



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 #: _____

Date & Time Received: _____

Date & Time of Response: _____

Entity Requesting FRF: _____

Title of Project: _____

Administrative Oversight: _____

Amount of Funding Requested: _____

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: _____

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: _____

Signature of DOJ Reviewer: *Vin Blakely*

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: Becenti Chapter Date prepared: 2/1/2023

Chapter's mailing address: Post Office Box 708 phone/email: 505-786-2283/2284
Crownpoint, New Mexico 87313 website (if any): becenti.navajochapters.org

This Form prepared by: Charmayne Hosteen phone/email: 505-786-2283/2284
Becenti Chapter Community Service Coordinator chosteen@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Becenti Chapter Temporary Employment

Chapter President: Jonathan Perry phone & email: 505-786-2286/jonperry@yahoo.com

Chapter Vice-President: Marjorie Lantana phone & email: 505-786-2283/mlantana@naataanii.org

Chapter Secretary: Arlene Arviso-Arthur phone & email: 505-786-2283/aarthur@navajochapters.org

Chapter Treasurer: Arlene Arviso-Arthur phone & email: 505-786-2283/aarthur@navajochapters.org

Chapter Manager or CSC: Charmayne Hosteen phone & email: 505-786-2283/chosteen@nnchapters.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): Unknown

document attached

Amount of FRF requested: \$79,196.69 FRF funding period: 2/1/2023-12/31/2026
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:

Becenti Chapter is requesting \$79,196.69 for temporary employment personnel. The funds will be used for hiring local members to serve our Becenti Community with the Housing Renovation Project, Bathroom Additions & Renovations Project and New Housing Project. One (1) Construction Supervisor and four (4) Laborers. The temporary employment will help eliminate the spread of the COVID-19 among families living in multi-generational homes. Which will provide a stable house with sanitary infrastructure (water/waste water and electricity) to help combat the COVID-19 pandemic.

document attached

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

This project will benefit the Becenti community and will be assist in the cost for sewage cleanouts, especially homes that were impacted by COVID-19 related viruses.

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:

Advertise job announcement for temporary employment from local/surrounding areas and project will complete before December 31, 2026

document attached

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

Becenti Chapter, temporary employees, and in conjunction with Division with Community Development.

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:

Homeowner will be responsible for operations and maintenance after projects are complete by temporary employees.

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:

This project will fall in category 2 under 2.10-Assistance to Unemployed or Underemployed Workers (e.g. job training, subsidized employment, employment supports or incentives)

Assistance to individuals who want and are available for work, including job training, public jobs programs and fairs, support for childcare and transportation to and from a jobsite or interview, incentives for newly employed workers, subsidized employment, grants to hire underserved workers, assistance to unemployed individuals.

document attached

Part 3. Additional documents.

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

Approved Chapter Resolution BCJAN-23-281
NN Budget Forms (1, 2, 3, 4)
Appendix J - Project Budget Schedule

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: Charmayne Hosteen
signature of Preparer/CONTACT PERSON

Approved by: [Signature]
signature of Chapter President (or Vice-President)

Approved by: Charmayne Hosteen
signature of CSC

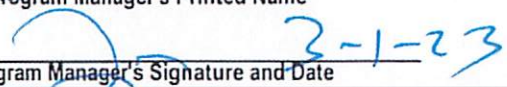
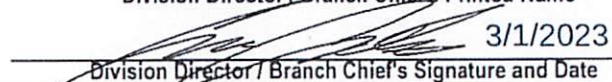
Approved by: [Signature]
signature of Chapter ASO

