



**NAVAJO NATION DEPARTMENT OF JUSTICE**  
*OFFICE OF THE ATTORNEY GENERAL*

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ETHEL B. BRANCH  
Attorney General

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

**RFS/HK Review #:** HK0395

**Date & Time Received:** 18 January 2023; 3:20 pm

**Date & Time of Response:** 01/09/2023 at 13:47

**Entity Requesting FRF:** Crownpoint Chapter

**Title of Project:** Chapter Buildings HVAC Systems

**Administrative Oversight:** Division of Community Development

**Amount of Funding Requested:** \$250,000.00

**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

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**U.S. Department of Treasury Reporting Expenditure Category:** 1.4 Prevention in Congregate Settings (Nursing Homes, Prisons/Jails, Dense Work Sites, Schools, etc.)

**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: \_\_\_\_\_  
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Name of DOJ Reviewer: Adjua Adjei-Danso

Signature of DOJ Reviewer: Adjua Adjei-Danso

Digitally signed by Adjua Adjei-Danso  
Date: 2023.01.18 15:21:42 -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@nndo.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: 11/30/2022

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: Aaron Edsitty phone/email: 2027862130  
Crownpoint Chapter, Community Services Coordinator crownpoint@navajochapters.org  
*CONTACT PERSON'S name and title* *CONTACT PERSON'S info*

Title and type of Project: Chapter Buildings HVAC Systems

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 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: 250,000 FRF funding period: March 2020/December 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:

Chapter Buildings HVAC, the funding purpose and plan is to install adequate HVAC systems to the Chapter buildings during the COVID-19 pandemic. Chapter buildings are utilized for COVID-19 meetings, storage of cleaning and sanitation supplies that require the recommended temperature to safely store COVID-19 supplies. The chapter buildings, chapter house, mobile office, stone building, headstart, and warehouse serves the Crownpoint Community and neighboring communities to utilize the buildings for meetings, education, and supply storage. Proper HVAC System will be beneficial to the chapter community.

document attached

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

Adequate room temperatures in the Crownpoint Chapter Buildings is detrimental to the chapter staff and community members, as well as as chapter employees youth and adults. Adequate temperatures help the fight against the COVID-19 virus. Crownpoint is still a hot spot and at times COVID-19 is uncontrollable in and around Crownpoint NM and neighboring communities.

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:

Once the funds are approved approved, the HVAC systems may be installed on all chapter buildings as soon as possible before the end date of December 31, 2026

document attached

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

Crownpoint Chapter Staff, Aaron Edsitty, Community Services Coordinator, Felicia A. Singer, Accounts Maintenance Specialist, the Chapter Officials and the DCD Project Managers.

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:

Crownpoint Chapter Building HVAC systems <sup>ASO</sup> \$120,000, maintenance and operation will be the responsibility of the Chapter.

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:

Prevention in Congregate Settings (Nursing Homes, Prisons/Jails, Dense Work Sites, Schools, Child care facilities, etc.) 1.4  
Public Sector Capacity: Administrative Needs 3.5  
Provision of Government Services 6.1

document attached

**Part 3. Additional documents.**

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

Resolution CPC 23-10-01

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:  12-1-22  
signature of Chapter President (or Vice-President)

Approved by:   
signature of CSG

Approved by:  12/05/2022  
signature of Chapter ASO

Approved to submit for Review:  MAFRFB  
signature of DCD Director

FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>New</u>		Program Title: <u>CROWNPOINT HVAC SYSTEMS</u>		Division/Branch: <u>DIVISION OF COMMUNITY DEVELOPMENT</u>				
Prepared By: <u>AARON EDSITTY, CSC</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
FRF ARPA	10/2022-12/2026	250,000.00	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	<u>6</u>	<u>-250,000</u>	250,000	<u>250,000</u>
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		<u>\$250,000.00</u>	250,000.00	<u>250,000</u>
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
TOTAL:		\$250,000.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Sonlatsa Jim-Martin, Department Manager II</u>				APPROVED BY: <u><i>Pearl Yellowman</i></u>				
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name				
<u><i>Sonlatsa Jim</i></u>				<u><i>Pearl Yellowman</i></u>				
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date				
<u>12/05/2022</u>				<u>12.5.20</u>				



