Additions, as Other Public Health Services (Expenditure Category 1.14), as set forth in **Exhibit M-1**, with administrative oversight by the Navajo Nation Fiscal Recovery Funds Office and legislative oversight by the Resources and Development Committee.
 2. The allocation to the Division of Community shall be further allocated in the amount of six million two hundred fifty thousand dollars (\$6,250,000) per Delegate Region as set forth in **Exhibit M**.
- C. The Bathroom Additions Expenditure Plan is need-based. The application process and criteria are included in **Exhibit M-1**.
- D. The Division of Community Development is authorized to execute these Bathroom Additions Projects directly, or through the use of contractors and sub-recipients. The Division of Community Development shall exercise administrative oversight over construction contracts and subawards to sub-recipients and shall ensure that costs are incurred only for FRF-eligible purposes, and that projects are completed on schedule, within the authorized budgets, and according to project specifications.

SECTION TWELVE. ADMINISTRATION OF NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS

- A. All entities receiving Navajo Nation Fiscal Recovery Funds, whether through an immediate allocation under Resolution CJY-41-21 or subsequently approved NNFREF Expenditure Plan, shall comply with all Navajo Nation laws, policies, regulations, rules, and procedures, specifically including, but not limited to, those governing the NNFREF and the expenditure of such funds, and any additional terms set forth in a grant, sub-recipient, or similar agreement.
- B. Fiscal Recovery Fund costs must be incurred by December 31, 2024, meaning that the Navajo Nation must obligate FRF funds by that date. Treasury guidance provides that "incurred" shall have the same meaning given to "financial obligation" under the Uniform Guidance at 2 CFR 200.1: "Financial obligations, when referencing a recipient's or sub-recipient's use of funds under a Federal award, means orders placed for property and services, contracts and sub-awards made, and similar transactions that require payment."
1. For internal Navajo Nation purposes, the terms "obligated" and "encumbered" are defined in Resolution BFS-31-21, Section Three on page 3 of Exhibits 1 through 5. BFS-31-21 provides that, "'Obligated' means that an order has been placed for the delivery of goods or property, or the performance of services, that will be paid for with Fiscal Recovery Funds; that a contract or subcontract has been executed promising payment with Fiscal Recovery Funds; or that a similar transaction has occurred requiring payment of Fiscal Recovery Funds. For internal Navajo Nation purposes, funds are obligated or encumbered upon completion of OOC's review and approval of contracts and purchase requisitions, and OOC's recording of an encumbrance in the FMIS, not upon execution of a contract."
 2. Any NNFREF funds not obligated and encumbered by the end of the third quarter of Fiscal Year 2024 shall be reported to the Naabik'iyáti' Committee and are subject to reversion to the NNFREF by resolution of the Naabik'iyáti' Committee. Reverted NNFREF funds will then be available for reallocation to other NNFREF Expenditure Plans pursuant to resolution(s) of the Navajo Nation Council enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- C. Projects and/or services funded with Navajo Nation Fiscal Recovery Funds must be completed and all NNFREF funds fully spent by June 30, 2026, unless an earlier date is determined through resolution of the Navajo Nation Council.

- D. After approval pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12), Navajo Nation Fiscal Recovery Fund Expenditure Plan funds shall be available for use by a funding recipient that is a branch, division, department, or other unit of the Navajo Nation central government as soon as a detailed budget has been administratively approved and the Office of Management and Budget has entered such budget into the Financial Management Information System (FMIS).
- E. The Office of the Controller shall release Navajo Nation Fiscal Recovery Fund Expenditure Plan funds to a funding recipient that is external to the Navajo Nation central government, including LGA-Certified chapters, Navajo Nation owned entities, and other external entities, pursuant to the fund distribution schedule recommended by the Navajo Nation government entity with administrative oversight and approved by the Office of the Controller and included in a fully executed sub-recipient, or similar agreement deemed legally sufficient by the Navajo Nation Department of Justice.
- F. Awarded Navajo Nation Fiscal Recovery Funds shall only be obligated and expended on projects and/or services, including need-based projects and services, that were included as an immediate allocation under Resolution CJY-41-21 or are included in a NNFRF Expenditure Plan approved and adopted by a Navajo Nation Council Resolution enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- G. All proposed modifications to an approved NNFRF Expenditure Plan or an approved NNFRF Expenditure Plan budget shall comply with section 8 of Exhibits 1 through 5 of Resolution BFS-31-21.
1. Any increase in funding for an approved NNFRF Expenditure Plan shall require approval by Navajo Nation Council Resolution enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12), unless such increase in funding is due to an administratively approved budget transfer from the Construction Contingencies Expenditure Plan.
 - a. Proposed modifications of Expenditure Plans shall be submitted to the Navajo Nation Department of Justice ("NNDOJ") for an eligibility determination review to ensure the proposed modification will be an eligible use of FRF.
 - b. Modifications that change the purpose and intent of the Expenditure Plan or projects and services within the

approved Expenditure Plan or that substantially change the scope of work of the Expenditure Plan shall require approval by the Navajo Nation Council.

- c. As set forth in Resolution BFS-31-21, NNDOJ shall make the determination whether Navajo Nation Council approval of the modification is required.
 - d. After NNDOJ has reviewed the request for a modification of an approved Expenditure Plan and determined that legislative approval is not needed, or after the modification is approved by a Navajo Nation Council resolution enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12), the Administrative Oversight entity acting on behalf of the Funding Recipient shall submit a budget revision request to Office of Management & Budget ("OMB"), if needed. The Budget Instruction Manual provisions regarding budget revision requests shall apply.
- H. Awarded Navajo Nation Fiscal Recovery Funds, including cost savings, may be administratively moved between projects and/or services included within the same Expenditure Plan, as long as such projects or services share the same Treasury Expenditure Category for reporting purposes. NNDOJ shall verify that the projects and/or services share the same Expenditure Category before any NNFRF funding is moved between projects and/or services.
- I. Awarded Navajo Nation Fiscal Recovery Funds, including cost savings, cannot be moved between Expenditure Plans without approval by a Navajo Nation Council Resolution enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12), unless such movement of funds is due to an administratively approved budget transfer from the Construction Contingencies Expenditure Plan to other NNFRF expenditure plans experiencing cost overruns due to construction contingencies.
- J. Approved Expenditure Plans for need-based projects and services, such as Bathroom Addition or Home Electricity Connection projects, may be administratively modified without Navajo Nation Council action as long as the total funding awarded for the Expenditure Plan is not increased and the new project or service is within the same Expenditure Category.
- K. To add projects or services to an approved Expenditure Plan when such projects and/or services are not need-based projects or services, shall require a NNDOJ initial eligibility

determination pursuant to Resolution BFS-31-21 and the addition must be approved through resolution by the Standing Committee(s) having oversight over the Expenditure Plan and the Budget and Finance Committee.

1. If the new project and/or service increases the total funding awarded for the Expenditure Plan or does not share the same Expenditure Category as the Expenditure Plan, Resolution BFS-31-21 must be fully complied with and the addition can only be added through Navajo Nation Council resolution enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- L. The Emergency Procurement provisions set forth in Resolution CJY-41-21, Section Ten, shall apply to all NNFRF Expenditure Plans enacted herein, as well as to the federal American Rescue Plan Act ("ARPA") and all Fiscal Recovery Fund procurements by the Navajo Nation, including its LGA-Certified Chapters, and Navajo Nation-owned entities.
- M. Navajo Nation programs and offices receiving NNFRF allocations in Resolution CJY-41-21 for central support and/or regulatory services shall use such funding to develop the legal, financial, organizational, managerial, administrative, regulatory, and reporting framework necessary to support the expeditious completion of NNFRF funded projects and the provision of NNFRF funded services, and may also use such funding to administer projects that are funded from non-FRF sources provided that NNDOJ determines that all proposed expenditures of NNFRF administration funding are allowable under the Treasury Guidance.
- N. The Office of the Auditor General's Plan of Operation at 12 N.N.C. § 9 provides for withholding certain funds from sanctioned chapters, divisions, and programs. Under 12 N.N.C. § 9(B), following the Budget and Finance Committee's approval of sanctions, OOC shall cause 10% of "monies payable from any Governmental Fund of the Navajo Nation as defined at 12 N.N.C. section 810" of the Appropriations Act. The Navajo Nation hereby determines that Navajo Nation Fiscal Recovery Funds are not a "Governmental Fund" for purposes of sanctions, and therefore direct allocations of NNFRF to sanctioned chapters, divisions, and programs are not subject to withholding.
- O. All entities receiving Navajo Nation Fiscal Recovery Funds shall follow and apply Generally Accepted Accounting Principles (GAAP), as established by the Governmental Accounting Standards Board (GASB) for governmental entities and by the Financial Accounting Standards Board (FASB) for

public and private companies and non-profits, in reporting, recording, and accounting for such Funds.

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

SECTION THIRTEEN. APPROVING FUTURE ALLOCATION OF UNALLOCATED NAVAJO NATION FISCAL RECOVERY FUNDS TO THE CONSTRUCTION CONTINGENCIES EXPENDITURE PLAN

- A. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Construction Contingencies Expenditure Plan set forth in **Exhibit N**.
- B. The Navajo Nation hereby approves total funding for the NNFRF Construction Contingencies Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of five hundred dollars (\$500) to establish a contingency fund for NNFRF construction projects:
1. Five hundred dollars (\$500) to the Fiscal Recovery Fund Office for the Construction Contingencies Expenditure Plan, as Revenue Replacement: Provision of Government Services (Expenditure Category 6.1), as set forth in **Exhibit N**, with administrative oversight by the Office of the President and Vice President and legislative oversight by the Resources and Development Committee.
- C. The purpose of the NNFRF Construction Contingencies Expenditure Plan is to use available, i.e., unallocated, unencumbered, cost savings, etc., funds from other NNFRF expenditure plans to fund the costs of construction contingencies on NNFRF-funded construction projects.
- D. Additional funds may be needed in the future for construction contingencies related to the inflationary costs of labor and building materials. The Navajo Nation may determine it is necessary and appropriate to allocate Navajo Nation funds from the Síhasin Fund or the General Fund to pay the costs of construction contingencies on NNFRF-funded construction projects.

- E. Notwithstanding procedures for budget transfers in the Budget Instructions Manual and the modification process established in BFC-31-21, the transfer of funds from the NNFRF Construction Contingencies Expenditure Plan business unit to other NNFRF expenditure plans business units shall be handled administratively and shall not require a resolution of the Navajo Nation Council or a Standing Committee.
- F. The Office of the President and Vice President, NNFRF Office, Office of Management and Budget, and Office of the Controller, with advice from the Department of Justice, shall develop a streamlined administrative process for approving requests for funding from the NNFRF Construction Contingencies Expenditure Plan, and to process budget transfers.
- G. All NNFRF funds that have not been allocated to an NNFRF Expenditure Plan through a Navajo Nation Council Resolution enacted pursuant to Resolution CJY-41-21 by the end of the second quarter of Fiscal Year 2024 may be allocated to the NNFRF Construction Contingencies Expenditure Plan through Navajo Nation Council Resolution enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- H. All NNFRF funds that have been allocated to an NNFRF expenditure plan through a Navajo Nation Council Resolution enacted pursuant to Resolution CJY-41-21, but that have not been obligated and encumbered by 5:00 p.m. on June 30, 2024, shall automatically revert to the NNFRF and shall be reallocated to the NNFRF Construction Contingencies Expenditure Plan or other NNFRF expenditure plans through Navajo Nation Council Resolution enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- I. All obligated and encumbered NNFRF funds that have not been expended by the Navajo Nation and its sub-recipients by 5:00 p.m. on June 30, 2026, shall automatically revert to the NNFRF and shall be reallocated to the NNFRF Construction Contingencies Expenditure Plan or other NNFRF expenditure plans through Navajo Nation Council Resolution enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- J. Funding allocated to the Chapter Assistance Expenditure Plan that is not obligated and encumbered by DCD and/or the LGA-Certified Chapters by November 20, 2024 shall be automatically reallocated to the Construction Contingencies Expenditure Plan. Such reallocation shall not require a resolution by the Navajo Nation Council enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

- K. Funding allocated to the Chapter Assistance Expenditure Plan that is not expended by DCD and/or the LGA-Certified Chapters by November 20, 2026 shall be automatically reallocated to the Construction Contingencies Expenditure Plan and such reallocation shall not require a resolution by the Navajo Nation Council enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).
- L. The Division of Community Development, sub-recipient LGA-Certified Chapters, the Office of the Controller, and the Office of Management and Budget shall cooperate to ensure that such funds from the Chapter Assistance Expenditure Plan are automatically reallocated to the Construction Contingencies Expenditure Plan.
- M. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve for NNFRF construction projects shall first be satisfied by the Construction Contingencies Expenditure Plan. If a contingency(s) cannot be funded through the Construction Contingencies Expenditure Plan, the contingency(s) shall be implemented on a case-by-case basis through resolution(s) approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164(A)(17) and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

SECTION FOURTEEN. REALLOCATION OF SURPLUS FUNDS PREVIOUSLY ALLOCATED UNDER SECTION 7 OF CJY-41-21

- A. Section 7 of Resolution CJY-41-21 allocated ten percent (10%) of the Fiscal Recovery Funds received by the Navajo Nation to fund administrative costs of central support service and regulatory offices. The Office of the President and Vice-President was responsible for apportioning ninety percent (90%) of the ten percent (10%). The Speaker of the Navajo Nation Council, after consultation with the Naabik'íyáti' Committee, is responsible apportioning the remaining ten percent (10%).
- B. Section 7, Paragraph F, of Resolution CY-41-21 provides that any funding unspent or unencumbered at the end of the second quarter of Fiscal Year 2024 shall be reallocated to the NNFRF and be available for allocation to other NNFRF projects and services.
- C. The Office of the President and the Vice-President has determined that forty-two million one hundred fifty-one thousand five hundred and thirty-one dollars (\$42,151,531)

should be reallocated to the NNFRF and be available for allocation to other NNFRF expenditure plans.

- D. The Speaker of the Navajo Nation Council has determined that five million (\$5,000,000) should be reallocated to the NNFRF and be available for allocation to other NNFRF expenditure plans.

SECTION FIFTEEN. REPORTING

- A. All entities receiving Navajo Nation Fiscal Recovery Funds shall keep and maintain accurate and complete financial data and records sufficient to demonstrate that the Fiscal Recovery Funds appropriated to the Navajo Nation have been used by the reporting entity in accordance with the provisions of ARPA and timely relay such reports and records to the Administrative Oversight entity, Office of the Controller, Office of Management and Budget, NNFRF Office, and legislative oversight as directed in the grant or sub-recipient agreements if any, and when requested. Such reports and records shall be maintained for at least seven (7) years after the project and/or service has been completed. The Office of the Controller shall be responsible for compiling and providing any and all records and financial reports required by the U.S. Treasury.
- B. All entities receiving Navajo Nation Fiscal Recovery Funds through an approved Expenditure Plan shall report the status of their NNFRF allocations to their respective legislative oversight committees at the end of each Fiscal Year quarter. The entity with administrative oversight over the Expenditure Plan shall review the quarterly report prior to its presentation and shall participate in the presentation to the oversight committee(s).
- C. The Executive Director of the NNFRF Office, with the assistance of the Office of the Controller and Office of Management and Budget, shall report the status of all allocated Navajo Nation Fiscal Recovery Funds and NNFRF Expenditure Plans to the Budget and Finance Committee and Naabik'iyáti' Committee at the end of each Fiscal Year quarter.

SECTION SIXTEEN. EFFECTIVE DATE

This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221(B), 2 N.N.C. § 164(A)(17), and 2 N.N.C. §§ 1005(C)(10), (11), and (12).

SECTION SEVENTEEN. AMENDMENTS

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

SECTION EIGHTEEN. SAVING CLAUSE

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

SECTION NINETEEN. DIRECTIVES

- A. All Navajo Nation government programs, offices, and divisions, as well as Navajo Nation-owned entities, specifically including those programs, offices, divisions, and Navajo Nation-owned entities receiving Navajo Nation Fiscal Recovery Funds, shall prioritize the implementation and completion of NNFRF projects and/or services.
- B. Navajo Nation regulatory offices participating in the One Stop Shop shall assess federal and state requirements, procedures, and processing times that pose challenges to the rapid implementation of NNFRF Expenditure Plans. Within thirty (30) days following the enactment of this legislation, the One Stop Shop shall submit written recommendations to the Office of the President and Vice President and the Office of the Speaker regarding how the Nation can work with its federal and state partners to address these external challenges.
- C. Navajo Nation regulatory offices participating in the One Stop Shop, and central support service offices such as the Fiscal Recovery Funds Office, Office of the Controller, Office of Management and Budget, and NNDOJ, shall assess the internal Navajo Nation structural and procedural issues that pose challenges to the rapid implementation of NNFRF Expenditure Plans. These Executive Branch divisions, departments, and offices shall develop strategic responses to increase government efficiency and recommend enhanced and streamlined Executive Branch procedures to expedite NNFRF projects.
- D. Within ten (10) days after the enactment of this legislation, the Navajo Nation Department of Justice shall inform Delegates, Chapters, and the Division of Community Development, in writing, whether septic tank cleaning is an eligible FRF

expenditure and whether septic tank clean outs can be included in Delegate Region Project Plans.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the 24th Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 20 in Favor, and 02 Opposed, on this 30th day of June 2022.



Honorable Seth Damon, Speaker
24th Navajo Nation Council

July 8, 2022
DATE

Motion: Honorable Edmund Yazzie
Second: Honorable Wilson Stewart, Jr.

Speaker Seth Damon not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I, hereby, sign into law the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(10), on this 15th day of July, 2022.


Jonathan Nez, President
Navajo Nation

2. I, hereby, veto the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(11), on this _____ day of _____, 2022 for the reason(s) expressed in the attached letter to the Speaker.

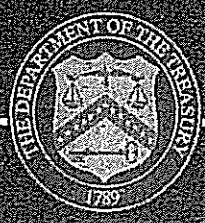
Jonathan Nez, President
Navajo Nation

3. I, hereby, exercise line-item veto pursuant to the budget line-item veto authority delegated to the President by vote of the Navajo People in 2009, on this _____ day of _____, 2022.

Jonathan Nez, President
Navajo Nation

Compliance and Reporting Guidance

State and Local Fiscal Recovery Funds



February 28, 2022

Version: 3.0

**Appendix 1: Expenditure Categories**

Treasury's final rule provides greater flexibility and simplicity for recipients to fight the pandemic and support families and businesses struggling with its impacts, maintain vital services amid revenue shortfalls, and build a strong, resilient, and equitable recovery. As such, recipients will report on a broader set of eligible uses and associated Expenditure Categories ("EC"), starting with the April 2022 Project and Expenditure Report. The table below includes the new Expenditure Categories, as well as a reference to previous Expenditure Categories used for reporting under the interim final rule.

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

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

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

Expenditure Category	EC ²⁷	Previous EC ²⁸
1: Public Health		
COVID-19 Mitigation & Prevention		
COVID-19 Vaccination [^]	1.1	1.1
COVID-19 Testing [^]	1.2	1.2
COVID-19 Contact Tracing [^]	1.3	1.3
Prevention in Congregate Settings (Nursing Homes, Prisons/Jails, Dense Work Sites, Schools, Child care facilities, etc.) ^{^*}	1.4	1.4
Personal Protective Equipment [^]	1.5	1.5
Medical Expenses (including Alternative Care Facilities) [^]	1.6	1.6
Other COVID-19 Public Health Expenses (including Communications, Enforcement, Isolation/Quarantine) [^]	1.7	1.8
COVID-19 Assistance to Small Businesses [^]	1.8	-
COVID 19 Assistance to Non-Profits [^]	1.9	-
COVID-19 Aid to Impacted Industries [^]	1.10	-
Community Violence Interventions		
Community Violence Interventions ^{^*}	1.11	3.16
Behavioral Health		
Mental Health Services ^{^*}	1.12	1.10
Substance Use Services ^{^*}	1.13	1.11
Other		
Other Public Health Services [^]	1.14	1.12
Capital Investments or Physical Plant Changes to Public Facilities that respond to the COVID-19 public health emergency	-	1.7
2: Negative Economic Impacts		
Assistance to Households		
Household Assistance: Food Programs ^{^*}	2.1	2.1
Household Assistance: Rent, Mortgage, and Utility Aid ^{^*}	2.2	2.2
Household Assistance: Cash Transfers ^{^*}	2.3	2.3

²⁷ Under the final rule to be used starting with April 2022 reports

²⁸ Under the interim final rule to be used in Interim Report and January 2022 Project and Expenditure Report



Expenditure Category	EC ²⁷	Previous EC ²⁸
Household Assistance: Internet Access Programs**^	2.4	2.4
Household Assistance: Paid Sick and Medical Leave^	2.5	-
Household Assistance: Health Insurance**^	2.6	-
Household Assistance: Services for Un/Unbanked**^	2.7	-
Household Assistance: Survivor's Benefits^	2.8	-
Unemployment Benefits or Cash Assistance to Unemployed Workers**^	2.9	2.6
Assistance to Unemployed or Underemployed Workers (e.g. job training, subsidized employment, employment supports or incentives)**^	2.10	2.7
Healthy Childhood Environments: Child Care**^	2.11	3.6
Healthy Childhood Environments: Home Visiting**^	2.12	3.7
Healthy Childhood Environments: Services to Foster Youth or Families Involved in Child Welfare System**^	2.13	3.8
Healthy Childhood Environments: Early Learning**^	2.14	3.1
Long-term Housing Security: Affordable Housing**^	2.15	3.10
Long-term Housing Security: Services for Unhoused Persons**^	2.16	3.11
Housing Support: Housing Vouchers and Relocation Assistance for Disproportionately Impacted Communities**^	2.17	-
Housing Support: Other Housing Assistance**^	2.18	3.12
Social Determinants of Health: Community Health Workers or Benefits Navigators**^	2.19	3.14
Social Determinants of Health: Lead Remediation**^	2.20	3.15
Medical Facilities for Disproportionately Impacted Communities^	2.21	-
Strong Healthy Communities: Neighborhood Features that Promote Health and Safety^	2.22	-
Strong Healthy Communities: Demolition and Rehabilitation of Properties^	2.23	-
Addressing Educational Disparities: Aid to High-Poverty Districts^	2.24	3.2
Addressing Educational Disparities: Academic, Social, and Emotional Services**^	2.25	3.3
Addressing Educational Disparities: Mental Health Services**^	2.26	3.4
Addressing Impacts of Lost Instructional Time^	2.27	-
Contributions to UI Trust Funds^	2.28	2.8
Assistance to Small Businesses		
Loans or Grants to Mitigate Financial Hardship^	2.29	2.9
Technical Assistance, Counseling, or Business Planning**^	2.30	-
Rehabilitation of Commercial Properties or Other Improvements^	2.31	-
Business Incubators and Start-Up or Expansion Assistance**^	2.32	-
Enhanced Support to Microbusinesses**^	2.33	-
Assistance to Non-Profits		
Assistance to Impacted Nonprofit Organizations (Impacted or Disproportionately Impacted)^	2.34	2.10
Aid to Impacted Industries		
Aid to Tourism, Travel, or Hospitality^	2.35	2.11
Aid to Other Impacted Industries^	2.36	2.12
Other		
Economic Impact Assistance: Other**^	2.37	2.13
Household Assistance: Eviction Prevention**^	-	2.5
Education Assistance: Other**^	-	3.5
Healthy Childhood Environments: Other**^	-	3.9
Social Determinants of Health: Other**^	-	3.13



Expenditure Category	EC ²⁷	Previous EC ²⁸
3: Public Health: Negative Economic Impact: Public Sector Capacity		
General Provisions		
Public Sector Workforce: Payroll and Benefits for Public Health, Public Safety, or Human Services Workers	3.1	1.9
Public Sector Workforce: Rehiring Public Sector Staff	3.2	2.14
Public Sector Workforce: Other	3.3	-
Public Sector Capacity: Effective Service Delivery	3.4	7.2
Public Sector Capacity: Administrative Needs	3.5	-
4: Premium Pay		
Public Sector Employees	4.1	4.1
Private Sector: Grants to Other Employers	4.2	4.2
5: Infrastructure		
Water and Sewer		
Clean Water: Centralized Wastewater Treatment	5.1	5.1
Clean Water: Centralized Wastewater Collection and Conveyance	5.2	5.2
Clean Water: Decentralized Wastewater	5.3	5.3
Clean Water: Combined Sewer Overflows	5.4	5.4
Clean Water: Other Sewer Infrastructure	5.5	5.5
Clean Water: Stormwater	5.6	5.6
Clean Water: Energy Conservation	5.7	5.7
Clean Water: Water Conservation	5.8	5.8
Clean Water: Nonpoint Source	5.9	5.9
Drinking water: Treatment	5.10	5.10
Drinking water: Transmission & Distribution	5.11	5.11
Drinking water: Lead Remediation, including in Schools and Daycares	5.12	5.12
Drinking water: Source	5.13	5.13
Drinking water: Storage	5.14	5.14
Drinking water: Other water infrastructure	5.15	5.15
Water and Sewer: Private Wells	5.16	-
Water and Sewer: IJJA Bureau of Reclamation Match	5.17	-
Water and Sewer: Other	5.18	-
Broadband		
Broadband: "Last Mile" projects	5.19	5.16
Broadband: IJJA Match	5.20	-
Broadband: Other projects	5.21	5.17
6: Revenue Replacement		
Provision of Government Services	6.1	6.1
Non-federal Match for Other Federal Programs	6.2	-
7: Administrative		
Administrative Expenses	7.1	7.1
Transfers to Other Units of Government	7.2	7.3
Transfers to Non-entitlement Units (States and territories only)	-	7.4



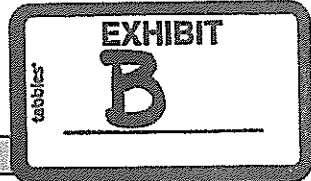
Treasury has prepared the additional guidance below to support recipients in implementing the new expenditure categories. This table includes only those previous expenditure categories that are changing under the new structure, aligned with the final rule.

January 2022 Expenditure Categories		April 2022 Guidance
1: Public Health		
1.7	Capital Investments or Physical Plant Changes to Public Facilities that respond to the COVID-19 public health emergency	EC removed, capital expenditures can be designated in any relevant PH-NEI EC (e.g., new hospital wing would be tracked under EC 1.4)
1.8	Other COVID-19 Public Health Expenses (including Communications, Enforcement, Isolation/Quarantine)	EC is 1.7
1.9	Payroll Costs for Public Health, Safety, and Other Public Sector Staff Responding to COVID-19	EC is 3.1
1.10	Mental Health Services*	EC is 1.12
1.11	Substance Use Services*	EC is 1.13
1.12	Other Public Health Services	EC is 1.14
2: Negative Economic Impacts		
2.5	Household Assistance: Eviction Prevention	EC is now included as part of 2.2
2.6	Unemployment Benefits or Cash Assistance to Unemployed Workers*	EC is 2.9
2.7	Job Training Assistance (e.g., Sectoral job-training, Subsidized Employment, Employment Supports or Incentives)**	EC is 2.10
2.8	Contributions to UI Trust Funds	EC is 2.28
2.9	Small Business Economic Assistance (General)**	If public-health related (e.g., providing rapid tests for small businesses), EC is 1.8; if related to negative economic impact eligible use (e.g., grants, technical assistance, rehabilitation, incubators, or microbusinesses), EC is 2.29-2.33
2.10	Aid to Nonprofit Organizations*	If public-health related (e.g., providing rapid tests for non-profits), EC is 1.9; if related to negative economic impact (e.g., grants to stabilize non-profit budget), EC is 2.34
2.11	Aid to Tourism, Travel, or Hospitality	EC is 2.35
2.12	Aid to Other Impacted Industries	EC is 2.36
2.13	Other Economic Support**	EC is 2.37, re-named Other Economic Impact
2.14	Rehiring Public Sector Staff	EC is 3.2
3: Services to Disproportionately Impacted Communities		
3.1	Education Assistance: Early Learning**	EC is 2.14
3.2	Education Assistance: Aid to High-Poverty Districts ^	EC is 2.24
3.3	Education Assistance: Academic Services**	EC is 2.25, social and emotional services will now be tracked under this EC
3.4	Education Assistance: Social, Emotional, and Mental Health Services**	EC is 2.26, if social and emotional services, EC is 2.25;
3.5	Education Assistance: Other**	EC is 2.37, collected under Other Economic Impact

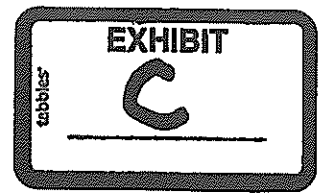


January 2022 Expenditure Categories		April 2022 Guidance
3.6	Healthy Childhood Environments: Child Care*^	EC is 2.11
3.7	Healthy Childhood Environments: Home Visiting*^	EC is 2.12
3.8	Healthy Childhood Environments: Services to Foster Youth or Families Involved in Child Welfare System*^	EC is 2.13
3.9	Healthy Childhood Environments: Other*^	EC is 2.37, collected under Other Economic Impact
3.10	Housing Support: Affordable Housing*^	EC is 2.15
3.11	Housing Support: Services for Unhoused Persons*^	EC is 2.16
3.12	Housing Support: Other Housing Assistance*^	EC is 2.18
3.13	Social Determinants of Health: Other*^	EC is 2.37, collected under Other Economic Impact
3.14	Social Determinants of Health: Community Health Workers or Benefits Navigators*^	EC is 2.19
3.15	Social Determinants of Health: Lead Remediation^	EC is 2.20
3.16	Social Determinants of Health: Community Violence Interventions*^	EC is 1.11
5: Infrastructure		
5.16	Broadband: "Last Mile" projects	EC is 5.19
5.17	Broadband: Other projects	EC is 5.20
7: Administrative		
7.2	Evaluation and Data Analysis	EC is 3.4 and has been renamed Effective Service Delivery
7.3	Transfers to Other Units of Government	EC is 7.2
7.4	Transfers to Non-entitlement Units (States and territories only)	To be separately reported as part of NEU/Non-UJLG module. Refer to Part 2 Section D.

NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLAN SUMMARY



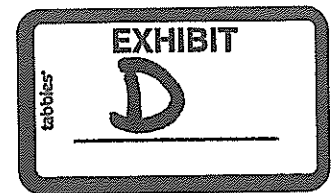
DESCRIPTION	CATEGORY	AMOUNT
Chapter and Regional Projects		\$211,256,148
Public Safety/Rural Addressing	1.14	\$35,000,000
Cyber Security	1.14	\$5,000,000
Transitional housing	1.12	\$4,000,000
Detox Centers	1.13	\$15,243,750
Hardship Assistance	2.3	\$120,000,000
Wastewater: Centralized Wastewater Treatment	5.1	\$33,675,338
Wastewater: Collection and Conveyance	5.2	\$6,008,874
Drinking Water: Distribution and Conveyance	5.1	\$10,030,000
Drinking Water: Transmission & Distribution	5.11	\$51,085,788
Drinking Water: Source	5.13	\$29,200,000
Drinking Water: Storage	5.14	\$1,000,000
Drinking Water: Cistern Systems	5.15	\$84,000,000
Broadband- Middle Mile	5.21	\$60,000,000
Broadband-Last Mile	5.19	\$40,000,000
Broadband-IIJA Match	5.2	\$20,000,000
Home Electric Connections	2.18	\$96,400,000
Housing-New Housing	2.15	\$50,000,000
Housing- Veterans	2.16	\$50,000,000
Housing Manufacturing	2.15	\$30,000,000
Housing for former Bennett Freeze and NPL	2.15	\$15,550,000
Bathroom Additions	1.14	\$150,000,000
Contingency Funding Line Item	6.1	\$500
Reduced FRF Administrative Funds		
Executive Branch		(\$42,151,531)
Legislative Branch		(\$5,000,000)
Total Funding		\$1,070,298,867



NNFRF DELEGATE CHAPTER AND REGIONAL PROJECTS EXPENDITURE PLAN

REGIONAL CHAPTER PROJECTS TOTAL: \$211,256,148

**REGIONAL CHAPTER PROJECTS PER DELEGATE REGION
(\$211,256,148/24): \$8,802,340**



**NNDOJ/TFU's FRF Eligibility Determinations
as of June 24, 2022**

No.	HK ID	Title & Type of Project	Amount (\$)	Eligibility Category	Reporting Category	Final TFU Review - Assigned To	Eligibility Determination	Date Request Submitted	Date IED Issued
1	HK0001	NTUA ARPA Electric Grid Reliability Program & 2.13 Other Economic Support	4,592,646	3 - Lost Revenue/Government Services	6.1	Kristen Lowell	Eligible	9/10/2021	9/15/2021
2	HK0002	NTUA's ARPA Connecting Navajo Nation Homes to Electricity Program & House Wiring for Navajo Nation Homes Project 3.12 Housing Support: Other Housing Assistance	28,982,874	1 - Respond to COVID-19	3.12	Kristen Lowell	Eligible	9/10/2021	9/15/2021
3	HK0003	Clean Water: 5.2 Centralized Wastewater Collection and Conveyance	3,200,004	4 - Infrastructure	5.2	Kristen Lowell	Eligible	9/10/2021	9/15/2021
4	HK0004	NTUA's ARPA Septic System Installation program & 5.3 Clean Water: Decentralized Wastewater	11,105,636	4 - Infrastructure	5.3	Kristen Lowell	Eligible	9/10/2021	9/15/2021
5	HK0005	Drinking Water: 5.11 Transmission & Distribution	2,898,372	4 - Infrastructure	5.11	Kristen Lowell	Eligible	9/10/2021	9/15/2021
6	HK0006	Drinking Water: 5.14 Storage	755,486	4 - Infrastructure	5.14	Kristen Lowell	Eligible	9/10/2021	9/15/2021
7	HK0007	Drinking Water: 5.15 Other Water Infrastructure	3,701,879	4 - Infrastructure	5.15	Kristen Lowell	Eligible	9/10/2021	9/15/2021
8	HK0008	NTUA's ARPA Last Mile Program & 5.16 Broadband: Last Mile Projects	5,370,432	4 - Infrastructure	5.16	Kristen Lowell	Eligible	9/10/2021	9/15/2021
9	HK0009	NTUA's ARPA Middle Mile Program & 5.17 Broadband: Other Projects	9,679,381	4 - Infrastructure	5.17	Kristen Lowell	Eligible	9/10/2021	9/15/2021
10	HK0010	Navajo Nation Artisan and Business Economic Relief Grant	31,412,583	1 - Respond to COVID-19	2.9	Kristen Lowell	Eligible	9/13/2021	9/15/2021
11	HK0011	Purchases of Backhoes per Resolution CIA-01-21	7,148,169	1 - Respond to COVID-19	3.12	Kristen Lowell	Eligible	9/17/2021	9/24/2021
12	HK0012	CIA-01-21 Heavy Equipment Purchases	2,964,536			Kristen Lowell	Add'l Info Requested 9/24	9/17/2021	9/24/2021
13	HK0012-2	CIA-01-21 Heavy Equipment Purchases	2,964,536	3 - Lost Revenue/Government	6.1	Kristen Lowell	Eligible	10/13/2021	10/14/2021
14	HK0013	Resolution CIA-01-21 Motor Grader Purchases	5,802,251			Kristen Lowell	Add'l Info Requested 9/24	9/17/2021	9/24/2021
15	HK0013-2	Resolution CIA-01-21 Motor Grader Purchases	5,802,251	3 - Lost Revenue/Government	6.1	Mel Rod's	Eligible	10/13/2021	10/14/2021
16	HK0014	CIA-01-21 Skid Steer Purchases	950,485	3 - Lost Revenue/Government Services	6.1	Kristen Lowell	Eligible	9/17/2021	9/24/2021
17	HK0015	CIA-01-21 Vehicle Purchases	3,446,949	3 - Lost Revenue/Government Services	6.1	Kristen Lowell	Eligible	9/17/2021	9/24/2021
18	HK0016	Purchases of Heavy Equipment per Resolution CIA-01-21	727,815	1 - Respond to COVID-19	3.12	Adjua Adjel-Danso	Eligible	9/22/2021	9/28/2021
19	HK0017	Purchases for Miscellaneous Items per CIA-01-21	356,949	3 - Lost Revenue/Government	6.1	Adjua Adjel-Danso	Eligible	9/17/2021	9/28/2021
20	HK0018	Purchases of Trailers per CIA-01-21	931,181	1 - Respond to COVID-19	3.12	Kristen Lowell	Eligible	9/22/2021	9/29/2021
21	HK0019	CIA-01-21 Tractor Purchases	184,000	1 - Respond to COVID-19	3.12	Kristen Lowell	Eligible	9/22/2021	9/29/2021

**NNDOJ/TFU's FRF Eligibility Determinations
as of June 24, 2022**

No.	HKID	Title & Type of Project	Amount (\$)	Eligibility Category	Reporting Category	Final TFU Review - Assigned To	Eligibility Determination	Date Request Submitted	Date IED Issued
22	HK0020	Drinking Water Source Projects	4,193,775	4 - Infrastructure	5.13	Kristen Lowell	Eligible	9/24/2021	10/1/2021
23	HK0021	COVID-19 Mobile Units	953,380			Kristen Lowell	Add'l Info Requested 10/4	9/27/2021	10/4/2021
24	HK0021-2	COVID-19 Mobile Units	953,380	1 - Respond to COVID-	1.12	Mel Rodis	Eligible	10/13/2021	10/14/2021
25	HK0022	COVID-19 EMS Services	1,808,663	1 - Respond to COVID-	1.6	Kristen Lowell	Eligible	9/27/2021	10/4/2021
26	HK0023	COVID-19 PPE	600,000	1 - Respond to COVID-	1.5	Kristen Lowell	Eligible	9/27/2021	10/4/2021
27	HK0024	COVID-19 Testing	3,451,186	1 - Respond to COVID-	1.2	Kristen Lowell	Eligible	9/27/2021	10/4/2021
28	HK0025	COVID-19 DALTCS	2,330,205			Kristen Lowell	Add'l Info Requested 10/4	9/30/2021	10/4/2021
29	HK0025-2	COVID-19 DALTCS	2,330,205	1 - Respond to COVID-	1.12	Kristen Lowell	Eligible	10/13/2021	10/14/2021
30	HK0026	COVID-19 Emergency Food	3,000,000			Kristen Lowell	Add'l Info Requested 10/4	9/27/2021	10/4/2021
31	HK0026-2	COVID-19 Emergency Food	3,000,000	1 - Respond to COVID-	1.12	Mel Rodis	Eligible	10/13/2021	10/14/2021
32	HK0027	Economic Development/Tourism	1,750,000	1 - Respond to COVID-	2.11	Kristen Lowell	Eligible	9/24/2021	10/1/2021
33	HK0028	Drinking Water Treatment - Smith Lake	405,000	4 - Infrastructure	5.10	Kristen Lowell	Eligible	9/24/2021	10/1/2021
34	HK0029	Drinking Water Transmission and Distribution	31,556,346	4 - Infrastructure	5.11	Kristen Lowell	Eligible	9/24/2021	10/1/2021
35	HK0030	Cistern Projects, 5.15 Drinking Water: Storage	14,722,159	4 - Infrastructure	5.14	Kristen Lowell	Eligible	9/30/2021	10/5/2021
36	HK0031	Tourism	80,600,000			Kristen Lowell	Add'l Info Requested 10/12	10/5/2021	10/12/2021
37	HK0032	Drinking Water Transmision and Distribution	9,400,000			Mel Rodis	Add'l Info Requested 10/12	10/8/2021	10/12/2021
38	HK0033	Office Buildings/ Campus Style	80,000,000			Kristen Lowell	Add'l Info Requested 10/6	9/27/2021	10/6/2021
39	HK0033-2	Office Buildings/Campus Style	80,000,000	1 - Respond to COVID-	3.13	Adjua Adjei-Danso	Eligible	10/28/2021	11/4/2021
40	HK0034	Navajo School Clothing and Supplies	14,077,650			Kristen Lowell	Add'l Info Requested 10/6	9/29/2021	10/6/2021
41	HK0034-2	Navajo School Clothing and Supplies	14,077,650	1 - Respond to COVID-	2.3	Adjua Adjei-Danso	Eligible	10/15/2021	10/21/2021
42	HK0035	Electronic Case Management/Telework Project	5,922,350			Kristen Lowell	Add'l Info Requested 10/6	9/29/2021	10/6/2021
43	HK0035-2	Electronic Case Management/Telework Project	5,922,350	1 - Respond to COVID-	3.13	Mel Rodis	Eligible	10/15/2021	10/21/2021
44	HK0036	Home Renovations, 3.12 Housing Support:	10,000,000			Kristen Lowell	Add'l Info Requested 10/7	10/5/2021	10/7/2021
45	HK0036-2	Home Renovations, 3.12 Housing Support:	10,000,000	1 - Respond to COVID-	3.12	Adjua Adjei-Danso	Eligible	10/17/2021	10/22/2021
46	HK0037	Head Starts Centers renovations	40,000,000	1 - Respond to COVID-	3.1	Kristen Lowell	Eligible	10/5/2021	10/7/2021
47	HK0038	New Housing Construction, 3.11 Housing	40,000,000	1 - Respond to COVID-	3.11	Kristen Lowell	Eligible	10/5/2021	10/7/2021
48	HK0039	Extended Learning and Enrichment	22,969,348	1 - Respond to COVID-	3.5	Mel Rodis	Eligible	10/5/2021	10/9/2021
49	HK0040	Extended Learning and Enrichment	22,969,348			Kristen Lowell	Add'l Info Requested 10/12	10/5/2021	10/12/2021
50	HK0041	Extended Learning and Enrichment	26,882,999	1 - Respond to COVID-	3.5	Mel Rodis	Eligible	10/5/2021	10/10/2021
51	HK0042	DoDE Center Safety Upgrades, 1.7 Capital	5,573,442			Kristen Lowell	Add'l Info Requested 10/7	10/5/2021	10/7/2021
52	HK0043	Veterans Housing Program	50,000,000	1 - Respond to COVID-	3.11	Mel Rodis	Eligible	10/5/2021	10/11/2021
53	HK0043-2	Veterans Housing Program	70,000,000	1 - Respond to COVID-	3.11	Mel Rodis	Eligible	12/20/2021	12/20/2021
54	HK0044	ARPA Connecting Homes to Electricity & 3.12;	200,000,000	1 - Respond to COVID-	3.12	Kristen Lowell	Eligible	10/5/2021	10/12/2021
55	HK0045	Navajo Judicial Branch Section Six Funding	5,876,685	1 - Respond to COVID-	2.13	Mel Rodis	Eligible	10/5/2021	10/9/2021
56	HK0046	NTUA ARPA Bathroom Additions; expenditure	150,000,000			Mel Rodis	Add'l Info Requested 10/12	10/5/2021	10/12/2021
57	HK0046-2	NTUA ARPA Bathroom Additions; expenditure	150,000,000	1 - Respond to COVID-	1.12	Mel Rodis	Eligible	10/14/2021	10/16/2021
58	HK0047	Clean Water; Centralized Wastewater	57,745,315	4 - Infrastructure	5.1	Mel Rodis	Eligible	10/6/2021	10/11/2021
59	HK0048	Clean Water; Centralized Wastewater;	41,242,685	4 - Infrastructure	5.2	Mel Rodis	Eligible	10/6/2021	10/9/2021
60	HK0049	Drinking water; Treatment; 5.10	10,030,000	4 - Infrastructure	5.10	Mel Rodis	Eligible	10/6/2021	10/9/2021
61	HK0050	ARPA Drinking Water Transmission &	97,940,762			Mel Rodis	Add'l Info Requested 10/11	10/6/2021	10/11/2021
62	HK0050-2	ARPA Drinking Water Transmission &	97,940,762	4 - Infrastructure	5.11	Kristen Lowell	Eligible	10/13/2021	10/19/2021
63	HK0051	ARPA Drinking Water Source Program and 5.13	18,982,000	4 - Infrastructure	5.13	Mel Rodis	Eligible	10/6/2021	10/11/2021
64	HK0052	NTAU ARPA Connecting Homes to Water	9,809,238	4 - Infrastructure	5.15	Mel Rodis	Eligible	10/6/2021	10/11/2021
65	HK0053	ARPA Drinking Water Storage Program; 5.14	14,250,000	4 - Infrastructure	5.14	Mel Rodis	Eligible	10/6/2021	10/11/2021
66	HK0054	NDWR Listing - 5.14 Drinking Water - Storage	1,000,000	4 - Infrastructure	5.14	Mel Rodis	Eligible	10/6/2021	10/11/2021
67	HK0055	NDWR Listing - 5.11: Drinking Water	38,300,000	4 - Infrastructure	5.11	Kristen Lowell	Eligible	10/6/2021	10/8/2021

**NNDOJ/TFU's FRF Eligibility Determinations
as of June 24, 2022**

No.	HK ID	Title & Type of Project	Amount (\$)	Eligibility Category	Reporting Category	Final TFU Review - Assigned To	Eligibility Determination	Date Request Submitted	Date IED Issued
68	HK0056	NDWR Listing - 5.13: Drinking Water Source	10,700,000	4 - Infrastructure	5.13	Kristen Lowell	Eligible	10/6/2021	10/11/2021
69	HK0057	Emergency Water Projects-5.13:Drinking Water	876,225			Kristen Lowell	Add'l Info Requested 10/11	10/6/2021	10/11/2021
70	HK0057-2	Emergency Water Projects-5.13:Drinking Water	876,225	4 - Infrastructure	5.13	Mel Rodis	Eligible	11/12/2021	11/19/2021
71	HK0058	Emergency Water Projects-5.11:Drinking Water	7,464,679	4 - Infrastructure	5.11	Kristen Lowell	Eligible	10/6/2021	10/8/2021
72	HK0059	Western Navajo Project Phase 1 - 5.11:Drinking	58,225,000	4 - Infrastructure	5.11	Kristen Lowell	Eligible	10/6/2021	10/8/2021
73	HK0060	Convenience Store and Food Preparation	85,000,000			Mel Rodis	Add'l Info Requested 10/12	10/6/2021	10/11/2021
74	HK0061	Administrative Cost	9,892,853		7.11	Mel Rodis	Add'l Info Requested 10/10	10/6/2021	10/10/2021
75	HK0062	Customer and Business Health Safety: HVAC	11,262,506	1 - Respond to COVID-	1.4	Kristen Lowell	Eligible	10/6/2021	10/11/2021
76	HK0063	Business District Revitalization	10,128,900			Mel Rodis	Add'l Info Requested 10/12	10/6/2021	10/12/2021
77	HK0063-2	Business District Revitalization	10,128,900			Adjua Adjel-Danso	Ineligible	12/14/2021	12/20/2021
78	HK0064	New Development: Retail Space	117,128,354			Mel Rodis	Add'l Info Requested 10/12	10/6/2021	10/12/2021
79	HK0064-2	New Development: Retail Space	117,128,354			Adjua Adjel-Danso	Ineligible	12/13/2021	12/20/2021
80	HK0065	Tenant Incentive: 1) Tenant Rental Assistance	27,577,470			Mel Rodis	Add'l Info Requested 10/13	10/6/2021	10/13/2021
81	HK0065-2	Tenant Incentive: 1) Tenant Rental Assistance	27,577,470			Mel Rodis	Ineligible	12/14/2021	12/20/2021
82	HK0066	DoDE Center Safety Upgrades and Building	10,000,000			Mel Rodis	Add'l Info Requested 10/12	10/5/2021	10/12/2021
83	HK0066-2	DoDE/Education Center Health and Safety	10,000,000	1 - Respond to COVID-	1.7	Mel Rodis	Eligible	10/21/2021	10/25/2021
84	HK0067	Navajo Nation Library - Early Childhood Literacy	20,000	1 - Respond to COVID-	3.1	Mel Rodis	Eligible	10/5/2021	10/12/2021
85	HK0068	DoDe Center Sewer Upgrades, 5.5 Clean Water	127,653	4 - Infrastructure	5.1	Mel Rodis	Eligible	10/5/2021	10/12/2021
86	HK0069	Hydrogen Pilot Project (Economic Development)	20,000,000			Mel Rodis	Add'l Info Requested 10/13	10/7/2021	10/13/2021
87	HK0070	Support Business Initiative	25,000,000			Kristen Lowell	Add'l Info Requested 10/12	10/7/2021	10/12/2021
88	HK0071	NPRD PPE Safety	50,000	1 - Respond to COVID-	1.5	Mel Rodis	Eligible	10/11/2021	10/13/2021
89	HK0072	NPRD Communication Radio Tower Projects	100,000	1 - Respond to COVID-	1.12	Mel Rodis	Eligible	10/11/2021	10/16/2021
90	HK0073	NPRD Ranger Law Enforcement Services	230,000			Mel Rodis	Add'l Info Requested 10/16	10/11/2021	10/16/2021
91	HK0073-2	NPRD Ranger Law Enforcement Services	230,000	1 - Respond to COVID-	1.12	Adjua Adjel-Danso	Eligible	10/25/2021	11/1/2021
92	HK0074	NPRD Marketing Projects	75,000	1 - Respond to COVID-	2.11	Mel Rodis	Eligible	10/11/2021	10/18/2021
93	HK0075	NPRD Infrastructure Projects	13,000,000			Mel Rodis	Add'l Info Requested 10/16	10/11/2021	10/16/2021
94	HK0075-2	NPRD Infrastructure Projects	13,000,000	1 - Respond to COVID-	2.11	Kristen Lowell	Eligible	11/2/2021	11/9/2021
95	HK0076	NPRD Infrastructure Projects	7,500,000	4 - Infrastructure	5.1	Mel Rodis	Eligible	10/11/2021	10/18/2021
96	HK0077	NPRD Tour Operation Certification	75,000	1 - Respond to COVID-	2.11	Mel Rodis	Eligible	10/11/2021	10/17/2021
97	HK0078	NPRD Small Business Partnership	7,000,000	1 - Respond to COVID-	2.11	Mel Rodis	Eligible	10/11/2021	10/17/2021
98	HK0079	NPRD Soil Health and Healthy Foods	125,000	1 - Respond to COVID-	3.5	Mel Rodis	Eligible	10/11/2021	10/18/2021
99	HK0080	NPRD Rehabilitation Projects	550,000	1 - Respond to COVID-	3.9	Mel Rodis	Eligible	10/11/2021	10/18/2021
100	HK0081	NPRD Infrastructure Projects	4,000,000	1 - Respond to COVID-	1.12	Mel Rodis	Eligible	10/11/2021	10/18/2021
101	HK0082	NPRD Broadband Projects	75,000	1 - Respond to COVID-	3.5	Mel Rodis	Eligible	10/11/2021	10/16/2021
102	HK0083	Expanding Small Business Support Services to	7,833,692	1 - Respond to COVID-	2.9	Mel Rodis	Eligible	10/12/2021	10/16/2021
103	HK0084	NN Burial Assistance	2,002,000			Mel Rodis	Add'l Info Requested 10/13	10/12/2021	10/13/2021
104	HK0084-2	NN Burial Assistance	1,010,828	1 - Respond to COVID-	2.13	Mel Rodis	Eligible	1/10/2022	1/11/2022
105	HK0085	Division of Aging and Long-Term Care Support	40,332,934	1 - Respond to COVID-	1.12	Mel Rodis	Eligible	10/12/2021	10/13/2021
106	HK0086	Division of Public Health Services Community	19,334,133	1 - Respond to COVID-	3.13	Kristen Lowell	Eligible	10/12/2021	10/14/2021
107	HK0086-2	Division of Public Health Services Community	21,000,000	1 - Respond to COVID-	3.13	Mel Rodis	Eligible	3/9/2022	3/9/2022
108	HK0087	CARES Unexpended - Cybersecurity	1,644,509			Kristen Lowell	Add'l Info Requested 10/14	10/12/2021	10/14/2021
109	HK0087-2	CARES Unexpended - Cybersecurity	1,644,509	1 - Respond to COVID-	1.12	Mel Rodis	Eligible	10/17/2021	10/21/2021
110	HK0088	NTUA's Middle Mile Program, 5.17: Broadband;	68,147,358	4 - Infrastructure	5.17	Kristen Lowell	Eligible	10/12/2021	10/12/2021
111	HK0089	Broadband: Last Mile: 5.16	31,852,642	4 - Infrastructure	5.16	Mel Rodis	Eligible	10/12/2021	10/16/2021
112	HK0090	Division of Behavioral and Mental Health	4,332,934	1 - Respond to COVID-	1.10	Mel Rodis	Eligible	10/14/2021	10/16/2021
113	HK0091	Division of Behavioral and Mental Health Detox	36,000,000	1 - Respond to COVID-	1.11	Adjua Adjel-Danso	Eligible	10/14/2021	10/19/2021
114	HK0091-2	Division of Behavioral and Mental Health Detox	15,243,750	1 - Respond to COVID-	1.11	Mel Rodis	Eligible	3/9/2022	3/9/2022
115	HK0092	NN - CyberSecurity	8,000,000			Adjua Adjel-Danso	Add'l Info Requested 10/19	10/14/2021	10/19/2021
116	HK0092-2	NN - CyberSecurity	8,000,000	1 - Respond to COVID-	1.12	Adjua Adjel-Danso	Eligible	10/25/2021	11/2/2021

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No.	HK ID	Title & Type of Project	Amount (\$)	Eligibility Category	Reporting Category	Final TFU Review - Assigned To	Eligibility Determination	Date Request Submitted	Date IED Issued
117	HK0093	Emergency Communication Updates for COVID	55,000,000	1 - Respond to COVID-	1.12	Adjua Adjel-Danso	Eligible	10/15/2021	10/22/2021
118	HK0094	NavaMill-Lumber & Logging Company	19,355,000			Adjua Adjel-Danso	Add'l Info Requested 10/28	10/21/2021	10/28/2021
119	HK0094-2	NavaMill-Lumber & Logging Company	19,355			Adjua Adjel-Danso	Ineligible	2/28/2022	3/8/2022
120	HK0095	The Crownpoint Hotel and Conference Center,	17,674,293			Adjua Adjel-Danso	Add'l Info Requested 10/29	10/22/2021	10/29/2021
121	HK0095-2	The Crownpoint Hotel and Conference Center,	2,385,437			Kristen Lowell	Ineligible	1/6/2022	1/6/2022
122	HK0096	ARPA Broadband Grant Funding for Various	25,000,000			Adjua Adjel-Danso	Add'l Info Requested 10/26	10/21/2021	10/26/2021
123	HK0096-2	ARPA Broadband Grant Funding for Various	25,000,000	4 - Infrastructure	5.16	Mel Rodis	Eligible	11/16/2021	11/20/2021
124	HK0097	ARPA Broadband Grant Funding for Various	20,000,000			Adjua Adjel-Danso	Add'l Info Requested 10/26	10/21/2021	10/26/2021
125	HK0097-2	ARPA Broadband Grant Funding for Various	20,000,000	4 - Infrastructure	5.17	Mel Rodis	Eligible	11/16/2021	11/20/2021
126	HK0098	Wood Pellet Manufacturing - Renewable Energy	3,509,550			Adjua Adjel-Danso	Add'l Info Requested 11/1	10/25/2021	11/1/2021
127	HK0098-2	Wood Pellet Manufacturing - Renewable Energy	3,509,550			Adjua Adjel-Danso	Ineligible	12/13/2021	12/20/2021
128	HK0099	Chinle ACE Hardware building construction,	4,600,000			Adjua Adjel-Danso	Ineligible	10/25/2021	10/28/2021
129	HK0100	Chinle Church's Chicken	4,025,000			Adjua Adjel-Danso	Add'l Info Requested 10/28	10/25/2021	10/28/2021
130	HK0100-2	Chinle Church's Chicken	4,025,000			Kristen Lowell	Ineligible	3/2/2022	3/9/2022
131	HK0101	Twin Arrows RV Park Expansion (Project Priority	7,500,000			Adjua Adjel-Danso	Add'l Info Requested 11/3	10/27/2021	11/3/2021
132	HK0101-2	Twin Arrows RV Park Expansion (Project Priority	7,500,000	1 - Respond to COVID-	2.11	Adjua Adjel-Danso	Eligible	11/29/2021	12/6/2021
133	HK0102	Twin Arrows - Administrative Office (Project	19,000,000			Adjua Adjel-Danso	Add'l Info Requested 11/3	10/27/2021	11/3/2021
134	HK0102-2	Twin Arrows - Administrative Office (Project	19,000,000	1 - Respond to COVID-	2.11	Mel Rodis	Eligible	11/29/2021	12/6/2021
135	HK0103	Twin Arrows - Hotel Upgrade Requirement	4,000,000			Adjua Adjel-Danso	Add'l Info Requested 11/3	10/27/2021	11/3/2021
136	HK0103-2	Twin Arrows - Hotel Upgrade Requirement	4,000,000	1 - Respond to COVID-	2.11	Kristen Lowell	Eligible	11/29/2021	12/6/2021
137	HK0104	Horsemen Lodge Expansion (Project Priority	25,000,000			Adjua Adjel-Danso	Add'l Info Requested 11/3	10/27/2021	11/3/2021
138	HK0104-2	Horsemen Lodge Expansion (Project Priority	25,000,000	1 - Respond to COVID-	2.11	Kristen Lowell	Eligible	11/29/2021	12/6/2021
139	HK0105	NNGE Properties - Impacted Capital	14,500,000			Adjua Adjel-Danso	Add'l Info Requested 11/3	10/27/2021	11/3/2021
140	HK0105-2	NNGE Properties - Impacted Capital	14,500,000	1 - Respond to COVID-	2.11	Kristen Lowell	Eligible	11/29/2021	12/6/2021
141	HK0106	Twin Arrows - Spa Expansion (Project Priority	5,000,000			Adjua Adjel-Danso	Add'l Info Requested 11/3	10/27/2021	11/3/2021
142	HK0106-2	Twin Arrows - Spa Expansion (Project Priority	5,000,000	1 - Respond to COVID-	2.11	Mel Rodis	Eligible	11/29/2021	12/6/2021
143	HK0107	Twin Arrows Navajo Fizz/Water Bottling Facility	15,000,000			Adjua Adjel-Danso	Add'l Info Requested 11/3	10/27/2021	11/3/2021
144	HK0107-2	Twin Arrows Navajo Fizz/Water Bottling Facility	15,000,000	1 - Respond to COVID-	2.11	Mel Rodis	Eligible	11/29/2021	12/6/2021
145	HK0108	Upgrade of Twin Lakes Well (NTUA Water Well)	500,000	4 - Infrastructure	5.13	Adjua Adjel-Danso	Eligible	10/29/2021	11/4/2021
146	HK0109	Water Line Connection	8,000,000	4 - Infrastructure	5.11	Adjua Adjel-Danso	Eligible	10/29/2021	11/4/2021
147	HK0110	NahataDzill Waterline	900,000	4 - Infrastructure	5.11	Adjua Adjel-Danso	Eligible	10/29/2021	11/4/2021
148	HK0111	Waterline Extension	2,000,000	4 - Infrastructure		Adjua Adjel-Danso	Add'l Info Requested 11/12	11/4/2021	11/12/2021
149	HK0112	Solar Street Lights	1,500,000	1 - Respond to COVID-		Adjua Adjel-Danso	Add'l Info Requested 11/12	11/4/2021	11/12/2021
150	HK0113	Warehouse	175,000	1 - Respond to COVID-		Adjua Adjel-Danso	Add'l Info Requested 11/12	11/4/2021	11/12/2021
151	HK0114	Navajo Community Development Financial	50,000,000			Adjua Adjel-Danso	Add'l Info Requested 11/10	11/5/2021	11/10/2021
152	HK0114-2	Navajo Community Development Financial	50,000,000	1 - Respond to COVID-	2.29	Adjua Adjel-Danso	Eligible	3/16/2022	3/25/2022
153	HK0115	St. Michaels Shopping Center Expansion	4,000,000			Adjua Adjel-Danso	Ineligible	11/2/2021	11/9/2021
154	HK0116	Jeddito Market Place	6,000,000			Adjua Adjel-Danso	Ineligible	11/2/2021	11/9/2021
155	HK0117	Cornfields, AZ RV Park	5,000,000			Adjua Adjel-Danso	Add'l Info Requested 11/9	11/2/2021	11/9/2021
156	HK0118	Retail Mall Outlet Building	10,000,000			Mel Rodis	Ineligible	11/2/2021	11/9/2021
157	HK0119	Tuba City Hotel and Restaurant	10,000,000			Mel Rodis	Add'l Info Requested 11/9	11/2/2021	11/9/2021
158	HK0120	Chilchibeto Market/ Convenient Store & Fuel	5,000,000			Mel Rodis	Ineligible	11/2/2021	11/9/2021
159	HK0121	Economic Development/Tourism	4,000,000	1 - Respond to COVID-	2.11	Adjua Adjel-Danso	Eligible	11/2/2021	11/9/2021
160	HK0122	Economic Development/Tourism, Shiprock	12,000,000	1 - Respond to COVID-	2.11	Mel Rodis	Eligible	11/2/2021	11/9/2021
161	HK0123	Hardship Assistance	207,000,000	1 - Respond to COVID-	2.3	Kristen Lowell	Eligible	11/15/2021	11/17/2021
162	HK0124	Navajo Businesses Back to Business from Covid	5,000,000	1 - Respond to COVID-	2.9	Mel Rodis	Eligible	11/18/2021	11/30/2021
163	HK0125	Economic Development/Tourism	4,600,000	1 - Respond to COVID-	2.11	Kristen Lowell	Eligible	11/19/2021	11/30/2021
164	HK0126	Navajo Gallup Water Supply Project	65,412,500	4 - Infrastructure	5.11	Kristen Lowell	Eligible	12/13/2021	12/17/2021
165	HK0127	New construction of Convenience Stores on	4,950,000			Adjua Adjel-Danso	Add'l Info Requested 12/17	12/13/2021	12/17/2021

