



**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: MRodis

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.

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 NON-GOVERNANCE CERTIFIED CHAPTERS

**Part 1. Identification of parties.**

Non-Governance Certified Chapter requesting FRF: **TSAILE/WHEATFIELDS CHAPTER** Date prepared: **3/18/23**

Chapter's **PO BOX C18**  
mailing address: **TSAILE, AZ 86556**

phone/email: **(928) 724-2220**  
website (if any): **tsaile@navajochapters.org**

This Form prepared by: **DARICE NEWMAN**  
**DARICE NEWMAN, COMMUNITY SVC COORDINATOR**  
CONTACT PERSON'S name and title

phone/email: **(928) 724-2220**  
**dnewman@nnchapters.org**  
CONTACT PERSON'S info

Title and type of Project: **Tsaile/Wheatfields Public Employment Program**

Chapter President:	<b>DEVON BEGAY</b>	phone & email:	<b>(505) 399-0414, dbegay@naataanii.org</b>
Chapter Vice-President:	<b>STANLEY KEDELTY</b>	phone & email:	<b>(505) 860-9798, skedelty@naataanii.org</b>
Chapter Secretary:	<b>MARINDA DECHEE</b>	phone & email:	<b>(928) 797-6569, mdechec@navajochapters.org</b>
Chapter Treasurer:	<b>SAME AS ABOVE</b>	phone & email:	
Chapter Manager or CSC:	<b>DARICE NEWMAN</b>	phone & email:	<b>(928) 724-2220, dnewman@nnchapters.org</b>
DCD/Chapter ASO:	<b>CHINLE/EDGERTON GENE</b>	phone & email:	<b>(928) 674-2251, egene@nndcd.org</b>

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

☐ document attached

Amount of FRF requested: **\$205,938** FRF funding period: **April 1, 2023 - December 13, 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 Tsaile/Wheatfields Chapter will use the funds to hire temporary staff to assist the chapter and the residents in completing projects, renovations and other areas that the chapter staff and officials need completed. The temporary staff will be registered voters within the Tsaile/Wheatfields Chapter and the work experience gained can be used to gain full time employment outside of the chapter.

☐ document attached

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

Within the Tsaile/Wheatfields Chapter, there are projects that need to be completed in a timely manner. Having the temporary staff available, the projects will be completed. The work experience gained will enhance the skills of temporary worker. The Tsaile/Wheatfields Chapter residents will directly benefit from the work experience and completion of 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 weatherization/renovations and will obligate the funds no later than September 30, 2026 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 Tsaille/Wheatfields Chapter to hire temporary staff and ensure accuracy in time, wages and payment.

☐ 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 Chapter will be responsible for any amount over the allocated \$205,938 for temporary staff.

☐ 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 Tsaille/Wheatfields Chapter has community members who have been unemployed and some lacking in work experience. Because of this, finding a job has been difficult especially during the Covid-19 pandemic. The community members were not able to provide for themselves and/or their family. Providing the temporary hire to complete projects allows community members to learn new skills, improve their skills and be able to secure permanent positions, possibly with the Navajo Nation.

☐ 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: *Dea Neumann, CSC*  
signature of Preparer/CONTACT PERSON

Approved by: *Dea Neumann, CSC*  
signature of CSC

Approved by: *Deron Beggs*  
signature of Chapter President (or Vice-President)

Approved by: *E. Johnson*  
signature of Chapter ASO

Approved to submit for Review: *[Signature]*  
signature of DCD Director

FY 2023

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page 1 of 1  
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Tsaile/Wheatfields Chapter Public Employment Program</u>		Division/Branch: <u>Div. of Comm. Dev/ Chinle ASC</u>	
Prepared By: <u>Darice Newman</u>		Phone No.: <u>(928) 724-2220</u>		Email Address: <u><a href="mailto:dnewman@nnchapters.org">dnewman@nnchapters.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 Funds	4/1/23-12/13/26	205,938.00	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		205,938	205,938
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>		\$0.00	205,938.00	205,938


