



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 #: HK 0296

Date & Time Received: 12/8/22 16:40

Date & Time of Response: 12/15/22 17:00

Entity Requesting FRF: White Cone Chapter

Title of Project: House Repair & Improvement

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,759,468

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 NON-GOVERNANCE CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: White Cone Chapter Date prepared: 8/23/2022
 Chapter's mailing address: 28 N. Hwy 77, PMB 5120 phone/email: 928-654-3900
Holbrook, Arizona 86025 website (if any): whitecone@navajochapters.org
 This Form prepared by: Virda M. Yazzie phone/email: vmy_1981@hotmail.com
Community Services Coordinator 928-401-9341
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: House Repair & Improvement

Chapter President: <u>Robert E. Salabye</u>	phone & email: <u>928-730-0600 rsalabyewhitecone@yahoo.com</u>
Chapter Vice-President: <u>Linda M. Yazzie</u>	phone & email: <u>480-245-9021 lmyazzie@naataanil.org</u>
Chapter Secretary: <u>Lavida B. Maestas</u>	phone & email: <u>505-721-9406 lbmaestas@navajochapters.org</u>
Chapter Treasurer: <u>Lavida B. Maestas</u>	phone & email: <u>505-721-9406 lbmaestas@navajochapters.org</u>
Chapter Manager or CSC: <u>Virda M. Yazzie</u>	phone & email: <u>928-401-9341 vmy_1981@hotmail.com</u>
DCD/Chapter ASO: <u>Eunice Begay</u>	phone & email: <u>928-240-3401 ejbegay@nndcd.org</u>

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

☐ document attached

Amount of FRF requested: \$1,759,468.00 FRF funding period: 10/1/23 to 12/30/25
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 White Cone Community is requesting \$1,759,468.00 to assist community members with housing repair and improvements to provide stable housing for those in need to help eliminate the spread of COVID-19. This project will be beneficial to those families living with multiple generations, elderies, disabled, and economic disadvantages by providing stable and safe homes with sanitary infrastructure. Home repair and improvements could include but are not limited to the following: roof repair/replacement, exterior wall repair/replacement, floor repair/replacement, and door/window repair/replacement.

☐ 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 needs of the White Cone community by providing stable and standardized living quarters. White Cone Chapter strives to provide assistance to community members with a safe and healthy place to live, especially to those who have limited economic opportunities.

☐ 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:

Identify & assess homes for repair/improvement: present to December 2022
Advertise RFP: February 2023 to August 2023
Procurement & construction: August 2023 to September 2026
Purchasing materials in bulk and the supply chain could be challenging.

☐ document attached

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

The Division of Community Development will provide oversight of the project, in conjunction with the White Cone Chapter.

☐ 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 homeowners will be responsible for the operations and maintenance of their homes.

☐ 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 falls under 2.18 Housing Support; Other Housing Assistance because housing repair and improvement are considered "other". With this funding, White Cone Chapter can provide housing assistance via repair and improvement to community members that are living in sub-standard conditions to increase their health and safety.

☐ document attached

Part 3. Additional documents.

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

Navajo Nation OMB Forms 1

☐ 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:

signature of Chapter President (or Vice President)

Approved by:

signature of CSC

Approved by:

signature of Chapter ASD

Approved to submit
for Review:

signature of DCD Director

FY 2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

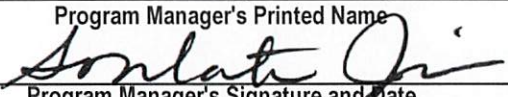

Page 1 of 4
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>White Cone Chapter Home Repair/Improvement</u>		Division/Branch: <u>White Cone Chapter</u>	
Prepared By: <u>Virida M. Yazzie</u>		Phone No.: <u>(928) 654-3900</u>		Email Address: <u>whitecone@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
NN Fiscal Recovery Funds	10/1/22-12/30/25	1,759,468.00	100%	2001 Personnel Expenses	6	0	590,569	590,569
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	6	0	1,168,899	1,168,899
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	1,759,468.00	1,759,468

