



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: MR Rodis

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.** 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.

Page 2 of 2

APPENDIX A

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

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: LUKACHUKAI CHAPTER Date prepared: 3/24/23

Chapter's PO BOX 248 phone/email: (928) 787-2500
mailing address: LUKACHUKAI, AZ 86507 website (if any): lukachukai@navajochapters.org

This Form prepared by: PAULA S. BEGAY phone/email: (928) 266-7426
CHAPTER PRESIDENT psbegay@naataanii.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: PUBLIC EMPLOYMENT PROGRAM & ILLEGAL TRASH DUMP CLEAN-UP

Chapter President: PAULA S. BEGAY phone & email: (928) 266-7426, psbegay@naataanii.org

Chapter Vice-President: CONNETTE BLAIR phone & email: (505) 362-8757, cblair@naataanii.org

Chapter Secretary: MARY ANN LEONARD phone & email: (928) 787-1081, mleonard@navajochapters.org

Chapter Treasurer: SAME AS ABOVE phone & email: _____

Chapter Manager or CSC: VACANT phone & email: _____

DCD/Chapter ASO: CHINLE/EDGERTON GENE phone & email: (928) 674-2251, egene@nndcd.org

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

☐ document attached

Amount of FRF requested: \$400,000.00 FRF funding period: 4/1/23 - 12/13/26

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 Lukachukai Chapter will use the funds to assist the community with illegal trash dumping cleanups. The funds will be used to purchase supplies, safety equipment and hire personnel. The Lukachukai Chapter will assist their community with having a cleaner community to live in and assist the chapter with other projects. The illegal trash dumps will be blocked so that is no longer in use. The blockades will deter illegal dumping within the chapter boundaries. The Lukachukai Chapter will ensure that the funds expended will address public health challenges that partly caused the unequal 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:

Within the Lukachukai Chapter, a high number of residents have followed Navajo Nation Covid-19 guidelines and stayed home more than ever. The clean up will allow the community a safer environment to live in along with beautifying the land. The PEP workers will assist the chapter with other projects.

☐ 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

APPENDIX A

Program(s) or Project(s) by December 31, 2026:

This project estimates the successful completion of the community clean up completed on a quarterly basis. The PEP workers will complete projects as assigned. The Lukachukai Chapter will obligate the funds no later than December 31, 2024 and will fully expend the funds no later than December 13, 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 Lukachukai Chapter to complete the services needed to facilitate the illegal trash clean up along with other projects the chapter has planned..

☐ 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 Lukachukai Chapter will work to ensure that the illegal trash clean up will be completed and will work with the community to ensure that these dumps are cut off from public access and ensure preventative maintenance is completed after the ARPA funds are depleted.

☐ 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:

6.1 Provision of Government Services. The clean up of illegal trash dumping sites addresses the conditions that contributed to poor public health and economic outcomes during the pandemic, namely concentrated areas with limited economic opportunity. The Chapter will employ community members with enhances skills to ensure their future economic opportunity is heightened.

☐ document attached

Part 3. Additional documents.

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

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.

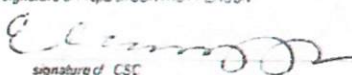
Chapter's
Preparer:


signature of Preparer/CONTACT PERSON

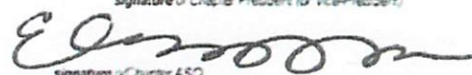
Approved by:


signature of Chapter President (or Vice-President)

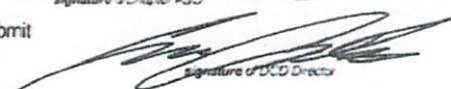
Approved by:


signature of CSC

Approved by:


signature of Chapter ASO

Approved to submit
for Review:


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>Lukachukai Public Employment Program</u>		Division/Branch: <u>Div. of Comm. Dev/ Chinle ASC</u>	
Prepared By: <u>Paula Begay</u>		Phone No.: <u>(928) 787-2500</u>		Email Address: <u>psbegay@naataanii.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	4/1/23-12/13/26	400,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	6		29,309	29,309
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	6		370,691	370,691
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	400,000.00	400,000

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>James Adakai, Deputy Director</u>		APPROVED BY: <u>Calvin Castillo, Executive Director</u>	
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name	
<u>6-15-23</u>		<u>06/15/2023</u>	
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date	

