



NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Deputy Attorney General

DEPARTMENT OF JUSTICE
INITIAL ELIGIBILITY DETERMINATION
FOR NAVAJO NATION FISCAL RECOVERY FUNDS

RFS/HK Review #: HK0207

Date & Time Received: 11/15/22 14:15

Date & Time of Response: 11/18/22 1:45 PM

Entity Requesting FRF: Chinle Chapter Government

Title of Project: Chinle Chapter Bathroom Additions Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,725,000

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: 1:14 (Other Public Health 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 | |

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be 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: Chinle Chapter Government Date prepared: 10-19-2022

Chapter's mailing address: PO BOX 1809 phone & email: (928) 674-2052
Chinle, AZ 86503 website (if any): chinle@navajochapters.org

This Form prepared by: Dr. Rosanna Jumbo-Fitch phone/email: (928) 225-1658
Chinle Chapter President rosanna.jumbo@naataanii.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Chinle Chapter Bathroom Additions Project

Chapter President: Dr. Rosanna Jumbo-Fitch phone & email: (928) 225-1658/rosanna.jumbo@naataanii.org

Chapter Vice-President: Shawna Claw phone & email: (928) 674-2052/sclaw@navajochapters.org

Chapter Secretary: Roann Burbank phone & email: (928) 674-2052/rburbank@navajochapters.org

Chapter Treasurer: Roann Burbank phone & email: (928) 674-2052/rburbank@navajochapters.org

Chapter Manager or CSC: Walton Yazzie, Manager phone & email: (505)910-9473/wyazzie@navajochapters.org

DCD/Chapter ASO: _____ phone & email: _____

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Chinle Chapter Government employees.

☐ document attached

Amount of FRF requested: 1,725,000.00 FRF funding period: 2023-2026
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:

Chinle Chapter Government Bathroom Additions Project includes an addition to community members homes. The funds will be used to purchase lumber and supplies in order to construct bathroom additions for the community members. The Chinle Chapter residents are located within Chinle, AZ boundary, map attached. The COVID-19 related needs will be met, as each requesting applicant will receive a bathroom addition, which OEH, IHS, and NTUA will assist in final waterline connections.

☐ document attached

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

The Chinle Chapter Bathroom Additions project would benefit the Navajo Nation, Chinle community, and our Navajo people by providing bathroom additions to our community members homes. The Chapter would construct the bathroom additions with manpower and delivery of materials and equipment to project site.

☐ 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:

Chinle Chapter Government Bathroom Additions Project timeline: Chinle Chapter resolution 10/17/2022, Navajo Nation and DOJ review submissions Winter 2022, Purchases Spring 2023- Fall 2023. Construction Summer 2023- Summer 2026. Challenges would include Navajo Nation review timeline.

☐ document attached

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

Chinle Chapter Government will be responsible for implementing the project and assistance.

☐ 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 Chinle Chapter Government and Community Members will be responsible for operations and maintenance costs for the project once 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:

Other Public Health Services^ 1.14

Chinle Chapter is seeking funding for in house construction of bathroom additions for each community member that has submitted an application (in addition with IHS, OEH, NTUA). The Chinle Chapter would be able to purchase supplies and construct the bathroom additions per the approved drawings provided by OEH. The bathroom additions will follow design and specifications provided. The project will be coordinated with the homeowner and third party project manager (OEH, IHS, NTUA). The goal is to provide running water and septic for the applicants.

☐ document attached

Part 3. Additional documents.

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

Chapter Resolution is attached, name of applicants, supporting resolution 2021, supporting documents from 2021 application process.

☒ 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:



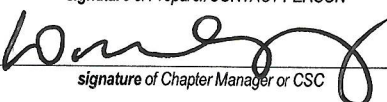
signature of Preparer/CONTACT PERSON

Approved by:



signature of Chapter President (or Vice-President)

Approved by:



signature of Chapter Manager or CSC

Approved by:

signature of DCD/Chapter ASO

Approved to submit
for Review:



signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2023

PART I. Business Unit No.: _____		New		Program Title: _____		Bathroom Addition		Division/Branch: _____		DCD / Executive Branch	
Prepared By: _____		Walton Yazzie		Phone No.: _____		928.674.2052		Email Address: _____		wyazzie@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		FY23-FY25	1,725,000.00	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					
					7000	Special Transactions					
					8000	Public Assistance	6		1,725,000		1,725,000
					9000	Capital Outlay					
					9500	Matching Funds					
					9500	Indirect Cost					
					TOTAL				\$0.00	1,725,000.00	1,725,000

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: _____	Walton Yazzie	APPROVED BY: _____	Lisa Symm
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name	
Signature _____	10-24-22	Signature _____	
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date	

