



**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 #: HK0252

Date & Time Received: 12/2/2022 4:58 PM

Date & Time of Response: 12/09/2022 5:00 PM

Entity Requesting FRF: Dilkon Chapter

Title of Project: Home Rehabilitation Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,760,467

**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:** 2.18, Housing Support: Other Housing Assistance

**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: MacArthur Stant

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: DILKON CHAPTER Date prepared: 8/23/22  
Chapter's mailing address: HC 63, BOX 207, WINSLOW, AZ 86047 phone & email: 928-657-8100  
dilkon@navajochapters.org website (if any): \_\_\_\_\_  
This Form prepared by: MARGIE BARTON phone/email: 928-613-8539  
MARGIE BARTON mbarton@nnchapters.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: HOME REHABILITATION PROJECT

Chapter President: LORENZO LEE phone & email: 928-613-8197 llees@naatanii.org  
Chapter Vice-President: FELIX TSINIJJINNIE phone & email: 928-206-4417 ftsinijinnie@gmail.com  
Chapter Secretary: ELIZABETH YAZZIE phone & email: 928-882-8575 elizabethy@ntua.com  
Chapter Treasurer: ELIZABETH YAZZIE phone & email: 928-882-8575 elizabethy@ntua.com  
Chapter Manager or CSC: MARGIE BARTON phone & email: 928-613-8539 mbarton@nnchapters.org  
DCD/Chapter ASO: EUNICE BEGAY phone & email: 928-654-3933 ejbegay@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): LOCAL DINE' GENERAL CONTRACTOR, SUB-CONTRACTORS, AND LOCAL WORKERS.  document attached

Amount of FRF requested: \$1,760,467 FRF funding period: NTP TO DECEMBER 30, 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:

THE HOME REHABILITATION PROJECT WILL FUND 35-45 DAMAGED HOMES OR HOMES IN POOR CONDITION THAT WILL BE RESTORED TO ITS FORMER STATE FOR THE RESIDENTS OF DILKON CHAPTER. EACH HOME WILL HAVE A SCOPE OF WORK TO DETERMINE THE NEED AND COST. THE SERVICES MAY INCLUDE EXTERIOR REPAIR TO ROOFS, WALLS, WINDOWS, AND DOORS REPLACEMENT. INTERIOR WORK REPAIR TO INCLUDE CEILING, WALLS, FLOOR, DOORS, ELECTRICAL, PLUMBING, KITCHEN, RESTROOM, HEATING STOVE REPLACEMENTS. ADA COMPLIANT WORK AND RAMPS IF NEEDED.  document attached

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

THE DILKON CHAPTER COMMUNITY MEMBERS WILL BENEFIT FROM REPAIR OF THEIR HOMES TO IMPROVE THEIR QUALITY OF LIFE. THEY WILL HAVE A SAFE AND SANITARY HOMES TO RESIDE IN TO ENSURE THEY ARE PHYSICALLY, EMOTIONALLY, AND MENTALLY HEALTHY, STRONG, AND ABLE TO RECOVER AND CONTINUE WITH THEIR LIVELIHOOD.  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:

THE PROJECT WILL IMMEDIATELY BEGIN UPON NTP AND END ON 12/31/26. THE DILKON CHAPTER WILL CONTRACT WITH THE CONSTRUCTION COMPANY FOR LABOR ONLY SERVICES. THE CHAPTER WILL BE RESPONSIBLE FOR THE PURCHASE OF SUPPLIES, MATERIAL, EQUIPMENT & PROJECT MANAGEMENT SERVICES, & A PROJECT SCHEDULE.

document attached

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

MARGIE BARTON, CHAPTER MANAGER  
CHARMAYNE BILLIE, ADMINISTRATIVE ASSISTANT

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 GENERAL CONTRACTOR WILL BE REQUIRED TO PROVIDE ONE YEAR WARRANTY SERVICES PER HOME. THE WARRANTY DOCUMENTS WILL BE COMPLETED PER HOME UPON COMPLETION. THERE WILL BE A 10 % RETAINAGE FEE HELD PER INVOICE TO ENSURE THE WARRANTY WORK IS 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:

3.12 - HOUSING SUPPORT: OTHER HOUSING ASSISTANCE

THE DILKON CHAPTER HAVE RESIDENTS THAT LIVE IN DILAPIDATED, DAMAGED, UNSAFE, AND UNSANITARY HOME CONDITIONS. THE HOUSING ASSISTANCE WILL INCLUDE THE REPAIR AND REHABILITATION OF THESE HOMES TO PUT THEM BACK TO SAFER AND SANITARY CONDITIONS THAT WILL BE READY FOR WATER AND ELECTRICAL OR SOLAR CONNECTIONS BY OTHERS.

