



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 #: HK0692

Date & Time Received: 11/09/23 at 15:52

Date & Time of Response: Nov. 22, 2023 at 1630

Entity Requesting FRF: Nazlini Chapter Government

Title of Project: Public Employment Program

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$762,178.54

Eligibility Determination:

- FRF eligible
 FRF ineligible
 Additional information requested

FRF Eligibility Category:

- (1) Public Health and Economic Impact
 (3) Government Services/Lost Revenue
 (2) Premium Pay
 (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 6.1 Provision of Government Services

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: The Expenditure Code has been updated.

Name of DOJ Reviewer: Lorenzo Curley

Signature of DOJ Reviewer: *lorenzo Curley*

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 GOVERNANCE-CERTIFIED CHAPTERS

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Nazlini Chapter Government Date prepared: May 1, 2023

Chapter's mailing address: P.O. Box 7387, Nazlini, Arizona 86540-7387 phone & email: (928) 755-5900
website (if any): _____

This Form prepared by: Melissa Winney, Chapter Manager phone/email: (928) 755-5900

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Public Employment Program

Chapter President: Lee V. Bigwater phone & email: lbigwater@naataanii.org

Chapter Vice-President: Joseph Dedman phone & email: josephdedman32@gmail.com

Chapter Secretary: JoAnn Dedman phone & email: asdzaaltsui@hotmail.com

Chapter Treasurer: JoAnn Dedman phone & email: asdzaaltsui@hotmail.com

Chapter Manager or CSC: Melissa Winney, Chapter Mgr. phone & email: mwinney@nnchapter.org

DCD/Chapter ASO: Edgerton Gene, Sr. Prog./Proj. Sp. 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: \$762,178.54 FRF funding period: May 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 Nazlini Public Employment Program (PEP) project will provide employment for duties dedicated to the implementation & completion of all ARPA & community based projects & improve the socioeconomic impacts of rural living. The project will hire skilled & experience workers who provide logistical support & assistance in the recovery from the pandemic & in expanding & improving community services. Access to utilities & government services facilitates sustainable economic & social growth & can drastically increase the quality of life.

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 governmental services & COVID-19 impeded these operations. This project contributed & strengthened the local direct mitigation, preparedness, response & recovery of local governmental services & local emergency situations to address the needs for the community . This project assisted in promoting public health & economic stimulus & the Navajo people directly benefit from this project.

document attached

(c) 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 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 Nazlini Chapter Government Chapter Manager will be implementing the NN ARPA Funding Act & Nazlini Chapter Public Employment Program (PEP) 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:

Nazlini Chapter Government will be responsible for operation and maintenance of the Chapter Public Employment Program plan, no additional cost or recurring cost will be incurred by Nazlini Chapter Government 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: Negative Economic Impacts: 2.37 - Other: Economic Impact Assistance

Pursuant to the U.S. Treasury guidelines and funding objectives, this PEP project addresses the conditions that contributed to poor public health & economic outcomes during the pandemic. By concentrating in areas with limited economic opportunities and inadequate or poor housing quality, access to resources facilitates improved health outcomes including services that connect residents with health care resources & public assistance & build healthier environments such as: housing services to support healthy living environments & neighborhoods conducive to mental & physical wellness. The exacerbation of health disparities during the pandemic & the role of pre-existing social vulnerabilities are presumed to be responsive to the public health impact of the pandemic. This workforce will build healthier environments. Access to employment, utilities & govt. services facilitates sustainable economic, social growth & can drastically increase the quality of healthcare provided.

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: <u>Melina Weaney</u> <small>signature of Preparer/CONTACT PERSON</small>	Approved by: <u>[Signature]</u> <small>signature of Chapter President (or Vice-President)</small>
Approved by: <u>Melina Weaney</u> <small>signature of Chapter Manager or CSC</small>	Approved by: <u>[Signature]</u> <small>signature of DCU/Chapter ASO</small>
	Approved to submit for Review: <u>[Signature]</u> <small>signature of DCD Director</small>

FY 2023


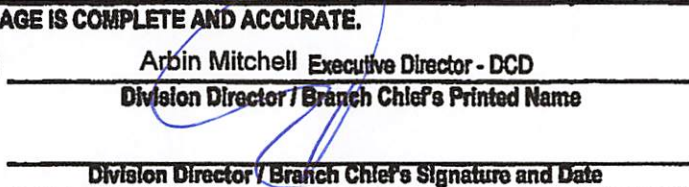
THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

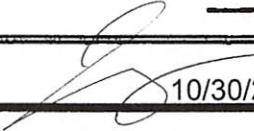
Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: NEW Program Title: Nazini Chapter Gov't - Public Employment Program Division/Branch: Executive / DCD
 Prepared By: Melissa Winney, Chapter Manager Phone No.: (928) 755-9500 Email Address: mwinney@nnchapters.org

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	5/1/23-12/31/26	762,178.54	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	762,178.54	762,178.54
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	762,178.54	762,178.54
TOTAL: \$762,178.54 100%				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: Melissa Winney, Chapter Manager APPROVED BY: 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


10/30/2023
Jaron Charley, Program Manager

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:									
Business Unit No.: <u>NEW</u>			Program Name/Title: <u>Navl'ni Chapter Gov't - Public Employment Program</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:									
Hire skilled & experience personnel to implement & complete all ARPA & community projects.									
Program Performance Measure:									
Hire personnel to provide support to all ARPA & community projects		8		8		8		8	
2. Goal Statement:									

Program Performance Measure:									

