



**NAVAJO NATION DEPARTMENT OF JUSTICE**  
**OFFICE OF THE ATTORNEY GENERAL**

ETHEL B. BRANCH  
Attorney General

HEATHER CLAH  
Deputy Attorney General

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

**RFS/HK Review #:** \_\_\_\_\_

**Date & Time Received:** \_\_\_\_\_

**Date & Time of Response:** \_\_\_\_\_

**Entity Requesting FRF:** \_\_\_\_\_

**Title of Project:** \_\_\_\_\_

**Administrative Oversight:** \_\_\_\_\_

**Amount of Funding Requested:** \_\_\_\_\_

**Eligibility Determination:**

- ☐ FRF eligible  
☐ FRF ineligible  
☐ Additional information requested

**FRF Eligibility Category:**

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

**U.S. Department of Treasury Reporting Expenditure Category:** \_\_\_\_\_

- ☐ 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

[illegible]

Name of DOJ Reviewer: \_\_\_\_\_

Signature of DOJ Reviewer: Vincent Blumhert

If additional information has been requested and you wish to provide it, please resubmit all the required forms updated to include the additional information. Full resubmission will expedite the Initial Eligibility Determination process. Therefore, please include a new RFS form indicating resubmission, revised Appendix A, Budget Form 1, and other supporting documents. **Please email your resubmission to [arpa@nndoj.org](mailto:arpa@nndoj.org).** Please be aware that under Resolution BFS-31-21 a Project or Program can only be reviewed twice, therefore it is critical that you include all the requested additional information for your second submission.

An NNDNJ Initial Eligibility Determination is based on the documents provided, which NNDNJ 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 NNDNJ. 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 GOVERNANCE-CERTIFIED CHAPTERS**

**Part 1. Identification of parties.**

Governance-Certified Chapter requesting FRF: Casamero Lake Chapter

Date prepared: 6/29/23

Chapter's PO Box 549  
mailing address: Prewitt, NM

phone & email: 505-786-2457  
website (if any): casamerolake.navajochapters.org

This Form prepared by: Kimberly Lister  
Kimberly Lister, Chapter Manager

phone/email: 505-786-2457

CHAPTER CONTACT PERSON'S name and title

Title and type of Project: Bathroom Additions

Chapter President: Jerry Bodie phone & email: 505-786-2457

Chapter Vice-President: Lawrence Largo phone & email: 505-786-2457

Chapter Secretary: Raymond Tolth phone & email: rtolth@navajochapters.org

Chapter Treasurer: Raymond Tolth phone & email: rtolth@navajochapters.org

Chapter Manager or CSC: Kimberly Lister phone & email: 505-786-2457

DCD/Chapter ASO: Myrtis Begay, Delegated phone & email: msbegay@nndcd.org

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

☐ document attached

Amount of FRF requested: \$600,000 FRF funding period: June 29, 2023-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:

The Casamero Lake Community respectfully requests funding for bathroom renovations by upgrading bathrooms including but not limited to; walls, light fixtures, sinks/bathtubs, toilets, repairing and replacing existing plumbing lines, floor boards, floor tiles, kitchen sinks, water heaters, bathroom ventilations, windows, doors, and paint, in homes that were constructed 15-25 years ago. These homes are located within the boundaries of Casamero Lake Community. Assess and provide proper indoor plumbing and access to handwashing facilities in both bathroom and kitchen areas to help eliminate the spread of COVID-19 in the homes with multiple generations.

☐ document attached

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

The community members of Casamero Lake will benefit from this project. The funding will provide access to safe and sanitary facilities like the bathroom and kitchen areas to meet a healthy environment.

☐ document attached

## APPENDIX A

(c) 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:

Upon approval and funding, the project will begin immediately to meet requirements and time frame to expend the funding by December 31, 2023. The challenges I may face is the supply and demand of items needed to complete job.

☐ document attached

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

The Chapter Administration, Chapter Officials, and Navajo Nation Division of Community Development will work together to start and complete 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:

The prospective homeowners will be responsible for maintaining the upgrades and operation costs of this project.

☐ 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:

Housing Support: Other Housing Assistance 2.18

Water and Sewer: Other 5.18

The community members of Casamero Lake would benefit from this project by providing a stable and safe home with proper indoor plumbing.