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No.	HK ID	Title & Type of Project	Amount (\$)	Eligibility Category	Reporting Category	Final TFU Review - Assigned To	Eligibility Determination	Date Request Submitted	Date IED Issued
166	HK0127-2	New construction of Convenience Stores on	4,950,000			Adjua Adjei-Danso	Ineligible	1/6/2022	1/12/2022
167	HK0128	Internet Services, Broadband for Navajo Nation	10,020,000			Adjua Adjei-Danso	Add'l Info Requested 12/20	12/13/2021	12/20/2021
168	HK0128-2	Internet Services, Broadband for Navajo Nation	10,020,000	4 - Infrastructure	5.17	Adjua Adjei-Danso	Eligible	12/28/2021	12/29/2021
169	HK0129	Kerley Valley Industrial/Commercial Site -	4,600,000			Mel Rodis	Add'l Info Requested 12/20	12/13/2021	12/20/2021
170	HK0130	Phase 2 Construction at Church Rock Industrial	10,500,000			Kristen Lowell	Add'l Info Requested 12/27	12/17/2021	12/27/2021
171	HK0130-2	Phase 2 Construction at Church Rock Industrial	10,500,000			Adjua Adjei-Danso	Ineligible	1/6/2022	1/20/2022
172	HK0131	Economic Development/Tourism	16,100,000	1 - Respond to COVID-	2.11	Kristen Lowell	Eligible	12/27/2021	1/4/2022
173	HK0132	Tse Bonito Commercial Site Infrastructure	1,200,000			Adjua Adjei-Danso	Add'l Info Requested 12/30	12/27/2021	12/30/2021
174	HK0133	Mobile Health Services	2,556,358	1 - Respond to COVID-	1.12	Kristen Lowell	Eligible	12/28/2021	1/3/2022
175	HK0134	Judicial Branch Section 2.13 Other Economic	27,164,527	1 - Respond to COVID-	2.13	Adjua Adjei-Danso	Eligible	1/3/2022	1/10/2022
176	HK0135	Judicial Branch Section 4.1 Premium Pay	2,787,608			Kristen Lowell	Add'l Info Requested	1/3/2022	1/10/2022
177	HK0135-2	Judicial Branch Section 4.1 Premium Pay	2,647,205	2 - Premium Pay for	4.1	Adjua Adjei-Danso	Eligible	2/4/2022	2/10/2022
178	HK0136	NN Facilities Safety Assurance	20,000,000			Adjua Adjei-Danso	Eligible	1/12/2022	1/13/2022
179	HK0137	Long Term Care Facility by Christine Keyonnie	25,000,000	1 - Respond to COVID-	1.6	Kristen Lowell	Eligible	1/19/2022	1/26/2022
180	HK0138	Broadband & Cellular Telecommunications for	38,500,000	4 - Infrastructure	5.16	Kristen Lowell	Eligible	1/20/2022	1/27/2022
181	HK0139	ARPA Broadband Grant Funding for Various	25,000,000	4 - Infrastructure	5.16	Mel Rodis	Eligible	1/20/2022	1/25/2022
182	HK0140	ARPA Broadband Grant Funding for Various	20,000,000	4 - Infrastructure	5.16	Mel Rodis	Eligible	1/20/2022	1/25/2022
183	HK0141	NACE Shiprock - Repair Properties/Upgrades	14,822			Adjua Adjei-Danso	Add'l Info Requested 3/8/22	3/1/2022	3/8/2022
184	HK0142	NACE Tuba City - Repair Properties/Upgrades	11,525			Adjua Adjei-Danso	Add'l Info Requested	3/1/2022	3/8/2022
185	HK0143	NACE St. Michaels - Repair Properties/Upgrades	161,210.72	4 - Infrastructure	5.5	Adjua Adjei-Danso	Eligible	3/1/2022	3/8/2022
186	HK0144	NACE Window Rock - Repair	1,096,911			Adjua Adjei-Danso	Add'l Info Requested	3/1/2022	3/8/2022
187	HK0145	NACE Chinle - Repair Properties/Upgrades	1,229,489			Adjua Adjei-Danso	Add'l Info Requested 3/8/22	3/1/2022	3/8/2022
188	HK0146	NACE Cameron - Repair Properties/Upgrades	228,951			Adjua Adjei-Danso	Add'l Info Requested 3/8/22	3/1/2022	3/8/2022
189	HK0147	NACE Kayenta - Repair Properties/Upgrades	271,619			Adjua Adjei-Danso	Add'l Info Requested 3/8/22	3/1/2022	3/8/2022
190	HK0148	DED Shonto Hotel	3,487,559			Adjua Adjei-Danso	Add'l Info Requested 3/8/22	3/1/2022	3/8/2022
191	HK0151	Dineh Investments - Satellite Broadband	33,872,101			Adjua Adjei-Danso	Add'l Info Requested 3/9/22	3/2/2022	3/9/2022
192	HK0152	DED Naschitti C-Store and Gas Station	6,900,000	3 - Government	6.1	Adjua Adjei-Danso	Eligible	3/1/2022	3/8/2022
193	HK0153	Van Trading Post - Retire Infrastructure	839,500	3 - Government	6.1	Adjua Adjei-Danso	Eligible	3/9/2022	3/15/2022
194	HK0154	Cowsprings Trading Post - Retire Infrastructure	460,000	3 - Government	6.1	Kristen Lowell	Eligible	3/9/2022	3/15/2022
195	HK0155	Tseyi Restaurant, Motel & Convenience Store	460,000	3 - Government	6.1	Kristen Lowell	Eligible	3/9/2022	3/15/2022
196	HK0156	NDOH Dedicated Public Health Storage	5,000,000	1 - Respond to COVID-	1.14	Mel Rodis	Eligible	3/9/2022	3/9/2022
197	HK0157	DED Chinle Church's Chicken Building	4,025,000			Adjua Adjei-Danso	Ineligible	3/16/2022	3/23/2022
198	HK0158	DED Tse Bonito Commercial Site Infrastructure	690,000	4 - Infrastructure	5.15	Adjua Adjei-Danso	Eligible	3/16/2022	3/22/2022
199	HK0119-2	Tuba City Hotel and Restaurant	17,250,000	3 - Government	6.11	Adjua Adjei-Danso	Eligible	3/21/2022	3/29/2022
200	HK0148-2	DED Shonto Hotel	3,487,559	1 - Respond to COVID-	2.35	Adjua Adjei-Danso	Eligible	3/17/2022	3/24/2022
201	HK0159	DED Chinle ACE Hardware	4,600,00			Adjua Adjei-Danso	Ineligible	3/16/2022	3/23/2022
202	HK0160	Kerley Valley Industrial/Commercial Site -	888,000	3 - Government	6.1	Adjua Adjei-Danso	Eligible	3/21/2022	3/25/2022
203	HK0161	Kerley Valley Industrial/Commercial Site -	1,182,600	4 - Infrastructure	5.15	Adjua Adjei-Danso	Eligible	3/21/2022	3/25/2022
204	HK0162	Bigwater Enterprise Ft. Defiance Mobile Home	474,910	4 - Infrastructure	5.15	Adjua Adjei-Danso	Eligible	3/23/2022	3/30/2022
205	HK0163	DED Chilchinbeto Convenient Store	1,150,000	3 - Government	6.1	Adjua Adjei-Danso	Eligible	3/24/2022	3/31/2022
206	HK0164	DPM Premium Pay for NN Employees	9,910,264			Adjua Adjei-Danso	Add'l Info Requested	3/24/2022	3/25/2022
207	HK0117-2	Cornfields, AZ RV Park	5,750,000						
208	HK0083-2	Change Labs	5,000,000	1 - Respond to COVID-	2.30	Adjua Adjei-Danso	Eligible	4/11/2022	4/18/2022
209	HK0151-2	Dineh Investments - Satellite Broadband	33,872,101	4 - Infrastructure	5.21	Adjua Adjei-Danso	Eligible	4/11/2022	4/18/2022
210	HK0165	DED-Old Black Mesa Shopping Center	731,031	3 - Government	6.1	Kristen Lowell	Eligible	4/13/2022	4/13/2022
211	HK0166	DED-Nageezi Expanded Convenient Store	8,400,000	3 - Government	6.11	Adjua Adjei-Danso	Eligible	4/12/2022	4/18/2022
212	HK0167	St. Michaels Association for Special Education	800,000			Adjua Adjei-Danso	Add'l Info Requested	4/12/2022	4/18/2022
213	HK0168	DED Nageezi Hotel & Restaurant	24,000,000	3 - Government	6.1	Kristen Lowell	Eligible	4/12/2022	4/19/2022
214	HK0169	DED East Gallup 80 Acres	18,000,000	3 - Government	6.1	Kristen Lowell	Eligible	4/12/2022	4/19/2022

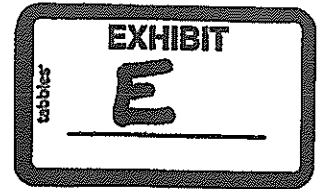
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215	HK0170	NNVA Housing Manufacturing	50,000,000	1 - Respond to COVID-	2.15	Adjua Adjei-Danso	Eligible	4/12/2022	4/13/2022
216	HK0171	OPVP Hardship/Assistance	120,000,000	1 - Respond to COVID-	2.3	Kristen Lowell	Eligible	4/12/2022	4/14/2022
217	HK0172	NNTRC & NN Broadband Office - Last Mile	40,000,000	4 - Infrastructure	5.19	Adjua Adjei-Danso	Eligible	4/11/2022	4/12/2022
218	HK0173	NNTRC & NN Broadband Office - 6.20 Non-	20,000,000	4 - Infrastructure	5.20	Kristen Lowell	Eligible	4/12/2022	4/13/2022
219	HK0174	NNTRC & NN Broadband Office - Middle Mile	60,000,000	4 - Infrastructure	5.21	Adjua Adjei-Danso	Eligible	4/12/2022	4/12/2022
220	HK0175	DGS DIT CyberSecurity	5,000,000						
221	HK0176	NDOH Tuba City Long Term Care Facility	15,000,000	1 - Respond to COVID-	1.6	Mel Rodis	Eligible	4/12/2022	4/13/2022
222	HK0177	DWR Drinking Water: Storage	1,000,000	4 - Infrastructure	5.14	Adjua Adjei-Danso	Eligible	4/12/2022	4/13/2022
223	HK0178	DWR Drinking Water: Treatment	10,030,000	4 - Infrastructure	5.10	Kristen Lowell	Eligible	4/12/2022	4/13/2022
224	HK0179	DWR Drinking Water: Source	29,200,000	4 - Infrastructure	5.13	Kristen Lowell	Eligible	4/12/2022	4/13/2022
225	HK0093-2	NDPS Emergency Communications updates for	35,000,000						
226	HK0180	DCD CHID New Home Construction	50,000,000	1 - Respond to COVID-	2.15	Kristen Lowell	Eligible	4/12/2022	4/13/2022
227	HK0181	DCD Connecting Homes to Electricity	100,000,000	1 - Respond to COVID-	2.18	Kristen Lowell	Eligible	4/12/2022	4/13/2022
228	HK0182	DWR Other Water Infrastructure	84,000,000	4 - Infrastructure	5.15	Kristen Lowell	Eligible	4/12/2022	4/13/2022
229	HK0183	DWR Clean Water Centralized Wastewater	6,008,874	4 - Infrastructure	5.2	Adjua Adjei-Danso	Eligible	4/12/2022	4/13/2022
230	HK0184	DWR Drinking Water: Transmission &	51,085,788	4 - Infrastructure	5.11	Adjua Adjei-Danso	Eligible	4/12/2022	4/13/2022
231	HK0185	DWR Clean Water: Centralized Wastewater	33,675,338	4 - Infrastructure	5.1	Adjua Adjei-Danso	Eligible	4/12/2022	4/14/2022
232	HK0186	DED NSBCI Administration	5,000,000			Adjua Adjei-Danso	Add'l Info Requested	4/12/2022	4/14/2022
233	HK0187	OPVP Construction Contingency Expenditure	500	Services/Lost Revenue	6.1	Adjua Adjei-Danso	Eligible	4/12/2022	4/14/2022
234	HK0188	DCD ARPA Funding Request for 110 Navajo	81,950,000	3 - Government	6.1	Kristen Lowell	Eligible	4/12/2022	4/14/2022
235	HK0006-2	NTUA Drinking Water Storage	755,486	4 - Infrastructure	5.14	Adjua Adjei-Danso	Eligible	4/13/2022	4/20/2022
236	HK0189	NHLC Housing for the Former Bennett Freeze	15,500,000	1 - Respond to COVID-	2.15	Adjua Adjei-Danso	Eligible	4/13/2022	4/14/2022
237	HK0190	DCD Bathroom Additions	150,000,000	1 - Respond to COVID-	1.14	Adjua Adjei-Danso	Eligible	4/14/2022	4/14/2022
238	HK0170-2	CHID Housing Manufacturing	50,000,000	1 - Respond to COVID-	2.15	Adjua Adjei-Danso	Eligible	4/14/2022	4/14/2022
239	HK0181-2	DCD Connecting Homes to Electricity	96,400,000	1 - Respond to COVID-	2.18	Mel Rodis	Eligible	4/14/2022	4/15/2022
240	HK0191	DCD RNSB High Voltage Replacement Project	3,600,000	1 - Respond to COVID-	1.14	Mel Rodis	Eligible	4/14/2022	4/14/2022
241	HK0186-2	DED NSBCI Administration	5,000,000	3 - Government	6.1	Mel Rodis	Eligible	4/14/2022	4/14/2022
242	HK0134-2	Judicial Branch Section 2.13 Other Economic	15,780,047	1 - Respond to COVID-	2.37	Mel Rodis	Eligible	4/28/2022	5/4/2022
243	HK0192	DCD RNSB Broadband Fiber to the Home	5,145,556			Mel Rodis	Add'l Info Requested	5/4/2022	5/12/2022
244	HK0193	DCD RNSB Upgrade/Replacement Drinking	10,159,542	4 - Infrastructure	5.11	Mel Rodis	Eligible	5/4/2022	5/12/2022
245	HK0194	DED 10 Western Agency Chapters Garbage	240,000	1 - Respond to COVID-	2.22	Adjua Adjei-Danso	Eligible	5/18/2022	5/25/2022
246	HK0195	DED Sunbeam Tours & Railway Construction -	49,344,768			Kristen Lowell	Ineligible	5/18/2022	5/24/2022
247	HK0196	DED NCDFI	20,000,000			Adjua Adjei-Danso	Ineligible	5/18/2022	5/25/2022
248	HK0197	DED Navajo Technology Services (NTS) -Internet Services, Broadband for NN	2,043,664			Kristen Lowell	Add'l Info Requested	6/6/2022	6/13/2022
249	HK0197-2	DED NTS	2,043,664						
250	HK0198	DWR Westwater Community Project	5,500,000	4 - Infrastructure	5.11	Adjua Adjei-Danso	Eligible	6/23/2022	6/24/2022
251	HK0199	EMS Ambulance Replacement & Purchases	15,000,000	1 - Respond to COVID-	1.6	Adjua Adjei-Danso	Eligible	6/23/2022	6/24/2022



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service



December 3, 2021

Navajo Area
Indian Health Service
P.O. Box 9020
Window Rock, Arizona 86515-9020

Honorable Jonathan Nez, President
The Navajo Nation
P.O. Box 7440
Window Rock, Arizona 86515

RE: Navajo Area IHS Sanitation Deficiency System (SDS) List – FY 2022

Dear Honorable President Nez:

Attached please find the most current Indian Health Service (IHS) Sanitation Deficiency System (SDS) report for domestic water, waste water and solid waste unmet needs for existing Navajo homes. The SDS is mandated by Public Law 94-437, the Indian Health Care Improvement Act, as amended. Although we update this list annually and submit it to our Headquarters office for inclusion into the national list, it may be amended at any time, and we seek and welcome your comments for the purpose of thoroughness. This Navajo SDS list was reviewed and updated during the 2021 calendar year, and was officially made part of the IHS Headquarters record on November 16, 2021.

The first page of the report is a summary of the identified reportable and eligible sanitation deficiencies for the Navajo Nation. The following six pages of the report is a one-line listing of the 349 reportable sanitation facilities projects, in priority order, that are necessary to correct these sanitation deficiencies. The funding priority is based on several scoring factors, with the dominant factors being the deficiency levels and the cost per home of each project.

The total estimated cost of all reportable Navajo Area projects is approximately \$543.3 million, an increase of \$7.7 million from the previous year.

In preparing this SDS list we have worked with the local Chapters, the Navajo Tribal Utility Authority, and the Nation's Department of Water Resources. Should your office wish to comment or add to this list, or would like more detailed information on individual projects, please contact CAPT Rachael Brown, Director, Division of Sanitation Facilities Construction, at (928) 871-5851.

Sincerely,

Roselyn Tso -S

Digitally signed by Roselyn
Tso -S
Date: 2021.12.05 20:26:17
-07'00

Roselyn Tso
Area Director, Navajo Area
Indian Health Service

xc: Myron Lizer, Vice President, Navajo Nation
Seth Damon, Speaker, Navajo Nation Council
Rickie Nez, Chairperson, Resources and Development Committee, Navajo Nation
Daniel E. Tso, Chairperson, Health, Education and Human Services Committee, Navajo Nation
Rex Kontz, Deputy General Manager, NTUA, Navajo Nation
Brett Grubbs, General Manager, NECA, Navajo Nation
Rudy Shebala, Executive Director, Division of Natural Resources, Navajo Nation
Pearl Yellowman, Executive Director, Division of Community Development, Navajo Nation
Patrick Dalgai, CDBG Program, Community Housing Infrastructure Department, Navajo Nation
James Adakai, Capital Projects Managmt Dept, Div. of Community Development, Navajo Nation
Jason John, Director, Department of Water Resources, Navajo Nation
Najam H. Tariq, Director Tech. Constn. & Ops., Department of Water Resources, Navajo Nation
Ronnie Ben, Acting Director, Navajo Nation EPA
Yolanda Barney, Public Water Systems Supervision Program, Navajo Nation EPA
Tomas Torres, Director, Water Division, EPA Region 9 (WTR-1)
Nancy Sockabasin, Tribal Drinking Water Team, EPA Region 9 (WTR-4)
Emmanuelle Rapicavoli, Tribal Drinking Water Team, EPA Region 9 (WTR-4)
Director, OEHE, NAIHS
Director, DSFC, NAIHS
District Engineers, DSFC, NAIHS; Ft. Defiance, Tuba City, Shiprock, Gallup Districts
File: C971.51 SDS

STARS

SDS SUMMARY (1 PAGE)

Area: NA

GENERAL AREA INFORMATION

Number of Projects:	
Total Data Base:	349
Current Agency Funding Plan:	134
Total Project Costs (Eligible):	
Total Data Base:	\$543,309,960
Current Agency Funding Plan:	\$137,307,869
Estimated Number of Homes Without Potable Water (Reportable homes)	3,575
Estimated Number of Homes at Deficiency Levels 4 and 5	3,681
Estimated Number of Homes at Deficiency Levels 2 through 5	15,781
Estimated Number of Homes at Deficiency Levels 1 through 5	44,009
Estimated Number of Homes at Deficiency Levels 0 through 5	56,262
Number of Communities in Deficiency Profile	173

DEFICIENCY LEVEL INFORMATION

DEFICIENCY LEVEL	0	1	2	3	4	5
Homes	12,253	28,228	10,651	1,449	2,181	1,500
Percent Eligible Homes	77.64	178.87	67.49	9.18	13.82	9.51
Number of Projects		3	33	13	191	109
Estimated Cost (Eligible):						
Total Data Base:		\$4,055,000	\$39,609,437	\$22,966,485	\$351,302,128	\$125,376,910
Curr. Funding Plan:			\$30,989,415	\$22,966,485	\$16,723,010	\$66,628,959

TYPE OF SERVICE INFORMATION

TYPE OF SERVICE	WATER	SEWER	SOLID WASTE	O & M
Homes at IDL 0	20,995	19,529	34,893	NA
Homes at IDL 1	26,311	27,339	21,194	NA
Homes at IDL 2	4,681	6,806	0	NA
Homes at IDL 3	500	782	175	NA
Homes at IDL 4	2,075	106	NA	NA
Homes at IDL 5	1,500	1,500	NA	NA
Homes at IDL 2 - 5	8,756	9,194	175	NA
Percent of Eligible Homes	55.48	58.26	1.11	NA
Estimated Costs (Eligible):				
Total Data Base:	\$476,466,446	\$66,430,514	\$413,000	\$0
Curr. Funding Plan:	\$88,161,186	\$48,733,683	\$413,000	\$0

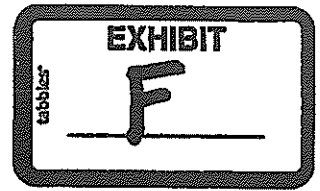
Report Criteria

Dataset:	Snapshot – System - Wide: HQ (#19972 11/16/2021 04:54 Clapp, Ryan)
Area(s) :	NA
Funded?	No
Reportable?	Yes
Funding :	Eligible
Project Tier :	All

STARS
SDS ONE-LINE LISTING

Table with columns: Project, Project Name, Project Tier, Tribe Res., Dist., Office, Field, Pri., DL, Score, Homes, Total, Project Cost (Eligible), Cumulative Cost (Eligible). Contains multiple rows of project data including details like 'Naschitti - Community Watering Point' and 'Shiprock South scattered WL extension'.

Project Tier: All
Sorted By: Area Priority



Navajo Nation Fiscal Recovery Fund
Public Safety

Description	Category	\$
Public Safety/Rural Addressing	1.14	\$35,000,000
Cyber Security	1.14	\$5,000,000
Total Funding		\$40,000,000



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0093-2

Date & Time Received: 4/12/2022 15:37

Date & Time of Response: 4/12/2022 20:12

Entity Requesting FRF: Navajo Nation Division of Public Safety

Title of Project: Emergency Communication Updates for COVID Response

Administrative Oversight: Executive Branch / OPVP

Amount of Funding Requested: \$35,000,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 1.14 - Other Public Health Services.

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

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

Other Comments: DOJ is reissuing this Initial Eligibility Determination due to a decrease in the requested funding amount from \$55 million to \$35 million. And please note the Treasury's reporting expenditure category changed from 1.12 - Other Public Health Services to 1.14 - Other Public Health Services.

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

Signature of DOJ Reviewer: *MRodis*

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Navajo Nation Division of Public Safety (DPS) Date prepared: 04/11/2022
Indicate Department, Program, Office, Division, or Branch

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

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

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

NN Government Unit's Director/Manager: Jesse Delmar phone & email: 928-871-7087/jdelmar@navajo-nsn.gov

Division Director (if any): Jesse Delmar phone & email: 928-871-7087/jdelmar@navajo-nsn.gov

Branch Chief: Jonathan Nez phone & email: 928 871-7000/jonathannez@navajo-nsn.gov

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

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

Amount of FRF requested: \$35,000,000 FRF funding period: 10/01/2021 - 12/31/2026
Indicate Project starting and ending/Deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

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

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

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

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

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

document attached

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

DPS will be responsible for the implementation for this project.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

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

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

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

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

document attached

Part 3. Additional documents.

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

[Empty box for listing additional supporting documents]


APPENDIX A

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer: _____ Approved by: _____
signature of Preparer/CONTACT PERSON signature of NN Government Unit's Dept./Program/Office Director or Manager



Approved to submit
for Review: 
signature of Branch Chief or Division Director

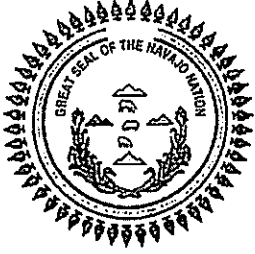
Print Name, Title,
Branch or Division: 
print name and indicate title or position
Division of Public Safety
indicate Branch or Division
Paulson Chaco

FY _____

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ___ of ___
BUDGET FORM 1

Emergency Communication Updates for COVID								
PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>Response</u>		Division/Branch: <u>NN Division of Public Safety</u>				
Prepared By: <u>Jesse Delmar</u>		Phone No.: <u>928-871-7087</u>		Email Address: <u>jdelmar@navajo-nsn.gov</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds		\$35,000,000		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			\$35,000,000	
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				TOTAL		\$0.00	\$35,000,000	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
		TOTAL:	\$35,000,000	0%				
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Jesse Delmar</u>			APPROVED BY: <u>Paulson Chaco</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
								
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0092-3

Date & Time Received: 4/12/2022 11:13

Date & Time of Response: 4/13/2022 15:40

Entity Requesting FRF: Navajo Nation Department of Information Technology

Title of Project: NN Cybersecurity

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$5,000,000

Eligibility Determination:

- FRF eligible
 FRF ineligible
 Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 1.14 Other Public Health Services

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

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

Other Comments: DOJ is reissuing this Initial Eligibility Determination due to a decrease in the requested funding amount from \$8 million to \$5 million. And please note the Treasury's reporting expenditure category changed from 1.12 - Other Public Health Services to 1.14 - Other Public Health Services.

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

Signature of DOJ Reviewer: *MRodis*

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Navajo Nation Department of Information Technology Date prepared: 04/11/2022
indicate Department, Program, Office, Division, or Branch

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

Form prepared by: Royetta T. Woodie phone/email: 928-871-6010/ rwoodie@navajo-nsn.gov
Director of Information Technology Navajo Nation - Dept of IT
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S Info

Title & type of Project: NN - CyberSecurity

NN Government Unit's Director or Manager: Royetta T. Woodie phone & email: 928-871-6010/ rwoodie@navajo-nsn.gov

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

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

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

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

document attached

Amount of FRF requested: \$5,000,000 FRF funding period: FY2022 - FY2026
Indicate Project starting and ending/boadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The Navajo Nation's network security is more critical than ever due to the ongoing pandemic. More employees are telecommuting due to COVID-19 and in the event the Nation shuts down again, this will be even more critical. These security measures will ensure business continuity and data loss prevention for every day communication (i.e. email, email encryption, Virtual Private Network, SharePoint, teleconferencing, telecommuting) and provide a secure Identity Management. Cybersecurity will cover the 695 laptops purchased from CARES Act Funding and any mobile device (i.e. laptops, iPads, tablets, Surface, phones) connecting to the NN network. The proposal stops the spread of the spread of COVID-19 by reducing the movement of individuals and promoting social distancing, enhancing telework capabilities and improving cybersecurity.

document attached

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

This project will benefit NN Government agencies and all stakeholders. NN employees will benefit as the NN insurance premiums will decrease as soon as multi-factor authentication is implemented. The cybersecurity technologies in this project supports public health, emergency management, health command center, telehealth services, emergency medical responses, including emergency medical transportation, law enforcement and townhall meetings. The cybersecurity technologies protect Navajo Nation data whether it is in transit or at rest. From email communication to data stored in a database to data sharing to video conferencing. Cybersecurity attacks are on the rise for all Government entities and the Nation strives to mitigate attacks by nefarious entities taking advantage of a Nation dealing with the pandemic. Secure access (internally and externally) and faster access to critical data and services is of paramount importance. Furthermore, the Navajo Nation government will be able to mitigate COVID-19 related threats to public health and safety, assist individuals that are quarantining including tele-work capabilities.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

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

document attached

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

Royetta T. Woodie, Director of Information Technology

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Royetta T. Woodie, DIT Director. Operations and maintenance costs will be maintained by fixed costs funds. Once the ARPA funding is expended, the Navajo Nation would need to fund this with fixed costs.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

1.12 Other Public Health Services. Projects deal with cybersecurity which encompasses network connectivity and internet access.

document attached

Part 3. Additional documents.

