



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 0502

Date & Time Received: 5/16/23 at 16:58

Date & Time of Response: Reissued 07/14/23 at 17:00

Entity Requesting FRF: Crownpoint Chapter

Title of Project: Septic Cleaning (Clean, Repair/Replace and/or Upgrade)

Administrative Oversight: NNEPA - Surface and Ground Water Protection Department

Amount of Funding Requested: \$30,000.00

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:
5.5 Clean Water: Other Sewer Infrastructure

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: Corrected Administrative Oversight

Name of DOJ Reviewer: Erika Pirotte

Signature of DOJ Reviewer: Erika R. Pirotte

 Digitally signed by Erika R. Pirotte
Date: 2023.07.14 09:59:03 -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@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: Crownpoint Chapter Date prepared: 4/12/2023

Chapter's P.O. Box 336 phone/email: 5057862130/crownpoint@navajochapters.org
mailing address: Crownpoint, NM 87313 website (if any): crownpoint.navajochapters.org

This Form prepared by: Felicia A. Singer phone/email: 5057862130
Accounts Maintenance Specialist fjohn@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Septic Cleaning (Clean, Repair/Replace and/or Upgrade)

Chapter President: Rita Capitan phone & email: rcapitan@naataanii.org

Chapter Vice-President: Leonard Perry phone & email: philohis@yahoo.com

Chapter Secretary: Helen Murphy phone & email: ahsbulldogs68@yahoo.com

Chapter Treasurer: Helen Murphy phone & email: ahsbulldogs68@yahoo.com

Chapter Manager or CSC: Aaron Edsitty, CSC phone & email: crownpoint@navajochapters.org

DCD/Chapter ASO: Casey Begay phone & email: casey_begay@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): n/a

document attached

Amount of FRF requested: 30,000 FRF funding period: January 1, 2023 to 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:

Crownpoint Chapter-Septic Tank Cleaning: To Serve Crownpoint Chapter registered Voters. If you have a septic system, it's important to understand how septic systems work and be familiar with the maintenance tasks you can complete to help extend the life of your system by preventing leaks and clogs. Pumping the tank removes this sludge material, preventing your tank from getting so full that it cannot function or it overflows into your yard. Applicant will fill application for qualification homesite lease, high risk, elders first, single parents, others last. Payments made to vendor with list of names, 60 members X\$500= 30,000 and or negotiate more members to serve.

document attached

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

Crownpoint Chapter Navajo Nation Registered members will benefit. Whether you will need to have it pumped every two years or every five years really depends on the size of the tank, the number of people living in the home, and the type of waste that is put into the septic system. Washers.

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:

Once approved and fully funded, the Septic Tank Cleaing will be implemented by 3 to 6 months to accept and approve applications (if documentations submitted) and provide payment to septic service company based on account numbers provided.

document attached

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

Crownpoint Chapter Staff, Community Services Coordinator, Aaron Edsitty
Felicia A. Singer, Accounts Maintenance Specialist, Helen Murphy, Crownpoint Chapter Sec./Treas
Rita Capitan, Crownpoint Chapter President, Leonard Perry, Chapter Vice-President, DCD.

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:

Septic Tank Cleaning (repair/upgrade/Cleaning) will be a ONE TIME assistance with ARPA, a one-time cost payment to vendor, after that responsibility will fall under the home owner for future cleaning as before. The more members negotiated at the price will benefit the community.

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:

Infrastructure
Water and Sewer
Clean Water: Centralized Wastewater Treatment 5.1
Drinking Water: Other water infrastructure 5.15

document attached

Part 3. Additional documents.

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

Crownpoint Chapter Resolution CPCS 23-04-05

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: Felicia Singer
Digitally signed by Felicia Singer
Date: 2023.04.13 15:34:49 -06'00'
signature of Preparer/CONTACT PERSON

Approved by: Rita Capitan
Digitally signed by Rita Capitan
Date: 2023.04.13 15:35:28 -06'00'
signature of Chapter President (or Vice-President)

Approved by: AARON EDSITTY
Digitally signed by AARON EDSITTY
Date: 2023.04.13 15:35:08 -06'00'
signature of CSC

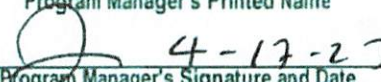
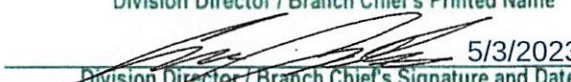
Approved by: 
signature of Chapter ISO

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>CROWNPOINT CHAPTER- SEPTIC CLEANING</u>		Division/Branch: <u>DCD/ EXECUTIVE</u>				
Prepared By: <u>FSINGER, AMS</u>		Phone No.: <u>505-786-2130</u>		Email Address: <u>crownpoint@navajochapters.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
NNFRF	1/1/2023-12/31/26	30,000.00	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	0	30,000	30,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	30,000.00	30,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:				\$30,000.00	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					
 4-17-23			 5/3/2023					
Program Manager's Signature and Date			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: CROWNPOINT CHAPTER - SEPTIC CLEANING

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:
 Crownpoint Chapter Resolution CPC 23-04-05

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 one-time SEPTIC CLEANING ASSISTANCE (Registered Voter/Utility Account Holder) Program Performance Measure/Objective: Assist 60 registered voters with septic tank cleaning at 500.00 x 60 Registers	15		15		15		15	
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.