DILKON CHAPTER IS A CERTIFIED CHAPTER THAT WILL COMPLETE AN AGREEMENT WITH OTHER NON-CERTIFIED CHAPTERS (I.E. INDIAN WELLS CHAPTER) TO INCLUDE THEIR HOMES TO THIS PROJECT.

document attached

**Part 3. Additional documents.**

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

THE PROJECT WILL IMMEDIATELY BEGIN UPON NTP AND END ON 12/31/26. THE DILKON CHAPTER WILL CONTRACT WITH THE CONSTRUCTION COMPANY FOR LABOR ONLY SERVICES. THE CHAPTER WILL BE RESPONSIBLE FOR THE PURCHASE OF SUPPLIES, MATERIAL, EQUIPMENT & PROJECT MANAGEMENT SERVICES, & A PROJECT 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: Margie Barton  
signature of Preparer/CONTACT PERSON

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

Approved by: Margie Barton  
signature of Chapter Manager or CSC

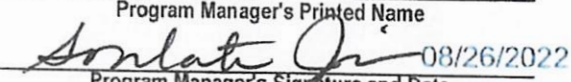
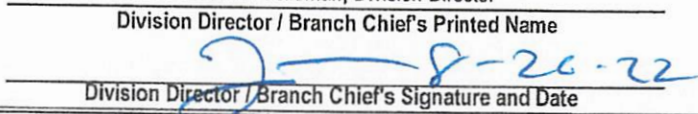
Approved by: [Signature] / [Signature]  
signature of DCD Chapter ASD

Approved to submit for Review: [Signature] 3/24/2027  
signature of DCD Director

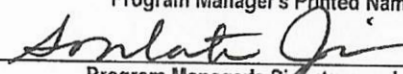

FY 2022

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

Page 1 of 5  
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>DILKON CHAPTER</u>		Division/Branch: <u>DCD</u>			
Prepared By: <u>Margie Barton, Chapter Manager</u>		Phone No.: <u>(928) 657-8100</u>		Email Address: <u>dilkon@navajochapters.org</u>			
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(B) Proposed Budget	(C) Difference or Total
ARPA funds	10/1/23-9/30/26	1,760,467.00	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	1,760,467	
				7000 Special Transactions			
				8000 Public Assistance			
				9000 Capital Outlay			
				9500 Matching Funds			
				9500 Indirect Cost			
				<b>TOTAL</b>	\$0.00	1,760,467.00	0
				PART IV. POSITIONS AND VEHICLES		(D)	(E)
				Total # of Positions Budgeted:	0	0	
				Total # of Vehicles Budgeted:	0	0	
		<b>TOTAL:</b>	\$1,760,467.00	100%			
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.							
SUBMITTED BY: <u>Sonlatsa Jim-Martin, Program Manager</u>				APPROVED BY: <u>Dr. Pearl Yelloman, Division Director</u>			
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name			
							
Program Manager's Signature and Date <u>08/26/2022</u>				Division Director / Branch Chief's Signature and Date <u>8-26-22</u>			

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.: <u>NEW</u>			Program Name/Title: <u>Dilkon Chapter</u>						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
The Dilkon Chapter Home Rehabilitation Project will repair homes in poor conditions for residents of Dilkon Chapter. This project will improve the quality of life, provide a safe and sanitary homes.									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
<b>1. Goal Statement:</b>									
Select a general contractor and have a signed contract by the end of 4th quarter.									
<b>Program Performance Measure/Objective:</b>									
Hire a general contractor who will start the project upon Notice to Proceed.						0		1	
<b>2. Goal Statement:</b>									
All work will be completed in a professional manner, within budget, and time schedule.									
<b>Program Performance Measure/Objective:</b>									
Monthly construction meetings will include progress reports from general contractor.		10		10		10		10	
<b>3. Goal Statement:</b>									
All work will be inspected to ensure compliance with the State of Arizona building code.									
<b>Program Performance Measure/Objective:</b>									
Regular inspections will be completed and approved before invoices are paid.		10		10		10		10	
<b>4. Goal Statement:</b>									
All work will be under warranty for one year and retention fee will be held.									
<b>Program Performance Measure/Objective:</b>									
Homes will be re-inspected after completion at 6th, 9th, and 11th month.		10		10		10		10	
<b>5. Goal Statement:</b>									
All warranty work will be completed & any left retention fee released to the General Contractor.									
<b>Program Performance Measure/Objective:</b>									
Homeowners will be provided with general instructions of proper home care & maintenance.		10		10		10		10	
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
Sonlatsa Jim-Martin, Program Manager				Dr. Peari Yellowman, Division Director					
Program Manager's Printed Name				Division Director/Branch Chief's Printed Name					
 08/26/2022				 8-26-22					
Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date					