☐ document attached

### Part 3. Additional documents.

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

Casamero Lake Chapter House Resolution CL-042-23

### 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:


Chapter's  
Preparer:

  
signature of Prepared CONTACT PERSON

Approved by:

  
signature of Chapter Official

Approved to submit  
for Review:

  
signature of DCD or NMFRC Director

8/1/2022

FY 23

# THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 4  
BUDGET FORM 1

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Casamers Lake Chapter - Bathroom Addition</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>Kimberly Lister</u>		Phone No.: <u>505-786-2457</u>		Email Address: <u><a href="mailto:casamerolake@navajochapters.org">casamerolake@navajochapters.org</a></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 Fund	6/29/23-12/31/26	600,000.00	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		600,000	600,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	600,000.00	600,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:		\$600,000.00	100%					

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

SUBMITTED BY: <u>Patricia Begay, Delegated Program Manager</u>	APPROVED BY: <u>Calvin Castillo, Director</u>
Program Manager's Printed Name	Division Director / Branch Chief's Printed Name
<u>Patricia D. Begay</u> 08/02/2023	<u>[Signature]</u> 8/1/2023
Program Manager's Signature and Date	Division Director / Branch Chief's Signature and Date



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PROGRAM PERFORMANCE CRITERIAPage 2 of 4  
BUDGET FORM 2

## PART I. PROGRAM INFORMATION:

Business Unit No.: NewProgram Name/Title: Casamero Lake Chapter - Bathroom Addition

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

Casamero Lake Chapter is a LGA (Title 26) Certified Chapter in the Navajo Nation Eastern Agency / Resolution CL-042-23

## PART III. PROGRAM PERFORMANCE CRITERIA:

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

## 1. Goal Statement:

To Upgrade/Renovate/Add/Modify Community home bathrooms/kitchens by 25-35 members

Program Performance Measure/Objective:

To track ARPA Funding

35		35		35		35	
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## 2. Goal Statement:

Program Performance Measure/Objective:

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## 3. Goal Statement:

Program Performance Measure/Objective:

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## 4. Goal Statement:

Program Performance Measure/Objective:

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## 5. Goal Statement:

Program Performance Measure/Objective:

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

Patricia Begay, Delegated Program Manager  
Program Manager's Printed NamePatricia D. Begay 08/02/2023  
Program Manager's Signature and DateCalvin Castillo, Director  
Division Director/Branch Chief's Printed NameCalvin Castillo 8/1/2023  
Division Director/Branch Chief's Signature and Date

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DETAILED BUDGET AND JUSTIFICATIONPage 3 of 4  
BUDGET FORM 4

PART I. PROGRAM INFORMATION: <u>Casamero Lake Chapter</u>			
Program Name/Title: <u>Bathroom Additions</u>		Business Unit No.: <u>New</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
8500	Infrastructure		600,000
	8510 Housing Construction Materials / To Upgrade/Renovate/Add/Modify Community home bathrooms/kitchens by 25-35 members	600,000	
TOTAL		600,000	600,000

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PROJECT FORM

FOR OMB USE ONLY: Resolution No: FMIS Set Up Date: Company No: OMB Analyst:






**The Navajo Nation** **DR. BUU NYGREN** **PRESIDENT**  
Yideeskáadi Nitsáhákees **RICHELLE MONTTOYA** **VICE PRESIDENT**

DCDA-M23087

**MEMORANDUM**

TO : DCD Departments and Programs  
All Concerned

FROM :   
Calvin Castillo, Division Director  
Division of Community Development


DATE : July 21, 2023

SUBJECT : **Delegation of Authority for Administrative Service Centers**

Effective today, Ms. Patricia D. Begay is delegated the authority as the Department Manager II for the Administrative Services Centers. She is responsible for managing and overseeing the department. This delegation is effective until further notice.

Your assistance and cooperation is appreciated.