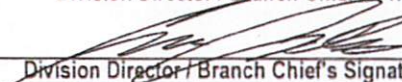
PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		
Total # of Vehicles Budgeted:		

<b>TOTAL:</b> \$205,938.00     100%		
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**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></u> 6-15-23 Program Manager's Signature and Date	APPROVED BY: <u>Calvin Castillo, Executive Director</u> Division Director / Branch Chief's Printed Name  <u></u> 06/15/2023 Division Director / Branch Chief's Signature and Date
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FY 2023

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

Page 1 of 1  
BUDGET FORM 2

**PART I. PROGRAM INFORMATION:**Business Unit No.: NEW

Program Name/Title:

Tsaile/Wheatfields Chapter - Public Employment Program**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:**Advertise and hire 3 Carpenters/Laborer to perform housing renovations using ARPA funding.**Program Performance Measure/Objective:**Hire 3 Carpenters/Laborers

3		3		3		3	
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**2. Goal Statement:**Advertise and hire 1 Supervisor to oversee projects utilizing ARPA funding.**Program Performance Measure/Objective:**Successfully hire the Supervisor

1		1		1		1	
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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.**James Adakai, Deputy Director**Program Manager's Printed Name** 6-15-23  
**Program Manager's Signature and Date**Calvin Castillo, Executive Director**Division Director/Branch Chief's Printed Name** 06/15/2023  
**Division Director/Branch Chief's Signature and Date**

FY 2023

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page 1 of 1  
BUDGET FORM 4

<b>PART I. PROGRAM INFORMATION:</b>			
Program Name/Title: <u>Tsaile/Wheatfields Chapter Public Employment Program</u>		Business Unit No.: <u>NEW</u>	
<b>PART II. DETAILED BUDGET:</b>			
(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 8705	<p>ASSISTANCE</p> <p>CHAPTER</p> <p>8710- PEP Hire 4 Supervisors @ \$15.00/hour @ 1,040 hours = \$62,400.00</p> <p>FICA: 6.2% x \$62,400.00 = \$3,868.80</p> <p>Medicare: 1.45% x \$62,400.00 = \$904.80</p> <p>Workman's Compensation: 0.53% x \$62,400.00 = \$330.72</p> <p>Unemployment: 1.83% x \$62,400.00 = \$1,141.92</p> <p><b>TOTAL: \$68,645.44 [\$68,646.00]</b></p> <p>8710- PEP Hire 12 Carpenters/Laborers @ \$10.00/hour @ 1,040 hours = \$124,800.00</p> <p>FICA: 6.2% x \$124,800.00 = \$7,737.60</p> <p>Medicare: 1.45% x \$62,400.00 = \$1,809.60</p> <p>Workman's Compensation: 0.53% x \$124,800.00 = \$661.44</p> <p>Unemployment: 1.83% x \$124,800.00 = \$2,283.84</p> <p><b>TOTAL: \$137,292.48 [\$137,293.00]</b></p>	205,938	205,938
<b>TOTAL</b>		205,938	205,938

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

**Page 1 of 2  
PROJECT FORM**

<b>PART I. Business Unit No.:</b> <u>NEW</u>  Project Title: <u>Tsaile/Wheatfields Chapter - Public Employment Program</u>  Project Description <u>Hiring of PEP workers to complete projects within the Tsaile/Wheatfields 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														<b>PART II. Project Information</b>  Project Type: <u>PEP</u>  Planned Start Date: <u>4/1/2023</u>  Planned End Date: <u>12/13/2026</u>  Project Manager: <u>Darice Newman</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> <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="4" rowspan="2">Expected Completion Date if project exceeds 8 FY Qtrs. <u>12/13/26</u></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> </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 colspan="28" style="height: 100px; vertical-align: top;">           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             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.         </td> </tr> </table>																								FY 2023												FY 2024												Expected Completion Date if project exceeds 8 FY Qtrs. <u>12/13/26</u>				1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			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	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  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.																											
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<b>PART V.</b> Expected Quarterly Expenditures		\$		\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL																																																																																																																																																																										
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**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