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Dilkon Chapter</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)
6500	6500 CONTRACTUAL SERVICES		
6500	General Construction Labor and material for rehabilitation of 35-45 homes per scope of work.	1,760,467	1,760,467
<b>TOTAL</b>		<b>1,760,467</b>	<b>1,760,467</b>

Elmer P. Begay, Council Delegate  
Lorenzo Lee, Sr., President  
Felix Tsinjinnie, Vice President  
Elizabeth Yazzie, Secretary Treasurer  
Chester Benton, Grazing Official  
Margie Barton, Chapter Manager  
Charwayne Billie, Administrative Assistant  
**DILKON CHAPTER**  
HCR 63 BOX E • WINSLOW, AZ • 86047

**THE NAVAJO NATION**

Jonathan Nez  
PRESIDENT

Myron Lizee  
VICE PRESIDENT

RESOLUTION NUMBER: DIL-2022-09-001

**RESOLUTION OF THE DILKON CHAPTER OF THE NAVAJO NATION**

**APPROVING AND SUPPORTING THE DILKON CHAPTER FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN FOR GOVERNANCE-CERTIFIED CHAPTERS THAT LIST THE DLKON CHAPTER HOME REHABILITATION PROJECT UNDER CATEGORY 3.12 – HOUSING SUPPORT: OTHER HOUSING ASSISTANCE TO BE FUNDED IN THE AMOUNT OF \$1,760,467.00 DIRECTLY TO DILKON CHAPTER FOR FUNDING PERIOD FROM THE NOTICE TO PROCEED TO SEPTEMBER 30, 2026.**

**WHEREAS:**

1. Pursuant to 26 N.N.C. Section 3 (A) the Dilkon Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10; and
2. Pursuant to 26 N.N.C. Section 1 (B) Dilkon Chapter is vested with the authority to review all matters affecting the community; and
3. Dilkon Chapter is vested with the authority to make decisions on behalf of the chapter when necessary and to make recommendation to the Navajo Nation and other agencies for appropriate actions; and
4. Dilkon Chapter completed the home survey of community residents who are in need of home rehabilitation services to bring their homes to a safe and sanitary condition; and
5. The Dilkon Chapter residents have endured decades of living in harsh conditions without running water and bathroom services in their homes; and
6. The Dilkon Chapter Home Rehabilitation Project will assist homeowners with labor and material for their homes in preparation for the installation of running water and bathrooms from other entities funded to complete this work; and
7. The Dilkon Chapter will obtain direct funding to hire a local Dine' General Contractor who will hire local Dine' sub-contractors and workers to complete the scope of work for each home; and
8. The Dilkon Chapter will ensure all work is completed in a professional manner, within budget, on schedule, and ensure all homeowners are provided basic home care and maintenance training to sustain their homes.

**NOW THEREFORE BE IT RESOLVED THAT:**

The Dilkon Chapter approves and supports the submission of the Dilkon Chapter Fiscal Recovery Funds Request Form & Expenditure Plan for Governance-Certified Chapters that List the Dilkon Chapter Home Rehabilitation Project under Category 3.12 – Housing Support: Other Housing Assistance to be funded in the Amount of \$1,760,467.00 Directly to Dilkon Chapter for Funding Period from the Notice to Proceed to September 30, 2026.

**CERTIFICATION**

The Dilkon Chapter hereby approves the foregoing resolution was considered by the Dilkon Chapter at a duly called special meeting in Dilkon, Navajo Nation, Arizona at which a quorum was present and that the same was passed by a vote of \_\_\_ in favor, \_\_\_ opposed, and \_\_\_ abstained, that 6th day of September 2022.

