



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 0687

Date & Time Received: 11/09/23 at 12:49

Date & Time of Response: 11/17/23 ta 17:00

Entity Requesting FRF: Many Farms Chapter

Title of Project: Chapter Watering Point (Infrastructure-Water & Sewer: Drinking Water)

Administrative Oversight: Department of Water Resources

Amount of Funding Requested: \$500,000.00

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:
5.11, Drinking Water: Transmission and Distribution

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: _____

Name of DOJ Reviewer: Erika Pirotte

Signature of DOJ Reviewer: Erika R. Pirotte

Digitally signed by Erika R. Pirotte
Date: 2023.11.17 12:58:44 -07'00'

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@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: Many Farms Chapter Date prepared: Oct. 1, 2023

Chapter's mailing address: P.O. Box 185 Many Farms, AZ 86538 phone/email: (928) 781-3605
website (if any): manyfarms.navajochapters

This Form prepared by: Francine Harrison phone/email: (928) 781-3610
Community Service Coordinator fharrison@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Chapter Watering Point (Infrastructure - Water & Sewer: Drinking Water)

Chapter President: Katherine O. Authur phone & email: (928) 255-2669 koarthur3241@yahoo.com

Chapter Vice-President: Aljerino Tsedah phone & email: (928) 679-1092 atsedah@naataanii.org

Chapter Secretary: Jacqualine J. Begaye phone & email: (928) 326-7853 jbegaye@naataanii.org

Chapter Treasurer: Jacqualine J. Begaye phone & email: (928) 326-7853 jbegaye@naataanii.org

Chapter Manager or CSC: Francine Harrison, CSC phone & email: (928) 781-3610 fharrison@nnchapters.org

DCD/Chapter ASO: Robert Jumbo, ASO phone & email: (928) 674-2023 rjumbo@nndcd.org

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

Amount of FRF requested: \$500,000.00 FRF funding period: October 1, 2023 - December 31, 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:

This Many Farms watering point will consist of the construction & creation of a new watering source for community use & draw water for households & community members improving water services. This community watering point will provide access to a critical watering source safe for families & community members. A high number of homes lack access to one or more of the following utilities: electricity, water, wastewater & broadband. This watering point project will directly address deficiencies connected to the high outbreak of COVID-19 on the Navajo Nation. Access to utilities & government services facilitates sustainable economic & social growth & can drastically increase the quality of healthcare provided.

document attached

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

Most rural communities on the Navajo Nation lack access to govt. services & COVID-19 impeded these operations. This project will contribute & strengthens local access to water needs and address the needs for the community. This project will assist in promoting public health & economic stimulus & the people directly benefit.

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

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

Based on the funding, the project end date will be December 31, 2026 with all the funds being incurred before December 31, 2024. Navajo Nation Budget Form 2 are attached for phase goals per quarter of funding period.

document attached

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

The Many Farms Chapter Manager & Chapter Officials will be implementing the NN ARPA Funding Act & the Many Farms Chapter watering point 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:

The Many Farms Chapter will be responsible for operation & maintenance of the Chapter watering point project, no additional cost or recurring cost will be incurred by Many Farms Chapter once project is 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:

Categories: Infrastructure: 5.15 - Water & Sewer: Drinking Water - Other water infrastructure

Pursuant to the U.S. Treasury guidelines and objectives, this project will address the conditions that contributed to poor public health & economic outcomes during the pandemic. By concentrating in areas with limited economic opportunities & inadequate or poor housing quality, the access to resources facilitates improved health outcomes including services connecting residents with healthcare resources, public assistance & build healthier environments to support healthy living environments & communities conducive to mental & physical wellness. The exacerbation of health disparities during the pandemic & pre-existing social vulnerabilities are responsive to the public health impact of the pandemic. This project will support access to govt. services for healthy living.

document attached

Part 3. Additional documents.

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

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

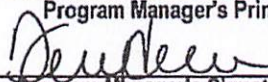
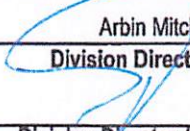
Approved by:
signature of Chapter ASO


Approved to submit for Review:
signature of DCD Director

FY 2024

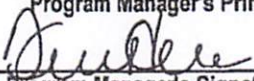

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Many Farms Chapter Watering Point (5.15 Infrastructure)</u>		Division/Branch: <u>Executive / DCD</u>				
Prepared By: <u>Francine Harrison, CSC</u>		Phone No.: <u>(928) 781-3610</u>		Email Address: <u>fharrison@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	10/1/23-12/31/26	500,000.00	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	500,000.00	500,000.00
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	500,000.00	500,000.00
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
		TOTAL:	\$500,000.00 100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Francine Harrison, Community Service Coordinator</u>			APPROVED BY: <u>Arbin Mitchell, Executive Director - DCD</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
								
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					


11/08/2023
Jaron Charley, Dept Manager

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:									
Business Unit No.: <u> New </u>			Program Name/Title: <u>Many Farms Chapter Watering Point (5.15 Infrastructure: Water & Sewer)</u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
The Navajo Nation Chapters Plan of Operations is reference in Title 26 of the Navajo Nation Code.									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
Provide funds for the construction of a water point for Many Farms Chapter									
Program Performance Measure:									
Assist the community and surrounding communities with accesss to water		1		1		1		1	
2. Goal Statement:									
Program Performance Measure:									
3. Goal Statement:									
Program Performance Measure:									
4. Goal Statement:									
Program Performance Measure:									
5. Goal Statement:									
Program Performance Measure:									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
Francine Harrison, Community Service Coordinator				Arbin Mitchell, Executive Director - DCD					
_____ Program Manager's Printed Name				_____ Division Director/Branch Chief's Printed Name					
									