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No.: <u>New</u>		Program Name/Title:		Bathroom Addition	
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:							
PART III. PROGRAM PERFORMANCE CRITERIA:							
1. Goal Statement:		1st QTR		2nd QTR		3rd QTR	
Complete Bathroom addition on approved waterline projects		Goal		Goal		Goal	
Program Performance Measure/Objective:		Actual		Actual		Actual	
To build 50 bathroom addition		12		12		13	
2. Goal Statement:							
Program Performance Measure/Objective:							
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.							
Program Manager's Printed Name		Walton Yazzie		Division Director/Branch Chief's Printed Name		Lisa Symm	
Signature		10.24.22		Signature		Lisa Symm, NTFBO	
Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date			

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No.: _____	
Program Name/Title: _____		New	
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)
8000 Assistance <u>(LOD 4)</u>	<i>Bathroom Additions - Materials only.</i>	1,725,000	1,725,000
8500 Infrastructure (non cap)			
8535 Bathroom Additions			
TOTAL		1,725,000	1,725,000

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: <u> </u>											
Project Title: <u>Bathroom Addition</u>											
Project Description <u>Assist in getting bathroom addition completed</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>Bathroom Addition</u>											
Planned Start Date: <u>10/1/2022</u>											
Planned End Date: <u>9/30/2025</u>											
Project Manager: <u>Walton Yazzie</u>											
PART III. List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.											
Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.											
FY <u>2023</u> FY <u>2024</u>											
1st Qtr. 2nd Qtr. 3rd Qtr. 4th Qtr. 1st Qtr. 2nd Qtr. 3rd Qtr. 4th Qtr. Date											
O N D J F M A M J J A S O N D J F M A S 5											
4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 5											
Building bathroom addition											
PROJECT TOTAL											
\$ \$ \$ \$ \$ \$ \$ \$ \$											
138,000.00 138,000.00 149,500.00 149,500.00 138,000.00 138,000.00 149,500.00 149,500.00 \$1,150,000.00											
PART V. Expected Quarterly Expenditures											

Chinle Chapter Government

THE NAVAJO NATION

Dr. Rosanna Jumbo-Fitch

PRESIDENT

Shawna Claw

VICE PRESIDENT

RoAnn Burbank

SECRETARY/TREASURER

Eugene Tso

COUNCIL DELEGATE

Oscar Bia

GRAZING COMMITTEE MEMBER

RESOLUTION OF THE CHINLE CHAPTER NAVAJO NATION CHIN-OCT-22-072

APPROVING THE SELECTION OF THE BATHROOM ADDITIONS PROJECT FOR THE INCLUSION ON THE CHINLE CHAPTER DELEGATE REGION IN THE AMOUNT OF \$1,725,000.00.

WHEREAS:

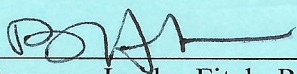
1. Pursuant to Navajo Nation Code, Section 4001 (d) and 4028 (2), (b) the Chinle Chapter is established and certified as a local government entity of the Navajo Nation vested with the authority to review all matters affecting the chapter and submit appropriate recommendations to the Navajo Nation government of other local agencies by resolutions; and
2. 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 the 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
3. 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; Allocating \$1,070,298,867 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 Wastewater Projects; Broadband Projects; Home Electricity Connection and Electricity Capacity Projects; Housing Projects and Manufactured Housing Facilities; Bathroom Addition Projects; Construction Contingency Funding; and Reduced Administrative Funding"; and
4. The Chinle Chapter Government has attended several meetings with Navajo Nation Division of Community Development, Navajo Tribal Utility Authority, and the Fiscal Recovery Fund Office; and
5. The eligible attached Exhibit: Chinle Chapter Bathroom Additions was selected as a Project to be included on the Navajo Nation Council Delegate Eugene Tso Chapter Region in the amount of \$1,725,000.00 for the Chinle Chapter; and
6. The total amount for Chinle Chapter Delegate Region is \$ 8,802,340.00.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Chinle Chapter Government hereby approves the selection of Chinle Chapter Bathroom Additions as a selected Project to be included on the Navajo Nation Council Delegate Eugene Tso Chapter Region in the amount of \$1,725,000.00.

CERTIFICATION

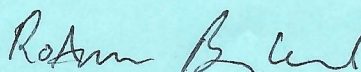
We hereby certify that the foregoing chapter resolution was duly considered by the Chinle Chapter at a duly called meeting at which time a quorum was present. A motion was made by Myron McLaughlin and seconded by Pamela Bia and the same was passed by a vote of 9 in favor, 0 opposed, and 1 abstained, this 17th day of October, 2022.



Dr. Rosanna Jumbo-Fitch, President



Shawna Claw, Vice President



RoAnn Burbank, Secretary/Treasurer