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

APPENDIX A

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit Preparer: [Signature] 4.11.22 Approved by: [Signature]
signature of Preparer/CONTACT PERSON signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit for Review: [Signature] Print Name, Title, Branch or Division: Tom P. [Signature]
signature of Branch Chief or Division Director print name and indicate title or position
Division of General Services
indicate Branch or Division

Proposed ARPA Funding Plan for NN Cybersecurity

SUMMARY

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

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

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

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

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

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

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

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

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

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

Multifactor Authentication eliminates the threat of brute-force and social-engineering attacks by requiring two pieces of information for authentication, something you know (username/password) and something you have (temporary passcode). When implemented, a login to OWA or SharePoint will require

**Navajo Nation DIT - Proposed ARPA Funding Plan
4/11/22**

a username/password combination PLUS and one-time code provided to the end-user via email, SMS or phone call.

The implementation of the proposed Navajo Nation Cybersecurity plan is wholly dependent on acquiring funding in the amount of \$5,000,000.00. Below is a prioritization of tools and services required.

Cybersecurity tools & services required

Total cost: \$5,000,000.00

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

TABLE 1

Priority	Solution	Cost	Out of Scope	Timeline
1	Email Encryption Protecting confidential data in email Installation cost:	\$317,750.00 \$15,104.00	none	73 days
2	Phishing Protect Analyze incoming emails for red flags that signal spam/phishing content and automatically move those emails to quarantine. Installation cost:	\$327,166.00 \$8,189.00	none	57 days
3	DNS Security It checks to make the site you are attempting to open is a good site. If it is not a good site, it will prevent you from opening that site. Installation cost:	\$400,746.00 \$11,101.00	NN siloed networks	62 days
4	Multi-factor Authentication Require users to provide two or more pieces of evidence to verify their identity when logging into anything connected to the Navajo Nation Network. Installation cost:	\$300,000.00 \$10,190.00	Depts/programs with their own outside system	106 days
5	Security Operations Center Security operations center who monitor the NN Network 24x7, 365 days	\$1,110,191.00	Depts/programs with their own outside system	57 days
6	Data Classification Classify sensitive data. Gives context around sensitive data, so that you can easily identify and lock down overexposed data, stale data, and remediate security vulnerabilities.	\$514,256.00	NN siloed networks	73 days
8	Managed Services - Network monitoring and incident response for NN DIT Network. for NN DIT Network. A virtual environment (core functioning servers) that operates 24x7, 365 days a year.	\$1,640,000.00	none	66 days
10	Consultant services - Will be utilized for consultant services. DIT is resource-challenged with personnel. Consultants are required to assist in the installation, configuration, and deployment of the new IT solutions listed. Plan for paperless technology for the Navajo Nation Government. Critical solution needed during the time of the pandemic. Plan for one domain IT transformation.	\$345,307.00	none	N/A

FY 2022

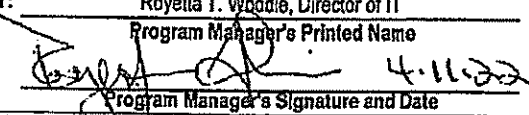
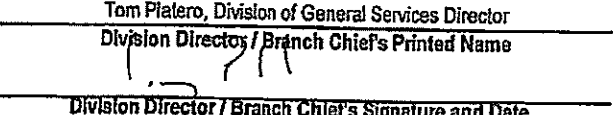
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 1
BUDGET FORM 1

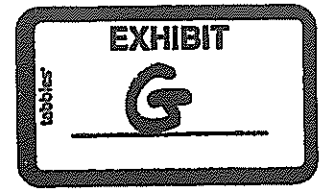
PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Department of Information Technology</u>		Division/Branch: <u>Division of General Services</u>	
Prepared By: <u>Royetta T. Woodie</u>		Phone No.: <u>928-871-6520/6010</u>		Email Address: <u>rwoodie@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/01/21-09/30/22	5,000,000	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	1		128,644	128,644
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance	1		4,095,853	4,095,853
				6500 Contractual Services	1		775,503	775,503
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	5,000,000	5,000,000

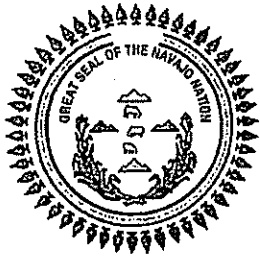
PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:			
Total # of Vehicles Budgeted:			

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u>Royetta T. Woodie, Director of IT</u> Program Manager's Printed Name  Program Manager's Signature and Date <u>4.11.22</u>	APPROVED BY: <u>Tom Platero, Division of General Services Director</u> Division Director / Branch Chief's Printed Name  Division Director / Branch Chief's Signature and Date		

NNFRF PUBLIC HEALTH EXPENDITURE PLAN



Recipient	Project Description	Category	Funding Request
Behavioral Health	Detox treatment centers and residential facility	1.11	\$15,243,750
Behavioral Health	Transitional housing facilities	1.1	\$4,000,000
			<u>\$19,243,750</u>



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0091-2 [Reissued]

Date & Time Received: 3/09/2022 at 15:33

Date & Time of Response: 3/09/2022 at 17:20 [Reissued 4/13/2022 - new expenditure category]

Entity Requesting FRF: Navajo Department of Health

Title of Project: Division of Behavioral & Mental Health Detox & Residential Treatment Centers

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$15,243,750.00

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 1.13 Substance Use Services

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

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

Other Comments: DOJ is reissuing this Initial Eligibility Determination due to updates in Treasury's reporting expenditure categories. This was previously categorized as 1.11 - Substance Use Services. This is now category 1.13 - Substance Use Services.

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

Signature of DOJ Reviewer: _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Navajo Department of Health Date prepared: 3/9/2022
indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: PO BOX 1309, Window Rock, AZ 86515 phone/email: (928) 871-6350/jilljim@navajo-nsn.gov
website (if any): _____

Form prepared by: Dr. Michelle Brandser phone/email: (928) 871-6350/mbrandser@navajo-nsn.gov
Executive Director for the Navajo Nation Department of Health
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Division of Behavioral and Mental Health Detox and Residential Treatment Centers

NN Government Unit's Director or Manager: Dr. Jill Jim phone & email: (928) 871-6350/jilljim@navajo-nsn.gov

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez phone & email: (928) 871-7000/jonathannez@navajo-nsn.gov

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

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

Amount of FRF requested: \$15,243,750 FRF funding period: 10/01/2021 - 12/31/2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The COVID pandemic has increased the need to provide substance abuse services. This funding will be used to construct three new detox treatment centers, construct one new residential facility, and renovate one existing residential facility. Due to the pandemic, these types of facilities have been overrun with the number of incoming patients. Additional facilities and renovations are needed to avoid overcrowding support facilities, which can increase the transmission rate of the COVID-19 virus. Each facility will have space for 10 patients for detox services and outpatient treatment services, including traditional healing grounds and recreational facilities. The residential facilities will offer a comprehensive care recovery process with constant support services. document attached

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

These treatment centers will give the Navajo people, both teens and adults, a place to go to for substance abuse related problems. It will benefit the Navajo people by providing community support and a safe space for individuals to receive the help and support they need to recover from substance abuse, including counseling and rehabilitation programs. These programs can help individuals rebuild and overcome the emotional and mental toll they may be experiencing from the COVID pandemic and also help them achieve a healthier, substance free lifestyle. document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

10/01/2021 - 9/30/2022: Design and preparation to bid project
10/01/2022 - 9/30/2023: Advertisement, contracting, and begin construction
10/02/2023 - 12/31/2026: Construction
Potential challenges include (1) receipt of funding - project cannot begin prior to allocation of funds; (2) timeliness of obtaining land - clearance preparation and approval can delay design phase; (3) lack of local labor force - inability to obtain personnel to do work may delay the schedule; and (4) material shortages from pandemic - may alter prices and delay schedule based on availability document attached

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

The Executive Director of the DOH, Dr. Jill Jim, will be responsible for implementing the construction of these facilities. document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

The DOH will be responsible for the operations and maintenance costs for these facilities upon completion. document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project will fall under FRF expenditure category 1.11, Public Health: Substance Use Services. This category was selected based on the need to provide substance use support and services to individuals to fulfill an increased need in these types of services due to the pandemic. The costs will support construction only. document attached

Part 3. Additional documents.

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

[Empty box for listing additional supporting documents]

APPENDIX A

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer: Dr. Michelle Brando Approved by: [Signature]
signature of Preparer/CONTACT PERSON signature of NN Government Unit's Dept/Program/Office Director or Manager

Approved to submit
for Review: _____
signature of Branch Chief or Division Director

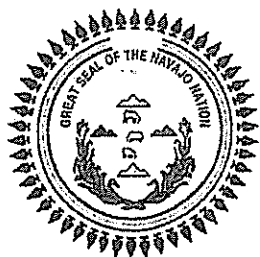
Print Name, Title,
Branch or Division: Dr. Jill Jim, Division Director
print name and indicate title or position
Navajo Department of Health
indicate Branch or Division

FY 2022

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

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BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Division of Behavioral & Mental Health Services</u>		Division/Branch: <u>NDOH/Executive</u>				
Prepared By: <u>Tanya Sheperd, SPPS</u>		Phone No.: <u>(928) 871-7578</u>		Email Address: <u>tlsheperd@navajo-nsn.gov</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds/APRA.		15,243,750.00	100%					
				2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance	6	\$0.00	\$11,794,750.00	\$11,794,750.00
				6500 Contractual Services	6	\$0.00	\$319,000.00	\$319,000.00
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay	6	\$0.00	\$3,160,000.00	\$3,160,000.00
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	\$15,273,750.00	\$15,273,750.00
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:		\$15,243,750.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Dr. Michelle Brandser, Health Services Administrator</u>				APPROVED BY: <u>Dr. Jill Jim, Navajo Department of Health</u>				
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name				
<u>Dr. Michelle Brandser 3/9/22</u>				<u>Jill Jim 3/9/22</u>				
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date				



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0090-2 [Reissued]

Date & Time Received: 3/09/2022 15:28

Date & Time of Response: 3/09/2022 16:30 [Reissued 4/2/2022 - new expenditure category]

Entity Requesting FRF: Navajo Nation Department of Health

Title of Project: Division of Behavioral and Mental Health Transitional Housing for Recovery

Administrative Oversight: Executive Branch

Amount of Funding Requested: \$4,000,000.00

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 1.12 – Mental Health Services

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

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

Other Comments: DOJ is reissuing this Initial Eligibility Determination due to updates in Treasury's reporting expenditure categories. This was previously categorized as 1.10 - Mental Health Services. This is now category 1.12 - Mental Health Services.

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

Signature of DOJ Reviewer: *M. Rodis*

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Navajo Department of Health Date prepared: 03/9/2022
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: PO BOX 1309, Window Rock, AZ 86515 phone/email: (928) 871-6350/jilljim@navajo-nsn.gov
website (if any): _____

Form prepared by: Dr. Michelle Brandser phone/email: (928) 871-8350/mbrandser@navajo-nsn.gov
Health Services Administrator / DBMHS
CONTACT PERSON'S name, title and Department, Program, Office, etc. *CONTACT PERSON'S Info*

Title & type of Project: Division of Behavioral and Mental Health Transitional Housing for Recovery

NN Government Unit's Director or Manager: Dr. Jill Jim phone & email: (928) 871-6350/jilljim@navajo-nsn.gov

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez phone & email: (928) 871-7000/jonathannez@navajo-nsn.gov

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

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

Amount of FRF requested: \$4,000,000.00 FRF funding period: 10/01/2021 - 12/31/2026
Indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The COVID pandemic has affected the mental health of many people, world wide, but also specifically on the Navajo Nation. The pandemic has induced anxiety, depression, and stress in a large number of our members on the Nation. In addition, individuals are turning to substances to ease their anxiety, depression, and stress related to pandemic. The increase in This funding will provide three transitional housing facilities for recovery from mental health or substance abuse. The overcrowding in support facilities can increase the transmission rate of the COVID-19 virus, therefore additional facilities are needed to accommodate the number of patients to ensure the ability to offer services safely. Funding will be used to construct three new transitional housing facilities.

document attached

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

A transitional house is typically used as an intermediate step, transitioning from a recovery facility back into daily life. This type of housing will provide a safe space for Navajo individuals recovering from mental health or substance abuse induced by the COVID pandemic. Allowing for a transitional space gives the individual an opportunity to begin resuming normal activities before re immersion into daily life. This transition period promotes confidence and has been shown to reduce the likely recurrence of mental health issues and substance abuse.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

10/01/2021 - 9/30/2022: Design and preparation to bid project
10/01/2022 - 9/30/2023: Advertisement, contracting, and begin construction
10/02/2023 - 12/31/2026: Construction
Potential challenges include (1) receipt of funding - project cannot begin prior to allocation of funds; (2) timeliness of obtaining land - clearance preparation and approval can delay design phase; (3) lack of local labor force - inability to obtain personnel to do work may delay the schedule; and (4) material shortages from pandemic - may alter prices and delay schedule based on availability document attached

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

The Executive Director of the DOH, Dr. Jill Jim, will be responsible for implementing the construction of these facilities. document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

The DOH will be responsible for the operations and maintenance costs for these facilities upon completion. document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project will fall under FRF expenditure category 1.10, Public Health: Mental Health Services. This category was selected based on the need to provide mental health support and services to individuals to fulfill an increased need in these types of services due to the pandemic. The funding will be only used for construction. document attached

Part 3. Additional documents.

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

NA

APPENDIX A

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer: Dr. Michelle Brundage Approved by: [Signature]
signature of Preparer/CONTACT PERSON *signature of NN Government Unit's Dept. Program/Office Director or Manager*

Approved to submit
for Review: _____ Print Name, Title,
signature of Branch Chief or Division Director Branch or Division: _____
print name and indicate title or position

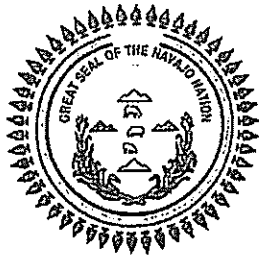
_____ *indicate Branch or Division*

FY 2022

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page 1 of 5
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>				Program Title: <u>Division of Behavioral & Mental Health Services</u>				Division/Branch: <u>NDOH/Executive</u>			
Prepared By: <u>Tanya Sheperd, SPPS</u>				Phone No.: <u>(928) 871-7578</u>				Email Address: <u>tisheperd@navajo-nsn.gov</u>			
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total			
NN Fiscal Recovery Funds/APRA		4,000,000.00	100%	2001 Personnel Expenses							
				3000 Travel Expenses							
				3500 Meeting Expenses							
				4000 Supplies							
				5000 Lease and Rental							
				5500 Communications and Utilities							
				6000 Repairs and Maintenance	6	\$0.00	\$2,933,000.00	\$2,933,000.00			
				6500 Contractual Services	6	\$0.00	\$57,000.00	\$57,000.00			
				7000 Special Transactions							
				8000 Public Assistance							
				9000 Capital Outlay	6	\$0.00	\$1,010,000.00	\$1,010,000.00			
				9500 Matching Funds							
				9500 Indirect Cost							
				TOTAL		\$0.00	\$4,000,000.00	\$4,000,000.00			
				PART IV. POSITIONS AND VEHICLES		(D)	(E)				
				Total # of Positions Budgeted:		0	0				
				Total # of Vehicles Budgeted:		0	0				
TOTAL:				\$4,000,000.00	100%						
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.											
SUBMITTED BY: <u>Dr. Michelle Brandser, Health Services Administrator</u>				APPROVED BY: <u>Dr. Jill Jim, Navajo Department of Health</u>							
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name							
<u>Dr. Michelle Brandser</u> 3/9/22				<u>Jill Jim</u> 3/9/22							
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date							



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0171

Date & Time Received: 04/12/22 10:20

Date & Time of Response: 04/14/2022 10:45 am MDT

Entity Requesting FRF: Office of the President & Vice President

Title of Project: Hardship Assistance

Administrative Oversight: Office of the Controller

Amount of Funding Requested: \$120,000,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 2.3_Negative_Economic_Impacts,
Household Assistance: Cash Transfers.

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

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

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Office of the President & Vice President (OPVP) Date prepared: 04/11/2022
indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 7440, Window Rock, AZ 86515 phone/email: (928) 871-6173/elizabeth.begay@nnooc.org
Window Rock, AZ 86515 website (if any): _____

Form prepared by: Elizabeth Begay phone/email: (928) 871-6173/elizabeth.begay@nnooc.org
Controller, Office of the Controller same as above
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Hardship Assistance

NN Government Unit's Director or Manager: Paulson Chaco, Chief of Staff phone & email: (928) 871-7247/paulsonchaco@navajo-nsn.gov

Division Director (if any): same as above phone & email: _____

Branch Chief: Jonathan Nez, Navajo Nation President phone & email: (928) 871-7000/jonathannez@navajo-nsn.gov

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

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

Amount of FRF requested: 120,000,000 FRF funding period: 10/01/2021 - 12/31/2024
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

SUPPLEMENTAL HARDSHIP FUNDING REQUEST: This Expenditure Plan would increase the overall hardship funding originally approved under CD-62-21 from 557M to 677M. The Office of the Controller (OOC) will provide financial hardship assistance, directly related to the COVID-19 pandemic, for eligible Navajo People age 18 and over not to exceed \$2,000 per applicant and to minors age below 18 years old not to exceed \$600 per recipient. This request increases the hardship for an additional 48,000 adults and 40,000 minors as well as meets some of the anticipated negative variance of the original hardship legislation based on the current enrollment projects.

document attached

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

As of April 11, 2022, the total number of deaths has increased from 1,583 (date of original hardship expenditure plan) to 1,740 with a total of 53,134 confirmed cases. The current unemployment rate is at an all time high of 48.5% and the average household income is \$8,240, well below the federal poverty guidelines. This program will provide much needed assistance as the Nation continues to face the effects and financial hardship due to the pandemic.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

Advertisement by OOC for eligible applications for financial hardship assistance will continue through December 31, 2022. Execution of funding distribution: Continue through December 31, 2024. The Office of the Controller does not foresee any challenges preventing them from meeting the December 31, 2024 deadline to incur all costs.

document attached

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

Elizabeth Begay, Controller, Navajo Nation Office of the Controller

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

There will be no O&M costs. Once the funding is distributed, there will be no additional costs.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

2.3 Negative Economic Impacts, Household Assistance: Cash Transfers

This program will focus on adult individuals experiencing financial hardship directly related to the COVID-19 pandemic. Use of the financial assistance will be regulated to approved, eligible uses due to negative economic impacts of COVID-19. The cash transfer amount of \$2,000 per person for members of the Nation age 18 and over and \$600 per person for members of the Nation age below 18 is reasonable, and not excessive, amount to address the financial hardship experienced by the pandemic. In comparison, the Federal government provided stimulus checks for economic impact relief program to person age 18 years and over totaling \$3,200 and to person age below 18 years totaling \$2,500.

document attached

Part 3. Additional documents.

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


[Empty box for listing additional supporting documents]

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer: 
signature of Preparer CONTRACT PERSON

Approved by: _____
signature of NN Government Unit's Dept. Program Office Director or Manager

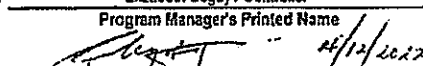
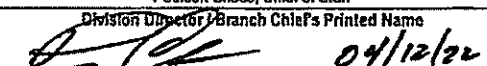
Approved to submit
for Review: 
signature of Branch Chief or Assistant

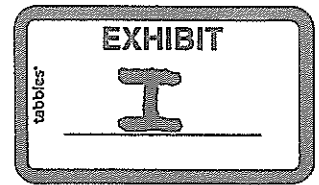
Print Name, Title,
Branch or Division: Paulson Chaco / Chief of Staff
print name and include title or position
Executive Branch
include Branch or Division

FY _____

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

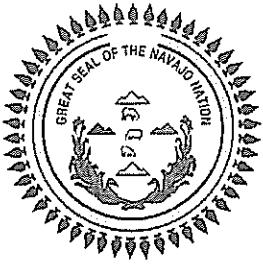
Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: <u>K - (New)</u>		Program Title: <u>Supplemental Hardship Funds</u>		Division/Branch: <u>Office of the Controller</u>				
Prepared By: <u>Elizabeth Begay</u>		Phone No.: <u>928.871.6173</u>		Email Address: <u>elizabeth.begay@nndoc.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 or Total
NN Fiscal Recovery Funds		120,000,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance			120,000,000.00	
				9000 Capital Outlay				
				TOTAL		\$0.00	120,000,000.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
TOTAL:		\$120,000,000.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Elizabeth Begay / Controller</u>			APPROVED BY: <u>Paulson Chaco, Chief of Staff</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
								
Program Manager's Signature and Date <u>04/12/2022</u>			Division Director / Branch Chief's Signature and Date <u>04/12/22</u>					

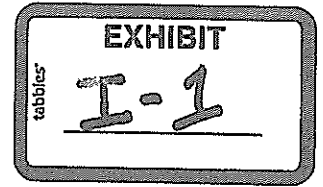


Water and Wastewater

Description	Category	\$
Wastewater: Centralized Wastewater Treatm	5.1	\$33,675,338
Wastewater: Collection and Conveyance	5.2	\$6,008,874
Drinking Water: Distribution and Transmissio	5.10	\$10,030,000
Drinking Water: Transmission & Distribution	5.11	\$51,085,788
Drinking Water: Source	5.13	\$29,200,000
Drinking Water: Storage	5.14	\$1,000,000
Drinking Water: Cistern Systems	5.15	\$84,000,000
Total Funding		\$215,000,000



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0185

Date & Time Received: 4/12/22 04:45

Date & Time of Response: 14 April, 2022; 10:42 am

Entity Requesting FRF: Department of Water Resources

Title of Project: 5.1 Clean Water: Centralized Wastewater Treatment

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$33,675,338

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

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

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

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

Other Comments: _____

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Department of Water Resources Date prepared: 04/12/2022
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's P.O. Box 678 phone/email: 928.729.4003
mailing address: Fort Defiance, AZ 86504 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov

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

CONTACT PERSON'S info

Title & type of Project: 5.1 Clean Water: Centralized Wastewater Treatment

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

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

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

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

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

Construction contractors and engineers document attached

Amount of FRF requested: 33,675,338 FRF funding period: When funding received - December 2026
Indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

All proposed projects will either construct, improve, or repair wastewater treatment plants on the Navajo Nation, some that are out of compliance, in Ganado, Kayenta, Chinle, Shiprock, and Tuba City. These projects will improve wastewater treatment plants to address Administrative Orders of Compliance issued by US EPA ordering the Navajo Nation to bring wastewater treatment plants in into compliance.

document attached

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

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

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

All projects will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026. Each project will have a unique timeline based on their project scope in order to meet the funding deadline objectives upon the issuance of the funding.

document attached

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

Jason John

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

All projects will be operated and maintained by NTUA customers or NTUA using revenue from NTUA customers' water bills. Exceptions to the operation and maintenance for any projects that are located outside the jurisdiction of NTUA would be covered by the local water or wastewater utility operator or non NTUA customers as required.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project title falls under Expenditure Category 5.1 Clean Water: Centralized Wastewater Treatment. Under 5.1: The Interim Final Rules state, "[t]he types of projects eligible for CWSRF assistance include projects to construct, improve, and repair wastewater treatment plants, control non-point sources of pollution, improve resilience of infrastructure to severe weather events, create green infrastructure, and protect waterbodies from pollution."

document attached



Part 3. Additional documents.

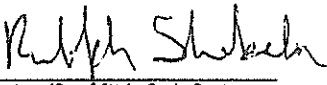
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

Table indicating 5.1 NNFRF request for projects included.



Part 4. Affirmation by Funding Recipient.

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

NN Government Unit Preparer:  Approved by: 
signature of Preparer CONTACT PERSON *signature of NN Government Unit's Dept./Program/Office Director or Manager*

Approved to submit for Review:  Print Name, Title, Branch or Division: Rudy Shebala, Executive Director
signature of Branch Chief or Division Director *print name and indicate title or position*
Natural Resources
indicate Branch or Division

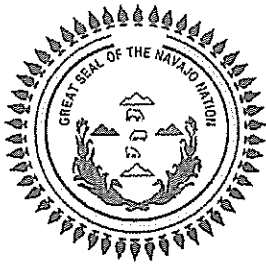
THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>5.1 Clean Water: Centralized Wastewater Treatment</u>		Division/Branch: <u>Natural Resources</u>				
Prepared By: <u>Jason John</u>		Phone No.: <u>928.729.4003</u>		Email Address: <u>jasonjohn@navajo-nsn.gov</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	33,675,338.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	6		33,675,338	33,675,338
				9000 Capital Outlay				
				TOTAL		\$0.00	33,675,338	33,675,338
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$33,675,338.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Jason John</u>			APPROVED BY: <u>Dr. Rudy Shebala, Division Director</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
								
4/12/2022			4-12-2022					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					

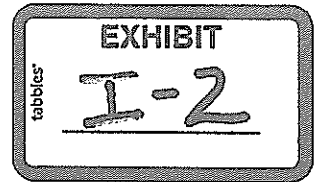
4.11.2022

5.1 Clean Water: Centralized Wastewater Treatment

Department of Treasury Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost
Wastewater Projects								
Navajo Nation Water Resources Projects								
5.1 Clean Water: Centralized Wastewater Treatment	Ganado WWTP Present and Future Growth Capacity Project, new cells 1, 2 & 3	Ganado	Vince James	1			1	\$ 4,000,000
5.1 Clean Water: Centralized Wastewater Treatment	Kayenta Wastewater Treatment Plant Present and Future Growth Capacity	Kayenta	Nathaniel Brown	1			1	\$ 4,000,000
5.1 Clean Water: Centralized Wastewater Treatment	Chinle Wastewater Treatment Plant Present and Future Growth Capacity	Chinle	Eugene Tso	1			1	\$ 18,500,000
5.1 Clean Water: Centralized Wastewater Treatment	Tuba City Wastewater Treatment Plant Present and Future Growth Capacity	Tuba City	Otto Tso	1			1	\$ 4,175,338
5.1 Clean Water: Centralized Wastewater Treatment	Shiprock Wastewater Treatment Plant Present and Future Growth Capacity	Shiprock	Eugenia Charles-Newton		1		1	\$ 3,000,000
Total							5	\$ 33,675,338



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0183

Date & Time Received: 4/12/22 04:32

Date & Time of Response: 13 April, 2022; 7:53 pm

Entity Requesting FRF: Department of Water Resources

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

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$6,008,874

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 5.2 Clean Water: Centralized Wastewater Collection and Conveyance

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

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

Other Comments: _____

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Department of Water Resources indicate Department, Program, Office, Division, or Branch Date prepared: 04/12/2022

NN Government Unit's mailing address: P.O. Box 678 Fort Defiance, AZ 86504 phone/email: 928.729.4003 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov

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

CONTACT PERSON'S info

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

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

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

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

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

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

Construction contractors and engineers document attached

Amount of FRF requested: 6,008,874 FRF funding period: When funding received - December 2026 indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

This project will expand wastewater services to 86 existing homes in Alamo with over 23,000 linear feet of 8" PVC sewer collection lines, will add two additional lift stations, and will increase the capacity of the Alamo lagoons with the addition of two new ponds.

document attached

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

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

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

This project will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026.

document attached

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

Jason John

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

The constructed facilities will be operated and maintained by the Alamo Navajo School Board using revenues from customers' water bills.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project title falls under Expenditure Category 5.2 Clean Water: Centralized Wastewater Collection and Conveyance. The Interim Final Rules state, "[t]he types of projects eligible for CWSRF assistance include projects to construct, improve, and repair wastewater treatment plants, control non-point sources of pollution, improve resilience of infrastructure to severe weather events, create green infrastructure, and protect waterbodies from pollution."

document attached

Part 3. Additional documents.

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

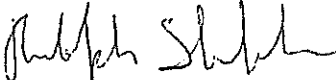
Table indicating 5.2 NNFRF request for project included.