FY \_\_\_\_\_

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

**PART I. PROGRAM INFORMATION:**  
 Business Unit No.: \_\_\_\_\_ Program Name/Title: **CROWNPOINT HVAC SYSTEMS**

**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: HVAC SYSTEMS PURCHASES Program Performance Measure/Objective: TO INSTALL HVAC SYSTEMS ON CHAPTER BUILDINGS	1		1		1		1	
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.**  
 Sonlatsa Jim-Martin, Department Manager II  
 \_\_\_\_\_  
 Program Manager's Printed Name  
*Sonlatsa Jim* 12/05/2022  
 \_\_\_\_\_  
 Program Manager's Signature and Date  
 \_\_\_\_\_  
 Division Director/Branch Chief's Printed Name  
*Paul Kellerman* 12.5.20  
 \_\_\_\_\_  
 Division Director/Branch Chief's Signature and Date

FY \_\_\_\_\_

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page \_\_\_ of \_\_\_  
**BUDGET FORM 4**

<b>PART I. PROGRAM INFORMATION:</b>				
Program Name/Title: <u>CROWNPOINT HVAC SYSTEMS</u>		Business Unit No.: _____		
<b>PART II. DETAILED BUDGET:</b>				
(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)	
	FRF FUND			
8000	Assistance		250,000	
1.4	FRF- FISCAL RECOVERY FUND APPB	250,000		
3.5				
6.1				
<b>TOTAL</b>		250,000	250,000	

NAVAJO NATION

JONATHAN NEZ  
PRESIDENT

CROWNPOINT CHAPTER

P.O. Box 336  
Crownpoint, New Mexico 87313  
Phone (505) 786-2130/2131 Fax (505) 786-2136

MYRON LIZEN  
VICE PRESIDENT



Website: [www.crownpointnavajochapters.org](http://www.crownpointnavajochapters.org) Email: [crownpoint@navajochapters.org](mailto:crownpoint@navajochapters.org)

Rita Capitan, President

Leonard Perry, Vice President

Helen Murphy, Secretary/Treasurer

Mark Freeland, Council Delegate

Herbert Enrico, Land Board Member

Chapter Administration

Aaron Edsity, Community Services Coordinator  
Email: [aedsity@navajochapters.org](mailto:aedsity@navajochapters.org)

Felicia A Singer, Accounts Maintenance Specialist  
Email: [johns@navajochapters.org](mailto:johns@navajochapters.org)

RESOLUTION: CPC 23-10-01

APPROVING AND SUPPORTING THE CROWNPOINT CHAPTER ARPA PROJECTS UNDER THE HONORABLE COUNCIL DELEGATE MARK FREELANDS \$8.8 MILLION ALLOCATION FOR THE 8 CHAPTER ALLOCATION(S) \$1.1 MILLION, THE BATHROOM ADDITIONS, WASTE WATER, WATER LINES, CISTERN SYSTEM, HOUSEWIRING, POWER & ELECTRIC LINE, SOLAR SYSTEMS, HOUSING AND OTHER PROJECTS NOT LIMITED TO ALL PROPOSED CHAPTER PROJECTS RELATED TO COVID 19 PANDEMIC.

WHEREAS:

1. The Crownpoint Chapter Certified 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 agencies for consideration and approval; and
2. The Crownpoint Chapter is a recognized and certified chapter authorized under Navajo Nation Code Title 26 Local Governance Act of 1998; and
3. By Resolution CAP 34 98, the Navajo Nation Council approved the "Local Governance Act" where the Navajo Nation delegated government authority to the Chapter of the Navajo Nation to address matters of local concern with Navajo Law custom and tradition; and
4. The Crownpoint Chapter will submit ARPA Appendix A applications to the FRF office with all required documents.

NOW THEREFORE, BE IT RESOLVED THAT:

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 12 in favor, 0 opposed and 0 abstained on the 18<sup>th</sup> day of October 2022

Motion: Rayvee Tully  
Rita Capitan  
Rita Capitan, President

Second: Tyrone Beyay  
Leonard Perry  
Leonard Perry, Vice President

Helen Murphy Secretary/Treasurer

Mark Freeland, Council Delegate