



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: _____

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

- 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

Other Comments: _____

Name of DOJ Reviewer: _____

Signature of DOJ Reviewer: _____ 

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@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 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.

**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: Tolani Lake Chapter Date prepared: 05/17/2023

Chapter's mailing address: HC 61 Box 3001 Winslow, AZ 86047 phone/email: 928-688-3285/tolanilake@navajochapters.org website (if any): _____

This Form prepared by: Tom Yazzie phone/email: 928-688-3285/tomyazzie@nnchapters.org
Tom Yazzie, Community Service Coordinator 928-688-3285/tomyazzie@nnchapters.org
CONTACT PERSON'S name and title *CONTACT PERSON'S info*

Title and type of Project: Multipurpose Building Electrical & HVAC Upgrade

Chapter President: Leland Dayzie phone & email: 928-978-4503/lkdayzie@naataanii.org

Chapter Vice-President: Anna Begay phone & email: 928-853-6945/sinagua93.ab@gmail.com

Chapter Secretary: Gabriella Mēhl phone & email: 928-587-6179/gsmehl@yahoo.com

Chapter Treasurer: Gabriell Mehl phone & email: 928-587-6179/gsmehl@yahoo.com

Chapter Manager or CSC: Tom Yazzie phone & email: 928-688-3285/tomyazzie@nnchapters.org

DCD/Chapter ASO: Milford Maloney phone & email: 928-283-3343/mmaloney@nndcd.org

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

Amount of FRF requested: \$70,000 FRF funding period: 01/01/2023 - 09/30/2026
Indicate Project starting and ending/timeline 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:

Tolani Lake Chapter (TLC) plans to utilized the ARPA funds for electrical & HVAC upgrade on its Community Multipurpose building that is located on the TLC chapter tract. This building serves as a community event/activity center for TLC community and other surrounds chapters. The building is being use for as a governmental training center, emergency responses facility, health related events, sporting, native cultural & school related events, provides governmental service offices and other community involve events.

document attached

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

The beneficiaries of the Project would be Tolani Lake Chapter community membership, Youth programs, Health facilitators, Navajo Nation Government and other governmental agencies to battle and exercise preventive measure against COVID-19/ pandemic.

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:

Obtain three (3) contractual bids from local Electrical Contractors in summer 2023, Encumber all funds from ARPA fund as soon as DOJ approves the project. The total completion of this project is should September 2026.

document attached

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

Navajo Nation Division of Community Development-Calvin Castillo, Division Director; Shayla Draper, Estimator /Planner and James Adakai, Deputy Director will be the oversee staff to monitor the project for progression and completion of 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:

Tolani Lake Chapter will be responsible for all operations and maintenance cost of the installed electrical wiring & HVAC system.

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 Service.

The Tolani Lake Chapter is requesting to utilize Fiscal Recovery Funds for completion of this project. This project will be monitored and coordinated with Navajo Nation Division of Community Development (NN-DCD). The community center is being used by various Navajo Nation division, departments and programs for wide range of events and activities. The office space in the "Center" houses tribal department & programs as well as other governmental agencies.

document attached

Part 3. Additional documents.

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

Tolani Lake Chapter Resolution # TL-05-15E-23
Appendix A - Request Form & Expenditure Plan
Appendix B - Budget Forms (1,2,4 & 6)
Appendix J - Project Budget Schedule

Chapter Resolution attached

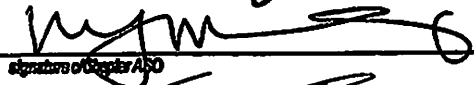
Part 4. Affirmation by Funding Recipient.