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer: 
signature of Preparer/CONTACT PERSON

Approved by: 
signature of NN Government Unit Dept. Program Office Director or Manager

Approved to submit
for Review: 
signature of Branch Chief or Division Director

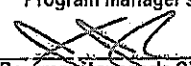
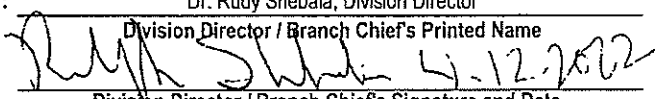
Print Name, Title,
Branch or Division: Rudy Shebala, Executive Director
print name and indicate title or position

Natural Resources
indicate Branch or Division

FY 2022

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

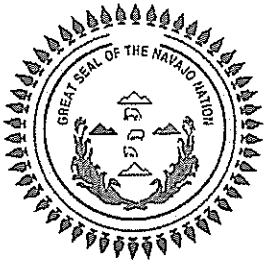
Page 1 of 1
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u> Program Title: <u>5.2 Clean Water: Centralized Wastewater Conveyance</u> Division/Branch: <u>Natural Resources</u>			
Prepared By: <u>Jason John</u>		Phone No.: <u>928.729.4003</u>	Email Address: <u>jjohn@navajonation.gov</u>
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	6,008,874.00	100%
PART III. BUDGET SUMMARY			
Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
2001 Personnel Expenses			
3000 Travel Expenses			
3500 Meeting Expenses			
4000 Supplies			
5000 Lease and Rental			
5500 Communications and Utilities			
6000 Repairs and Maintenance			
6500 Contractual Services			
7000 Special Transactions			
8000 Public Assistance	6	6,008,874	6,008,874
9000 Capital Outlay			
TOTAL		\$0.00	6,008,874
TOTAL:		\$6,008,874.00	100%
PART IV. POSITIONS AND VEHICLES			
		(D)	(E)
Total # of Positions Budgeted:			0
Total # of Vehicles Budgeted:			0
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u>Jason John</u> Program Manager's Printed Name		APPROVED BY: <u>Dr. Rudy Shebala, Division Director</u> Division Director / Branch Chief's Printed Name	
 Program Manager's Signature and Date		 Division Director / Branch Chief's Signature and Date	
		4/12/2022	

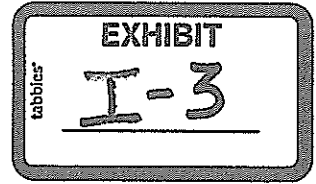
4.11.2022

S.2 Clean Water: Centralized Wastewater Collection and Conveyance

Department of Treasury Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost
Wastewater Projects								
Navajo Nation Water Resources Projects								
S.2 Clean Water: Transmission & Distribution	Alamo Wastewater Project	Alamo	Jamie Henlo		1		1	\$ 6,008,874
						Total	1	\$ 6,008,874



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0178

Date & Time Received: 4/12/22 01:19

Date & Time of Response: 04/13/2022 4:45 pm

Entity Requesting FRF: Department of Water Resources

Title of Project: 5.10 Drinking Water: Treatment

Administrative Oversight: Division of Natural Resources

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

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

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

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

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

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Department of Water Resources indicate Department, Program, Office, Division, or Branch Date prepared: 04/12/2022

NN Government Unit's mailing address: P.O. Box 678 phone/email: 928.729.4003
Fort Defiance, AZ 86504 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov

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

CONTACT PERSON'S info

Title & type of Project: 5.10 Drinking Water: Treatment

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

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

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

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

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

Construction contractors and engineers document attached

Amount of FRF requested: 10,030,000 FRF funding period: When funding received - December 2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

This consists has 3 projects categorized as drinking water; treatment. The three projects will be located on the Navajo Nation at Oljato, Aneth, and Chinle.

document attached

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

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

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

All projects will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026. Each project will have a unique timeline based on their project scope in order to meet the funding deadline objectives upon the issuance of the funding.

document attached

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

Jason John

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

All projects will be operated and maintained by NTUA using revenue from NTUA customers' water bills. Exceptions to the operation and maintenance for any projects that are located outside the jurisdiction of NTUA would be covered by the local water or wastewater utility operator.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project title falls under Expenditure Category 5.10 Drinking Water; Treatment. ARPA provides these funds to the Navajo Nation to make necessary investments in water and sewer infrastructure. This is a necessary investment in water infrastructure. The Interim Final Rule provides the Nation with wide latitude to identify investments in water and sewer infrastructure. An allowed use of the funds is to assist communities in making water infrastructure capital improvements, including the installation and replacement of failing treatment and distribution systems.

document attached


Part 3. Additional documents.


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


Table indicating 5.10 NNFRF request for projects included.

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer:  _____
signature of Preparer (CONTACT PERSON)

Approved by:  _____
signature of NN Government Unit's Dept./Program/Office Director or Manager


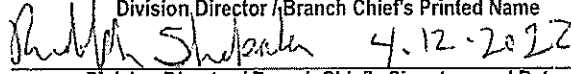
Approved to submit
for Review:  _____
signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: **Rudy Shebala, Executive Director** _____
print name and indicate title or position

Natural Resources _____
indicate Branch or Division

FY 2022

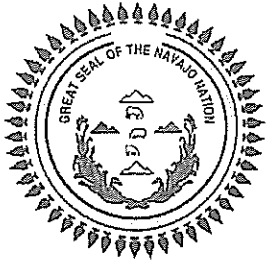
THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>5.10 Drinking Water Treatment</u>		Division/Branch: <u>Natural Resources</u>				
Prepared By: <u>Jason John</u>		Phone No.: <u>928.729.4003</u>		Email Address: <u>jasonjohn@navajo-nsn.gov</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	10,030,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	6		10,030,000	
				9000 Capital Outlay				
				TOTAL		\$0.00	10,030,000.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$10,030,000.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Jason John, Department Manager</u>		APPROVED BY: <u>Dr. Rudy Shebala, Division Director</u>						
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name						
								
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date						
		4/12/2022						

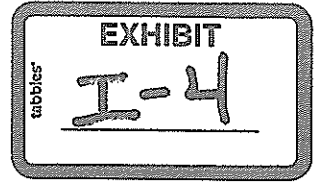
4.11.2022

5.10 Drinking water: Treatment

Department of Treasury Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost
Water Projects								
Navajo Nation Water Resources Projects								
5.10 Drinking water: Treatment	Halchita WTP Evaporation Pond & H2S Treatment	Ojato	Charlaine Tso	1			1	\$ 850,000
5.10 Drinking water: Treatment	New Aneth Arsenic Removal Water Treatment Plant and Intertie (Phase II)	Aneth	Charlaine Tso			1	1	\$ 500,000
5.10 Drinking water: Treatment	New Chinle Water Treatment Plant, Matching Contribution (Planned Completion 12/2023)	Chinle	Eugene Tso	1			1	\$ 8,680,000
							Total	\$ 10,030,000



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0184

Date & Time Received: 4/12/22 04:39

Date & Time of Response: 13 April, 2022; 8:39 pm

Entity Requesting FRF: Department of Water Resources

Title of Project: 5.11 Drinking Water: Transmission and Distribution

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$51,085,788

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 5.11 Drinking Water: Transmission and Distribution

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

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

Other Comments: _____

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Department of Water Resources indicate Department, Program, Office, Division, or Branch Date prepared: 04/12/2022

NN Government Unit's mailing address: P.O. Box 678 Fort Defiance, AZ 86504 phone/email: 928.729.4003 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov

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

CONTACT PERSON'S info

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

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

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

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

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

List names or types of Subcontractors or Subrecipients that will be paid with FRF (if known):
Construction contractors and engineers document attached

Amount of FRF requested: 51,085,788 FRF funding period: When funding received - December 2026 indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

This project consists of twenty-three (23) drinking water transmission and distribution project types as listed on the attached.

document attached

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

These projects will serve clean drinking water that will require various water related equipment and electricity related upgrades to improve the transmission and distribution of clean drinking water across the Navajo Nation.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

All projects will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026. Each project will have a unique timeline based on their project scope in order to meet the funding deadline objectives upon the issuance of the funding.

document attached

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

Jason John

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

All projects will be operated and maintained by NTUA using revenue from NTUA customers' water bills. Exceptions to the operation and maintenance for any projects that are located outside the jurisdiction of NTUA would be covered by the local water or wastewater utility operator.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

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

document attached

Part 3. Additional documents.

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

Table indicating 5.11 NNFRF request for projects included.

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer: _____
signature of Preparer/CONTACT PERSON

Approved by: _____
signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review: _____
signature of Branch Chief or Division Director


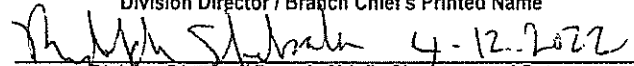
Print Name, Title,
Branch or Division: **Rudy Shebala, Executive Director**
print name and indicate title or position
Natural Resources
indicate Branch or Division

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

PART I. Business Unit No.: K - [New] Program Title: 5.11 Drinking Water Transmission and Distribution Division/Branch: Natural Resources
 Prepared By: Jason John Phone No.: 928.729.4003 Email Address: jasonjohn@navajo-nsn.gov

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A)	(B)	(C)
						NNC Approved Original Budget	Proposed Budget	Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	51,085,788.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services			23,975,788	23,975,788
				7000 Special Transactions				
				8000 Public Assistance			27,110,000	27,110,000
				9000 Capital Outlay	6			
				TOTAL		\$0.00	51,085,788.00	51,085,788
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$51,085,788.00	100%					

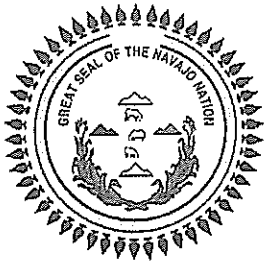
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: Jason John APPROVED BY: Dr. Rudy Shebala, Division Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
 4/12/2022  4-12-2022
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date

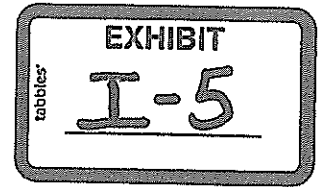
4.11.2022

5.11 Drinking water: Transmission & Distribution

Department of Treasury Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost	
Water Projects									
Navajo Nation Water Resources Projects									
5.11 Drinking water: Transmission & Distribution	Sanstee NGWSP Connection Phase 1	Tse'Alnaozil'Yi'	Amber Kanazbah Crotty		1		1	\$ 2,663,065	
5.11 Drinking water: Transmission & Distribution	Newcomb NGWSP Connection Phase 1	Newcomb	Rickie Nez		1		1	\$ 847,472	
5.11 Drinking water: Transmission & Distribution	Two Grey Hills NGWSP Connection Phase 2	Toadlena	Amber Kanazbah Crotty		1		1	\$ 2,777,450	
5.11 Drinking water: Transmission & Distribution	Sheep Springs NGWSP Connection Phase 1	Sheep Springs	Amber Kanazbah Crotty		1		1	\$ 685,922	
5.11 Drinking water: Transmission & Distribution	Tohatchi NGWSP Connection Phase 1	Tohatchi	Pernell Halona		1		1	\$ 3,040,755	
5.11 Drinking water: Transmission & Distribution	Mexican Springs NGWSP Connection Phase 2	Mexican Springs	Pernell Halona		1		1	\$ 307,000	
5.11 Drinking water: Transmission & Distribution	Standing Rock NGWSP (BBN9) Connection	Standing Rock	Mark Freeland		1		1	\$ 2,228,336	
5.11 Drinking water: Transmission & Distribution	Tohajilee - ABQ Water Supply Pipeline	Tohajilee	Jamie Henio		1		1	\$ 2,450,000	
5.11 Drinking water: Transmission & Distribution	Standing Rock Waterline Extensions	Standing Rock	Mark Freeland		1		1	\$ 7,000,000	
5.11 Drinking water: Transmission & Distribution	Chichiltah Supply and Water System	Chichiltah	Seth Damon		1		1	\$ 3,000,000	
5.11 Drinking water: Transmission & Distribution	Cutter Lateral Watering Point	Huerfano	Mark Freeland		1		1	\$ 150,000	
5.11 Drinking water: Transmission & Distribution	Coyote Canyon (Planning/Design)	Coyote Canyon	Pernell Halona		1		1	\$ 2,100,000	
5.11 Drinking water: Transmission & Distribution	Cutter Ph 6f	Huerfano	Mark Freeland		1		1	\$ 7,900,000	
5.11 Drinking water: Transmission & Distribution	Alamo Water Project	Alamo	Jamie Henio		1		1	\$ 7,975,788	
5.11 Drinking water: Transmission & Distribution	Naschitti Connection	Naschitti	Pernell Halona		1		1	\$ 3,150,000	
5.11 Drinking water: Transmission & Distribution	New Cutter Lateral Water Loading Stations	Huerfano	Mark Freeland		3		3	\$ 405,000	
5.11 Drinking water: Transmission & Distribution	New Cutter Lateral Water Loading Stations	Nageezi	Mark Freeland		3		3	\$ 405,000	
5.11 Drinking water: Transmission & Distribution	Westwater Community Project	Anelk	Charlaine Tso			1	1	\$ 3,000,000	
5.11 Drinking water: Transmission & Distribution	New Tybrook Intertie w/Cutter Lateral	Ojo Encino	Daniel Tso		1		1	\$ 1,000,000	
							Total	23	\$ 51,085,788



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0179

Date & Time Received: 4/12/22 03:31

Date & Time of Response: 04/13/2022 5:30 pm MDT

Entity Requesting FRF: Department of Water Resources

Title of Project: 5.13 Drinking Water: Source

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$29,200,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

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

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

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

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Department of Water Resources Indicate Department, Program, Office, Division, or Branch Date prepared: 04/12/2022

NN Government Unit's mailing address: P.O. Box 678 Fort Defiance, AZ 86504 phone/email: 928.729.4003 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov

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

Title & type of Project: 5.13 Drinking Water: Source

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

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

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

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

List names or types of Subcontractors or Subrecipients that will be paid with FRF (if known):
Construction contractors and engineers document attached

Amount of FRF requested: 29,200,000 FRF funding period: When funding received - December 2026
Indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

This project consists of nine (9) drinking water source projects as listed on the attached to include constructing new water wells and new pump houses throughout the Nation.

document attached

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

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

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

All projects will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026. Each project will have a unique timeline based on their project scope in order to meet the funding deadline objectives upon the issuance of the funding.

document attached

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

Jason John

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

All projects will be operated and maintained by NTUA customers or NTUA using revenue from NTUA customers' water bills. Exceptions to the operation and maintenance for any projects that are located outside the jurisdiction of NTUA would be covered by the local water or wastewater utility operator or non NTUA customers as required.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

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

document attached

Part 3. Additional documents.

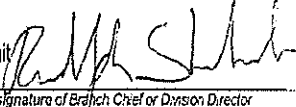
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

Table indicating 5.13 NNFRF request for projects included.

Part 4. Affirmation by Funding Recipient.


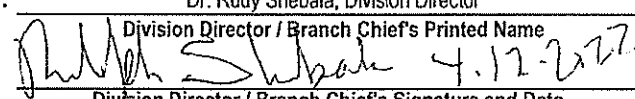
Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

NN Government Unit
Preparer:  Approved by: 
signature of Preparer: CONTACT PERSON *signature of NN Government Unit's Dept./Program/Office Director or Manager*

Approved to submit
for Review:  Print Name, Title,
Branch or Division: Rudy Shebala, Executive Director
signature of Branch Chief or Division Director *print name and indicate title or position*
Natural Resources
indicate Branch or Division

FY 2022

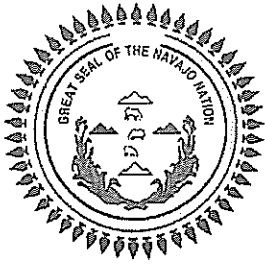
THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>5.13 Drinking Water Source</u>		Division/Branch: <u>Natural Resources</u>				
Prepared By: <u>Jason John</u>		Phone No.: <u>928.729.4003</u>		Email Address: <u>jasonjohn@navajo-nsn.gov</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	29,200,000	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	6		200,000	200,000
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services	6		7,900,000	7,900,000
				7000 Special Transactions				
				8000 Public Assistance	6		21,100,000	21,100,000
				9000 Capital Outlay				
				TOTAL		\$0.00	29,200,000	29,200,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$29,200,000.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Jason John</u>		APPROVED BY: <u>Dr. Rudy Shebala, Division Director</u>						
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name						
								
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date						
		4/12/2022						

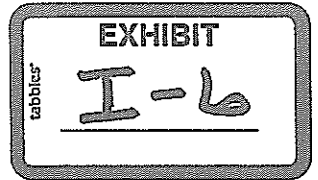
4.11.2022

5.13 Drinking water: Source

Department of Treasury Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost	
Water Projects									
Navajo Nation Water Resources Projects									
5.13 Drinking water: Source	Ojato Well WS Improvements (NN DWR)	Ojato	Charlaine Tso	1			1	\$ 1,450,000	
5.13 Drinking water: Source	Alamo Springs Well Connection (NN DWR)	Alamo	Jamie Heno		1		1	\$ 250,000	
5.13 Drinking water: Source	Alamo - New Well and Treatment System (NN DWR)	Alamo	Jamie Heno		1		1	\$ 1,000,000	
5.13 Drinking water: Source	Source Hydropanelis (NN DWR)	Multi-Chapter	Navajo Nation Wide	TBD	TBD	TBD		\$ 8,000,000	
Other Projects									
5.13 Drinking water: Source	New Houck Well Pumphouse	Houck	Raymond Smith Jr.	1			1	\$ 500,000	
5.13 Drinking water: Source	Various locations throughout the NN: Additional Water Wells and Pump Houses						0		
	Additional Water Well and Pump House	Twin Lakes	Pernell Halona		1		1	\$ 3,600,000	
	Additional Water Well and Pump House	Chilchinbeto	Nathaniel Brown	1			1	\$ 3,600,000	
	Additional Water Well and Pump House	Tsaile	Carl R. Slater	1			1	\$ 3,600,000	
	Additional Water Well and Pump House	Forrest Lake	Jimmy Yellowhair	1			1	\$ 3,600,000	
	Additional Water Well and Pump House	Kayenta	Nathaniel Brown	1			1	\$ 3,600,000	
							Total	9	\$ 29,200,000



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0177

Date & Time Received: 4/12/22 01:09

Date & Time of Response: 13 April, 2022; 7:36 pm

Entity Requesting FRF: Department of Water Resources

Title of Project: 5.14 Drinking Water: Storage

Administrative Oversight: Division of Natural Resources

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

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

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

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

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

Other Comments: _____

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Department of Water Resources indicate Department, Program, Office, Division, or Branch Date prepared: 04/12/2022

NN Government Unit's mailing address: P.O. Box 678 phone/email: 928.729.4003
Fort Defiance, AZ 86504 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov

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

CONTACT PERSON'S info

Title & type of Project: 5.14 Drinking Water: Storage

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

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

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

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

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

Construction contractors and engineers document attached

Amount of FRF requested: 1,000,000 FRF funding period: When funding received - December 2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

This project consists of one (1) drinking water storage project as listed on the attached to include constructing new water wells and new pump houses throughout the Nation.

document attached

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

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

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

This project will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026.

document attached

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

Jason John

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Ramah Navajo Utility Authority (RNUA)

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

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

document attached

Part 3. Additional documents.

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

Table indicating 5.14 NNFRF request for projects included.

Part 4. Affirmation by Funding Recipient.

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

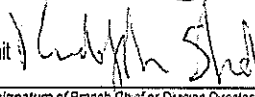
NN Government Unit
Preparer:


signature of Preparer/CONTACT PERSON

Approved by:


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

Approved to submit
for Review:


signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division:

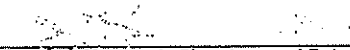

Rudy Shebala, Executive Director

print name and indicate title or position

Natural Resources

indicate Branch or Division

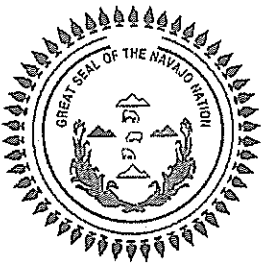
THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

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

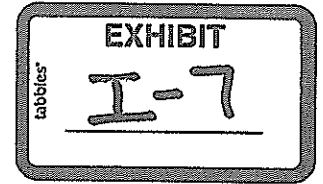
4.11.2022

5.14 Drinking water: Storage

Department of Treasury Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost
Water Projects								
Navajo Nation Water Resources Projects								
5.14 Drinking water: Storage	Ramah Water System Upgrades (2020-2021)	Ramah	Jamie Henlo		1		1	\$ 1,000,000
Total							1	\$ 1,000,000



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0182

Date & Time Received: 4/12/22 03:53

Date & Time of Response: 4/13/2022 10:10 AM MDT

Entity Requesting FRF: Department of Water Resources

Title of Project: 5:15 Drinking Water: Other Water Infrastructure

Administrative Oversight: Division of Natural Resources

Amount of Funding Requested: \$84,000,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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


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

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

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

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Department of Water Resources indicate Department, Program, Office, Division, or Branch Date prepared: 04/12/2022

NN Government Unit's mailing address: P.O. Box 678 phone/email: 928.729.4003
Fort Defiance, AZ 86504 website (if any): _____

Form prepared by: Jason John, Department Manager phone/email: jasonjohn@navajo-nsn.gov

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

CONTACT PERSON'S info

Title & type of Project: 5.15 Drinking Water: Other Water Infrastructure

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

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

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

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

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

Construction contractors and engineers document attached

Amount of FRF requested: 84,000,000 FRF funding period: When funding received - December 2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

This project consists of installing 1000 waterlines and 400 cistern systems to homes located on the Navajo Nation, whichever is applicable.

document attached

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

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

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

All projects will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026. Each project will have a unique timeline based on their project scope in order to meet the funding deadline objectives upon the issuance of the funding.

document attached

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

Jason John

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

All projects will be operated and maintained by NTUA customers or NTUA using revenue from NTUA customers' water bills. Exceptions to the operation and maintenance for any projects that are located outside the jurisdiction of NTUA would be covered by the local water or wastewater utility operator or non NTUA customers as required.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project is covered under Expenditure Category 5.15. ARPA provides these funds to the Navajo Nation to make necessary investments in water and sewer infrastructure. This is a necessary investment in water infrastructure. The Interim Final Rule provides the Nation with wide latitude to identify investments in water and sewer infrastructure.

document attached

Part 3. Additional documents.

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

Tables indicating 5.15 NNFRF request for projects included.

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit

Preparer:


signature of Preparer: CONTACT REBSON

Approved by:


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

Approved to submit
for Review:


signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division:

Rudy Shebala, Executive Director


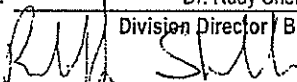
print name and indicate title or position

Natural Resources

indicate Branch or Division

FY 2022

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>5.15 Drinking Water Other Water Infrastructure</u>		Division/Branch: <u>Natural Resources</u>				
Prepared By: <u>Jason John</u>		Phone No.: <u>928.729.4003</u>		Email Address: <u>jjohn@navajonation.gov</u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	10/1/21-9/30/26	84,000,000	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				
				7000 Special Transactions				
				8000 Public Assistance	6		84,000,000	84,000,000
				9000 Capital Outlay				
				TOTAL		\$0.00	84,000,000.00	84,000,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
TOTAL:		\$84,000,000	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Jason John</u>			APPROVED BY: <u>Dr. Rudy Shebala, Division Director</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
								
4/12/2022			4.12.2022					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					

4.11.2022

5.15 Drinking Water: Other water infrastructure

Department of Treasury Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost
Service Projects								
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Beclabito	Amber Kanazbah Crotty		1		1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Cove	Amber Kanazbah Crotty	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Red Valley	Amber Kanazbah Crotty	4			4	\$ 240,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Sanostee	Amber Kanazbah Crotty		7		7	\$ 420,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Sheepsprings	Amber Kanazbah Crotty		2		2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Two Grey Hills	Amber Kanazbah Crotty			1	1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Lukachukai	Carl Slater	26			26	\$ 1,560,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Rock Point	Carl Slater	17			17	\$ 1,020,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Rock Point	Carl Slater	1			1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Rough Rock	Carl Slater	10			10	\$ 600,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Round Rock	Carl Slater	12			12	\$ 720,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Tsaile/Wheatfields	Carl Slater	19			19	\$ 1,140,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Aneth	Charlaine Tso			1	1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Red Mesa	Charlaine Tso	8			8	\$ 480,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Sweetwater	Charlaine Tso	1			1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	YeaNosPos	Charlaine Tso	6			6	\$ 360,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Baca/Prewitt	Daniel Tso		15		15	\$ 900,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Counselor	Daniel Tso		1		1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Littlewater	Daniel Tso		5		5	\$ 300,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Ojo Encino	Daniel Tso		2		2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Pueblo Pintado	Daniel Tso		7		7	\$ 420,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Torreón	Daniel Tso		9		9	\$ 540,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Whitehorse Lake	Daniel Tso		1		1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Oak Springs	Edison Wauneka	5			5	\$ 300,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	St. Michaels	Edison Wauneka	26			26	\$ 1,560,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Church Rock	Edmund Yazzie		15		15	\$ 900,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Iyanbito	Edmund Yazzie		11		11	\$ 660,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Mariano Lake	Edmund Yazzie		10		10	\$ 600,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Pinedale	Edmund Yazzie		7		7	\$ 420,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Smith Lake	Edmund Yazzie		1		1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Thoreau	Edmund Yazzie		13		13	\$ 780,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Dilkon	Elmer Begay	34			34	\$ 2,040,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Greasewood	Elmer Begay	8			8	\$ 480,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Indian Wells	Elmer Begay	5			5	\$ 300,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Teeosto	Elmer Begay	9			9	\$ 540,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Whitecone	Elmer Begay	5			5	\$ 300,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Chinle	Eugene Tso	52			52	\$ 3,120,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Shiprock	Eugenia Charles-Newton		25		25	\$ 1,500,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Inscription House (Tsaah Bii Kin)	Herman Daniels, Jr.	8			8	\$ 480,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Navajo Mountain	Herman Daniels, Jr.	23			23	\$ 1,380,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Oljato	Herman Daniels, Jr.			26	26	\$ 1,560,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Shonto	Herman Daniels, Jr.	6			6	\$ 360,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Black Mesa	Jimmy Yellowhair	6			6	\$ 360,000

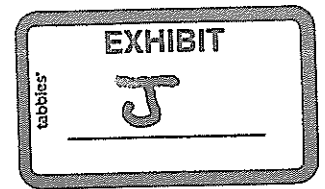
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Coalmine Canyon	Thomas Walker, Jr.	3		3	\$	180,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Leupp	Thomas Walker, Jr.	7		7	\$	420,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Tolsni Lake	Thomas Walker, Jr.	2		2	\$	120,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Cornfields	Vince James	10		10	\$	600,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Dilkon	Vince James	1		1	\$	60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Ganado	Vince James	19		19	\$	1,140,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Jeddito	Vince James	10		10	\$	600,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Kinlichee	Vince James	21		21	\$	1,260,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Steamboat	Vince James	16		16	\$	960,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Crystal	Wilson C. Stewart, Jr.		5	5	\$	300,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Fort Defiance	Wilson C. Stewart, Jr.	24		24	\$	1,440,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Ganado	Wilson C. Stewart, Jr.	1		1	\$	60,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Red Lake	Wilson C. Stewart, Jr.		3	3	\$	180,000
5.15 Drinking Water: Other water infrastructure	NN Water Line Extension/Septic System/ Projects for Homes	Sawmill	Wilson C. Stewart, Jr.	9		9	\$	540,000
Grand Total				711	262	27	1000	\$ 60,000,000

4.11.2022

5.15 Drinking Water: Other water infrastructure

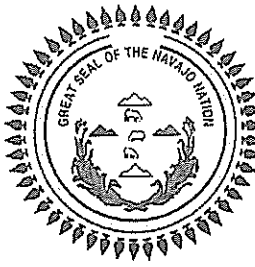
Department of Treasury Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Projects	Total Project Cost
Service Projects								
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Tsaile	C. Slater	3			3	\$ 180,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Rock Point	C. Slater	3			3	\$ 180,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Round Rock	C. Slater	3			3	\$ 180,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Lukachukai	C. Slater	3			3	\$ 180,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Lukachukai	C. Slater	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Rough Rock	C. Slater	1			1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Teec Nos Pos	C. Tso	3			3	\$ 180,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Red Mesa	C. Tso	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Indian Wells	E. Begay	8			8	\$ 480,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Dilkon	E. Begay	38			38	\$ 2,280,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Greasewood Springs	E. Begay	7			7	\$ 420,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Indian Wells	E. Begay	19			19	\$ 1,140,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Teesto	E. Begay	3			3	\$ 180,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Whitecone	E. Begay	1			1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Greasewood Springs	E. Begay	5			5	\$ 300,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Chinle	E. Tso	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	St. Michaels	E. Wauneka	3			3	\$ 180,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Oak Springs	E. Wauneka	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Kaibeto	H. Daniels, Jr.	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Navajo Mountain	H. Daniels, Jr.	4			4	\$ 240,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Oljato	H. Daniels, Jr.	11			11	\$ 660,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Halchita	H. Daniels, Jr.	5			5	\$ 300,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Shonto	H. Daniels, Jr.	4			4	\$ 240,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Tohajiilee	J. Henlo	7	7		7	\$ 420,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Pinon	J. Yellowhair	4			4	\$ 240,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Forest Lake	J. Yellowhair	5			5	\$ 300,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Black Mesa	J. Yellowhair	1			1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Blue Gap	K. Begay	1			1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Chilchinbeto	N. Brown	45			45	\$ 2,700,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Dannehoolso	N. Brown	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Tuba City	O. Tso	16			16	\$ 960,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Coppermine	P. Begay	14			14	\$ 840,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Kaibeto	P. Begay	14			14	\$ 840,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	LeChee	P. Begay	12			12	\$ 720,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Naschitti	P. Halona	3	3		3	\$ 180,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Coyote Canyon	P. Halona	6	6		6	\$ 360,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Tohatchi	P. Halona	2	2		2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Houck	R. Smith, Jr.	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Klagetoh	R. Smith, Jr.	2			2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Wide Ruins	R. Smith, Jr.	12			12	\$ 720,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Chichilta	S. Damon	7	7		7	\$ 420,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Manuelito	S. Damon	2	2		2	\$ 120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Rock Springs	S. Damon	1	1		1	\$ 60,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Bird Springs	T. Walker, Jr.	15			15	\$ 900,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Cameron	T. Walker, Jr.	11			11	\$ 660,000

5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Coalmine Canyon	T. Walker, Jr.	7		7	\$	420,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Leupp	T. Walker, Jr.	24		24	\$	1,440,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Tolani Lake	T. Walker, Jr.	10		10	\$	600,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Cameron	T. Walker, Jr.	10		10	\$	600,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Coalmine Canyon	T. Walker, Jr.	9		9	\$	540,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Ganado	V. James	5		5	\$	300,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Jeddito	V. James	1		1	\$	60,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Nazhni	V. James	2		2	\$	120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Burnside	V. James	1		1	\$	60,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Kinlichee	V. James	2		2	\$	120,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Steamboat	V. James	4		4	\$	240,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Red Lake	W. Stewart, Jr.	5		5	\$	300,000
5.15 Drinking Water: Other water infrastructure	NN Cistern/Septic System/ Projects for Homes	Sawmill	W. Stewart, Jr.	2		2	\$	120,000
Grand Total				372	28	400	\$	24,000,000