TOTAL: \$1,759,468.00 100%		PART IV. POSITIONS AND VEHICLES		
			(D)	(E)
		Total # of Positions Budgeted:		
		0	12	
		Total # of Vehicles Budgeted:		
		0	0	

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</u> <div style="text-align: center;"> Program Manager's Printed Name  Program Manager's Signature and Date </div>	APPROVED BY: <u>Dr. Pearl Yellowman, Division Director</u> <div style="text-align: center;"> Division Director / Branch Chief's Printed Name  Division Director / Branch Chief's Signature and Date </div>
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FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 4
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: NEW

Program Name/Title:

White Cone Chapter - Home Repair & Improvement**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**

The White Cone Chapter Resolution #WCCSE-2022-005 to accepted and approved the Navajo Nation Fiscal Recovery Fund for White Cone Chapter to utilized for Community Cemetery and Home Repair/Improvement/Weatherization Construction.

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

Repair/Improvement the WC community member homes; roof, door and broken windows.

Program Performance Measure/Objective:

Repair roof, door and broken windows for 9 homes per month for 27 months.

27		27		27		24	
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2. Goal Statement:**Program Performance Measure/Objective:**

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3. Goal Statement:**Program Performance Measure/Objective:**

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4. Goal Statement:**Program Performance Measure/Objective:**

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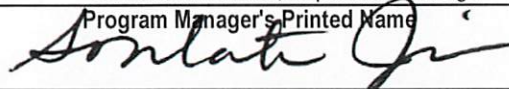
5. Goal Statement:**Program Performance Measure/Objective:**

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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Sonlatsa Jim-Martin, Department Manager

Program Manager's Printed Name



Program Manager's Signature and Date

Dr. Pearl Yellowhair, Division Director

Division Director/Branch Chief's Printed Name



Division Director/Branch Chief's Signature and Date

FY 2023

THE NAVAJO NATION
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

Page 3 of 4
BUDGET FORM 3

[illegible]

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 4 of 4
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>White Cone Chapter - Home Repair & Improvement</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)
2110	PERSONNEL EXPENSES		590,569
	2320 Temp/Full Time Employees		
	Construction Supervisor order building supplies and supervise (8) Laborers to repair/replace roof, door and broken windows for White Cone Community that has homesite lease.		
	Construction Supervisor @ \$21.76 per hour/\$45,434.88 Annual x 2 years = \$90,869.76	108,099	
2900	Fringe Benefit: \$90,869.76 x 9.48% = \$8,614.45 x 2 years = \$17,228.90		
	Laborers help/work with Construction Supervisor to repair/replace roof, door and broken windows for White Cone Community that has Homesite Lease.		
	Laborers @ \$12.14 per hours/\$25,348.32 Annual x 8 Laborers = \$202,786.56 x 2 years = \$405,573.12	482,470	
2900	Fringe Benefit: \$405,573.12 x 9.48% = \$38,448.33 x 2 years = \$76,896.66		
8500	SUPPLIES EXPENSES		1,168,899
	8510 Building Materials		
	Purchase roof supplies, door, and broken windows to repair/replace for White Cone Community Member Applicant.		
	Applicant provide proof of homesite lease in applicants name per Federal Funding requirement.		
	\$4,974.03 x 235 = \$1,168,897.05	1,168,899	
TOTAL		1,759,468	1,759,468

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>ARPA Funding - Home Repair/Improvement/Weatherization Construction</u> Project Description: <u>Repair/Replace roof, door and broken windows for White Cone Community.</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>Home Repair/Improvement</u> Planned Start Date: <u>October 2022</u> Planned End Date: <u>Decement 2025</u> Project Manager: <u>Virda M. Yazzie</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.					
	FY 2023												FY 2024																	
	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
Process the ARPA Application and Budget Forms	X	X	X	X	X	X	X	X	X																					
Hired Personnel																														
* 1 - Construction Supervisor				X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X						
* 8 - Laborers				X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X							
Survey all Applicant's Homes					X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X							
Order/Deliver Building Materials							X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X								
Start Repair (9) Homes per month for White Cone Community that has Homesite Lease								9	9	9	9	9	9	9	9	9	9	9	9	9	9	9								
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL					
Expected Quarterly Expenditures				61,427.64			196,770.48			196,770.48			196,770.48			196,770.48			196,770.48			196,770.48								