Approved to submit for Review: Lisa Jamm
signature of DCD Director


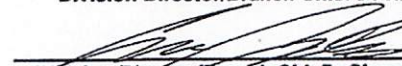
FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u> New </u>		Program Title: <u> Becenti Chapter Temporary Employment </u>		Division/Branch: <u> Division of Community Development </u>				
Prepared By: <u> Chamayne Hosteen, CSC </u>		Phone No.: <u> 505-786-2283/2284 </u>		Email Address: <u> becenti@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
FAF Fiscal Recovery Funds	2/1/23 - 12/31/26	79,196.69	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		79,196.69	79,196.69
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	79,196.69	79,196.69
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	5	
				Total # of Vehicles Budgeted:		0	0	
		TOTAL:	\$79,196.69	100%				
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u> James Adakai, Deputy Division </u>			APPROVED BY: <u> Calvin Castillo, Divison Director </u>					
Director / Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
						3/1/2023		
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.: <u> New </u>			Program Name/Title: <u> Becenti Chapter Temporary Employment </u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
<u> Becenti Chapter Resolution BCJAN-23-281 </u>									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
<u> Providing stable homes for thirty-five (35) homes in need to eliminate the spread of COVID-19 </u>									
Program Performance Measure/Objective:									
<u> Construct to renovate, repair homes for community members. </u>				5		5		5	
2. Goal Statement:									
<u> </u>									
Program Performance Measure/Objective:									
<u> </u>									
3. Goal Statement:									
<u> </u>									
Program Performance Measure/Objective:									
<u> </u>									
4. Goal Statement:									
<u> </u>									
Program Performance Measure/Objective:									
<u> </u>									
5. Goal Statement:									
<u> </u>									
Program Performance Measure/Objective:									
<u> </u>									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
<u> James Adakai, Deputy Division Director </u>				<u> Calvin Castillo, DCD Director </u>					
Program Manager's Printed Name				Division Director/Branch Chief's Printed Name					
<u>  </u>				<u>  </u>					
Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date					
<u> 2-23 </u>				<u> 3/1/2023 </u>					

FY 2023

THE NAVAJO NATION
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

Page 3 of 4
BUDGET FORM 3

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2022 ACTUAL		FY 2023 PROPOSED	
						G/S	SALARY	HOURS	BUDGET
1001		3501	Construction Supervisor		Becenti Chapter	0	\$16.00	960	\$17,598.49
1002		4143	Laborer		Becenti Chapter	0	\$14.00	960	\$15,399.55
1003		4143	Laborer		Becenti Chapter	0	\$14.00	960	\$15,399.55
1004		4143	Laborer		Becenti Chapter	0	\$14.00	960	\$15,399.55
1005		4143	Laborer		Becenti Chapter	0	\$14.00	960	\$15,399.55

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Becenti Chapter Temporary Employment</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		
2310	Temporary Employment 1 Construction Supervisor @ 16.00 per hour x 960 hours for six (6) months.	15,360	17,598
2900	Fringe Benefits	2,238	.67
2912	FICA - 6.2%		
2914	Medicare - 1.45%		
2950	SUTA - 6.4%		
2960	Worker's Comp. - 0.53%		
2310	Temporary Employment 4 Laborers @ 14.00 per hours x 960 hours for six (6) months.	53,760	61,598
2900	Fringe Benefits	7,838	
2912	FICA - 6.2%		
2914	Medicare - 1.45%		
2950	SUTA - 6.4%		
2960	Worker's Comp. - 0.53%		
TOTAL		79,196	79,196

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>Becenti Chapter Temporary Employment</u> Project Description: <u>On-the-Job training and temporary employment to provide opportunity for income for community who were negatively impacted financially by COVID-19.</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>Temporary Employment</u> Planned Start Date: April 2023 <u>2/1/23</u> Planned End Date: October 2023 <u>12/31/24</u> Project Manager: <u>Chapter Staff</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. Date <u>12/31/24</u>														
	FY <u>2023</u>												FY <u>2024</u>								Date <u>10/30/2023</u>									
	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
Hire (1) Construction Supervisor							x	x	x	x	x	x	1																	
Hire (4) Laborers							x	x	x	x	x	x	4																	
PART V.	\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL								
Expected Quarterly Expenditures							39,598.00			39,598.00												\$79,196.00								

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



The Navajo Nation Becenti Chapter
T'oo'di'tsin (Barren of the trees) Jidi'hadit'iih (Antelope lookout)



Jonathan Perry Marjorie Lantana Arlene A. Arthur Janice Padilla Danny Simpson Charmayne Hosteen VACANT
 PRESIDENT VICE-PRESIDENT SECRETARY/TREASURER LAND BOARD COUNCIL DELEGATE CHAPTER CSC CHAPTER AMS
 P.O. Box 708, Crownpoint, NM 87313 Phone: (505) 786-2283 Fax: (505) 786-2285 Email: becenti@navajochapters.org Website: becenti.navajochapter.org

Becenti Chapter Resolution
 BCJAN-23-281

RESOLUTION APPROVING AN ALLOCATION OF FUNDS IN THE AMOUNT OF \$79,196.69 FOR ONE (1) CONSTRUCTION SUPERVISOR AND FOUR (4) LABORERS PERSONNEL FOR THE AMERICAN RECOVERY FUND "ARPA" AS DESCRIBED BY NAVAJO NATION COUNCIL RESOLUTION CJN-29-22 FOR TEMPORARY EMPLOYMENT.