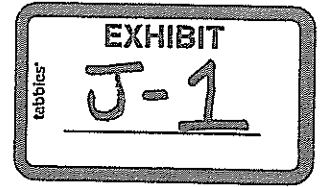


Broadband

Description	Category	\$
Broadband - Last Mile	5.19	\$40,000,000
Broadband - IJA Match	5.20	\$20,000,000
Broadband - Middle Mile	5.21	\$60,000,000
Total Funding		\$120,000,000



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0174

Date & Time Received: 04/12/2022 at 11:09

Date & Time of Response: 12 April, 2022; 11:59 pm MST

Entity Requesting FRF: NNTRC and NN Broadband Office

Title of Project: 5.21 Broadband - Middle Mile

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$60,000,000

Eligibility Determination:

- FRF eligible
 FRF ineligible
 Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 5.21 Broadband: Other Projects

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

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

Other Comments: _____

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

NAVAJO NATION DEPARTMENT OF JUSTICE



**REQUEST
FOR
SERVICES**

DOJ
_____ DATE / TIME
RFS #: _____
_____ UNIT: _____

RESUBMITTAL

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

CLIENT TO COMPLETE			
DATE OF REQUEST: <u>4/12/2022</u>	ENTITY/DIVISION: <u>Executive Branch</u>		
CONTACT NAME: <u>Paulson Chaco, Chief of Staff</u>	DEPARTMENT: <u>Office of President & Vice President</u>		
PHONE NUMBER: <u>(928) 955-6453</u>	E-MAIL: <u>paulsonchaco@navajo-nsn.gov</u>		
COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (Attach Documents): <i>Request DOJ review of Fiscal Recovery Fund expenditure plan for eligibility determination. See Appendix A, Budget Form 1, and supporting documents for proposed Expenditure plan from NNTRC & NN Broadband Office with administration oversight by DCD. The funding request is for \$60,000,000 for Broadband Last mile projects. Projects under Treasury expenditure reporting category 5.21.</i>			
DEADLINE: <u>4/20/2022</u>	REASON:		
DOJ SECRETARY TO COMPLETE			
DATE/TIME IN UNIT:		REVIEWING ATTORNEY/ADVOCATE:	
DATE TIME OUT OF UNIT:		PREPARED BY (initial):	
DOJ ATTORNEY / ADVOCATE COMMENTS			
REVIEWED BY: (PRINT)		DATE / TIME:	
DOJ Secretary Called:	for Document Pick Up on	at	By:
PICKED UP BY: (PRINT)		DATE / TIME:	

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: NNTRC and NN Broadband Office indicate Department, Program, Office, Division, or Branch Date prepared: 04/11/2022

NN Government Unit's mailing address: NNTRC and NN Broadband Office P.O. Box 7440, Window Rock, AZ 86515 phone/email: 928-382-7807 / tico.charlee@navajo-nsn.gov website (if any): 928-871-6003/ sonianez@navajo-nsn.gov

Form prepared by: Sonia Nez phone/email: 928-871-6003/ sonianez@navajo-nsn.gov
Department Manager I, Navajo Nation Broadband Office 928-871-6003/ sonianez@navajo-nsn.gov
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: 5.21 Broadband - Middle Mile

NN Government Unit's Director or Manager: Tico Charlee/ Sonia Nez phone & email: 928-382-7807 / tico.charlee@navajo-nsn.gov

Division Director (if any): Tom Platero, DGS Director phone & email: 928-871-6003/ sonianez@navajo-nsn.gov

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

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

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

Amount of FRF requested: \$60,000,000 FRF funding period: FY2022-FY2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The NNTRC and the NN Broadband Office will oversee and administer \$60,000,000 in ARPA funds for Broadband Middle Mile projects by Eligible Telecommunications Carriers. These projects will deploy high-speed broadband to improve connectivity; enable telework capabilities; provide access to data and information about healthcare and communications in support of Navajo COVID-19 mitigation related operations and services; reduce the time needed to deliver high quality telehealth; support Navajo educational institutions broadband requirements to deliver and support instruction that will help retain students and faculty; enable home schooling, online schooling and allow students to attend school from home rather than sitting in vehicles at the nearest community hot spots; reduce costs for access to high speed networks; support chapter house communities; establish a diverse, and competitive broadband infrastructure that connects homes, schools, libraries, Navajo government, businesses, and other agencies (i.e. Indian Health Service, Bureau of Indian Affairs). The projects will be distributed as equally as possible among all NN delegate regions.

document attached

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

High quality and high-speed broadband enable the Navajo communities to communicate, access critical information, telework, participate in online learning, take advantage of telehealth services and reduce the time needed to collect and inform the community about pandemics and other health related issues. Oversight and governance of the Broadband Middle Mile projects by the NNTRC and the Navajo Nation Broadband Office establishes a collaboration with all Eligible Telecommunications Carriers to plan and implement projects that introduce service competition and cost-effective service options for the Navajo community.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

NNTRC and NN Broadband Office will review Navajo Nation Broadband Middle Mile projects with prospective carriers to plan and implement services based on eligible service requirements for timeline deployment and scheduling. Barriers to deployment include: right of way authorization; supply chain interruptions for the delivery of fiber, network electronics, and other equipment needed to deploy services; power delivery on Navajo for ETCs; tower use and authorization by ETCs; federal and state authorizations for land use, tower placement/use, and regulations.

document attached

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

Tico Charlee, Executive Director, Navajo Nation Telecommunications and Regulatory Commission and Sonia Nez, Department Manager, Navajo Nation Broadband Office.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Eligible telecommunications carriers and Higher Learning institutions will develop and implement business plans to establish sustainable financial models and maintenance of services. Fund allocations and grants will require sustainability plans and other operational and maintenance deliverables.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

5.21 – Broadband Middle Mile. Broadband services in support of Navajo Nation projects and initiatives identified in this request comply with service, deliverable, and outcomes to improve middle mile and network services (e.g., aggregation, management, and operations) that enable connectivity to Navajo homes and service locations between (fiber) 100 Mbps / 100 Mbps and the FCC minimum of (broadcast) 25 Mbps / 3 Mbps of effective service. NNTRC and NN Broadband Office will coordinate the deployment of broadband projects and grants with ETCs to deliver and establish competitive and cost-effective broadband services for the Navajo community.

document attached

Part 3. Additional documents.

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

[Empty box for listing additional supporting documents]

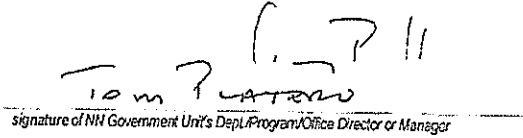
Part 4. Affirmation by Funding Recipient.

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

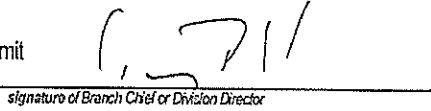
NN Government Unit
Preparer:


signature of Preparer/CONTACT PERSON


Approved by:


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

Approved to submit
for Review:


signature of Branch Chief or Division Director



Print Name, Title,
Branch or Division:

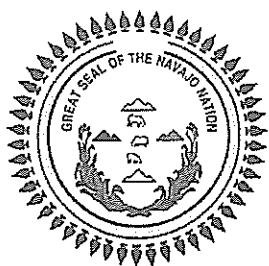

print name and indicate title or position
DIVISION OF GENERAL SERVICES
indicate Branch or Division

FY _____

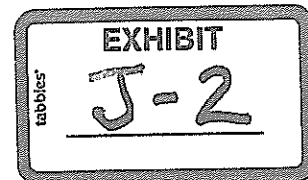
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: <u> New </u>		Program Title: <u> Navajo Nation Broadband Office </u>		Division/Branch: <u> Div. General Services </u>				
Prepared By: <u> Sonia Nez </u>		Phone No.: <u> 928-871-6003 </u>		Email Address: <u> sonianez@navajo-nsn.gov </u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
ARPA 5.21 Broadband - Middle Mile		60,000,000.00		2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay			60,000,000	
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	60,000,000.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
TOTAL:								
		\$60,000,000.00	0%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u> Sonia Nez, Department Manager I </u>			APPROVED BY: <u> Tom Platero, DGS Division Director </u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
								
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0172

Date & Time Received: 04/11/2022 at 11:07

Date & Time of Response: 12 April, 2022; 11:37 pm MST

Entity Requesting FRF: NNTRC and NN Broadband Office

Title of Project: 5.19 Broadband - Last Mile

Administrative Oversight: Division of General Services

Amount of Funding Requested: \$40,000,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 5.19 Broadband: Last Mile Projects

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

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

Other Comments: _____

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: NNTRC and NN Broadband Office indicate Department, Program, Office, Division, or Branch Date prepared: 04/11/2022

NN Government Unit's mailing address: NNTRC and NN Broadband Office P.O. Box 7440, Window Rock, AZ 86515 phone/email: 928-382-7807/ tico.charlee@navajo-nsn.gov website (if any): 928-871-6003/ sonianez@navajo-nsn.gov

Form prepared by: Sonia Nez phone/email: 928-871-6003/ sonianez@navajo-nsn.gov
Department Manager I, Navajo Nation Broadband Office 928-871-6003/ sonianez@navajo-nsn.gov
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: 5.19 Broadband - Last Mile

NN Government Unit's Director or Manager: Tico Charlee/ Sonia Nez phone & email: 928-382-7807 / tico.charlee@navajo-nsn.gov

Division Director (if any): Tom Platero, DGS Director phone & email: 928-871-6003/ sonianez@navajo-nsn.gov

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

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

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

document attached

Amount of FRF requested: \$40,000,000 FRF funding period: FY2022-FY2026 indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The NNTRC and the NN Broadband Office will oversee and administer \$40,000,000 in ARPA funds for Broadband Last Mile projects by Eligible Telecommunications Carriers. These projects will deploy high-speed broadband to improve connectivity; enable telework capabilities; provide access to data and information about healthcare and communications in support of Navajo COVID-19 mitigation related operations and services; reduce the time needed to deliver high quality telehealth; support Navajo educational institutions broadband requirements to deliver and support instruction that will help retain students and faculty; enable home schooling, online schooling and allow students to attend school from home rather than sitting in vehicles at the nearest community hot spots; reduce costs for access to high speed networks; support chapter house communities; establish a diverse, and competitive broadband infrastructure that connects homes, schools, libraries, Navajo government, businesses, and other agencies (i.e. Indian Health Service, Bureau of Indian Affairs). The projects will be distributed as equally as possible among all NN delegate regions.

document attached

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

High quality and high-speed broadband enable the Navajo communities to communicate, access critical information, telework, participate in online learning, take advantage of telehealth services and reduce the time needed to collect and inform the community about pandemics and other health related issues. Oversight and governance of the Broadband Last Mile projects by the NNTRC and the Navajo Nation Broadband Office establishes a collaboration with all Eligible Telecommunications Carriers to plan and implement projects that introduce service competition and cost-effective service options for the Navajo community.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

NNTRC and NN Broadband Office will review Navajo Nation Broadband Last Mile projects with prospective carriers to plan and implement services based on eligible service requirements for timeline deployment and scheduling. Barriers to deployment include: right of way authorization; supply chain interruptions for the delivery of fiber, network electronics, and other equipment needed to deploy services; power delivery on Navajo for ETCs; tower use and authorization by ETCs; federal and state authorizations for land use, tower placement/use, and regulations.

document attached

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

Tico Charlee, Executive Director, Navajo Nation Telecommunications and Regulatory Commission and Sonia Nez, Department Manager, Navajo Nation Broadband Office.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Eligible telecommunications carriers and Higher Learning Institutions will develop and implement business plans to establish sustainable financial models and maintenance of services. Fund allocations and grants will require sustainability plans and other operational and maintenance deliverables.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

5.19 – Broadband Last Mile. Broadband services in support of Navajo Nation projects and initiatives identified in this request comply with service, deliverable, and outcomes to improve last mile and network services (e.g., aggregation, management, and operations) that deliver connectivity to Navajo homes and service locations between (fiber) 100 Mbps / 100 Mbps and the FCC minimum of (broadcast) 25 Mbps / 3 Mbps of effective service. NNTRC and NN Broadband Office will coordinate the deployment of broadband projects and grants with ETCs to deliver and establish competitive and cost-effective broadband services for the Navajo community.

document attached


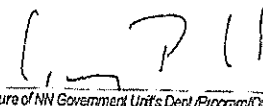
Part 3. Additional documents.

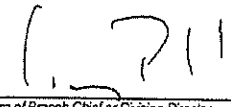
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

[Empty box for listing additional supporting documents]

Part 4. Affirmation by Funding Recipient.

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


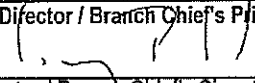
NN Government Unit
Preparer:  signature of Preparer/CONTACT PERSON Approved by:  signature of NN Government Unit's Dept./Program/Office Director or Manager

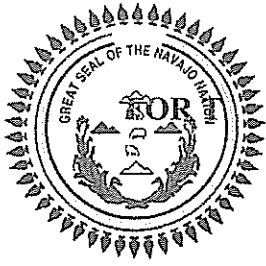
Approved to submit
for Review:  signature of Branch Chief or Division Director Print Name, Title,
Branch or Division: Tom P. [unclear] print name and indicate title or position
DIVISION OF GENERAL SERVICES indicate Branch or Division

FY _____

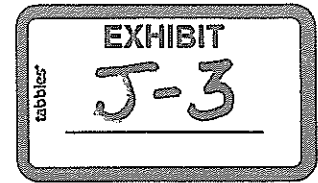
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: <u> New </u>		Program Title: <u> Navajo Nation Broadband Office </u>		Division/Branch: <u> Div. General Services </u>				
Prepared By: <u> Sonia Nez </u>		Phone No.: <u> 928-871-6003 </u>		Email Address: <u> sonianez@navajo-nsn.gov </u>				
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
ARPA 5.19 Broadband - Last Mile		40,000,000.00		2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay			40,000,000	
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	40,000,000.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
		TOTAL:	\$40,000,000.00	0%				
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u> Sonia Nez, Department Manager I </u>			APPROVED BY: <u> Tom Platero, DGS Division Director </u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
								
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0173

Date & Time Received: 04/12/2022 at 11:05

Date & Time of Response: 04/13/2022 3:20 pm

Entity Requesting FRF: NNTRC and NN Broadband Office

Title of Project: 6.20 Non-federal Match for Other Federal Programs

Administrative Oversight: NNFRF Office

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

Eligibility Determination:

- FRF eligible
 FRF ineligible
 Additional information requested

FRF Eligibility Category:

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


U.S. Department of Treasury Reporting Expenditure Category: 5.20 Broadband: IIA Match

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

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

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: NNTRC and NN Broadband Office indicate Department, Program, Office, Division, or Branch Date prepared: 04/11/2022

NN Government Unit's mailing address: NNTRC and NN Broadband Office P.O. Box 7440, Window Rock, AZ 86515 phone/email: 928-382-7807/ tico.charlee@navajo-nsn.gov website (if any): 928-871-6003/ sonianez@navajo-nsn.gov

Form prepared by: Sonia Nez Department Manager I, Navajo Nation Broadband Office CONTACT PERSON'S name, title and Department, Program, Office, etc. phone/email: 928-871-6003/ sonianez@navajo-nsn.gov 928-871-6003/ sonianez@navajo-nsn.gov CONTACT PERSON'S info

Title & type of Project: 6.20 Non-federal Match for Other Federal Programs

NN Government Unit's Director or Manager: Tico Charlee/ Sonia Nez phone & email: 928-382-7807 / tico.charlee@navajo-nsn.gov

Division Director (if any): Tom Platero, DGS Director phone & email: 928-871-6003/ sonianez@navajo-nsn.gov

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

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

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

Amount of FRF requested: \$20,000,000 FRF funding period: FY2022-FY2026 indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The NNTRC and the NN Broadband Office will oversee and administer \$20,000,000 in ARPA funds for Infrastructure Investment and Jobs Act (IIJA) Match & other Broadband projects by Eligible Telecommunications Carriers. These projects will deploy high-speed broadband to improve connectivity; enable telework capabilities; provide access to data and information about healthcare and communications in support of Navajo COVID-19 mitigation related operations and services; reduce the time needed to deliver high quality telehealth; support Navajo educational institutions broadband requirements to deliver and support instruction that will help retain students and faculty; enable home schooling, online schooling and allow students to attend school from home rather than sitting in vehicles at the nearest community hot spots; reduce costs for access to high speed networks; support chapter house communities; establish a diverse, and competitive broadband infrastructure that connects homes, schools, libraries, Navajo government, businesses, and other agencies (i.e. Indian Health Service, Bureau of Indian Affairs).

document attached

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

High quality and high-speed broadband enable the Navajo communities to communicate, access critical information, telework, participate in online learning, take advantage of telehealth services and reduce the time needed to collect and inform the community about pandemics and other health related issues. Oversight and governance of the Infrastructure Investment and Jobs Act (IIJA) Match projects by the NNTRC and the Navajo Nation Broadband Office establishes a collaboration with all Eligible Telecommunications Carriers to plan and implement projects that introduce service competition and cost-effective service options for the Navajo community.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

NNTRC and NN Broadband Office will review Infrastructure Investment and Jobs Act (IIJA) Match projects with prospective carriers to plan and implement services based on eligible service requirements for timeline deployment and scheduling. Barriers to deployment include: right of way authorization; supply chain interruptions for the delivery of fiber, network electronics, and other equipment needed to deploy services; power delivery on Navajo for ETCs; tower use and authorization by ETCs; federal and state authorizations for land use, tower placement/use, and regulations.

document attached

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

Tico Charlee, Executive Director, Navajo Nation Telecommunications and Regulatory Commission and Sonia Nez, Department Manager, Navajo Nation Broadband Office.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Eligible telecommunications carriers and Higher Learning Institutions will develop and implement business plans to establish sustainable financial models and maintenance of services. Fund allocations and grants will require sustainability plans and other operational and maintenance deliverables.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

6.20 Non-federal Match for Other Federal Programs. Broadband services in support of Navajo Nation projects and initiatives identified in this request comply with service, deliverable, and outcomes to improve middle mile and network services (e.g., aggregation, management, and operations) that enable connectivity to Navajo homes and service locations between (fiber) 100 Mbps / 100 Mbps and the FCC minimum of (broadcast) 25 Mbps / 3 Mbps of effective service. NNTRC and NN Broadband Office will coordinate the deployment of broadband projects and grants with ETCs to deliver and establish competitive and cost-effective broadband services for the Navajo community.

document attached

Part 3. Additional documents.

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

[Empty box for listing additional supporting documents]

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer: 
signature of Preparer CONTACT PERSON

Approved by: 1.27.11
signature of NN Government Unit's Dep/Program/Office Director or Manager

Approved to submit
for Review: 1.27.11
signature of Branch Chief or Division Director

Print Name, Title,
Branch or Division: Tom PLATERO
print name and indicate title or position

DIVISION OF GENERAL SERVICES
indicate Branch or Division

FY _____

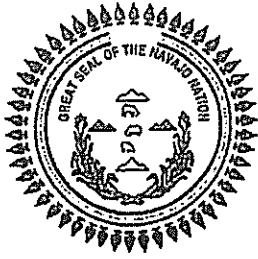
THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page ___ of ___ BUDGET FORM 1

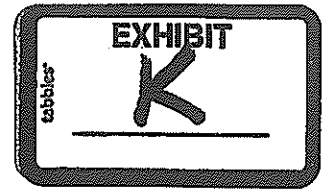
PART I. Business Unit No.: New Program Title: Navajo Nation Broadband Office Division/Branch: Div. General Services Prepared By: Sonia Nez Phone No.: 928-871-6003 Email Address: sonianez@navajo-nsn.gov

Table with columns: PART II. FUNDING SOURCE(S), Fiscal Year /Term, Amount, % of Total, PART III. BUDGET SUMMARY, Fund Type Code, (A) NNC Approved Original Budget, (B) Proposed Budget, (C) Difference or Total. Includes rows for ARPA 6.20 Non-federal Match and various budget categories like Personnel Expenses, Travel Expenses, etc.

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE. SUBMITTED BY: Sonia Nez, Department Manager I APPROVED BY: Tom Platero, DGS Division Director



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0181-2

Date & Time Received: 4/14/2022 10:55

Date & Time of Response: 4/15/2022 00:35

Entity Requesting FRF: Division of Community Development

Title of Project: Housing Support: Connecting Homes to Electricity

Administrative Oversight: NNFRF Office

Amount of Funding Requested: \$96,400,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 2.18 (Housing Support: Other Housing Assistance)

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

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

Other Comments: The expenditure code for other housing assistance recently changed from 3.12 to 2.18. We have updated the expenditure code.

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

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Division of Community Development
indicate Department, Program, Office, Division, or Branch

Date prepared: 04/13/2022

NN Government Unit's mailing address: P.O. Box 1904
Window Rock, Arizona 86515

phone/email: 928.871.7172

website (if any): _____

Form prepared by: Pearl Yellowman
Division Director

phone/email: pyellowman@nndcd.org

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

CONTACT PERSON'S info

Title & type of Project: 2.18 Housing Support: Connecting Homes to Electricity

NN Government Unit's Director or Manager: Pearl Yellowman

phone & email: 928.871.7172

Division Director (if any): _____

phone & email: _____

Branch Chief: Jonathan Nez, President

phone & email: 928.871.7000

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

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

APS, CDEC, JMEC, CDEC, SEC, NTUA, City of Farmington and other Contracted Electricians document attached

Amount of FRF requested: 96,400,000 FRF funding period: September 2022 - December 2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

Funds will be used to obtaining land access as necessary for right-of-ways, house wiring as applicable, solar units, materials for powerline connections, labor costs, main powerline upgrades as necessary, clearing land as applicable, required permits, engineering, survey, design, cultural and biological compliance reports, and supplemental consulting services as necessary.

document attached

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

Electricity is required to access broadband, connect water and wastewater needs and ensures a habitable, secure home for Navajo community members.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

All projects will have construction funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026. Each project will have a unique timeline based on their project scope in order to meet the funding deadline objectives upon the issuance of the funding.

document attached

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

The Division of Community Development.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

All projects will be operated and maintained by the local electrical utility service provider contracted to complete the work.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project type is covered under Expenditure Plan 2.18: Other Housing Support. By providing electricity to homes that currently do not have it, the NN will be using the NNFRF to address poor public health outcomes due to inadequate or poor housing quality. Under the Interim Final Rule, the Navajo Nation is permitted to use these funds to address the economic impacts of COVID-19 by building stronger communities and by investing in housing and neighborhoods. Specifically, the funds can be used to alleviate "the immediate impacts of COVID-19 pandemic on housing insecurity, while addressing conditions that contribute to poor public health and economic outcomes during the pandemic, namely concentrated areas with limited economic opportunity and inadequate or poor-quality housing."

document attached

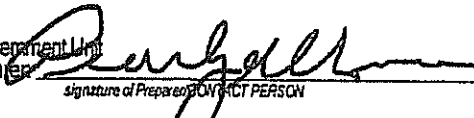
Part 3. Additional documents.

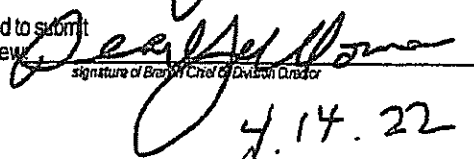
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):


Tables indicating 3.12 NNFRF request for projects included.

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit Preparer:  Approved by:
signature of Preparer (INDIVIDUAL PERSON) signature of NN Government Unit's Dept./Program/Office Director or Manager



Approved to submit for Review:  Print Name, Title, Branch or Division: Paulson Chaco, Chief of Staff
signature of Branch Chief or Division Director print name and indicate title or position
Executive, OPVP
indicate Branch or Division

4.14.22
for COS  04/14/22

FY _____

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>2.18: Connecting Homes to Electricity</u>		Division/Branch: <u>DCD</u>				
Prepared By: <u>Pearl Yellowman</u>		Phone No.: <u>928.871.7172</u>		Email Address: <u>pyellowman@nndcd.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 or Total
NN Fiscal Recovery Funds		96,400,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services			9,640,000	
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay			86,760,000.00	
				TOTAL		0.00	96,400,000.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
		TOTAL:	96,400,000.00	100%				
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY:		<u>Pearl Yellowman</u>		APPROVED BY:		<u>Paulson Chaco, Chief of Staff</u>		
		Program Manager's Printed Name				Division Director / Branch Chief's Printed Name		
		 <u>4.13.22</u>				 <u>04/14/22</u>		
		Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date		

Eligibility Criteria: ARPA Connecting Homes to Electricity 3.12;

Housing Support; Other Housing Assistance

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

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

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

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

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

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

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

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

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

Eligibility Criteria (Solar Systems)

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

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

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

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

Prioritization of Applicants (Solar Systems)

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

Connecting Homes to Electricity & Housewiring Projects

ARPA Expenditure Category	Project Description	Delegate Region	Total Customers	Total Project Cost
3.12 Housing Support: Other Housing Assistance	Electric Connections	Various Specified Locations	611	\$ 18,330,000.00
3.12 Housing Support: Other Housing Assistance	Community Projects	Various Specified Locations	447	\$ 19,935,466.65
3.12 Housing Support: Other Housing Assistance	DCD Portal Projects	Various Specified Locations	1,131	\$ 37,260,053.35
3.12 Housing Support: Other Housing Assistance	Solar Systems	Various Specified Locations	125	\$ 6,250,000.00
3.12 Housing Support: Other Housing Assistance	Housewiring Projects	Various Specified Locations	2,314	\$ 14,624,480.00
TOTAL				\$ 96,400,000.00

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

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Electric Grid Connections *	Arizona	New Mexico	Utah	Total Customers	Total Project Amount**
3.12	Electric Connections	Blue Gap/Tachee, Many Farms, Nazlini, Tselani/Cottonwood, Low Mountain	Kee Allen Begay Jr.	29	29			29	\$ 870,000.00
3.12	Electric Connections	Dilkon, Greasewood Springs, Indian Wells, Teesto, Whitecone	Elmer Begay	40	40			40	\$ 1,200,000.00
3.12	Electric Connections	Bodawy-Gap, Coppermine, Ka' Bli To, LeChee, Tonalea/Red Lake	Paul Begay	44	44			44	\$ 1,320,000.00
3.12	Electric Connections	Chilchinbeto, Dennehotso, Kayenta	Nathaniel Brown	29	28		1	29	\$ 870,000.00
3.12	Electric Connections	Shirock	Eugenia Charles-Newton	7		7		7	\$ 210,000.00
3.12	Electric Connections	Beclabito, Cove, Gahii Ahi/To' Koi, Red Valley, Sanostee, Sheepsprings, Toadlena/Two Grey Hills	Amber K. Crotty	8	1	7		8	\$ 240,000.00
3.12	Electric Connections	Breadsprings, Rock Springs, Tsayatoh, Chichiltah, Manuelito, Red Rock	Seth Damon	0		0		0	\$ -
3.12	Electric Connections	Ts'ah Bli Kin, Navajo Mountain, Oljato, Shonto	Herman Daniels Jr.	67	37		30	67	\$ 2,010,000.00
3.12	Electric Connections	Becenti, Crownpoint, Huerfano, Lake Valley, Nageezi, Nohodishgish, Standing Rock	Mark Freeland	4		4		4	\$ 120,000.00
3.12	Electric Connections	Coyote Canyon, Mexican Springs, Naschtli, Tohatchi, Twin Lakes	Pernel Halona	32		32		32	\$ 960,000.00
3.12	Electric Connections	Alamo, Ramah, Tohajilee	Jamie Henlo	0		0		0	\$ -

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Electric Grid Connections	Arizona	New Mexico	Utah	Total Customers	Total Project Amount**
3.12	Electric Connections	Cornfields, Ganado, Jeddito, Kinlichee, Steamboat	Vince James	40	40			40	\$ 1,200,000.00
3.12	Electric Connections	Tiistoh Sikaad, Hogback, Nenahnezad, Newcomb, San Juan, Upper Fruitland	Rickle Nez	10		10		10	\$ 300,000.00
3.12	Electric Connections	Rock Point, Lukachukai, Rough Rock, Round Rock, Tsaille/Wheatfields	Carl Slater	44	44			44	\$ 1,320,000.00
3.12	Electric Connections	Houck, Klagetoh, Lupton, Nahata Dzil, Wide Ruins	Raymond Smith Jr.	34	34			34	\$ 1,020,000.00
3.12	Electric Connections	Crystal, Fort Defiance, Red Lake, Sawmill	Wilson Stewart Jr.	22	22			22	\$ 660,000.00
3.12	Electric Connections	Aneth, Mexican Water, Red Mesa, Sweewater, Teenospos	Charlaine Tso	90	23	3	64	90	\$ 2,700,000.00
3.12	Electric Connections	Baca/Prewitt, Casamero Lake, Counselor, Littlewater, Ojo Encino, Pueblo Pintado, Torreon, Whitehorse Lake	Daniel Tso	0		0		0	\$ -
3.12	Electric Connections	Chinle	Eugene Tso	30	30			30	\$ 900,000.00
3.12	Electric Connections	To Nanees Dizi	Otto Tso	9	9			9	\$ 270,000.00
3.12	Electric Connections	Birdsprings, Cameron, Coalmine Canyon, Leupp, Tolani Lake	Thomas Walker Jr.	20	20			20	\$ 600,000.00
3.12	Electric Connections	Oak Springs, St. Michael	Edison Wauneka	23	23			23	\$ 690,000.00

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Electric Grid Connections *	Arizona	New Mexico	Utah	Total Customers	Total Project Amount**
3.12	Electric Connections	Churchrock, Iyanbito, Mariano Lake, Pinedale, Smith Lake, Thoreau	Edmund Yazzie	0		0		0	\$ -
3.12	Electric Connections	Black Mesa, Forest Lake, Hardrock, Pinton, Whippoorwill	Jimmy Yellowhair	29	29			29	\$ 870,000.00
Total				611	459	69	95	611	\$18,330,000.00

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

* These 611 projects consist of single powerline projects.