_____ Program Manager's Signature and Date				_____ Division Director/Branch Chief's Signature and Date					
				11/08/2023					

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Many Farms Chapter Watering Point (5.15 Infrastructure: Water & Sewer)</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)
8500 8540	<p>Constructual Services Consulting-Expenses Project will provide construction & creation of a watering point for community use & draw water for households & community members improving water services.</p> <p>Infrastructure: Water & Sewer - ARPA Chapter Watering Point Project. This Many Farms watering point project will consist of the construction & creation of a new watering source for community use & draw water for household & community member improving water services. This community waterig point will provide access to a critical watering sources safe for families and community members. A high number of homes lack access to one or more of the following utilities: electricity, water, wastewater & broadband. This watering point project will directly address deficiencies connected to the high outbreak of COVID-19 on the Navajo Nation. The construction of a new watering point will be capable of meeting the needs of the community.</p>	500,000.00	500,000.00
TOTAL		500,000.00	500,000.00

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u>													PART II. Project Information																															
Project Title: <u>Many Farms Chapter - Chapter Watering Point (5.15 Infrastructure: Water & Sewer - Drinking Water: other water Infrastruc.)</u>													Project Type: <u>Watering Point Project</u>																															
Project Description <u>Project will consist of the construction & creation of a new water source for community use & draw water for households & community members improving water services.</u>													Planned Start Date: <u>10/1/2023</u>																															
Check one box: <input type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification													Planned End Date: <u>12/31/2026</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.																															
													Expected Completion Date if project exceeds 8 FY Qtrs.																															
													FY 2023													FY 2024													Date 12/31/2026					
													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		
Finance (Securing Funds)																								XX	XX																			
Planning & Design																										XX	XX	XX																
Construction																												+	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX		
PART V.													\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL										
Expected Quarterly Expenditures																									100,000.00			200,000.00			200,000.00			\$500,000.00										

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

MANY FARMS CHAPTER GOVERNMENT

P.O. BOX 185

MANY FARMS, ARIZONA 86538

PHONE: (928) 781-3605 FAX: (928) 781-3608

Email: manyfarms@navajochapters.org



Crystalyne Curley, Delegate 25th Navajo Nation Council

Katherine O. Arthur, President
Aljerino Tsedah, Vice President
Jacqueline Begaye, Secretary/Treasurer

Francine Harrison, CSC
Lewanda A. Ben, AMS
Roland Tso, Grazing Representative

Resolution of the Many Farms Chapter

MF-04-10-2023

APPROVING AND REQUESTING ADDITIONAL FUNDING FROM THE AMERICAN RESCUE PLAN ACT (ARPA) FOR PROJECTS AND REQUESTING THE 25TH NAVAJO NATION COUNCIL TO SUPPORT AND APPROVE ADDITIONAL FUNDING IN THE AMOUNT OF \$500,000.00 FOR MANY FARMS CHAPTER ARPA PROJECTS

WHEREAS:

1. Pursuant to CMY-23-79, the Many Farms Chapter is a certified chapter of the Navajo Nation vested with the authority and responsibility to provide and act on all matters affecting the community; and
2. Pursuant to CAP-34-98, the Navajo Nation Council adopted the Navajo Nation Local Governance Act (LGA) that allows Many Farms Chapter to make decisions over local matters; and
3. Pursuant to Resolution CJN-29-22, the Navajo Nation Council approved the allocation of \$1,070,298,867.00 of the Navajo Nation Fiscal Recovery Funds and approved the Fiscal Recovery Fund Expenditure Plans for: chapter and regional projects; and
4. The Navajo Nation Fiscal Recovery Fund office anticipates that some chapters and organizations will not be able to encumber and expend allocated funds before the deadlines established by the Federal Government; and
5. Many Farms Chapter would like to take a proactive approach and be prepare with shovel-ready projects to take advantage of this once in a lifetime opportunity; and
6. Many Farms Chapter will submit the additional proposed projects to the Navajo Nation Fiscal Recovery Fund office, Division of Community Development and the Navajo Nation Department of Justice to determine project eligibility; and
7. The Navajo Nation Capital Project Management Department (CPMD) has been instrumental in the processing of these ARPA Expenditure plans and move from concept to the completion phase for the benefit of the Many Farms community; and
8. Many Farms Chapter plans to coordinate with the Navajo Nation CPMD for the duration of these ARPA projects.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Many Farms Chapter approves and request additional funding from the American Rescue Plan Act (ARPA) for projects and requesting the 25th Navajo Nation Council to support and approve additional funding for Many Farms Chapter ARPA project:

	Project Description	Category	Amount
01	Community Watering Point	5.5 Infrastructure; Water & Sewer	\$500,000.00
	Grand Totals:		\$500,000.00

2. Many Farms Chapter hereby expresses its profound gratitude to the staff within the Capital Projects Management Department, Fiscal Recovery Fund Office and the Office of Legislative Council for their support and work on the allocation of these funds for the direct benefit to the Many Farms community members.
3. The Many Farms Chapter hereby reaffirms the initiatives to ensure that quality direct local services are provided to citizens of the Navajo Nation.

CERTIFICATION

We hereby certify that the foregoing resolution was considered by the Many Farms Chapter at a duly called meeting in Many Farms, Arizona at which a quorum was present and that that same was passed by a vote of 18 in favor, 1 opposed and 7 abstained this 9th day of October 2023.

Motion: Anson Etsitty

Second: Willander Charley

Katherine O. Arthur
Katherine O. Arthur, Chapter President

Aljerino Tsedan
Aljerino Tsedan, Vice President

Jacqueline J. Begaye
Jacqueline J. Begaye, Secretary/Treasurer

Crystalnye Curley
Crystalnye Curley, Council Delegate

Roland Tso
Roland Tso, Grazing Committee