



**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:**

- ☐ (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:** \_\_\_\_\_

<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: \_\_\_\_\_

Signature of DOJ Reviewer: \_\_\_\_\_

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.

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THE NAVAJO NATION  
FISCAL RECOVERY FUNDS **REQUEST FORM & EXPENDITURE PLAN**  
**FOR GOVERNANCE-CERTIFIED CHAPTERS**

**Part 1. Identification of parties.**

Governance-Certified Chapter requesting FRF: Baca//Prewitt Chapter Date prepared: 04/12/2023

Chapter's Post Office Box 563 phone & email: 505-972-9917  
mailing address: Prewitt New Mexico 8704 website (if any): baca@navajochapters.org

This Form prepared by: Sharon Loley, Chapter Manager phone/email: 505-972-9917  
sloley@nnchapters.org

CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Operation Septic Tank & Leech Line with maintenance cost

Chapter President: Cecil Lewis Jr phone & email: 505-972-9917 clewis@naataanii.org  
Chapter Vice-President: Cindy Howe phone & email: 505-972-9917 chowe@naataanii.org  
Chapter Secretary: Geneva Werito phone & email: 505-972-9917 gwerito@naataanii.org  
Chapter Treasurer: Geneva Werito phone & email: 505-972-9917 gwerito@naataanii.org  
Chapter Manager or CSC: Sharon Loley phone & email: 505-972-9917 sloley@nnchapters.org  
DCD/Chapter ASO: Casey Begay phone & email: 505-786-2091/casey-begay@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): septic services company that work with NTUA

☐ document attached

Amount of FRF requested: 250,000.00 FRF funding period: October 01, 2022 - September 30, 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 operation septic tank and leech line with maintenance cost project will be for the community of Baca Prewitt. The project will be upgrading leech line and septic tanks for aged and dilapidated sewage systems, also will incur new installations for community members. This project will provide a safe reliable sanitation system to the homes in the community.

☐ document attached

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

The community of Baca Prewitt will have better sanitation system that is reliable and safe. This will be benefiting for the community whereas; the wastewater is being maintain by proper disposable system, hence; that this is one of the major sanitation needs that is connected to the on-going of pandemic of COVID-19

☐ document attached

(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:

## APPENDIX A

The 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:

Baca Prewitt Chapter

☐ 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 maintenance once its completed.

☐ 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 project is covered under Expenditure Category, 5.5 Infrastructure: Water and Sewer: Clean water: Other Sewer Infrastructure. This project will help address groundwater contamination resulting from faulty septic units and those that would connect failing septic systems to centralized wastewater treatment. Without regular clean outs, septic tanks will likely fail, and groundwater contamination logically follows.

☐ document attached

### Part 3. Additional documents.

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

Expenditure Categories Table Indicating: 5.5. Chapter Resolution.

☐ Chapter Resolution 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:

Chapter's  
Preparer: Seeeg  
signature of Preparer/CONTACT PERSON

Approved by: C. Baca Prewitt  
signature of Chapter President (or Vice-President)

Approved by: Seeeg  
signature of Chapter Manager or CSC

Approved by: Cathy Baca  
signature of DCD Chapter ASO

Approved to submit  
for Review: Stacy J. Gymm, NMTFEO  
signature of DCD Director



FY 2023

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page 1 of 3  
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Baca/Prewitt Chapter - Septic Tank &amp; Leech Line</u>		Division/Branch: <u>DCD/EXECUTIVE</u>	
Prepared By: <u>Sharon Loley</u>		Phone No.: <u>505-972-9917</u>		Email Address: <u>sloley@nnchapters.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	10/1/22-9/30/26	250,000.00	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	0	250,000	250,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>		\$0.00	250,000.00	250,000

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



  

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
SUBMITTED BY: <u>James Adakai, Deputy Director</u> Program Manager's Printed Name  <u>James Adakai</u> 5-2-23 Program Manager's Signature and Date	APPROVED BY: <u>Calvin Castillo, Executive Director</u> Division Director / Branch Chief's Printed Name  <u>Calvin Castillo</u> 5/2/2023 Division Director / Branch Chief's Signature and Date

FY 2023

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3  
BUDGET FORM 2

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.: <u>NEW</u>		Program Name/Title: <u>Baca/Prewitt Chapter - Septic Tank &amp; Leach Line</u>							
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
Resolution # <u>BK/23/08142</u>									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: Provide Financial Hardship and bring some measure of relief to many families as we continue to navigate these unprecedented times									
Program Performance Measure/Objective: Assist community members with septic tank/leach line maintenance so they can have better sanitation service by the end of quarter.								12	
2. Goal Statement:									
Program Performance Measure/Objective:									
3. Goal Statement:									
Program Performance Measure/Objective:									
4. Goal Statement:									
Program Performance Measure/Objective:									
5. Goal Statement:									
Program Performance Measure/Objective:									
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
James Adakai, Deputy Director					Calvin Castillo, Executive Director				
Program Manager's Printed Name					Division Director/Branch Chief's Printed Name				
 5-2-23					 5/2/2023				
Program Manager's Signature and Date					Division Director/Branch Chief's Signature and Date				

