



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 #: HK0741

Date & Time Received: 02/02/24 at 08:24

Date & Time of Response: 02/09/24 at 11:30

Entity Requesting FRF: Nahodishgish Chapter

Title of Project: Caterpillar 120JOY 4X4 MOTOR GRADER

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$350,000.00

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:
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: _____

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.

Rec'd 1/31/24
DOD ARPA

APPENDIX A

**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: NAHODISHGISH CHAPTER Date prepared: 01/30/24

Chapter's mailing address: PO BOX 369 phone/email: 505-786-2028
Crownpoint, NM 87313 website (if any): _____

This Form prepared by: Sylvia Morgan phone/email: 505-786-2028
Community Services Coordinator smorgan@navajochapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S title

Title and type of Project: Caterpillar 120JOY 4X4 MOTOR GRADER

Chapter President: Vanessa Begay-Lee phone & email: 505-422-8595 vbegay-lee@naataani.org

Chapter Vice-President: Ervin K. Johnson phone & email: 505-369-8578 ejohnson@naataani.org

Chapter Secretary: Brenda Holgate phone & email: 505-978-1089 bholgate@navajochapters.org

Chapter Treasurer: Brenda Holgate phone & email: _____

Chapter Manager or CSC: Sylvia Morgan phone & email: 505-786-2028 smorgan@navajochapters.org

DCD/Chapter ASO: Tyrone Begay phone & email: 505-786-2093 tjbegay@nndcd.org

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

document attached

Amount of FRF requested: 350,000 FRF funding period: January 01, 2023 - December 30, 2026
Indicate Project starting and ending/baseline 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:

Requesting to fund the procurement of Caterpillar 120JOY 4X4 MOTOR GRADER to mitigate COVID-19 in grading passible roads for School Buses, Senior Center Van, Emergency vehicle, Law Enforcement vehicle directly to community people's homes.

document attached

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

Motor Grader will be utilized to grade road accessible to and from community members homes for Emergency vehicles, School buses, Senior Van to have access to get to and from members homes without having to first request for road grading. Road maintenance.

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:

Procurement within the time frame of January 01, 2023 to December 30, 2026
 document attached

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

Collaboration with Navajo Nation Division of Community Development to complete this 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:

Nahodishgish Chapter will be responsible for operation and maintenance costs as it will be included within our annual budget
 document attached

(f) State which of the 68 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:

6: REVENUE REPLACEMENT
6.1 GOVERNMENT SERVICES PROVISION
Caterpillar 120JOY 4X4 MOTOR GRADER are equipped to maximize ground & vegation clearance, instrumental in the clearance & maintenance of community and school bus routes. Road accessibility for Emergency Responders and Public Safety
 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:

Signature of Preparer/OGNIACT PERSON

Approved by:

Signature of Chapter President (or Vice-President)

Approved by:

Signature of CSC

Approved by:

Signature of Chapter ASG

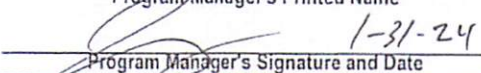

Approved to submit for Review:

Signature of DCO Director


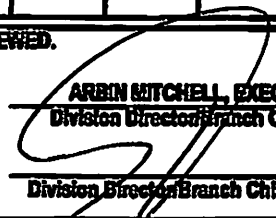
FY 2024

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>NAHODISHGISH CHAPTER - Caterpillar 120304 4x4 Motor Grader</u>		Division/Branch: <u>DCD/EXECUTIVE</u>				
Prepared By: <u>SYLVIA MORGAN</u>		Phone No.: <u>(505) 786-2028</u>		Email Address: <u>nahodishgish@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
ARPA FUND-	1/1/23-12/30/26	350,000.00	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	6	0	350,000	350,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		50.00	350,000.00	350,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:				\$350,000.00	100%			
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>JARON CHARLEY, DEPARTMENT MANAGER</u>				APPROVED BY: <u>ARBIN MITCHELL, EXECUTIVE DIRECTOR</u>				
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name				
 Program Manager's Signature and Date <u>1-31-24</u>				 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>NAWODZINGEN CHAPTER CATERPILLER 120JOY 4X4 MOTOR GRADER</u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
To direct the chapter administration and management control system, by promoting efficiency and accountability to the chapter membership and to effectuate plans to improve the standard of living for the chapter membership									
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>MOTOR GRADER CATERPILLER 120JOY 4X4</u>									
Program Performance Measure/Objective:									
<u>Assist families with grading possible roads, school buses, senior vans, emergency vehicles</u>								1	
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>JARON CHARLEY, DEPARTMENT MANAGER</u> Program Manager's Printed Name  Program Manager's Signature and Date				<u>ARVIN MITCHELL, EXECUTIVE DIRECTOR</u> Division Director/Branch Chief's Printed Name  Division Director/Branch Chief's Signature and Date					

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>NAHODISHGISH CHAPTER - CATERPILLER 120 JOY 4X4 MOTOR GRADER</u>		Business Unit No.: <u>NEW</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(U)
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 Purchase MOTOR GRADER Caterpillar 120JOY 4x4	350,000	350,000
TOTAL		350,000	350,000

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>NAHODISHGISH CHAPTER - MOTOR GRADER CATERPILLER 120JOY 4X4</u> Project Description: <u>To grade passable roads for school buses, senior center van, emergency vehicles & Law enforcement</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>EQUIPMENT PURCHASE</u> Planned Start Date: <u>January 1, 2023</u> Planned End Date: <u>December 30, 2026</u> Project Manager: <u>DCD</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.																																
	FY 2024												FY 2025								Expected Completion Date if project exceeds 8 FY Qtrs. Date <u>12/30/24</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			
				X				X			X																						
Plan project				X																													
Identify Fund							X				X																						
Make Purchase											X																						
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL								
Expected Quarterly Expenditures							350,000																		\$ 350,000.								



