



DINÉ COLLEGE

THE HIGHER EDUCATION INSTITUTION OF THE NAVAJO NATION SINCE 1968

RESOLUTION OF THE BOARD OF REGENTS DINÉ COLLEGE

Accepting and Approving the engagement with KPMG to provide tax consulting service for a maximum of \$115,000 to compute, document and file the Employee Retention Credit (ERC) with the IRS for Diné College; by processing eligible quarters for Fiscal Year 2020 and 2021.

WHEREAS:

1. The Diné College Board of Regents is empowered to exercise authority and control over Diné College and is responsible for the accomplishment of the Diné College purposes, 10 NNC & 2003 (2005) ed.); and
2. The Diné College is a non-profit post-secondary educational institution chartered by the Navajo Nation Council in 1968 for the purposes of providing educational opportunities to the Navajo people and others in areas important to the economic and social development of the Navajo Nation and other purposes, 10 NNC & 2002; and
3. Diné College has contracted with KPMG to provide tax consulting services with respect to computing, documenting and filing the Employee Retention Credit (“ERC”) with the IRS, for maximum amount of \$115,000.00 . KPMG’s approach to providing ERC services includes a three phase analytical process to Dine College’s facts: 1. Phase I Assessment, 2. Phase II Evaluation and Documentation, 3. Phase III Compliance and Reporting; and
4. KPMG is our auditing firm, with a division of tax consulting services that can provide it’s expertise to assess the eligibility of Diné College to apply for the ERC and provide the necessary analysis and provide audit protection, if any future audits arise.
5. Diné College is confident that this tax consulting service will benefit the College, in a potential return of \$5 million dollars to the college for retention of all employees during the COVID Pandemic; and

NOW THEREFORE BE IT RESOLVED THAT:

1. The Diné College Board of Regents hereby accepts and approves the engagement with KPMG to provide tax consulting service; for a maximum of \$115,000 to compute, document and file the Employee Retention Credit (ERC)with the IRS for Diné College; by processing eligible quarters for Fiscal Year 2020 and 2021.
2. The Diné College Board of Regents hereby authorizes, directs, and empowers the College President to perform all actions deemed necessary and proper to effectuate the purposes of this resolution.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Diné College Board of Regents at a duly called meeting held in Tsaile, Arizona at which a quorum was present and that same was passed by a vote of 0 in favor, 0 opposed and 0 abstained, this 24th day of March, 2023.

ATTACHMENT(S)

1. Exhibit A, Resolution Approval Form
2. Exhibit B, KPMG Engagement Letter for ERC Service
3. Exhibit C, Competing Pricing Sheet
4. Exhibit D, Delegation of Authority

Greg Bigman, Acting Chairperson
Diné College Board of Regents

MOTION: Regent
SECOND: Regent