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

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

** The cost to connect 611 families to the electric grid includes funding to complete house wiring (if applicable), pole mounted meter loops (if applicable), certification & recertification of wiring (if applicable), and All known customers in Utah will be connected to the electric grid.

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

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

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

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customers*	Total Project Amount
3.12	Teec Nos Pos (Four Corners) Powerline Project	Teec Nos Pos	Charlaine Tso	16			16	\$360,687.36
3.12	Teec Nos Pos (Scattered Phase II) Powerline Project	Teec.Nos Pos	Charlaine Tso	15			15	\$301,601.28
3.12	Tollkan Scattered Powerline Project	Tollkan (Sweetwater)	Charlaine Tso	3			3	\$162,067.89
3.12	Dilkon (Scattered South) Powerline Project	Dilkon	Elmer Begay	13			13	\$578,059.77
3.12	Dilkon (North East & South East Scattered) Powerline Project	Dilkon	Elmer Begay	8			8	\$708,156.22
3.12	Dilkon (North Scattered) Powerline Project	Dilkon	Elmer Begay	13			13	\$517,594.95
3.12	Oljatoh (Halgaitoh Phase I) Powerline Project	Oljatoh	Herman Daniels Jr.			11	11	\$583,411.35
3.12	Oljatoh (Douglas Phase VI) Powerline Project	Oljatoh	Herman Daniels Jr.			16	16	\$505,325.60
3.12	Oljatoh (Narrow Canyon) Powerline Project	Oljatoh	Herman Daniels Jr.			13	13	\$283,434.65
3.12	Ts'ah Bii Kin (Inscription House Delmars Extension) Powerline Project	Ts'ah Bii Kin	Herman Daniels Jr.	4			4	\$166,718.71
3.12	Ts'ah Bii Kin (Inscription House) Scattered Powerline Project	Ts'ah Bii Kin	Herman Daniels Jr.	33			33	\$829,369.91
3.12	Pinon (Standing Goat & Thorn Valley) Powerline Project	Pinon	Jimmy Yellowhair	17			17	\$1,091,449.00
3.12	Chilchinbeto (Cowboy Extension) Powerline Project	Chilchinbeto	Nathaniel Brown	1			1	\$16,558.65
3.12	Chilchinbeto (Gamble Extension) Powerline Project	Chilchinbeto	Nathaniel Brown	1			1	\$69,056.49
3.12	Kaibeto (Rabbit Hill) Powerline Project	Kaibeto	Paul Begay	25			25	\$1,751,449.54
3.12	Tonalea (Sour Wash) Power Line Project	Tonalea	Paul Begay	37			37	\$1,390,565.45
3.12	Mexican Springs (Scattered Phase II) Powerline Project	Mexican Springs	Pernell Halona		12		12	\$146,874.43
3.12	Mexican Springs (West Extension) Powerline Project	Mexican Springs	Pernell Halona		14		14	\$489,700.36
3.12	Naschitti (Cedar Hill Road) Powerline Project	Naschitti	Pernell Halona		4		4	\$174,975.10
3.12	Naschitti (Forest Lake) Powerline Project	Naschitti	Pernell Halona		13		13	\$442,202.02
3.12	Naschitti (Little Badger) Powerline Project	Naschitti	Pernell Halona		4		4	\$272,198.42
3.12	Naschitti (White Hills Sand) Powerline Project	Naschitti	Pernell Halona		7		7	\$435,906.46
3.12	Klagetoh Powerline Project	Klagetoh	Raymond Smith Jr.	10			10	\$353,079.95
3.12	Manuelito (White Scattered) Powerline Project	Manuelito	Seth Damon		4		4	\$173,226.16
3.12	Cameron (Shadow Mountain) Powerline Project	Cameron	Thomas Walker Jr.	54			54	\$1,160,297.15
3.12	Coalmine Canyon (16 customers) Powerline Project	Coalmine Mesa	Thomas Walker Jr.	16			16	\$786,263.55

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customers*	Total Project Amount
3.12	Coalmine Canyon (9 customers) Powerline Project	Coalmine Mesa	Thomas Walker Jr.	9			9	\$674,656.04
3.12	Coalmine Canyon (Scattered Phase II) Powerline Project	Coalmine Mesa	Thomas Walker Jr.	6			6	\$719,635.16
3.12	Leupp (North) Powerline Project	Leupp	Thomas Walker Jr.	6			6	\$487,263.54
3.12	Leupp (South Grand Falls) Powerline Project	Leupp	Thomas Walker Jr.	14			14	\$1,179,516.25
3.12	Leupp (South) Powerline Project	Leupp	Thomas Walker Jr.	14			14	\$706,159.90
3.12	Leupp (West Loop - S of El Paso Station) Powerline Project	Leupp	Thomas Walker Jr.	8			8	\$550,987.87
3.12	Tolani Lake (Former Bennett Freeze) Powerline Project	Tolani Lake	Thomas Walker Jr.	7			7	\$706,050.04
3.12	Cornfields (Scattered Phase IV) Powerline Project	Cornfields	Vince James	6			6	\$388,553.50
3.12	Steamboat Scattered Powerline Project	Steamboat	Vince James	13			13	\$772,413.93
TOTAL				349	58	40	447	\$19,985,466.65

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

- * Currently 447 families are on a NTUA community powerline project.
- * The funding in this category allows NTUA to connect Navajo families to the electric grid. NTUA will retain ownership of the utility assets that were constructed using the awarded funds.
- * The customer will retain ownership of the house wiring assets and house wiring improvements installed.

The cost to connect 447 families to the electric grid includes funding to complete house wiring (if applicable), pole mounted meter loops (if applicable), certification & recertification of wiring (if applicable), and inspection.

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

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

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

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance (Chapter Projects)

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customers	Total Project Amount	Service Provider
3.12	Powerline extension	Bedabito	Amber Kanazbah Crotty		3		3	\$ 120,000.00	NTUA
3.12	Cove Scattered Powerline Project	Cove	Amber Kanazbah Crotty	25			25	\$ 1,000,000.00	NTUA
3.12	Powerline Extension	Gadsi' Ah/Ta'Kol	Amber Kanazbah Crotty		19		19	\$ 750,000.00	NTUA
3.12	Powerline Extension	Rock Point	Carl Slater	20			20	\$ 200,000.00	NTUA
3.12	Community Powerline Extension	Red Mesa	Charlaine Tso	3		2	5	\$ 200,000.00	NTUA
3.12	Power Line	Baca-Prewitt	Daniel Tso		75		75	\$ 3,000,000.00	CDEC
3.12	Powerline Extension	Casamero Lake	Daniel Tso		15		15	\$ 600,000.00	CDEC
3.12	Powerline Extension	Casamero Lake	Daniel Tso		20		20	\$ 800,000.00	CDEC
3.12	Cedar Hill Powerline Extension	Counselor	Daniel Tso		16		16	\$ 304,143.54	JMEC
3.12	Badger Spring Powerline Project	Pueblo Pintado (JMEC)	Daniel Tso		13		13	\$ 91,759.41	JMEC
3.12	Buzzard Canyon Powerline Project	Pueblo Pintado (JMEC)	Daniel Tso		6		6	\$ 64,786.43	JMEC
3.12	Torrean Scattered Powerline Project	Torrean/Star Lake (JMEC)	Daniel Tso		80		80	\$ 391,715.95	JMEC
3.12	Powerline Extension	St. Michaels	Edison Wauneka	50			50	\$ 1,500,000.00	NTUA
3.12	Powerline Extension	Oaksprings	Edison Wauneka	5			5	\$ 175,000.00	NTUA
3.12	Powerline/House-wiring/Service Line Agreements	Church Rock	Edmund Yazzie		4		4	\$ 174,000.00	CDEC
3.12	Mariano Lake Powerline Extension Top Mesa/Hosta Butte	Mariano Lake	Edmund Yazzie		12		12	\$ 1,010,764.20	CDEC
3.12	Smith Lake Powerline & Housewiring	Smith Lake	Edmund Yazzie		18		18	\$ 700,000.00	CDEC
3.12	Teesto Powerline Extension Project	Teesto	Elmer Begay	1			1	\$ 14,552.82	NTUA
3.12	New Na-Ah-TEE Tower III - Phase Powerline	White Cone	Elmer Begay	17			17	\$ 660,000.00	NTUA
3.12	Utilities Hook up - Wastewater, water, natural gas, electric, and broadband	Shiprock	Eugenia Charles-Newton		50		50	\$ 5,000,000.00	NTUA
3.12	Alamo Scattered Powerline	Alamo	Jamie Henio		13		13	\$ 500,000.00	SOCORRO
3.12	Construction Powerline Extensions-All Units	Ramah (CDEC)	Jamie Henio		50		50	\$ 664,557.00	CDEC
3.12	Platero Powerline Extension	Tohajilee	Jamie Henio		5		5	\$ 705,800.00	CDEC
3.12	Black Mesa Scattered Powerline Extension	Black Mesa	Jimmy Yellowhair	13			13	\$ 510,000.00	NTUA
3.12	Whippoorwill Chapter Powerline Extension Project	Whippoorwill	Jimmy Yellowhair	97			97	\$ 1,500,000.00	NTUA
3.12	Powerline Extension	Crownpoint (CDEC)	Mark Freeland		50		50	\$ 1,000,000.00	CDEC
3.12	Becenti Chapter Powerline/House Wiring Project	Becenti	Mark Freeland		13		13	\$ 551,000.00	CDEC
3.12	Huerfano Chapter New Olds South Powerline	Huerfano	Mark Freeland		24		24	\$ 900,000.00	JMEC or Farmington
3.12	Huerfano New Adobe Scattered Powerline Project	Huerfano (JMEC)	Mark Freeland		10		10	\$ 100,000.00	JMEC
3.12	Chaco Canyon/Escavada Power Line Extension	Nageezi	Mark Freeland		24		24	\$ 850,000.00	JMEC
3.12	Powerline Extension	Tse' H'Ah/Standing Rock	Mark Freeland		50		50	\$ 1,000,000.00	NTUA
3.12	Scattered Powerline Project	White Rock	Mark Freeland		63		63	\$ 2,500,000.00	NTUA/JMEC
3.12	Power line	Bahaxi'ah' (Twin Lakes)	Pernell Halona	0			0	\$	NTUA
3.12	Powerline Extension	Tohatchi	Pernell Halona		2		2	\$ 115,809.00	NTUA

No scope of work for fund the amount requested.

No estimated cost for project.

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance (Chapter Projects)

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customers	Total Project Amount	Service Provider
3.12	Powerline Extension Project	Houck	Raymond Smith	10			10	\$ 400,000.00	NTUA
3.12	Klagetoh Chapter Scattered Powerline Extension	Klagetoh	Raymond Smith	16			16	\$ 1,373,172.00	NTUA
3.12	New Newcomb Scattered Powerline	Newcomb	Rickie Nez		12		12	\$ 375,000.00	NTUA
3.12	New Powerline Extensions	Tlil Tsol Sikaad (Burnham)	Rickie Nez		16		16	\$ 400,000.00	NTUA
3.12	Plan Design & Construct Powerline Extension	Manuelito	Seth Damon		25		25	\$ 673,507.00	CDEC
3.12	Powerline Extension	Tse Lichil/Red Rock (CDEC)	Seth Damon		20		20	\$ 378,000.00	CDEC
3.12	Rock Springs Powerline Extension	Rock Springs	Seth Damon		15		15	\$ 544,000.00	CDEC
3.12	South Powerline Extension Project	Cameron	Thomas Walker	45			45	\$ 2,000,000.00	NTUA
3.12	Tsidi To'ii Scattered Powerline Extension Project	Tsidi To'ii (Birdsprings)	Thomas Walker	13			13	\$ 1,052,500.00	NTUA
3.12	Powerline Extension w/ House Wiring	Ganado	Vince James	66			66	\$ 1,410,726.00	NTUA
3.12	Powerline / Waterline Project	Kin Dah Lichil (Kin/ichee)	Vince James	25			25	\$ 1,000,000.00	NTUA
TOTAL				406	723	2	1131	\$37,260,053.95	

No scope of work for the fund amount requested.

The Navajo Nation consist of approximately 27,433 square miles, of which 17,939 square miles are in Arizona (65%), 7,493 square miles are in New Mexico (27%) and 1,981 square miles are in Utah (8%). According to the 2010 U.S. Census

This list of Chapter proposed projects were derived from the NN DCD project list.

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

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

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

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

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

NOTE:

The DCD Portal did not have a funding amount identified for Bahast'ohi' (Twin Lakes) Chapter.

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customer*	Total Project Amount (Solar)
3.12	Solar Systems	Blue Gap/Tachee, Many Farms, Nazlini, Tselani/Cottonwood, Low Mountain	Kee Allen Begay Jr.	5			5	
3.12	Solar Systems	Dilkon, Greasewood Springs, Indian Wells, Teesto, Whitecone	Elmer Begay	5			5	
3.12	Solar Systems	Bodawy-Gap, Coppermine, Kai'Bii To, LeChee, Tonalea/Red Lake	Paul Begay	5			5	
3.12	Solar Systems	Chilchinbeto, Dennehotso, Kayenta	Nathaniel Brown	5			5	
3.12	Solar Systems	Shiprock	Eugenia Charles-Newton		5		5	
3.12	Solar Systems	Beclabito, Cove, Gahli Ah/To' Koi, Red Valley, Sanostee, Sheepsprings, Toadlena/Two Grey Hills	Amber K. Crotty	2	3		5	
3.12	Solar Systems	Breadsprings, Rock Springs, Tsayatoh, Chichiltah, Manuelito, Red Rock	Seth Damon		5		5	
3.12	Solar Systems	Ts'ah Bii Kin, Navajo Mountain, Oljato, Shonto	Herman Daniels Jr.	2		3	5	
3.12	Solar Systems	Becenti, Crownpoint, Huerfano, Lake Valley, Nageezi, Nohodishgish, Standing Rock	Mark Freeland		5		5	
3.12	Solar Systems	Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Twin Lakes	Pernell Halona		5		5	
3.12	Solar Systems	Alamo, Ramah, Tohajillee	Jamie Henio		5		5	
3.12	Solar Systems	Cornfields, Ganado, Jeddito, Kinlichee, Steamboat	Vince James	5			5	
3.12	Solar Systems	Tlistoh Sikaad, Hogback, Nenahnezad, Newcomb, San Juan, Upper Fruitland	Rickie Nez		5		5	

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customer*	Total Project Amount (Solar)
3.12	Solar Systems	Rock Point, Lukachukai, Rough Rock, Round Rock, Tsalle/Wheatfields	Carl Slater	5			5	
3.12	Solar Systems	Houck, Klagetoh, Lupton, Nahata Dzili, Wide Ruins	Raymond Smith Jr.	5			5	
3.12	Solar Systems	Crystal, Fort Defiance, Red Lake, Sawmill	Wilson Stewart Jr.	2	3		5	
3.12	Solar Systems	Aneth, Mexican Water, Red Mesa, Sweetwater, Teenospos	Charlaine Tso	2	2	1	5	
3.12	Solar Systems	Baca/Prewitt, Casamero Lake, Counselor, Littlewater, Ojo Encino, Pueblo Pintado, Torreon, Whitehorse Lake	Daniel Tso		5		5	
3.12	Solar Systems	Chinle	Eugene Tso	5			5	
3.12	Solar Systems	To Nanees Dizi	Otto Tso	5			5	
3.12	Solar Systems	Birdsprings, Cameron, Coalmine Canyon, Leupp, Tolani Lake	Thomas Walker Jr.	5			5	
3.12	Solar Systems	Oak Springs, St. Michael	Edison Wauneka	5			5	
3.12	Solar Systems	Churchrock, Iyanbito, Mariano Lake, Pinedale, Smith Lake, Thoreau	Edmund Yazzie		5		5	
3.12	Solar Systems	Black Mesa, Forest Lake, Hardrock, Pinon, Whippoorwill	Jimmy Yellowhair	5			5	
3.12	Solar Systems	Reservation Wide	Navajo Nation (Veterans)	2	2	1	5	
			Total	70	50	5	125	\$ 6,250,000

The Navajo Nation consist of approximately 27,413 square miles, of which 17,939 square miles are in Arizona (65%), 7,493 square miles are in New

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	AZ	NM	UT	Total Customer*	Total Project Amount (Solar)
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The cost for solar systems includes funding to complete the interior house wiring (if applicable), certification & re-certification of house wiring (if applicable), inspection, generators (if applicable), ATS switch (if applicable), and an energy efficient refrigerator.

The customer will retain ownership and maintenance of the house wiring assets, house wiring improvements installed, refrigerator, and generator with ATS switch (if applicable).

Funds may be moved between projects to meet actual costs without exceeding the total NTUA award.

The goal is to distribute 6 solar systems to each of the 24 Navajo Nation Delegate's Districts and 6 solar systems to Veterans. The distribution of units as described within this document is subject to change and determined based on the needs of the communities and their constituents.

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Arizona	New Mexico	Utah	Total Customers	Total Project Amount**
3.12	House wiring	Blue Gap/Tachee, Many Farms, Nazlini, Tselani/Cottonwood, Low Mountain	Kee Allen Begay Jr.	34			34	\$ 214,880.00
3.12	House wiring	Dilkon, Greasewood Springs, Indian Wells, Teesto, Whitecone	Elmer Begay	97			97	\$ 613,040.00
3.12	House wiring	Bodawy-Gap, Coppermine, Kal'Bi To, LeChee, Tonalea/Red Lake	Paul Begay	111			111	\$ 701,520.00
3.12	House wiring	Chilchinbeto, Dennehotso, Kayenta	Nathaniel Brown	35		1	36	\$ 227,520.00
3.12	House wiring	Shiprock	Eugenia Charles-Newton		62		62	\$ 391,840.00
3.12	House wiring	Beclabito, Cove, Gahil Ahi/To' Koi, Red Valley, Sanostee, Sheepsprings, Toadlena/Two Grey Hills	Amber K. Crotty	28	32		60	\$ 379,200.00
3.12	House wiring	Breadsprings, Rock Springs, Tsayatoh, Chichiltah, Manuelito, Red Rock	Seth Damon		69		69	\$ 436,080.00
3.12	House wiring	Ts'ah Bil Kin, Navajo Mountain, Oljato, Shonto	Herman Daniels Jr.	76	0	73	149	\$ 941,680.00
3.12	House wiring	Becenti, Crownpoint, Huerfano, Lake Valley, Nageezi, Nohodishgish, Standing Rock	Mark Freeland		243		243	\$ 1,535,760.00
3.12	House wiring	Coyote Canyon, Mexican Springs, Naschitti, Tohatchi, Twin Lakes	Pernell Halona		93		93	\$ 587,760.00
3.12	House wiring	Alamo, Ramah, Tohajilee	Jamie Henio		73		73	\$ 461,360.00
3.12	House wiring	Cornfields, Ganado, Jeddito, Kinlichee, Steamboat	Vince James	155			155	\$ 979,600.00

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Arizona	New Mexico	Utah	Total Customers	Total Project Amount**
3.12	House wiring	Tiltoh Sikaad, Hogback, Nenahnezad, Newcomb, San Juan, Upper Fruitland	Rickie Nez		43		43	\$ 271,760.00
3.12	House wiring	Rock Point, Lukachukai, Rough Rock, Round Rock, Tsaiile/Wheatfields	Carl Slater	69			69	\$ 436,080.00
3.12	House wiring	Houck, Klageh, Lupton, Nahata Dzil, Wide Ruins	Raymond Smith Jr.	75			75	\$ 474,000.00
3.12	House wiring	Crystal, Fort Defiance, Red Lake, Sawmill	Wilson Stewart Jr.	24	3		27	\$ 170,640.00
3.12	House wiring	Aneth, Mexican Water, Red Mesa, Sweewater, Teenospos	Charlaine Tso	62	5	67	134	\$ 846,880.00
3.12	House wiring	Baca/Prewitt, Casamero Lake, Counselor, Littlewater, Ojo Encino, Pueblo Pintado, Torreon, Whitehorse Lake	Daniel Tso		230		230	\$ 1,453,600.00
3.12	House wiring	Chinle	Eugene Tso	35			35	\$ 221,200.00
3.12	House wiring	To Nanees Dizi	Otto Tso	14			14	\$ 88,480.00
3.12	House wiring	Birdsprings, Cameron, Coalmine Canyon, Leupp, Tofani Lake	Thomas Walker Jr.	217			217	\$ 1,371,440.00
3.12	House wiring	Oak Springs, St. Michael	Edison Wauneka	83			83	\$ 524,560.00
3.12	House wiring	Churchrock, Iyanbito, Mariano Lake, Pinedale, Smith Lake, Thoreau	Edmund Yazzie		39		39	\$ 246,480.00
3.12	House wiring	Black Mesa, Forest Lake, Hardrock, Pinon, Whippoorwill	Jimmy Yellowhair	161			161	\$ 1,017,520.00

April 11, 2022

Legislation: _____

3.12 Housing Support: Other Housing Assistance

Expenditure Category	Project Description	Chapter	Delegate Region	Arizona	New Mexico	Utah	Total Customers	Total Project Amount**
3.12	House wiring	Reservation Wide	Navajo Nation (Veterans)	2	2	1	5	\$ 31,600.00
Total				1,278	894	142	2,314	\$14,624,480

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

* These 2,394 projects consist of either single powerline projects or a community power line project.

* Currently 611 of the 2,394 families are on a NTUA community powerline project.

* Currently 55 of 611 families on the single powerline projects are located more than one mile from an existing powerline.

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

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

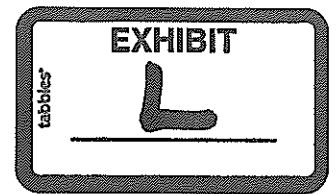
** The cost to connect 2,394 families to the electric grid includes funding to complete house wiring (if applicable), pole mounted meter loops (if applicable), certification & recertification of wiring (if applicable), and inspection.

All known customers in Utah will be connected to the electric grid.

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

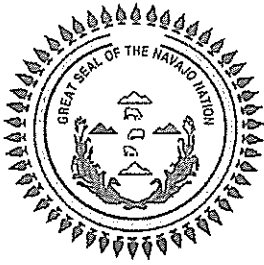
Funds may be moved between project types (single family powerline projects, community powerline projects, solar systems and house wiring projects) to meet actual costs without exceeding the total NTUA award for electric projects.

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

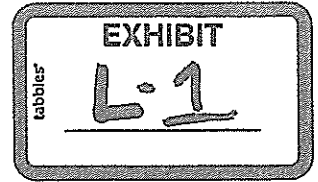


NNFRF HOUSING EXPENDITURE PLAN

Recipient	Category	Funding Request
New Housing: CHID	2.15	\$50,000,000
Housing Veterans	2.16	\$50,000,000
Housing Manufacturing	2.15	\$30,000,000
Housing: NPL anf Former Bennett Freeze	2.15	\$15,500,000
		<u>\$145,500,000</u>



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0180

Date & Time Received: 4/12/22 03:17

Date & Time of Response: 04/13/2022 2:34 pm

Entity Requesting FRF: Community Housing & Infrastructure Department (CHID)

Title of Project: 2.16 Long Term Housing Security: New Home Construction

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$50,000,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 2.15 (Long-term Housing Security: Affordable Housing)

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

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

Other Comments: _____

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Community Housing & Infrastructure Department (CHID) Date prepared: 04/12/2022
indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 2389 phone/email: 928.871.6468
Window Rock, Arizona 86515 website (if any): _____

Form prepared by: Patrick Dalgai, Department Manager II phone/email: pat_dalgai@nnchid.org
Community Housing & Infrastructure Dept. 928.871.6468
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: 2.16 Long Term Housing Security: New Home Construction

NN Government Unit's Director or Manager: Patrick Dalgai phone & email: 928.871.6868

Division Director (if any): Pearl Yellowman phone & email: 928.871.7172

Branch Chief: Jonathan Nez, President phone & email: 928.871.7000

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

List names or types of Subcontractors or Subrecipients that will be paid with FRF (if known):
Qualified General Contractors and/or Manufactured Home Vendors document attached

Amount of FRF requested: 50,000,000 FRF funding period: September 2022 - December 2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The Community Housing & Infrastructure Department (CHID) is requesting \$50M to construct new housing and/or purchase Modular/Mobile Homes to assist Navajo families throughout the Navajo Nation. Providing stable housing for those in need will help eliminate the spread of the COVID-19 among families living in multi-generational homes and provide new homes for homeless families and individuals, which will provide sanitary infrastructure (water/ww and electricity) to help combat COVID-19 pandemic.

document attached

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

This project will benefit the needs of the Navajo Nation, the communities, and the Navajo people by providing stable housing for those in need. The CHID strives to provide affordable housing for individuals with limited economic opportunities. During this COVID pandemic, stable housing will improve the living conditions for families living in multi-generational homes and help to provide needed sanitary infrastructure.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

Advertisement by CHID for new housing throughout NN: 9/01/2022 - 12/31/2022
Design for homes across 110 chapters: 01/01/2023 - 09/30/2023
Advertisement for construction of new housing: 10/01/2023 - 12/31/2023
Construction: 01/01/2024 - 12/31/2026

document attached

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

The Community Housing and Infrastructure Department

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Homeowners are responsible for the operation and maintenance of new homes following a 1-year warranty period.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

This project title falls under the NEW Expenditure Category 2.16 Long-Term Housing Security.

Providing new homes for Navajo people/families in need will help to address homelessness by offering housing support and improving access to secure, stable, affordable housing.

document attached



Part 3. Additional documents.

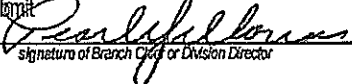
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

APPENDIX A

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer:  Approved by:  4.12.22
signature of Preparer/CONTACT PERSON signature of NN Government Unit Dept./Program/Office Director or Manager

Approved to submit
for Review:  Print Name, Title, Branch or Division: Dr. Pearl Yellowman, Executive Director
signature of Branch Chief or Division Director print name and indicate title or position
Community Development
indicate Branch or Division

FY _____

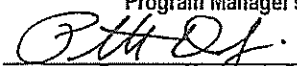
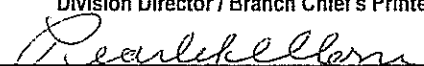
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

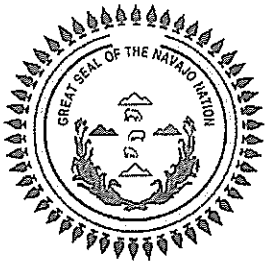
Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: K - [New] Program Title: 2.16 Long Term Housing Security Division/Branch: Community Development
 Prepared By: Patrick Dalgai Phone No.: 928.871.6468 Email Address: pat_dalgai@nnchid.org

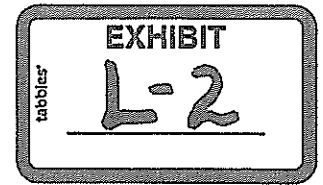
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A)	(B)	(C)
						NNC Approved Original Budget	Proposed Budget	Difference or Total
NN Fiscal Recovery Funds		50,000,000.00	100%					
				2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services			4,000,000	
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay			46,000,000.00	
				TOTAL		\$0.00	50,000,000.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
		TOTAL:	\$50,000,000.00	100%				

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

SUBMITTED BY: Patrick Dalgai, Department Manager II APPROVED BY: Dr. Pearl Yellowman, Executive Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
 4.12.22  4.12.22
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0043-2 [Reissued]

Date & Time Received: 12/20/2021 12:00

Date & Time of Response: 12/20/2021 17:30 [Reissued 4/14/2022 - new expenditure category]

Entity Requesting FRF: Navajo Nation Veterans Administration

Title of Project: Veterans Housing Program

Administrative Oversight: Executive Branch / OPVP

Amount of Funding Requested: \$50 million

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 2.16 – Long-Term Housing Security: Services for Unhoused Persons

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

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

Other Comments: DOJ is reissuing this Initial Eligibility Determination due to updates in Treasury's reporting expenditure categories. This was previously categorized as 3.11 – Housing Support: Services for Unhoused Persons. This is now category 2.16 – Long-Term Housing Security: Services for Unhoused Persons.