Quote 267303-01

Jan 24, 2024

Nahodishgish Chapter
PO Box 369
Crownpoint, New Mexico 87313

Attention: Sylvia Morgan

Dear Ms. Morgan,

We would like to thank you for your interest in our company and our products, and are pleased to quote the following for your consideration.

Caterpillar Model: 120JOY AWD Motor Grader

STOCK NUMBER: 517775 SERIAL NUMBER: TBD YEAR: 2024 HOURS:

We appreciate the opportunity to extend this quote. Pricing is subject to change based on manufacturer changes to cost and availability. If there are any questions, please do not hesitate to contact me.

Regards,

Don Roberts
505-320-1023
Sales Representative
Wagner Equipment Co.

Caterpillar Model: 120JOY AWD Motor Grader

STANDARD EQUIPMENT

POWERTRAIN -Air cleaner, dual stage dry type radial -seal with service indicator through -messenger and automatic dust ejector - Air-to-air after cooler (ATAAC) -Brakes, oil disc, four-wheel, hydraulic -Demand fan, hydraulic -Differential, lock/unlock, auto -Drain, engine oil, ecology -Engine: --C7.1 diesel, with automatic -engine derate, and idle control. --Optimized VHP Plus --Engine ECO mode --Fuel-water separator -Parking brake, multi-disc, sealed -

OTHER STANDARD EQUIPMENT -CD ROM parts book -Doors, service compartment, -locking -SOS ports, engine, hydraulic, - transmission, coolant, fuel -Tool box -Fuel tank, 225 liters (59 gallon) -Radiator, cleanout access

POWERTRAIN -and oil cooled -Priming pump, fuel -Transmission, 8 speed forward and 6 -speed reverse, power shift, direct -drive -

ELECTRICAL -Alarm, back-up -Alternator, -Batteries, maintenance free -Electrical system, 24V

OPERATOR ENVIRONMENT -Display, digital speed and gear -Gauge, machine level -Gauges (analog) inside the cab -(includes fuel, articulation, engine, coolant temp, engine RPM, and hydraulic oil temp) Ladders, cab, left and right side, Message operator

SAFETY AND SECURITY -Clutch, circle drive slip -Doors, engine compartment, -Ground level engine shutdown -Seat belt, retractable 76.2 (3")

TIRES, RIMS, AND WHEELS -A partial allowance for tires -on 254mm x 609mm (10"x24") multi- -piece rims is included in the base -machine weight and price

MACHINE SPECIFICATIONS

120 14B AWD MOTOR GRADER
GLOBAL ARRANGEMENT, JOY
MOLDBOARD, 14' PLUS
WEATHER, COLD PLUS AWD
ACCUMULATORS, JOY
DRAWBAR, TOP ADJUST, HYD TIP, JOY
ENGINE, STAGE V AND T4 FINAL
GROUND LEVEL, FUELING
FUEL FILTER, NEXT GEN
DRAIN, GRAVITY, ENGINE OIL
FAN, STANDARD AWD
BASE + 2 (RIP, FL) JOY
RIPPER
LIGHTS, ARM, FOLD DOWN, LED
JUMP START STUDS
ALTERNATOR, 150 AMP
STARTER, HEAVY DUTY
REAR PANEL W/ ACCESS DOOR
CAB, ROPS, BASE, JOY, AWD
SEAT, BASE, SUSPENSION, JOY
SEAT BELT
PRODUCT LINK, CELLULAR PLE742
JOYSTICK CONTROLS, BASIC
CONTROL, AUTO ARTICULATION-FULL
KIT, BASE ARO
TIRES, 14.0R24 BS VUT G2A 1" MP
PUSH PLATE, COUNTERWEIGHT
LIFT GROUP, FRONT MOUNTING
DECALS, ENGLISH (U.S)
PLATE, LICENSE
FUEL ANTIFREEZE, -25C (-13F)
SERIALIZED TECHNICAL MEDIA KIT
LOW BAR, HALOGEN, JOY, AWD
COMFORT PACKAGE, PREMIUM, JOY
LIGHTS, WORKING, PLUS, HAL, JOY
LIGHTS, CAB HALOGEN, JOY
LIGHTS, SERVICE, INTERNAL
WARNING LIGHT, MOUNTING, JOY
CIRCLE SAVER
CAMERA, REAR VISION, JOY
MIRRORS, EXTERNAL, HEATED, JOY
WIPER, REAR, JOY

GUARD, COVER CAB, JOY
HEATER, ENGINE COOLANT, 120V
CONVERTER, 24V TO 12V
TOOTH, STRAIGHT

SELL PRICE	\$325,281.34
SUBTOTAL	\$325,281.34
TOTAL	\$325,281.34

WARRANTY & COVERAGE

Standard Warranty:

12 Months Unlimited Hours, Parts and Labor (Travel Time included for the first 6 months)

Extended Coverage:

120 AWD-84 MO/4000 HR POWERTRAIN + HYDRAULICS + TECH

F.O.B/TERMS:

Nahodishgish Chapter

PAYMENT TERMS

Cash Invoice Terms

CASH WITH ORDER

\$0.00