Motion By:

Second By:

\_\_\_\_\_  
Lorenzo Lee, Sr., Chapter President, Presiding Official



**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I.</b> Business Unit No.: <u>NEW</u> Project Title: <u>ARPA Funds</u> Project Description: <u>DilKon Chapter Home Rehabilitation Project</u>													<b>PART II.</b> Project Information Project Type: <u>ARPA Funds</u> Planned Start Date: <u>10/01/2022</u> Planned End Date: <u>09/30/2026</u> Project Manager: _____																																						
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification													<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.													<b>PART IV.</b> 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.												
													FY _____													FY _____																									
													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	Jul	A	S	O	N	D	J	F	M	A	M	J	Jul	A	S	O	N	D	J	F	M									
													\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL														
<b>PART V.</b> Expected Quarterly Expenditures																																																			

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

*Elmer P. Begay, Council Delegate  
Lorenzo Lee, Sr., President  
Felix Tsinijinie, Vice President  
Elizabeth Yazzie, Secretary Treasurer  
Chester Benton, Grazing Committee Officer  
Margie Barton, Chapter Manager  
Charmayne Billie, Administrative Assistant*

**DILKON CHAPTER  
HCR 63 BOX E • WINSLOW, AZ • 86047**

THE NAVAJO NATION

*Jonathan Nez*  
PRESIDENT

*Myron Lizer*  
VICE PRESIDENT

**RESOLUTION NUMBER: DIL-2022-09-001**

**RESOLUTION OF THE DILKON CHAPTER OF THE NAVAJO NATION**

**APPROVING AND SUPPORTING THE DILKON CHAPTER FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN FOR GOVERNANCE-CERTIFIED CHAPTERS THAT LIST THE HOME REHABILITATION PROJECT UNDER CATEGORY 3.12 – HOUSING SUPPORT: OTHER HOUSING ASSISTANCE TO BE FUNDED IN THE AMOUNT OF \$1,760,467.00 DIRECTLY TO DILKON CHAPTER FOR FUNDING PERIOD FROM THE NOTICE TO PROCEED TO SEPTEMBER 30, 2026.**

**WHEREAS:**

1. Pursuant to 26 N.N.C Section 3(A) the Dilkon Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11N.N.C, part 1, Section 10; and
2. Pursuant to 26 N.N.C Section 1 (B) Dilkon Chapter is vested with the authority to review all matters affecting the community; and
3. Dilkon Chapter is vested with the authority to make appropriate decisions on behalf of the community and to make recommendations to the Navajo Nation and other agencies for appropriate actions; and
4. Dilkon Chapter completed the home survey of community residents who are in need of home rehabilitation services to bring their homes to a safe and sanitary condition; and
5. The Dilkon Chapter residents have endured decades of living in harsh conditions without running water and bathroom services in their homes; and
6. The Dilkon Chapter Home Rehabilitation Project will assist homeowners with labor and material for their homes in preparation for the installation of running water and bathrooms from other entities funded to complete this work; and
7. The Dilkon Chapter will obtain direct funding to hire a local Dine' General Contractor who will hire local Dine' sub-contractors and workers to complete the scope of work for each home; and
8. The Dilkon Chapter Manager, Administrative Assistant, and the hired project manager and housing inspector will be the responsible staff to ensure all work is completed in a professional manner, within budget, per project schedule, and ensure all homeowners are provided basic home care, maintenance training, and one year warranty services to sustain their homes.

**NOW THEREFORE BE IT RESOLVED THAT;**

The Dilkon Chapter approves and supports the submission of the Dilkon Chapter Fiscal Recovery Funds Request Form & Expenditure Plan for Governance-Certified Chapters that List the Home Rehabilitation Project under Category 3.12 – Housing Support: Other Housing Assistance to be funded in the Amount of \$1,760,467.00 Directly to Dilkon Chapter for Funding Period from the Notice to Proceed to September 30, 2026.

Page 2

Subject: RESOLUTION.DIL-2022-09-002

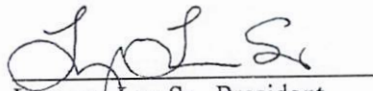
### CERTIFICATION

Dilkon Chapter hereby approves the foregoing resolution was considered by the Dilkon Chapter at a duly called meeting in Dilkon, Navajo Nation, Arizona at which a quorum was present, and that same day was passed by a vote of 4 in favor, 0 opposed and 3 abstained on this 16th day of September, 2022.

Motion: Jonathan Manygoats

Second: Felix Tsinijinnie

Presiding Chair:



Lorenzo Lee Sr., President  
Dilkon Chapter