PART I. Business Unit No.: <u>New</u> Project Title: <u>ARPA Funding - Home Repair/Improvement/Weatherization Construction</u> Project Description: <u>Repair/replace roof, door and broken windows for White Cone Community.</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>Home Repair/Improvement</u> Planned Start Date: <u>October 2022</u> Planned End Date: <u>Decement 2025</u> Project Manager: <u>Virda M. Yazzie</u>												
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	FY 2025												FY 2026																	
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date: October 2026					
	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
Continue with Personnel																														
* 1 - Construction Supervisor																														
* 8 - Laborers																														
Continue Survey Applicant's Home																														
Cont. Order/Deliver Building Materials																														
Contine Repair (9) Houses per month for White Cone Community that has Homesite Lease																														
PART V. Expected Quarterly Expenditures																														
\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL						
196,770.48			196,770.48			119,688.36			3,811.65																					



WHITE CONE CHAPTER

28 N. Hwy 77 PMB 5120

Holbrook, Arizona 86025

Telephone: (928) 654-3900

Fax: (928) 654-3901

Robert Salabye
PRESIDENT
Linda M. Yazzie
VICE-PRESIDENT
Lavida B. Maestas
SECRETARY/TREASURER
Justin Yazzie
GRAZING MEMBER
Elmer P. Begay
COUNCIL DELEGATE

RESOLUTION OF WHITE CONE CHAPTER

WCC-2022-005

REQUESTING, ACCEPTING, AND APPROVING CJN-29-22, AMERICAN RESCUE PLAN ACT (ARPA) FUNDING IN THE AMOUNT OF \$1,760,468.00 FOR WHITE CONE CHAPTER TO BE UTILIZED FOR NAVAJO NATION DEPARTMENT OF JUSTICE APPROVED PROJECTS, WHICH COULD INCLUDE: COMMUNITY CEMETERY NEEDS AND/OR HOME REPAIR/IMPROVEMENT/WEATHERIZATION CONSTRUCTION

WHEREAS:

The White Cone Chapter is a recognized Chapter of the Navajo Nation and recognized as a local governmental entity vested with certain authority and responsibilities to consider and act on matters of local concern that are in the best interest of health, safety and welfare of the Chapter members and residents; and

Pursuant to 26 NNC, Navajo Nation Local Governance Act (LGA), the Navajo Nation Council delegates Chapters governmental authority with respect to local matters consistent with Navajo Nation Laws including customs and tradition to make decision over local matter and to govern with responsibilities and accountability to the local citizens; and

The White Cone Chapter appreciates the 24th Navajo Nation Council and Office of President and Vice President in passing and signing of CJN-29-22; and

The White Cone Chapter community members have requested expenditure for Community Cemetery Clearance Needs project and/or home repair/improvement/weatherization construction; and

The White Cone Chapter recognized the need for these projects to improve quality of life for its residents while combating and recovering from COVID-19; and

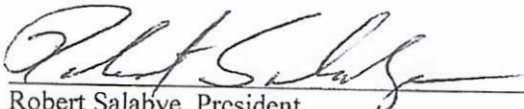
NOW, THEREFORE BE IT RESOLVED THAT


The White Cone Chapter requests, accepts and approves the CNJ-29-22 funding amount of \$1,760,768.00 for Community Cemetery Clearance Needs, and/or Home Repair Improvement/Weatherization Construction.

CERTIFICATION

We, hereby certify that the foregoing resolution was duly considered by the White Cone Chapter at White Cone, Arizona at a duly called meeting where a quorum was present and the same passed by a vote of 6 in favor, 0 opposed, and 0 abstained on this 11th day of September, 2022.

Motion By: Lavida B. Maestas Second By: Linda M. Yazzie


Robert Salabye, President


Linda M. Yazzie, Vice-President


Lavida B. Maestas, Secretary/Treasurer


Justin Yazzie, Grazing Officer