**ACKNOWLEDGEMENT:**



Patricia D. Begay, Senior Programs and Projects Specialist  
Administrative Service Centers  
Division of Community Development

c

Casamero Lake Chapter  
P.O. Box 549  
Prewitt, New Mexico 87045

Phone No. (505) 786-2457

Fax No. (505) 786-2455

Email:

casamerolake@navajochapter

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Council Delegate, Daniel Tso  
President, George H. Toth  
Vice-President, Mr. Lawrence Lajoie  
Secretary/Treasurer-Raymond Toth  
Land Board, Kevin Long  
Chapter Manager Kimberly A. Lister

## RESOLUTION OF CASAMERO LAKE CHAPTER

Resolution Number CL-0295-22

**Requesting, Accepting, and Approving CJN-29022, American Rescue Plan Act (ARPA) Funding in the amount of 1.1 million for the Casamero Lake Chapter to be utilized for Chapter Heating Ventilation Air Conditioner, Senior Citizens Building Renovation, Chapter House Plumbing, Street Lights for Chapter Facility, Purchase Heavy-Duty F450 Truck & Gooseneck Trailer, Bathroom Additions, and Community Housing Wiring/ Meter Box.**

### WHEREAS:

1. The Casamero Lake Chapter is a certified chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C.4021 et seq. and 26 N.N.C. S102, and
2. Pursuant 2 N.N.C. S102 (a), The Navajo Nation Council is governing the body of the Navajo Nation; and by resolution CAP-34-98, the Navajo Nation Council approved the "Local Governance Act" wherein the Navajo Nation Council delegated governmental authority to the Chapters of the Navajo Nation to address matters of local concern with Navajo Law, Custom, and Tradition; and
3. The Casamero Lake Chapter is a certified Chapter of the Navajo Nation established and recognized by the Navajo Nation Council as a foundation of the Navajo Nation government vested with the authority to plan and implement projects in the best interest of the community. See generally 2 N.N.C. 4021 et seq. and 26 N.N.C. S103; and
4. The Casamero Lake Chapter realized the Navajo Nation Council 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 Project Plans approved by the 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); and
5. The 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, Townships, represented by a Navajo Nation Council Delegates; and
6. The Casamero Lake Chapter realized the 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-recipients use of funds under a Federal award, means orders

placed for property services, contracts and sub-awa de, and similar transactions that require payment', and

7. The Casamero Lake Chapter realized the Fiscal Recovery Fund period 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; and
8. The Casamero Lake Chapter recognizes the need for these projects to improve the quality of life for its residents while combating and recovering from COVID-19 and the number of requests is only a fraction of what the chapter needs to substantially improve the community of Casamero Lake Chapter for a safe, healthy, and habitable home environment.

**NOW, THEREFORE BE IT RESOLVED THAT:**

1. Requesting, Accepting, and Approving CJN-29022, American Rescue Plan Act (ARPA) Funding in the amount of 1.8 million for the Casamero Lake Chapter to be utilized for Chapter Heating Ventilation Air Conditioner, Heavy Equipment, Senior Citizens Building Renovation, Street Lights for Chapter Facility, purchase a new Heavy-Duty F450 Truck & Gooseneck Trailer, Bathroom Additions, and Housing Wiring/Construction.
2. The Casamero Lake Chapter hereby approves and identified projects for the American Rescue Plan Act and prioritized these projects as follows:

PROJECTS DESCRIPTION:	CATEGORY:	AMOUNT:
1. Chapter House Heating Ventilation & Air Condition	1.4	\$80,000.00
2. Chapter House Plumbing	1.4	\$40,000.00
3. Streetlights for Chapter Compound Senior Citizens Building	2.22	\$10,000.00
4. Purchase F450 Super Truck	1.5, 5.11, 6.1	\$75,000.00
5. Senior Citizens Building Renovation	6.1	\$25,000.00
6. Purchase Gooseneck Trailer	1.5-11, 6.1	\$25,000.00
7. Bathroom Addition	2.28, 5.18	\$600,000.00
8. Community House Wiring/Meter Box	2.18	\$300,000.00

Motion made by Ms. Durinda Largo Member  
Seconded made by Margie Rojack, Member

**CERTIFICATION**

We, HEREBY CERTIFY that the foregoing resolution was duly considered by the Casamero Lake Chapter at a duly called community chapter meeting at Casamero Lake, of the Navajo Nation, (McKinley County), New Mexico at which a quorum was present and that same was approved by a vote of 13 in favor, 0 Opposed, 3 Abstained, on the 21st day of December 2022.

Mr. George H. Tolth, Chapter President  
Casamero Lake Chapter

Mr. Lawrence D. Largo, Chapter Vice-President