FY 2023THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIAPage 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:										
Business Unit No.: <u>NEW</u>			Program Name/Title: <u>Lukachukai Public Employment Program</u>							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:										
PART III. PROGRAM PERFORMANCE CRITERIA:										
			1st QTR		2nd QTR		3rd QTR		4th QTR	
			Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: <u>Advertise and hire 6 Carpenters/Laborers to perform housing renovations using ARPA funding.</u>										
Program Performance Measure/Objective: <u>Hiring of 3 Carpenters/Laborers</u>			3		3		3		3	
2. Goal Statement: <u>Advertise and hire 1 PEP Supervisor to oversee projects using ARPA funding.</u>										
Program Performance Measure/Objective: <u>Hiring of 1 Superviso</u>			1		1		1		1	
3. Goal Statement: <u>Program Performance Measure/Objective:</u>										
4. Goal Statement: <u>Program Performance Measure/Objective:</u>										
5. Goal Statement: <u>Program Performance Measure/Objective:</u>										
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.										
James Adakai, Deputy Director Program Manager's Printed Name			Calvin Castillo, Executive Director Division Director/Branch Chief's Printed Name							
 Program Manager's Signature and Date			 Division Director/Branch Chief's Signature and Date							
			06/15/2023							

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Lukachukai Public Employment Program</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)
4000	SUPPLIES		29,309
4410	OPERATING SUPPLIES	29,309	
	4420 General Operating Supplies		
8000	ASSISTANCE		370,691
8705	CHAPTER	370,691	
	8710- PEP Hire 4 Supervisors @ \$15.00/hour @ 1,040 hours = \$62,400.00		
	FICA: 6.2% x \$62,400.00 = \$3,868.80		
	Medicare: 1.45% x \$62,400.00 = \$904.80		
	Workman's Compensation: 0.53% x \$62,400.00 = \$330.72		
	Unemployment: 1.83% x \$62,400.00 = \$1,141.92		
	TOTAL: \$68,646.24 [\$68,647.00]		
	8710- PEP Hire 22 Carpenters/Laborers @ \$12.00/hour @ 1,040 hours = \$274,560.00		
	FICA: 6.2% x \$274,560.00 = \$17,022.72		
	Medicare: 1.45% x \$274,560.00 = \$3,981.12		
	Workman's Compensation: 0.53% x \$274,560.00 = \$1,455.17		
	Unemployment: 1.83% x \$274,560.00 = \$5,024.45		
	TOTAL: \$302,043.46 [\$302,044.00]		
TOTAL		400,000	400,000

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

Page 1 of 1
PROJECT FORM

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>LUKACHUKAI PUBLIC EMPLOYMENT PROGRAM & ILLEGAL TRASH DUMP CLEAN UP</u> Project Description: <u>Hiring of PEP workers to complete illegal trash cleanup & other projects within the Lukachukai Chapter.</u> Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification															PART II. Project Information Project Type: <u>PEP</u> Planned Start Date: <u>4/1/23</u> Planned End Date: <u>12/13/2026</u> Project Manager: <u>Paula Begay</u>																																																																																																																																																																																																																																	
PART III. List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc. <table border="1" style="width:100%; border-collapse: collapse; text-align: center;"> <tr> <th colspan="12">FY 2023</th> <th colspan="12">FY 2024</th> <th colspan="12">Expected Completion Date if project exceeds 8 FY Qtrs.</th> </tr> <tr> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> <th colspan="6">12/13/2026</th> </tr> <tr> <th>O</th><th>N</th><th>D</th><th>J</th><th>F</th><th>M</th><th>A</th><th>M</th><th>J</th><th>Jul</th><th>A</th><th>S</th> <th>O</th><th>N</th><th>D</th><th>J</th><th>F</th><th>M</th><th>A</th><th>M</th><th>J</th><th>Jul</th><th>A</th><th>S</th> <th>O</th><th>N</th><th>D</th><th>J</th><th>F</th><th>M</th> </tr> <tr> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>X</td><td>X</td><td>X</td><td>X</td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> <td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> <td>X</td><td>X</td><td>X</td><td>X</td><td>X</td><td>X</td><td>X</td><td>X</td><td>X</td><td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td><td>X</td><td>X</td><td>X</td> </tr> <tr> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> <td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> <td></td><td></td><td></td><td></td><td></td><td></td> </tr> </table>																								FY 2023												FY 2024												Expected Completion Date if project exceeds 8 FY Qtrs.												1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			12/13/2026						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									X	X	X	X																															X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X																																																												
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6/1/23-9/1/23 Advertise and complete all paperwork for new PEP workers 10/1/23 - 9/30/26 Start employment for PEP workers 8/1/23 - 9/30/23 Purchase supplies for the illegal trash dump cleanup 10/1/26 - 12/31/26 Finalize all documents to terminate workers and payout of wages, submissions of required documents to departments and close outs.																																																																																																																																																																																																																																																
PART V. Expected Quarterly Expenditures	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL																																																																																																																																																																																																																							
										29,309.00			100,000.00			100,000.00			100,000.00			70,691.00			\$400,000.00																																																																																																																																																																																																																							