**Page 2 of 2  
PROJECT FORM**

<b>PART I. Business Unit No.:</b> <u>NEW</u> Project Title: <u>Tsaile/Wheatfields Chapter- Public Employment Program</u> Project Description <u>Hiring of PEP workers to complete projects within the Tsaile/Wheatfields 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														<b>PART II. Project Information</b> Project Type: <u>PEP</u> Planned Start Date: <u>4/1/2023</u> Planned End Date: <u>12/13/2026</u> Project Manager: <u>Darice Newman</u>																		
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		1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.									
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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  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.		x	x	x	x	x	x	x	x	x	x	x	x																			
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<b>PART V.</b> Expected Quarterly Expenditures		\$			\$			\$			\$			\$			\$			\$						PROJECT TOTAL						
		25,742.25			25,742.25			25,742.25			25,742.25															\$102,969.00						

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



*Tsaile/Wheatfields Chapter*  
*Post Office Box C18*  
*Tsaile, Arizona 86556*  
*Phone: (928) 724-2220 Fax: (928) 724-2223*

Tsééhilí

TóDzis'á

Tsézhine

*Devon Begay, President*  
*Charles R. Chiee, Grazing Committee*

*Stanley Kedefty, Vice President*

*Marinda DeChiee, Secretary/Treasurer*  
*Carl Roessel Slater, Council Delegate*

TWFFY23-045

**RESOLUTION OF THE  
TSAILE/WHEATFIELDS CHAPTER #038**

**SUPPORTING, RECOMMENDING, AND APPROVAL OF THE TSAILE/WHEATFIELDS  
CHAPTER AMERICAN RESCUE PLAN ACT (ARPA) PRIORITY PROJECT LISTING IN THE  
AMOUNT OF \$1,760,468.00.**

**WHEREAS:**

1. Pursuant to Navajo Nation Council Resolution No. CJ-20-55, dated December 2, 1955, the Tsaile/Wheatfields 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. To support the efforts of the Navajo Nation to mitigate the effects of the COVID-19 Pandemic, the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop basic infrastructure to improve lives of people who have lived without water, electricity and "basic services to support their daily activities, health, and welfare"; and
4. The Navajo Nation Council approved CJN-29-22, in response to the COVID-19 Pandemic in the best interest of the people: "An Action Relating to the Naabik'iyati" Committee and Navajo Nation Council allocation \$1,070,298,867.00 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for Chapter Assistance; Public Safety Emergency Communications; E911 and Rural Addressing Projects; Cyber Security; Public Health Projects; Economic Development Projects; Hardship Assistance; Water and Waste Water Projects; Broadband Projects; Home Electricity Connection and Electricity Compacity Projects; Housing Projects and Manufactured Housing Facilities; Bathroom Addition Projects; Construction Contingency Funding; and Reduced Administration Funding"; and
5. The Tsaile/Wheatfields Chapter selected three eligible projects a. The Housing Renovation project; b. PEP Funding; and c. Road Improvement Project to be included in the funding allocated to Tsaile/Wheatfields Chapter; and
6. The total amount allocated under Navajo Nation Council Delegate Carl R. Slater for Tsaile/Wheatfields Chapter is \$1,760,468.00.

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Tsaile/Wheatfields Chapter hereby approves and accepts the ARPA fundings to be utilized in accordance with the following chapter project priorities.
  - a. Housing Renovation in the amount of \$460,468.00.
  - b. PEP Funding in the amount of \$205,938.00
  - c. Road Improvements in the amount of \$1,094,062.00
2. The Tsaile/Wheatfields Chapter affirms that the Chapter will only use the 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

I, hereby certify the foregoing resolution was duly considered by the Tsaile/Wheatfields Chapter at a duly called Meeting at Wheatfields, Arizona at which a quorum was present and the same was passed by a vote of 12 in favor, 0 opposed, and 1 abstained on this 19th day of March, 2023.

Motion by: Ernest Yazzie

Second by: Lucinda Davis

Devon Begay  
Devon Begay, President