



**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 #:** HK 0629-2

**Date & Time Received:** 04/23/24 at 12:28

**Date & Time of Response:** 05/02/24 at 17:00

**Entity Requesting FRF:** Tse Ch'izhi Chapter

**Title of Project:** Tse Ch'izhi Home Roofing Weatherization

**Administrative Oversight:** Division of Community Development

**Amount of Funding Requested:** \$460,000.00

**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:** \_\_\_\_\_  
2.18, Housing Support: Other Housing Assistance

**Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures):**

- |  |  |
|--|--|
| <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 |  |

Other Comments: Please note that we have modified the requested expenditure code from 6.1 (Provision of Government Services) to 2.18 (Housing Support: Other Housing Assistance). 2.18 is a more favorable expenditure code because it is not limited to the amount of the Nation's lost revenue.

Name of DOJ Reviewer: MacArthur Stant


Signature of DOJ Reviewer: MacArthur Stant

Digitally signed by MacArthur Stant  
Date: 2024.05.02 13:10:24 -06'00'

**Disclaimers:**

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@nndo.org](mailto:arpa@nndo.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 NNDOJ Initial Eligibility Determination is based on the documents provided, which NNDOJ 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 NNDOJ. 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.


 **E-MAILED**  
5/6/24 *CD Slater*  
*J. Begley*  
*cto*



Date: April 7, 2024

To: Fiscal Recovery Office/ARPA Projects

From:

  
Carl R. Slater,  
Council Delegate

Subject: **TSÉ CH'IZHÍ DECREASE AND DELETION OF PROJECTS**

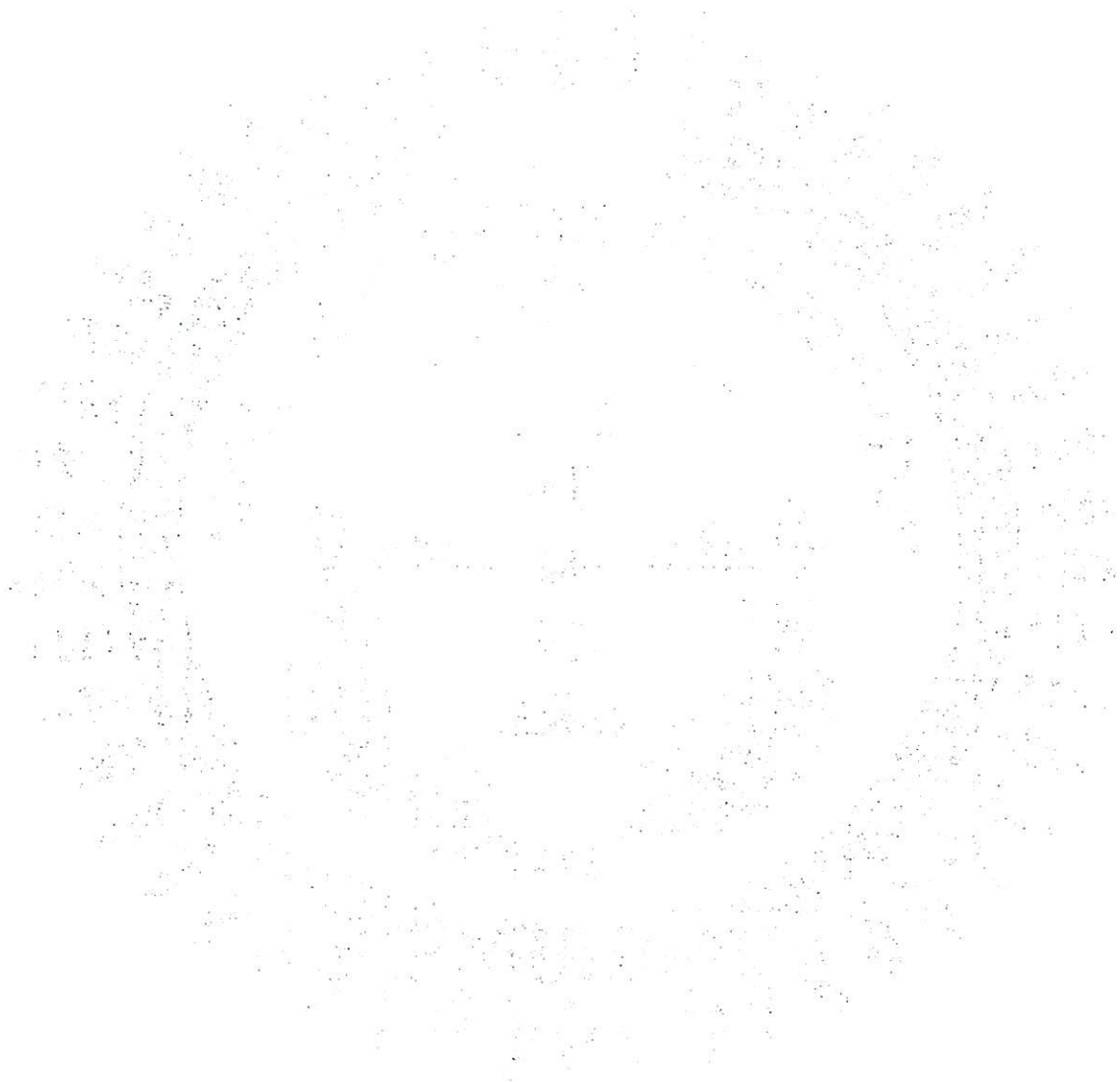
Let this serve as our notice of the following changes to Tsé Chi'zhí's approved and proposed Projects:

- 1- The Tsé Chi'zhí Home Weatherization & Rehab will be renamed to the Tsé Chi'zhí Home Roofing Weatherization Project, K2115454.
- 2- Tsé Chi'zhí Community Culvert Installation K2115455 \$195,000 will be decreased to \$105,118 and partially reallocated to the Tsé Chi'zhí Home Roofing Weatherization, K2115454 in the amount of \$89,882.
- 3- Tsé Chi'zhí Spiritual Wellness Center K2115456 \$99,194 will be deleted and the whole amount to be allocated to the Tsé Chi'zhí Home Roofing Weatherization Project, K2115454.
- 4- The proposed Tsé Chi'zhí Community Water Delivery K2115\_\_ will not be included in a legislation BUT the total amount of \$62,924 will be allocated to the Tsé Chi'zhí Home Roofing Weatherization.
- 5- The Tsé Chi'zhí Home Roofing Weatherization project will have a total of \$460,000 to use for a contractor that will complete as many shingled roofing weatherization as possible.

Tsé Chi'zhí Chapter will be submitting the revised Home Roofing Weatherization Project shortly. Please assist my Chapter in getting these processed through the system.

We sincerely appreciate all the assistance given to our Chapter and we look forward to seeing these projects completed. Should you have any questions, please feel free to contact

me at (301) 910-4788 or via email at [carlslater@navajo-nsn.gov](mailto:carlslater@navajo-nsn.gov) or our Chapter Officials.  
Thank you.



**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: TSE CH'IZHI CHAPTER Date prepared: 3/18/23

Chapter's PO BOX 4344 phone/email: (928) 728-3361  
mailing address: CHINLE, AZ 86503 website (if any): roughrock@navajochapters.org

This Form prepared by: \_\_\_\_\_ phone/email: (928) 728-3361  
LAVERNE R. JIM, CSC lrjim@nnchapters.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: TSE' CH'IZHI' HOME ROOFING WEATHERIZATION

Chapter President: BETTY DAILEY phone & email: (505) 408-3292, daileyb628@gmail.com  
Chapter Vice-President: JAY R. NEZ phone & email: (505) 908-7773, jmez@naataanli.org  
Chapter Secretary: SYLVIA HADLEY phone & email: (928) 206-9356, shadley@navajochapters.org  
Chapter Treasurer: SAME AS ABOVE phone & email: \_\_\_\_\_  
Chapter Manager or CSC: LAVERNE R. JIM, CSC phone & email: (928) 728-3361, lrjim@nnchapters.org  
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: \$460,000 FRF funding period: 4/1/23 - 12/13/26  
Indicate Project starting and ending/teachline data