James Adakai, Deputy Director _____ Program Manager's Printed Name	Calvin Castillo, Executive Director _____ Division Director/Branch Chief's Printed Name
 _____ Program Manager's Signature and Date	 _____ Division Director/Branch Chief's Signature and Date

5/3/2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>CROWNPOINT CHAPTER - SEPTIC CLEANING</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)
8000	ASSISTANCE		30,000
8550	8550 Infrastructure Water and Sewer \$500 per septic tank Septic Cleaning \$30,000 for septic tank cleaning 60 registered voters	30,000	
TOTAL		30,000	30,000

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>CROWNPOINT CHAPTR- SEPTIC CLEANING</u> Project Description: <u>TO ASSIST WITH SEPTIC CLEANING FOR CHAPTER MEMBERS</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>SEPTIC CLEANING</u> Planned Start Date: <u>1/1/2023</u> Planned End Date: <u>12/31/2026</u> Project Manager: <u>AARON EDSITTY</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. <table border="1" style="width:100%; border-collapse: collapse; text-align: center;"> <tr> <th colspan="12">FY <u>2023</u></th> <th colspan="12">FY <u>2024</u></th> <th colspan="6">Expected Completion Date if project exceeds 8 FY Qtrs.</th> </tr> <tr> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> <th colspan="6">Date 12/31/26</th> </tr> <tr> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> <th>A</th><th>M</th><th>J</th> <th>Jul</th><th>A</th><th>S</th> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> <th>A</th><th>M</th><th>J</th> <th>Jul</th><th>A</th><th>S</th> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> </tr> <tr> <td></td><td></td><td></td> <td></td><td></td><td></td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td>15</td><td>15</td><td>15</td> <td>15</td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> <tr> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> <tr> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> <tr> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td>X</td><td>X</td> <td>X</td><td></td><td></td> <td></td><td></td><td></td> </tr> </table>													FY <u>2023</u>												FY <u>2024</u>												Expected Completion Date if project exceeds 8 FY Qtrs.						1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date 12/31/26						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							X	X	X	X	X	X							15	15	15	15																								X	X	X	X	X	X	X	X	X	X																					X	X	X	X	X	X	X	X	X	X																															X	X	X					
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PART V. Expected Quarterly Expenditures	\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL																																																																																																																																																																																																												
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FOR OMB USE ONLY: Resolution No: _____ FMIS Set Up Date: _____ Company No: _____ OMB Analyst: _____

NAVAJO NATION

DR. BIL NYGREN
PRESIDENT



CROWNPOINT CHAPTER
P.O. Box 336

Crownpoint, New Mexico 87313
Phone (505) 786-2130/2131 Fax (505) 786-2136

Website: www.crownpoint.navajochapters.org Email: crownpoint.navajochapters.org

RICHIELLE MONTOYA
VICE PRESIDENT

Rita Capitan, President
Leonard Perry, Vice President
Helen Murphy, Secretary/Treasurer
Danny Simpson, Council Delegate
Herbert Korfus, Land Board Member

Chapter Administration

Aaron Ebbary, Community Services Coordinator Email: aebbar@navajochapters.org
Felicia A. Singer, Accounts Maintenance Specialist Email: fsinger@navajochapters.org

RESOLUTION: CPCS 23-04-05

SUPPORT RESOLUTION TO REQUEST \$30,000 FROM THE NAVAJO NATION ARPA FISCAL RECOVERY & EXPENDITURE PLAN FUNDS FROM THE \$8.8 REGIONAL COUNCIL DELEGATE EXPENDITURE FUNDS FOR THE CROWNPOINT CHAPTER COMMUNITY SEPTIC CLEANING PROJECT

WHEREAS:

1. Pursuant to NNC Title 26, The Crownpoint Chapter located in McKinley County, is recognized as a local government entity of the Navajo Nation established and a duly certified chapter of the Navajo Nation to exercise local governing powers to review and support activities benefitting the chapter community; and
2. As a local governmental unit of the Navajo Nation authorized by 2 N.T.C. Section 4001 and 4028 (a) to review and promote matters that affect the local community and to make appropriate recommendations to the Navajo Nation, Federal, State, County, and local o agencies for consideration and approval; and
3. The Crownpoint Chapter recognizes that some community members of Crownpoint have expressed and requested a need for a Septic Cleaning at their homes; and
4. The Crownpoint Chapter recognizes that this is a serious health issue which membership cannot afford to pay for. Approximate cost is \$500.00 per septic cleaning. This is mostly for families who live outside the Crownpoint community and some in the community who are registered chapter members.

THEREFORE, BE IT RESOLVED THAT;

1. The Crownpoint Chapter request \$30,000 to assist family households who are in need of a Septic Cleaning done as requested beginning 2023-2025.
2. The Crownpoint Chapter affirms that the Chapter will use the awarded Fiscal Recovery Funds and Implement this FRF Expenditure Plan in compliance with the ARPA Regulations, and with all applicable Federal and Navajo Nation Laws, Regulations, and Policies.

C-E-R-T-I-F-I-C-A-T-I-O-N

WE HEREBY CERTIFY that the foregoing resolution was duly considered by the Crownpoint Chapter membership at a duly called regular meeting at Crownpoint Chapter, (McKinley County) New Mexico, at which a quorum was present and that same was passed by a vote of 11 in favor, 0 opposed and 01 abstained on the 6th day of April, 2023.

Motion: LEONARD FREELAND

Second: ROSEMARY SILVERSMITH

Rita Capitan, President

Leonard Perry, Vice-President

Helen Murphy, Secretary / Treasurer

Danny Simpson, Council Delegate