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



LUKACHUKAI CHAPTER
P. O. Box 248 Lukachukai, Arizona 86507
Telephone: (928)787-2500 Fax: (928) 787-2332
Email: lukachukai@navajochapters.org

Carl R. Slater, Council Delegate Paula S. Begay, President Connette Blair, Vice-President Mary Ann Leonard, Sec./Treasurer Larsen Nez, Grazing Comm.

LUK23-26

**RESOLUTION OF THE
LUKACHUKAI CHAPTER #036.**

**APPROVING THE LUKACHUKAI CHAPTER AMERICAN RESCUE PLAN ACT PROJECTS AND
BUDGET IN ACCORDANCE WITH DELEGATE REGION EQUAL DISTRIBUTION OF
\$1,760,468.00.**

WHEREAS:

1. Pursuant to Navajo Nation Council Resolution No. CJ-20-55, dated November 14, 1955, the Lukachukai Chapter is vested with authority and charged with the responsibility to promote, protect and preserve the interest and general welfare, including the health and safety of its community people; AND
2. The Indian Self-Determination Act (P.L. 93-638) of the U. S. Congress and Local Governance Initiatives entitles and support us, Navajo Indians, in initiating plans making decisions, recommendation, request, etc., according to our actual needs and desires; AND
3. The Lukachukai Chapter received confirmation from its Navajo Nation Council Delegate Carl R. Slater that the five (5) Chapters under his leadership will equally distribute the \$8,802,340.00, with Lukachukai Chapter allocation of \$1,760,468.00 for projects using the ARPA funds with budget amounts as follows:

PROJECTS DESCRIPTION	AMOUNT
a. Chapter Field House Renovation/Replacement Roof	\$ 87,150.00
b. Chapter House Renovation Roof	\$ 43,900.00
c. Public Employment Program/Illegal Trash Dumping Cleanup	\$ 400,000.00
d. Community Septic Tank Cleaning	\$ 135,150.00
e. Chapter Enclosed Track	\$ 449,685.00
f. Senior Center Renovation	\$ 107,767.66
g. Police Housing Water & Sewer Line Extension	\$ 144,000.00
h. Police Housing Powerline Extension	\$
i. Agriculture Building Water & Sewer Line Extension	\$ 419,848.00
j. Agriculture Building Powerline Extension	\$

NOW THEREFORE BE IT RESOLVED THAT:

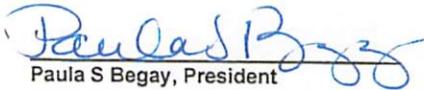
1. The Lukachukai Chapter hereby approves the American Rescue Plan Act projects and budget in accordance with Delegate Region Equal Distribution of \$1,760,468.00.
2. The Lukachukai Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable Federal and Navajo Nation Laws, Regulations, and Policies.

CERTIFICATION

We, hereby certify the foregoing resolution was duly considered by the Lukachukai Chapter at a duly called Chapter Meeting at Lukachukai, Arizona at which a quorum was present and the same was passed by a vote of 17 in favor, 0 opposed, and 0 abstained on this 16th day of March, 2023.

Motion by: Miranda Haskie

Second by: Ervin Begay


Paula S Begay, President


Connette Blair, Vice-President


Mary Ann Leonard, Secretary/Treasurer