WHEREAS:

1. Pursuant to Navajo Nation Council Resolution CJY-20-55, the Becenti Chapter is a certified chapter of the Navajo Nation Government and is vested with certain authorities to address and resolve local matters in the best interest of the community members, and coordinate with or refer appropriate subject matters to the Navajo Nation, McKinley County, State of New Mexico, and the US Federal Governments; and
2. Pursuant to Navajo Nation Council Resolution CAP-34-98 Local Governance Act "LGA", allows chapter governments to make decisions over local matters, this authority in the long run, will improve community decision making, allow communities to excel and flourish, enable Navajo leaders to lead towards a prosperous future, and improve the strength and sovereignty of the Navajo Nation; and
3. Pursuant to the American Rescue Plan Act of 2021 "ARPA", officially identified as Public Law No. 117-2, was signed into law on March 11, 2021 by United States President Joseph Biden, with the intent to provide additional relief to address the continued impacts of COVID-19 on economy, public health, state, local, and tribal governments, individuals, and businesses; and
4. Pursuant to Navajo Nation Council Resolution CJN-29-22 the Navajo Nation allocated \$1,070,298,867 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans 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
5. The World Health Organization (WHO) declared a Public Health Emergency of International Concern related to the Coronavirus (COVID-19) on January 30, 2020, the United States Department of Health and Human Services declared a Public Health Emergency related to the

COVID-19 Pandemic on January 31, 2020, with an official global pandemic declaration from WHO on March 11, 2020; and

6. Pursuant to Resolution CEM-20-03-11, the Commission on Emergency Management in concurrence of the Office of President and Vice President of the Navajo Nation declared a Public Health State of Emergency on the Navajo Nation due to the COVID-19 Pandemic on March 11, 2020; and
7. Pursuant to Expenditure Guidelines set by the United States Department of Treasury the use of ARPA Funds is justified and allowable under Category 2: Negative Economic Impacts, 2.10 Assistance to Unemployed or Underemployed Workers; and
8. Becenti Chapter has identified numerous sanitary infrastructure projects that qualify to assist in preventing the further spread of COVID-19 and will need temporary workforce to assist the local senior citizen population and community members who are physically disabled in construction of home improvements and other modifications including sanitary infrastructure in homes; and
9. Becenti Chapter seeks to assist local individuals with on-the-job training and temporary employment to provide opportunity for income for community members who were negatively impacted financially by COVID-19 through a temporary employment program at the chapter level to assist with the completion of community projects.

NOW, THEREFORE, LET IT BE RESOLVED THAT:


1. Becenti Chapter approves the temporary employment of one (1) supervisor and four (4) laborers as detailed in the attached Program Budget Summary attached to "Appendix A" to be submitted pursuant to Navajo Nation Council Resolution CJN-29-22.

CERTIFICATION


WE HEREBY CERTIFY, that this foregoing resolution was duly considered by the Becenti Chapter at a duly called chapter meeting at Becenti Chapter, at which a legal quorum was present and the same was passed by a vote of 10 in favor, 0 in opposition, and 0 abstaining on this 30th day of January 2023.

Motion: Marylynn Harry

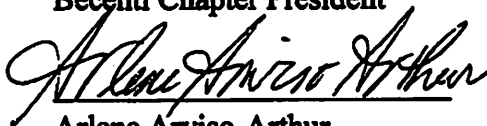
Second: Marilyn L. Becenti



Jonathan Perry,
Becenti Chapter President



Marjorie Lantana,
Becenti Chapter Vice-President



Arlene Arviso-Arthur
Becenti Chapter Secretary/Treasurer

Danny Simpson,
Navajo Nation Council Delegate