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/COO/DCI/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>Multipurpose Building HVAC & Electrical Upgrade</u>		Division/Branch: <u>NN-DCD</u>				
Prepared By: <u>Tom Yazzie, CSC</u>		Phone No.: <u>(928) 686-3285/3265</u>		Email Address: <u>tomyazzie@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	<u>11/1/23 - 4/30/24</u>	70,000.00	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	6	0	70,000	70,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	70,000.00	70,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:		\$70,000.00	100%					
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>[Signature]</u> Program Manager's Signature and Date			<u>[Signature]</u> Division Director / Branch Chief's Signature and Date					

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:
 Business Unit No.: New Program Name/Title: Multipurpose Building HVAC & Electrical Upgrade

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: Complete Multipurpose Building Electrical Upgrade								
Program Performance Measure/Objective: Complete Electrical Wiring & Upgraded to electrical code / specification			1		1		1	
2. Goal Statement: Complete Multipurpose Building HVAC Upgrade								
Program Performance Measure/Objective: Complete installation of HVAC units			1		1		1	
3. Goal Statement:								
Program Performance Measure/Objective:								
4. Goal Statement:								
Program Performance Measure/Objective:								
5. Goal Statement:								
Program Performance Measure/Objective:								

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

<p><u>James Adakai, Deputy Director</u> Program Manager's Printed Name</p> <p><u>[Signature]</u> <u>5-19-23</u> Program Manager's Signature and Date</p>	<p><u>Calvin Castilla, Executive Director</u> Division Director/Branch Chief's Printed Name</p> <p><u>[Signature]</u> <u>5/19/23</u> Division Director/Branch Chief's Signature and Date</p>
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FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Multipurpose Building HVAC & Electrical Upgrade</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)
6500	8600 Constructural Service Multipurpose Building Electrical & HVAC Upgrade 6960 - Subcontracted Service: Tolani Lake Chapter Multipurpose Building Electrical / HVAC upgrade.		70,000
TOTAL		-	70,000



RESOLUTION OF TOLANI LAKE CHAPTER
WESTERN NAVAJO AGENCY

APPROVE PROCUREMENT TO UTILIZE \$70,000 OF FISCAL RECOVERY FUNDS FOR TOLANI LAKE
MULTIPURPOSE BUILDING'S ELECTRICAL AND HVAC UPGRADES.

RESOLUTION NUMBER: TL-05-15E-23

WHEREAS

1. Pursuant to 26 N.N.C., Section 3 (A) the Tolani Lake Chapter is a recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10; and
2. Pursuant to 26 N.N.C., Section 1 (B) the Tolani Lake Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions; and
3. Pursuant to CAP-34-98, the Navajo Nation Council adopted the Navajo Nation Local Governance Act (LGA); and
4. The Tolani Lake Chapter within its Fiscal Recover Fund plan is in support the Division of Community Development to assist with utilizing the ARPA funds for chapter project, project monitoring, project contracting, and all fiscal management: and
5. Pursuant to Resolution CJN -29-22, The Navajo Nation Council allocated \$1,760,468 for five (5) within District 5 and District 3 in response to the battle the impact of the COVID-19 pandemic and;
6. The Tolani Lake Chapter's Community Center is in dire need of an electrical upgrade along with HVAC system upgrade. The Community Center is currently a red tagged facility pending electrical upgrade before the facility is feasible for operation.

*Leland
Dayzie
President*

*HC-61 Box 3001
Winslow, AZ 86047*

*Casey Allen Johnson
Council Delegate*

*Anna M. Begay
Vice President*

*Phone: (928) 686-3285
Fax: (928) 686-3287*

*Leslie Williams
Grazing Official*

*Gabriella Mehl
Secretary Treasurer*

7. The Electrical and HVAC upgrade project will be contracted through the Navajo Nation Division of Community Development. And, that all fiscal matters and monitoring of the project be coordinated with Tolani Lake Chapter.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Tolani Lake Chapter (TLC) hereby approves the encumbrances of the Fiscal Recovery Funds in amount of \$70,000 for TLC Community Center (Multipurpose Building). Reference Exhibit "A" + Resolution Number TL-05-15E-23 and Exhibit "B" + Navajo Nation Budget Form 1 through 6, Appendix A, B, J and Project Budget Schedule as attachments.

CERTIFICATION

We, hereby, certify that the foregoing resolution was duly considered by the Tolani Lake at a duly called meeting in Tolani Lake, Navajo Nation, Arizona at which a quorum of Chapter members was present and that the same was by Margaret Tom and seconded by Lloyd McCabe and passed by a vote of 11 in favor, 0 opposed and 5 abstained this 15th day of May 15, 2023.


Leland Dayzie, President


Anna M. Begay, Vice President

Gabriella Mehl, Secretary/Treasurer

Leslie Williams, Grazing Official

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Dayzie
President*

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