FY 2023

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

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BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Baca/Prewitt Chapter - Septic Tank &amp; Leech Line</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)
8000	ASSISTANCE		250,000
9040	9042 Water/Wastewater	250,000	
	Assisting 12 community members with Septic tank/leech line maintenance	\$ 245,000.00	
	12 community members X \$ 21,000.00 = \$245,000.00		
	Supplies: Purchase general office supplies for daily operation of the program. 5,000.00	\$ 5,000.00	
TOTAL		250,000	250,000

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

**Page 1 of 1  
PROJECT FORM**

<b>PART I. Business Unit No.:</b> <u>NEW</u> <b>Project Title:</b> <u>Baca Prewitt Chapter - Septic Tank &amp; Leech Line</u> <b>Project Description:</b> <u>Replacing and installing new leech lines and septic tanks for 12 community members</u> <b>Check one box:</b> <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification														<b>PART II. Project Information</b> <b>Project Type:</b> <u>Housing</u> <b>Planned Start Date:</b> <u>10/1/2022</u> <b>Planned End Date:</b> <u>9/30/2026</u> <b>Project Manager:</b> <u>DCD</u>																	
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.		<b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																								Expected Completion Date if project exceeds 8 FY Qtrs.					
		FY 2023												FY 2024																	
		1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date: <u>09/30/2026</u>					
		O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M
10/01/2022 - 07/01/2023 Identify community members who need assistance		X	X	X	X	X	X	X	X	X	X																				
07/01/2023 - 09/01/2023 Plan, design, get material quotations											X	X	X																		
09/01/2023-12/31/2026 Installation of leech lines and septic tanks to 12 homes												X	X	X	X	X	X	X	X	X	X	X	X	X	X						
<b>PART V.</b> Expected Quarterly Expenditures		\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL					
																										\$250,000.00					

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





## Baca/Prewitt Chapter

Cecil Lewis, Jr., President  
Cindy V. Howe, Vice President  
Geneva Werito, Secretary-Treasurer  
George Tolth, Council Delegate  
Sharon Loley, Chapter Manager  
Vacant, Administrative Assistant  
Kevin Long, Land Board



Buu Nygren  
Navajo Nation President

Richelle Montoya  
Navajo Nation Vice-President

### RESOLUTION OF BACA/PREWITT CHAPTER BPC/23/05/42

#### ACCEPTING AND APPROVING THE REQUEST TO UTILIZE DELEGATE TOLTH REGIONAL ARPA EXPENDITURE PLAN FUNDS IN THE AMOUNT OF \$250,000 TO PLAN, DESIGN, AND IMPLEMENT IN INSTALLING SEPTIC AND LEECH LINE PROJECT

#### WHEREAS:

1. Pursuant to 26 NNC Section 3(A), the Baca/Prewitt Chapter is a duly recognized certified Chapter of the Navajo Nation government as listed at 11 NNC. Part 1, Section 10; and
2. Pursuant to 26 NNC Section 1(B), the Baca/Prewitt Chapter is vested with the authority to review all matters affecting the community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. Baca/Prewitt Chapter, as a part of Honorable Delegate George Tolth's Region, was allocated funds from the American Rescue Plan Act (ARPA) Delegate Regional Expenditure plan is to provide services to the Community of Baca/Prewitt Chapter; and
4. Baca/Prewitt Chapter, knows that the Fiscal Recovery Funds are specifically intend to respond to the COVID-19 public health emergency, and its negative economic impacts, including assisting our community, and
5. Pursuant to CJN-29-22 the Navajo Nation Central Government may award funding to the LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, Baca/Prewitt would like to exercise its LGA authority to receive the Navajo Nation Fiscal Recovery Fund and manage the projects; and
6. Baca/Prewitt Chapter believes it is in the best interest of the community and its chapter to support and approve the Baca/Prewitt Expenditure Plans for the benefit of its community, especially during the on-going COVID-19 pandemic.

#### NOW THEREFORE BE IT RESOLVED THAT:

1. The Baca/Prewitt Chapter membership hereby approves and respectfully submits the funding proposal packet and budget in the amount of \$250,000 to plan, design, and implement in installing septic and leech line project
2. The goal of our project is to ensure the community and their families are living in safe and healthy environment
3. Furthermore, the Baca/Prewitt Chapter would like to exercise its LGA authority to receive the Navajo Nation Fiscal Recovery Fund and manage the projects.

Post Office Box 563 Prewitt, New Mexico 87045,  
Phone: (505) 972-9917 Fax: (505) 972-4221



## Baca/Prewitt Chapter

Cecil Lewis, Jr., President  
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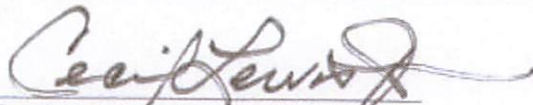


Buu Nygren  
Navajo Nation President

Richelle Montoya  
Navajo Nation Vice-President

### CERTIFICATION:

We, hereby, certify the foregoing resolution was duly considered by the Baca/Prewitt Chapter at a duly called meeting in Baca, Navajo Nation, New Mexico at which a quorum of Chapter members was present with a motion by Monique Delgarito and second by Ruth Barbone and that the same was passed by a vote of 13 in favor, 00 opposed, and 05 abstained this 08<sup>th</sup> day of May 2023.

  
Cecil Lewis Jr., Chapter President

  
Sharon Loley, Chapter Manager