**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 Tse Ch'izhi Chapter will use the funds to assist approved households with home weatherization, which are roofing specific. The homes that need these will apply with the chapter and show proof/quotes of what is needed to ensure the safety and well-being of the household members. The Tse Ch'izhi Chapter will ensure that the funds expended will address public health challenges of homes and families who are in need of these roofing weatherizations, which partly caused the unequal impact on the Navajo Nation. When assessments were being done, it was determined that shingled roofing would be most beneficial and the chapter would be able to assist more households.  
 document attached

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

Within the Tse Ch'izhi Chapter, there are homes that are in dire need of roofing weatherization. The purchase of supplies will ensure that the roofing weatherization will be done in a timely manner. Once work is completed, the homes will be in good condition to live in. The Tse Ch'izhi Chapter residents will directly benefit from the roofing weatherization, done on their behalf.  
 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

Reviewed 3/20/23

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

This project estimates the successful completion of approximately at least 2 a month and 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 Tse Ch'izhi Chapter to complete the services needed to ensure the roofing weatherization are completed.

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 Home owner will be responsible for the upkeep after the completion is done.

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 Tse Ch'izhi Chapter has had families in dire need of roofing weatherization that had to forego due to the high rise of lumber and building supplies across the Navajo Nation. Due to this expensive rise in cost, the families were not able to purchase roofing supplies for their homes. Some families have had to live in deplorable conditions and make do with temporary repairs that didn't last long with the extreme weather and following all CDC/NN Covid-19 guidelines.

document attached

**Part 3. Additional documents.**

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

Preliminary Estimate from LAM Corporation  
Updated Resolution from Chapter

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: Laverne R. Jim, CSC  
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

<b>PART I. Business Unit No.:</b> <u>K2115454</u> <b>Program Title:</b> <u>Tsé Ch'izhi Chapter Home Roofing Weatherization</u> <b>Division/Branch:</b> <u>Div. of Comm. Dev/ Chinle ASC</u>						
<b>Prepared By:</b> <u>Laverne R. Jim, CSC</u> <b>Phone No.:</b> <u>(928) 728-3361</u> <b>Email Address:</b> <u>lrjim@nnchapters.org</u>						
PART II. FUNDING SOURCE(S)		PART III. BUDGET SUMMARY			(B)	(C)
Fiscal Year /Term	Amount	% of Total	Fund Type Code	NNC Approved Original Budget	Proposed Budget	Difference or Total
NN Fiscal Recovery Funds 4/1/23-12/31/26	460,000.00	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		460,000	460,000
			7000 Special Transactions			
			8000 Public Assistance			
			9000 Capital Outlay			
			9500 Matching Funds			
			9500 Indirect Cost			
			<b>TOTAL</b>	\$0.00	460,000	460,000
PART IV. POSITIONS AND VEHICLES		(D)	(E)			
Total # of Positions Budgeted:						
Total # of Vehicles Budgeted:						
<b>PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.</b>						
<b>SUBMITTED BY:</b> <u>JAVON CHAXLEY, Dept. Manager</u> <b>APPROVED BY:</b> <u>Arbin Mitchell, Division Director</u>						
Program Manager's Printed Name      Division Director / Branch Chief's Printed Name						
<u>4-22-24</u>						
Program Manager's Signature and Date      Division Director / Branch Chief's Signature and Date						

<b>PART I. PROGRAM INFORMATION:</b>		Business Unit No.: <u>K2115454</u>		Program Name/Title: <u>Tsé Ch'izhi Chapter Home Roofing Weatherization</u>				
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>								
<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:	30		30		10			
Community outreach for applicants that need home weatherization and rehabilitation.								
<b>Program Performance Measure/Objective:</b>								
Accept applications and supporting documents.								
2. Goal Statement:	30		30		10			
Screen applicants for participation in program and do assessments.								
<b>Program Performance Measure/Objective:</b>								
Select participants and notify them of selection.								
3. Goal Statement:	30		30		10			
Procurement for contractor to do roofing renovation.								
<b>Program Performance Measure/Objective:</b>								
Do 164 process and have contract in place.								
4. Goal Statement:					1			
Start roofing weatherization for households.								
<b>Program Performance Measure/Objective:</b>								
Complete roofing weatherizations for households and do quality check.								
5. Goal Statement:					15		15	
Program Performance Measure/Objective:								
Program Performance Measure/Objective:								
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>								
			<u>JAYDA CHAVEZ, DEPT. MANAGER</u> Program Manager's Printed Name			<u>Arbin Mitchell, Division Director</u> Division Director/Branch Chief's Printed Name		
			<u>4-22-24</u> Program Manager's Signature and Date			Division Director/Branch Chief's Signature and Date		



PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		Business Unit No.: _____	
Tsé Ch'izhí Chapter Home Roofing Weatherization		K2115454	
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)
6960	SUBCONTRACTED SERVICES 6960 Subcontracted Services	460,000	460,000
<b>TOTAL</b>		<b>460,000</b>	<b>460,000</b>

PART I Business Unit No <u>K2115454</u>												PART II. Project Information													
Project Title: <u>Use Ch'izhi- Home Roofing Weatherization Project</u>												Project Type: <u>Roofing Weatherization</u>													
Project Descripc To complete roofing weatherization for registered household within the Tse Ch'izhi Chapter .												Planned Start Date: <u>4/1/2023</u>													
Check one box:												Planned End Date: <u>12/13/2026</u>													
												Project Manager: <u>Laverne R. Jim</u>													
PART III. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.												Expected Completion Date if project exceeds 8 FY Qtrs.													
List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.	FY 2023						FY 2024						12/13/2026												
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	Jul	A	S	O		N	D	J	F	M							
4/1/23 - 4/30/24	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M							
Complete listing of qualified households within the Tse Ch'izhi Chapter																									
4/1/24 - 9/30/26																									
Complete listing for roofing weatherization and secure contracts for project.																									
5/1/24 - 9/30/26																									
Quality Control to ensure weatherization or rehabilitation has been completed																									
9/30/26 - 12/13/26																									
Closeout of financial documents and reports for ARPA and Chapter to present to chapter.																									
<b>PART V.</b>												\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	PROJECT TOTAL	
Expected Quarterly Expenditures												26,000.00	26,000.00	26,000.00	26,000.00	26,000.00	26,000.00	26,000.00	26,000.00	26,000.00	26,000.00	26,000.00	26,000.00	\$104,000.00	

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

**ROUGH ROCK CHAPTER  
HOME WEATHERIZATION PROJECT**

**GENERAL SUMMARY**

The Rough Rock Chapter is a recipient of Fiscal Recovery Funds through Legislation CJN-29-22 and has an approved Expenditure Plan (HK0629) for Housing Weatherization and Rehab in the amount of \$208,000.

LAM Corporation conducted assessments of eighteen (18) homes as of March 26, 2024. LAM corresponded with the Chapter regarding concerns projected costs that were developed for the home renovations based on the initial assessments and amount of work being requested by the applicants for each home. LAM advised the Chapter that the scope for the renovation efforts needs to be reduced based on the Chapter’s expenditure plan budget.

A progress meeting was held on Tuesday, March 26, 2024, where it was decided by the Chapter to reduce the scope of work to a single construction discipline for roofing projects.

**PROJECT ASSUMPTIONS**

- 18 homes have been assessed as of March 26, 2024
- Out of the remaining applicants that have not yet been assessed, two names were recommended to move forward when subsequent assessments are scheduled since their applications were for roofing.
- In addition, the Chapter has submitted an additional seven (7) applicants to have assessed for roofing.

**COST ESTIMATE SUMMARY**

Description	Estimate
18 Initial Assessments + 2 Additional Unassessed Units (Shingle Roof Replacement Only)	\$340,000
7 Additional Units (May be higher or lower based on square footage of each home.)	\$120,000
<b>TOTAL</b>	<b>\$460,000</b>
<b>Estimate Accounts for:</b>	
• Contingency	
• General Contractor Overhead and Profit	
• NN Taxes	

**\*\* Planning level estimate based on industry costs for material/labor. Final costs for construction will vary based on the selected general contractor(s), contract terms, construction schedule, etc.**