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

Signature of DOJ Reviewer: *MRodis*

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Navajo Nation Veterans Administration Date prepared: 09/15/2021
indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: _____ phone/email: 9289553947
website (if any): _____

Form prepared by: James Zwierlein phone/email: 9289553947
Navajo Nation Veterans Administration Executive Director
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Veterans Housing Program

NN Government Unit's Director or Manager: James Zwierlein phone & email: 9289553947

Division Director (if any): _____ phone & email: _____

Branch Chief: Jonathan Nez phone & email: 9288717000

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

List names or types of Subcontractors or Subrecipients that will be paid with FRF (if known):
The Sparrow Group, Priority 1 General Contractor document attached

Amount of FRF requested: \$50,000,000 FRF funding period: 11/01/2021 - 12/31/2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

This funding will provide operational funds for the Navajo Nation Veterans Administration Veterans Housing Program to provide newly constructed homes to Navajo veterans who lack a permanent place to live in accordance with the approved program policies.

document attached

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

This program is intended to provide new homes to Navajo veterans to help reduce the substandard, unsafe, and overcrowded living conditions of our Navajo veterans. It will benefit the Navajo Nation, the communities, and the people by finally producing the homes for veterans that have been promised by two different administrations.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

The program currently has a waiting list of 1,400 potential applicants, and the program is currently in the process of reviewing and vetting the applications. With a final list of applicants, we expect to begin construction of 1/3rd of the new homes each year. Issues and challenges we expect to encounter are site accessibility for certain applicants, and the ability of the general contractor to hire sufficient Navajo labor force to maintain pace with the projected timeline.

document attached

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

The Veteran Housing Program Director will have the ultimate responsibility for this program, but will be aided by, or delegate authority, to the Veterans Housing Program staff currently being on-boarded to operate the program consistent with the eligibility criteria for receiving services approved by the Health Education and Human Services
This project will fall under category 3.11.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Once the project is complete, the individual homes will belong to the qualified applicants who were screened and selected under the guidelines of the Veterans Housing Program.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

The Veteran Housing Program Director will have the ultimate responsibility for this program, but will be aided by, or delegate authority, to the Veterans Housing Program staff currently being on-boarded to operate the program consistent with the eligibility criteria for receiving services approved by the Health Education and Human Services
This project will fall under category 3.11.

document attached

Part 3. Additional documents.

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

N/A

FY _____

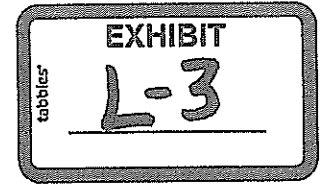
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>				Program Title: <u>Veterans Housing Program</u>				Division/Branch: <u>Executive</u>	
Prepared By: <u>James Zwierlein</u>				Phone No.: <u>(928) 955-3947</u>		Email Address: <u>jameszwierlein@navajo-nsn.gov</u>			
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total	
NN Fiscal Recovery Funds		50,000,000.00	100%	2001 Personnel Expenses					
				3000 Travel Expenses					
				3500 Meeting Expenses					
				4000 Supplies					
				5000 Lease and Rental					
				5500 Communications and Utilities					
				6000 Repairs and Maintenance					
				6500 Contractual Services					
				7000 Special Transactions					
				8000 Public Assistance					
				9000 Capital Outlay			50,000,000		
				TOTAL		\$0.00	50,000,000.00	0	
				PART IV. POSITIONS AND VEHICLES		(D)	(E)		
				Total # of Positions Budgeted:		0			
				Total # of Vehicles Budgeted:		0			
		TOTAL:	100%						
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.									
SUBMITTED BY: <u>James Zwierlein - Executive Director</u>				APPROVED BY: <u>Paulson Chaco - Chief of Staff</u>					
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name					
_____ Program Manager's Signature and Date				_____ Division Director / Branch Chief's Signature and Date					



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0170-2

Date & Time Received: 14 April, 2022; 9:54 am

Date & Time of Response: 14 April, 2022; 10:24 am

Entity Requesting FRF: Community Housing & Infrastructure Department

Title of Project: Housing Manufacturing Facilities

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$0,000,000

Eligibility Determination:

- FRF eligible
 FRF ineligible
 Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 2.15 (Long-term Housing Security: Affordable Housing)

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

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

Other Comments: Please note the change in reporting expenditure category, to 2.15.

Name of DOJ Reviewer: Adjua Adjei-Danso

Signature of DOJ Reviewer:  _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Community Housing & Infrastructure Department (CHID) Date prepared: 04/12/2022
indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 2389 phone/email: 928.871.6468
Window Rock, Arizona 86515 website (if any): _____

Form prepared by: Patrick Dalgai, Department Manager II phone/email: pat_dalgai@nnchid.org
Community Housing & Infrastructure Dept. 928.871.6468
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: 2.18 Long-Term Housing Security: Services for Unhoused Persons

NN Government Unit's Director or Manager: Patrick Dalgai phone & email: 928.871.6468

Division Director (if any): Pearl Yellowman phone & email: 928.871.7172

Branch Chief: Jonathan Nez, President phone & email: 928.871.7000

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

List names or types of Subcontractors or Subrecipients that will be paid with FRF (if known):
The Sparrow Group, Priority 1 General Contractor document attached

Amount of FRF requested: \$0,000,000 FRF funding period: September 2022 - December 2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

The ~~\$5~~ \$30 million funding will provide design and construction funds for the Navajo Nation Community Housing & Infrastructure Department to construct up to five (5) regional housing manufacturing facilities to be used by all Navajo Nation housing programs and entities to provide newly constructed homes to homeless Navajo residents at a lower cost and more efficient method of construction.

document attached

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

This project is intended to provide a means of constructing homes faster for the Navajo people to help reduce the substandard, unsafe, and overcrowded living conditions in which the Navajo people are currently living in. It will benefit the Navajo Nation long-term, the communities and the people by finally producing affordable homes.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

The project timeline includes awarding a contract and notice to proceed within 60 days of the passage of the legislation authorizing this project. Site selection and land withdrawals are still required for three of the five selected locations. All five locations are: Tuba City (site selected), Sanders (site selected), Chinle, Shiprock and Gallup area. Issues and challenges we expect to encounter are material availability due to the Navajo Nation getting a late start on projects and manufacturer supply, manufacturing and delivery capacity being severely limited due to COVID and other ARPA activity/ projects nationwide.

document attached

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

These projects will be jointly implemented by DCD and Veteran's Administration.
This project will fall under category: 2.18 Long-term Housing Security: Services for Unhoused Persons.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Once the facilities are complete, they will fall under the jurisdiction of DCD, DED, NNVA, NHA and NHLCO. O&M costs are yet to be determined.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

These projects will be jointly implemented by DCD and Veteran's Administration.
This project will fall under category: 2.18 Long-term Housing Security: Services for Unhoused Persons.

document attached



Part 3. Additional documents.


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

N/A

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer:  Approved by:  - 4.12.12
signature of Preparer/CONTACT PERSON signature of NN Government Unit's Dept/Program/Office Director or Manager

Approved to submit
for Review:  Print Name, Title, Branch or Division: Dr. Pearl Yellowman, Executive Director
signature of Branch Chief or Division Director print name and indicate title or position
Community Development
Indicate Branch or Division

FY _____

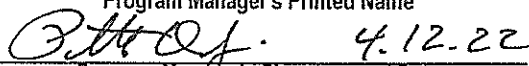
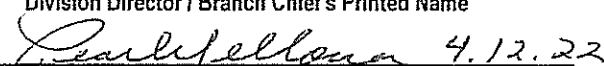
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

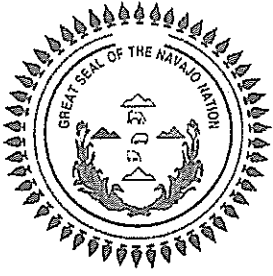
Page ___ of ___
BUDGET FORM 1

PART I. Business Unit No.: K - [New] Program Title: Housing Manufacturing Facility Program Division/Branch: Executive
 Prepared By: Patrick Dalgai Phone No.: (928) 871-6468 Email Address: pat_dalgai@nnchid.org

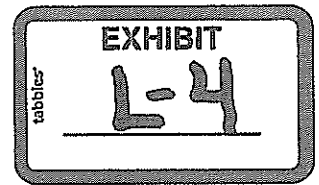
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A)	(B)	(C)
						NNC Approved Original Budget	Proposed Budget	Difference or Total
NN Fiscal Recovery Funds		30,000,000.00	100%					
				2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay			30,000,000	
				TOTAL		\$0.00	30,000,000.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:			0	
				Total # of Vehicles Budgeted:			0	
		TOTAL:	\$0,000,000.00	100%				

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

SUBMITTED BY: Patrick Dalgai, Department Manager II APPROVED BY: Dr. Pearl Yellowman, Executive Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
 4.12.22
 Program Manager's Signature and Date  4.12.22
 Division Director / Branch Chief's Signature and Date



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0189

Date & Time Received: 4/13/22 21:35

Date & Time of Response: 14 April, 2022; 3:28 pm

Entity Requesting FRF: Navajo Hopi Land Commission Office

Title of Project: Housing for the Former Bennett Freeze Area and NPL

Administrative Oversight: Navajo Nation Division of Community Development

Amount of Funding Requested: \$15,550,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 2.15 (Long-term Housing Security: Affordable Housing)

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

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

Other Comments: _____

Name of DOJ Reviewer: Adjua Adjei-Danso

Signature of DOJ Reviewer:  _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Navajo Hopi Land Commission Office Date prepared: 4/11/2022
indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 2549 phone/email: robertblackjr@navajo-nsn.gov
Window Rock, Arizona 86515 website (if any): _____

Form prepared by: Robert K. Black, Jr. phone/email: 928-380-0420
Executive Director, NHLCO
CONTACT PERSON'S name, title and Department, Program, Office, etc. *CONTACT PERSON'S info*

Title & type of Project: Housing for the Former Bennett Freeze Area and NPL

NN Government Unit's Director or Manager: Robert K. Black, Jr. phone & email: RobertBlackJr@navajo-nsn.gov

Division Director (if any): Same phone & email: Same

Branch Chief: _____ phone & email: _____

Funding Recipient will be working with: Navajo Nation Division of Community Development on the Project and
indicate Branch and/or Division
the same will be submitting the Funding Request Package for Initial Eligibility Determination Review, and will have Administrative Oversight over this FRF Expenditure Plan.

List names or types of Subcontractors or Subrecipients that will be paid with FRF (if known):
Modular Housing Companies and Project Administrators document attached

Amount of FRF requested: \$15,550,000 FRF funding period: June 1, 2022 - December 31, 2026
indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

Overcrowding and the lack of domestic water have added to the negative impacts of COVID-19. This project will address this problem in two ways. First, \$14,000,000 will be expended to purchase and transport modular homes that will serve the people of the 23 impacted Chapters (the nine Bennett Freeze Chapters and the 14 NPL Chapters). Second, \$1,550,000 will be expended to develop a plan for a manufactured housing plant on the Nahata Dziil Chapter. The plant will create the capacity for the Navajo Nation to make a long-term impact to the overcrowding problem and to create jobs for Relocateses from the Navajo-Hopi Land Dispute.

document attached

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

One of the priorities of the OPVP and the NNC is to finally address the impacts of the Bennett Freeze and Forced Relocation. A long-term plan is in place for the nine Bennett Freeze Chapters and the primary Relocation community, Nahata Dziil. This is an effort known as the Navajo Thaw. This effort will be expanded to provide planning and development funding for the 14 Chapters of the NPL. This project will leverage funding being pursued from Congress by the Navajo Nation to more fully resolve the overcrowding, lack of infrastructure, lack of public facilities, and lack of jobs.

document attached

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

06/01/22-Project Commencement; 08/01/22-Administrative Team Formed; 09/01/22 Outreach to all 24 Chapters Requesting Prioritized Housing Waiting List; 09/01/22-Manufacturing Plant Study Begins; 09/01/22-RFP Issued for Modular Housing; 12/01/22 Contractor(s) Selected for Modular Housing; 06/01/23 First batch of 16 homes delivered; 08/01/23 Completion of Manufacturing Plant Study; 06/01/24 Second batch of 17 homes delivered; 06/01/25 Third batch of 17 homes delivered. Challenges relate to the ability of the housing contractor to maintain schedule and costs given strong construction economy.

document attached

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

NHLCO will oversee the project. NHLCO will award a contract to a qualified project administrator to ensure compliance with ARPA and Navajo Nation requirements.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

NHLCO will issue an RFP for a qualified non-profit organization with experience in housing maintenance to provide training and support for benefiting families. NHLCO has already identified at least one capable non-profit which will respond to the RFP. The non-profit will have the capacity to attract funding and provide home maintenance services.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

3.10 Housing Support: Affordable Housing

ARPA makes provisions that housing projects for Native American Tribes are eligible expenses.

document attached

Part 3. Additional documents.

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

[Empty box for listing additional supporting documents]

APPENDIX A

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit Robert K. Black, Jr. Digitally signed by Robert K. Black, Jr.
Preparer: _____ Date: 2022.04.12 13:40:57 -0600
signature of Preparer/CONTACT PERSON

Approved by: Robert K. Black, Jr. Digitally signed by Robert K. Black, Jr.
_____ Date: 2022.04.12 10:42:02 -0600
signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit Paulson Chaco Digitally signed by Paulson Chaco
for Review: _____ Date: 2022.04.12 13:53:10 -0600
signature of Branch Chief or Division Director

Print Name, Title, Paulson Chaco, Chief of Staff
Branch or Division: _____
print name and indicate title or position
Office of the President and Vice President
_____ *indicate Branch or Division*

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: ARPA FUNDS Program Title: Navajo-Hopi Land Commission Office Division/Branch: OPVP / Executive Branch
 Prepared By: _____ Phone No.: _____ Email Address: _____

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		(A)	(B)	(C)
				Fund Type Code	NCN Approved Original Budget	Proposed Budget	Difference or Total	
ARPA FUNDS	2022 TO 2026	\$14,000,000	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		\$14,000,000	
				7000	Special Transactions			
				8000	Public Assistance			
				9000	Capital Outlay			
				9500	Matching Funds			
				9500	Indirect Cost			
				TOTAL		\$0	\$14,000,000	\$0
TOTAL: \$14,000,000 100%				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.

SUBMITTED BY: Robert Black, Jr., Executive Director
 Program Manager's Printed Name
[Signature] 4/12/22
 Program Manager's Signature and Date

APPROVED BY: Paulson Chaco, Chief of Staff
 Division Director / Branch Chief's Printed Name
[Signature] 4/12/22
 Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Navajo-Hopi Land Commission Office</u>		Business Unit No.: <u>ARPA FUNDS</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)
	CONTRACTUAL SERVICES		
6910	Other Contractual Services 6921 Other Services Purchase 48 modular homes for (9) FBFA chapters and (14) NPL chapters. Twenty-three (24) three bedroom homes and twenty-three (24) two bedroom homes. Two Bedroom Modular Home $\$250,314.50/\text{home} \times 24 = \$6,007,548.00 \times 6\% \text{ NN Taxes} = \$360,452.88$ $\$300,000.00/\text{home} \times 24 \text{ homes} = \$7,200,000.00 \times 6\% \text{ NN Taxes} = \$432,000.00$	Total: \$6,368,000.88 Total: \$7,632,000.00	\$14,000,000
TOTAL		-	\$14,000,000

NHLCO Modular Housing Units Project Phase I						
Description	No. of Bedroom	No. of Bathroom	Unit Price	Extended Price	NN Sales Tax 6%	Total Price
14 ft. x 60 ft. modular home	2 bedroom	1 bathroom	\$204,780.54	\$6,143,416.12	\$368,604.96	\$6,512,021.08
13 ft 4 inches x 48 ft. mod. home	3 bedroom	1 bathroom	\$353,206.55	\$7,064,131.05	\$423,847.86	\$7,487,978.92
There will be a total of 50 homes					Total	\$14,000,000.00

Manufactured Housing Plan
\$1,550,000.00 for the study and resulting plan to locate a housing manufacturing plant on the Nahata Dziil Chapter.

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 did not come with funding to address the dilapidated homes families and most are not financially sound to afford adequate housing. Also to address the conditions facing the families in the Navajo Partitioned Land areas (Chapters) and these are people that are suffering from effects of the Relocation Act of 1974. The Dine' Relocates have been subjected to Social, Psychological, and Economic hardships ever since they moved from the HPL region. Some have lost homes and for the most part, exceeded the size of the dwellings allocated due to the expansion of families or known as the Second Generation. The Second Generation, which are the offspring of the original relocates, 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.

COVID-19: Overcrowded homes due to several families living in one home creates the unsafe environment and the chances of infection is very high.

Recipients: Second and third generation family members of an original Relocatee in the Former Bennett Freeze Area or Navajo Partitioned Land area.

Eligibility: Three eligibility criteria will be required: (the Selection Criteria have been developed by NHLCO in coordination with the chapters affected and applicable Navajo Nation Departments.)

- Home Site Lease
- The Chapters, through Chapter resolution, will select the beneficiaries for the project
- Applicants must certify that they are either a second or third generation family member of an original Relocatee

The eligibility criteria will be reviewed and approved by NHLC resolution.

Chapters:

FBFA/Navajo Thaw Region:

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

NPL Region and Relocatees:

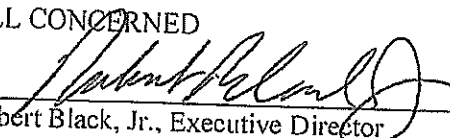
Pinon, Hardrock, Forest Lake, Black Mesa, Whipporwill, Low Mountain, Tachee-Blue Gap, Jeddito, Whitecone, Indian Wells, Greasewoods Springs, Teesto, Dilkon, Shonto, Tonalea, Coalmine Canyon, Tolani Lake, Nahata Dziil and To' Nanees Dizi.

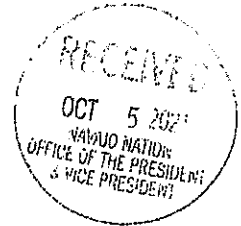
THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

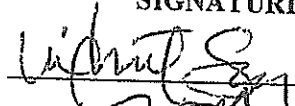




MEMORANDUM

TO : ALL CONCERNED
FROM : 
Robert Black, Jr., Executive Director
Navajo-Hopi Land Commission Office
DATE : October 01, 2021
SUBJECT: Delegation of Authority




Effective October 1, 2021, in my absence, the personnel listed below in respective sequence, will be delegated in the capacity of the Executive Director for the Navajo-Hopi Land Commission Office. They are as follows:

NAME	SIGNATURE
Wilbert Goy, Community Involvement Specialist	
James Davis, Jr., Deputy Chief of Staff	
Arbin Mitchell, Executive Staff Assistant	

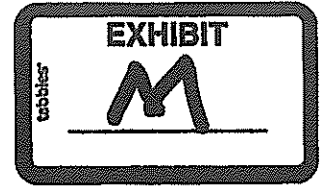
This delegation of authority will cover routine activities and priority items, as well as, attend meetings that may be called by the Office of the President/Vice President or other departments. The acting executive director is responsible for signing all documents except those he feels require my personal attention and all routine duties pertaining to Navajo-Hopi Land Commission Office operation. This delegation will remain in effect until further notice.

Your cooperation with the acting executive director is very much appreciated. Thank you.

ACKNOWLEDGMENT


Paulson Chaco, Chief of Staff
Office of the President/Vice President

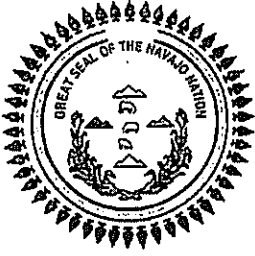
xc: File/Chrono



NNFRF BATHROOM ADDITIONS EXPENDITURE PLAN

BATHROOM ADDITIONS (EXPENDITURE CATEGORY 1.14) TOTAL: \$150,000,000

BATHROOM ADDITIONS PER DELEGATE REGION (\$150,000,000/24): \$6,250,000



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0190

Date & Time Received: 14 April, 2022; 8:22 am

Date & Time of Response: 14 April, 2022; 2:04 pm

Entity Requesting FRF: Division of Community Development

Title of Project: Bathroom Additions

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$150,000,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 1:14 (Other Public Health Services)

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

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

Name of DOJ Reviewer: Adjua Adjei-Danso

Signature of DOJ Reviewer:  _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Division of Community Development Date prepared: 04/13/2022
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 1904 phone/email: 928.871.7172
Window Rock, Arizona 86515 website (if any): _____

Form prepared by: Pearl Yellowman phone/email: pyellowman@nndcd.org
Division Director
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: 1.14: Public Health Other for Bathroom Additions

NN Government Unit's Director or Manager: Pearl Yellowman phone & email: 928.871.7172

Division Director (if any): _____ phone & email: _____

Branch Chief: Jonathan Nez, President phone & email: 928.871.7000

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

List names or types of Subcontractors or Subrecipients that will be paid with FRF (if known):
Sub-recipient Agreement with NTUA, Contracts with NECA and Other General Contracts document attached

Amount of FRF requested: \$150 Million FRF funding period: September 2022 - December 2026
Indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

Bathroom Additions program will use the funds to build ADA compliant bathrooms, connect the home to electricity, provide the home with drinking water through a water cistern or connection to a waterline, and provide the home with a septic tank or connect to a sewer system. Homes will also be provided with a water heater, wall heater, toilet, bathroom sink, and utility sink. Homes across the Navajo Nation will receive the services. This program addresses public health challenges that partly caused the unequal impact of the impact on the Navajo Nation.

document attached

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

A shockingly high number of homes on the Navajo Nation lack access to one or more of the following utilities: electricity, water, wastewater, and broadband. ARPA Bathroom Additions projects will provide one or more utilities to a home that lacks them and will assist in promoting public health and economic stimulus. The Navajo people receiving the utilities will directly benefit from the program.

document attached

APPENDIX A

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

This project estimates the successful completion of approximately 30 bathroom additions a month and will obligate the funds no later than December 31, 2024 and will fully expend the funds no later than December 31, 2026.

document attached

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

DCD will be the oversight of the sub-recipient agreement with NTUA and NECA as well as any other general contractors that are hired to complete the construction of the services needed to facilitate the bathroom additions.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

The maintenance of the bathroom additions, septic systems, and cisterns system will be the responsibility of the bathroom addition recipient(s) after the 1-year construction warranty.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

1.14 Other Public Health Services. The Interim Final Rule states that “[g]iven the exacerbation of health disparities during the pandemic and the role of pre-existing social vulnerabilities in driving these disparate outcomes, services to address health disparities are presumed to be responsive to the public health impacts of the pandemic. Specifically, recipients may... facilitate access to resources that improve health outcomes including services that connect residents with health care resources and public assistance programs and build healthier environments such as: housing services to support healthy living environments and neighborhoods conducive to mental and physical wellness.” Bathroom additions addresses the conditions that contributed to poor public health and economic outcomes during the pandemic, namely concentrated areas with limited economic opportunity and inadequate or poor housing quality. The program will build healthier environments.

document attached

Part 3. Additional documents.

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

Estimated Cost Per Unit Attached.
Eligibility Criteria for Recipients Attached.

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit
Preparer: *Paulson Chaco*
signature of Preparer/CONTACT PERSON

Approved by: *Paulson Chaco*
signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit
for Review: *Paulson Chaco*
signature of Branch Chief or Division Director
4.13.22

Print Name, Title,
Branch or Division: Paulson Chaco, Chief of Staff
print name and indicate title or position
Executive, OPVP
indicate Branch or Division



**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

FY

PART I. Business Unit No.: K - [New] Program Title: 1.14 Public Health Other: Bathroom Additions Division/Branch: DCD
 Prepared By: Pearl Yellowman Phone No.: 928.871.7172 Email Address: pyellowman@nndcd.org

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A)	(B)	(C)
						NNC Approved Original Budget	Proposed Budget	Difference or Total
NN Fiscal Recovery Funds		150,000,000	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				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay			150,000,000	
				TOTAL		\$0.00	150,000,000	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
		TOTAL:	150,000,000	100%				

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

SUBMITTED BY: Pearl Yellowman APPROVED BY: Paulson Chaco, Chief of Staff
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
 4.13.22 
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date

Bathroom Addition Cost / Cistern Option

Structure - ADA Compliant	\$	58,000.00
Cistern	\$	16,000.00
Septic	\$	26,000.00
House Wiring Contingency (50% of Homes)	\$	7,000.00
NTUA ROW	\$	7,500.00
NTUA Evaluations / Design Work	\$	16,000.00
Total	\$	133,110.00

ARP Funding Available \$ 75,000,000.00

Possible Number of Bathroom Additions with Cisterns 563

Bathroom Addition Cost / Waterline Option

Structure - ADA Compliant	\$	58,000.00
Waterline up to 2,500'	\$	53,500.00
Septic	\$	26,000.00
House Wiring Contingency (50% of Homes)	\$	7,000.00
NTUA ROW	\$	7,500.00
NTUA Evaluations / Design Work	\$	16,000.00
Total	\$	171,360.00

ARP Funding Available \$ 75,000,000.00

Possible Number of Bathroom Additions with Waterline 438

Total Units to Complete To Include Water & Cistern 1001

Eligibility Criteria: 1.12 Public Health: Bathroom Additions

In order for an applicant to request ARPA funds for a bathroom addition under this legislation they must provide the following information:

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

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



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

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

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

Part 4. Affirmation by Funding Recipient.

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

NN Government Unit Preparer:  Approved by: 
signature of Preparer/CONTACT PERSON *signature of NN Government Unit's Dept./Program/Office Director or Manager*

Approved to submit for Review: _____
signature of Branch Chief or Division Director

Print Name, Title, Branch or Division: _____
print name and indicate title or position

_____ *indicate Branch or Division*

(c) Provide a prospective timeline showing the estimated date of completion of the Project and/or each phase of the Project. Disclose any challenges that may prevent you from incurring costs for all funding by December 31, 2024 and/or fully expending funds and completing the Program(s) or Project(s) by December 31, 2026:

All funding reallocated to the Construction Contingency budget must be expended no later than December 31, 2026.

document attached

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

The Office of the President and Vice President in coordination with the Navajo Nation Fiscal Recovery Fund Office.

document attached

(e) Explain who will be responsible for operations and maintenance costs for the Project once completed, and how such costs will be funded prospectively:

Maintenance does not apply to the contingency funds directly; however, will apply to the specific project(s) that contingency funds may get redistributed based on the O&M outlined in a previously approved expenditure plan.

document attached

(f) State which of the 66 Fiscal Recovery Fund expenditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the proposed Program or Project falls under, and explain the reason why:

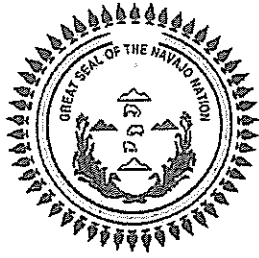
Due to contingency funds being reserved until such time a project is identified for the use of these funds, the default expenditure plan category for construction contingency will be 6.1: Provision of Government Services. Once construction contingency funds are administratively approved through a budget transfer, the funds may get reclassified under the previously approved expenditure plan funding category.

document attached

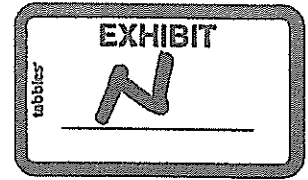
Part 3. Additional documents.

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

None Applicable



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL



DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

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

RFS/HK Review #: HK0187

Date & Time Received: 4/12/22 06:20

Date & Time of Response: 14 April, 2022; 4:29 pm

Entity Requesting FRF: Office of the President & Vice President

Title of Project: 6.1: Provision of Government Services - Contingency

Administrative Oversight: OPVP

Amount of Funding Requested: \$500 + future allocations

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

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

U.S. Department of Treasury Reporting Expenditure Category: 6.1: Provision of Government Services

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

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

Other Comments: Funding for this Project should not be considered expended for Treasury's reporting purposes until it is used on a construction project. At that time, a determination should be made as to which Treasury reporting category should apply to that portion of the funding.

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: An NNDOJ Initial Eligibility Determination will be based on the documents provided, which NNDOJ will assume are true, correct, and complete. Should the Project or Program change in any material way after the initial determination, the requestor must seek the advice of NNDOJ. An initial determination is limited to review of the Project or Program as it relates to whether the Project or Program is a legally allowable use – it does not serve as an opinion as to whether or not the Project or Program should be funded, nor does it serve as an opinion as to whether or not the amount requested is reasonable or accurate.

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

Part 1. Identification of parties.

NN Government Unit requesting FRF: Office of the President and Vice President Date prepared: 04/11/2022
Indicate Department, Program, Office, Division, or Branch

NN Government Unit's mailing address: P.O. Box 7440 phone/email: 928.871.7000
Window Rock, Arizona 86515 website (if any): _____

Form prepared by: Paulson Chaco phone/email: paulsonchaco@navajo-nsn.gov

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

CONTACT PERSON'S info

Title & type of Project: 6.1: Provisions of Government Services - Contingency

NN Government Unit's Director or Manager: Paulson Chaco phone & email: paulsonchaco@navajo-nsn.gov

Division Director (if any): _____ phone & email: _____

Branch Chief: Jonathan Nez, President phone & email: 928.871.7000

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

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

document attached

Amount of FRF requested: \$500 + Future Allocations FRF funding period: Upon Approval of Legislation - December 2026
Indicate Project starting and ending/deadline date

Part 2. Expenditure Plan details.

(a) Describe the Program(s) and/or Project(s) to be funded, including how the funds will be used, for what purposes, the location(s) to be served, and what COVID-related needs will be addressed:

Additional funds may be needed in the future for construction contingencies related to the inflationary costs of labor and building materials. The purpose of the NNFRF Construction Contingencies Expenditure Plan is to use available NNFRF to fund costs of construction contingencies on NNFRF-funded construction projects in other NNFRF expenditure plans that may have project cost overruns due to both labor and material inflations costs.

document attached

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

Having a construction contingency reserve will assist the Nation's Programs in accessing additional funding through an administratively approved budget transfer to effectively cover any labor and/or material inflation cost overruns for critical projects that have an immediate impact on the COVID-19 pandemic like addressing housing insecurities, poor public health and economic outcomes during the pandemic (bathroom additions, home electricity, water/wastewater), and other needed services to an area with limited economic opportunities.

document attached

NAVAJO NATION

1102

6/30/2022

Navajo Nation Council Special Session

11:20:41 AM

Amd# to Amd#	Legislation 0086-22: Allocating	PASSED
MOT Yazzie	\$1,070,298,867 of Navajo Nation	
SEC Stewart, W	Fiscal Recovery Funds; Approving the Navajo Nation Fiscal...	

Yeas : 20

Nays : 2

Excused : 0

Not Voting : 1

Yea : 20

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

Nay : 2

Charles-Newton	Crotty
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Excused : 0

Not Voting : 1

Begay, E

Presiding Speaker: Damon