3. Goal Statement:									


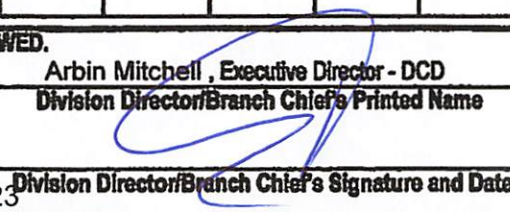
Program Performance Measure:									

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.									
Melissa Winney, Chapter Manager				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					
				10/30/2023					

Jaron Charley, Program Manager

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Nazlini Chapter Gov't <i>Public Employment Program</i></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)
6960	Subcontracted Services		
6990	Subcontracted Services		762,178.54
	Personnel - Temporary Part Time		
	Project Coordinator \$20.00/Hr. 5,270 hrs (2 yrs 7mos)		
	Heavy Equip. Op. (x2) \$17.00/Hr. 5,270 hrs (2 yrs 7mos)		
	Labor (x4) \$16.00.Hr. 5,270 hrs (2 yrs 7mos)		
	Office Aide \$12.50/Hr. 5,270 hrs (2 yrs 7mos)		
	Negative Economic Impacts: Other - Economic Impact Assistance - ARPA Public Employment Program (PEP) Project. This project consist of providing employent for duties dedicated to the implementation & completion of all ARPA & community based projects & improve the socioeconomic impacts of rural living. The project will hire skilled & experience workers who provide locistical support & assistance in the recovery from the pandemic & in expanding & improving community services. Access to utilities & government services facilitates sustainable economic & social growth & can drastically increase the quaality of life.		
TOTAL		762,178.54	762,178.54

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>Nazlini Chapter Government - Public Employment Program</u> Project Description: <u>Project will provide employment for duties dedicated to the implementation & completion of all ARPA & community based projects & improve the socioeconomic impacts of rural living. This project will hire skilled & experience workers who provide support.</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>Public Employment Program</u> Planned Start Date: <u>5/1/2023</u> Planned End Date: <u>12/31/2026</u> Project Manager: <u>Melissa Winney</u>
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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						
Finance (Securing Funds)	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							
Planning, Recruiting & Selection						XX	XX																														
Project Assignments & Activities										XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX	XX							
Project Completion																																XX					
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL												
Expected Quarterly Expenditures																																262,178.54	200,000.00	100,000.00	100,000.00	100,000.00	\$762,178.54

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



NAZLINI CHAPTER GOVERNMENT



LEE V. BIGWATER
CHAPTER PRESIDENT

JOSEPH DEDMAN
CHAPTER VICE-PRESIDENT

JOANN DEDMAN
SECRETARY/TREASURER

CRYSTALYNE CURLEY
COUNCIL DELEGATE

IRVIN SHIRLEY
GRAZING REPRESENTATIVE

NAZLINI CHAPTER RESOLUTION NAZL-JULY-23-062

APPROVING THE PROPOSED REQUEST FOR ADDITIONAL AMERICAN RESCUE PLAN ACT (ARPA) PROJECTS AND BUDGETS AND REQUESTING THE 25TH NAVAJO NATION COUNCIL FOR SUPPORT AND APPROVAL

WHEREAS:

1. Pursuant to N.N.C., Title 26, Section 101, and the Navajo Nation Council Resources and Development Committee Legislation #RDCF-0052-15 dated February 17, 2015, Nazlini Chapter Government was recognized as an LGA Certified Chapter and delegated with the responsibility and authority to make decisions over local chapter matters; AND
2. 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
3. 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
4. Nazlini Chapter would like to take a proactive approach and be prepared with shovel-ready projects to take advantage of this once in a lifetime opportunity; AND
5. Nazlini Chapter will submit the additional proposed projects to the Navajo Nation Fiscal Recovery Fund Office, Division of Community Development and Navajo Department of Justice to determine project eligibility.

NOW THEREFORE BE IT RESOLVED THAT:

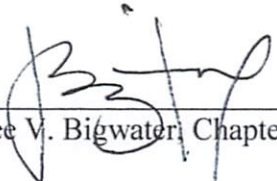
1. The Nazlini Chapter hereby approves the proposed request for additional American Rescue Plan Act (ARPA) projects and budget and requests the 25th Navajo Nation Council for support and approval as listed below.

Page Two
NAZL-JULY-23-062
July 07, 2023

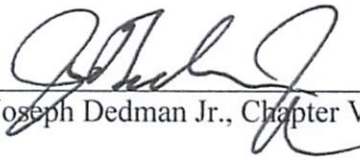
	PROJECT DESCRIPTION	CATEGORY & TITLE	AMOUNT
01	Hazard/Premium Pay	4.1-Premium Pay	\$94,200.00
02	Wood/Pellet Stoves	2.18-Housing Support	\$140,000.00
03	Refrigerators & Ranges	2.18-Housing Support	\$195,000.00
04	PEP Temporary Employment	2.37-Econ Impact Assistance	\$762,178.54
05	Equipment & Machinery	6.1-Prov of Govt Services	\$520,000.00
06	C-Store/Post Office/Laundromat	6.1-Prov of Govt Services	\$10,000,000.00
		GRAND TOTAL	\$11,711,378.54

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered and moved for adoption by Lorraine Nells, seconded by Elbert Woody and passed by a vote of 27 in favor, 0 opposed, 0 abstained, this 7th day of July 2023.



Lee M. Bigwater, Chapter President



Joseph Dedman Jr., Chapter Vice President



JoAnn Dedman, Chapter Secretary/Treasurer

Irvin R. Shirley, Grazing Representative

SCANNED
JUL 07 2023
BY: MSW