



**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 #:** HK0227

**Date & Time Received:** 11/21/22

**Date & Time of Response:** 5 December, 2022; 12:04 pm

**Entity Requesting FRF:** White Cone Chapter

**Title of Project:** Community Cemetery Clearance Needs

**Administrative Oversight:** Division of Community Development

**Amount of Funding Requested:** \$1,000

**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 Service.

**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: The expenditure code for this project has been updated. The expenditure code originally submitted, 2.2. Strong Healthy Communities: Neighborhood Features that Promote Health and Safety, is only appropriate for expenditures such as parks, recreation facilities, or sidewalks.

Name of DOJ Reviewer: Adjua Adjei-Danso

Signature of DOJ Reviewer: 

Disclaimers: This Initial Eligibility Determination is based on the documents provided which we have assumed are true, correct, and complete. Should the Project or Program change in any material way after this initial determination, the requestor must seek the advice of NNDOJ. This 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: 08/19/2022  
 Chapter's mailing address: 28 N Hwy 7, PMB 5120 phone/email: (928) 654-9300  
Holbrook, Arizona 86025 website (if any): whitecone@navajochapters.org  
 This Form prepared by: Virda M. Yazzie phone/email: (928) 401-9341  
Community Services Coordinator vmy\_1981@hotmail.com  
6.01 CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Community Cemetery Clearance Needs

Chapter President: Robert Salabye phone & email: (928) 227-6863  
 Chapter Vice-President: Linda M. Yazzie phone & email: (480) 245-9021  
 Chapter Secretary: Lavida B. Maestas phone & email: (505) 731-9406  
 Chapter Treasurer: Lavida B. Maestas phone & email: (505) 731-6406  
 Chapter Manager or CSC: Virda M. Yazzie phone & email: (928) 401-9341  
 DCD/Chapter ASCO: Eunice Begay phone & email: (628) 654-3933

List types of Subcontractors or Subrecipients that will be paid with FRF (if known):  
unknown at the moment  document attached

Amount of FRF requested: 1,000 FRF funding period: 10/1/23 to 12/30/24  
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:

This project will allocate \$1,000.00 for land survey and biological clearance services that are needed to secure a land withdrawal for the White Cone Community cemetery. The location of this project is 5 miles NE of White Cone Chapter House. COVID-19 showed the need for cemetery services, especially when Navajo Nation was on lockdown. This project can address end of life needs for the community near the community.

document attached

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

This project will provide a community service that will benefit the community via end of life needs, while supporting community members knowing that their loved ones will be close to home.

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 RFP for land surveyor and biological clearance services: March 2023 to June 2023  
Contracted work: June 2023 to September 2023  
Land withdrawal application submission: September 2023 to December 2023

document attached

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

The Chapter administration and Grazing officer will be responsible for planning and monitoring the project, as well as working with DCD for their oversight.

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 White Cone Chapter administration will be responsible for operating and maintaining the completed project, in conjunction with the local churches.

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 projects falls under expenditure category 2.22 Strong Healthy Communities: Neighborhood Features that Promote Health and Safety. This project will strengthen the White Cone community by providing a community service that addresses the full circle of life for a community member while providing peace of mind for their surviving family members, knowing that their loved ones are near.

document attached

**Part 3. Additional documents.**

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

Chapter resolutions approving and accepting on the community project.

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: William Zozz  
signature of Preparer/CONDUCT PERSON

Approved by: Robert Sals  
signature of Chapter President (or Vice President)

Approved by: William Zozz  
signature of CSC

Approved by: E. Bey SPS / Toni Min, ASO  
signature of Chapter ASO

Approved to submit for Review: [Signature]  
signature of DCD Director



**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

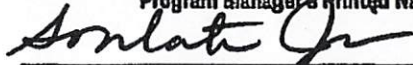
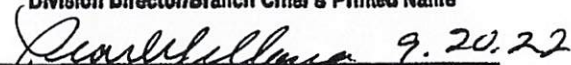
**PART I. Business Unit No.:** NEW      **Program Title:** White Cone Community Cemetery      **Division/Branch:** DCO/Executive White Cone  
**Prepared By:** Virida M. Yazzie      **Phone No.:** 928-864-3900      **Email Address:** whitecone@navajochapters.org

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A)	(B)	(C)
						NNC Approved Original Budget	Proposed Budget	Difference or Total
NN Fiscal Recovery Funds	10/1/22 - 12/31/24	1,000.00	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	6	0	1,000	1,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
<b>TOTAL</b>						\$0.00	1,000.00	0
<b>PART IV. POSITIONS AND VEHICLES</b>						(D)	(E)	
Total # of Positions Budgeted:						0	0	
Total # of Vehicles Budgeted:						0	0	
<b>TOTAL:</b>		\$1,000.00	100%					

**PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.**

**SUBMITTED BY:** Sonlatsa Jim-Martin, Department Manager II      **APPROVED BY:** Dr. Pearl Yellowman, Division Director  
Sonlatsa Jim-Martin, Department Manager II      Division Director / Branch Chief's Printed Name  
Sonlatsa Jim-Martin 9/20/22      Pearl Yellowman 9.20.22  
 Program Manager's Signature and Date      Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.: <u>NEW</u>			Program Name/Title: <u>White Cone Community Cemetery</u>						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>									
The White Cone Chapter Resolution #WCCSE-20 22-XXX to approved ARPA Fiscal Recovery Fund for the White Cone Community House Renovations.									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
Establish a White Cone Community Cemetery									
Program Performance Measure/Objective:									
Meet once a month to develop the cemetery with the required documents.		3		3		3		3	
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:									
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
Sonlatsa Jim-Martin, Department Manager II				Dr. Pearl Yellowman, Division Director					
Program Manager's Printed Name				Division Director/Branch Chief's Printed Name					
									
9/20/22				9.20.22					
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>White Cone Community Cemetery</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)
8555 → 8500 - 6 -	<p><u>Infrastructure (Non-cap) Chapter Projects</u></p> <p>PUBLIC ASSISTANCE                      Community Cemetery</p> <p>The White Cone Chapter Administration and Chapter Officials will get the require documents (Letter of Application or Cover Letter; Legal Survey or GPS Coordinates; Supporting Chapter Resolution and Letter from Grazing Officer stating there are no valid grazing permittees in the use area. The Community Cemetery will be in NPL area 1.5 miles Southeast of White Cone Peak.</p>	1,000	1,000
TOTAL		1,000	1,000

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I.</b> Business Unit No.: <u>New</u> Project Title: <u>ARPA Funding - Community Cemetery</u> Project Description: <u>Develop Cemetery for our White Cone Community.</u>															<b>PART II.</b> <b>Project Information</b> Project Type: <u>Community Cemetery</u> Planned Start Date: <u>October 2023</u> Planned End Date: <u>Decement 2024</u> Project Manager: <u>Virda M. Yazzie</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																																	
<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.																	
	<b>FY 2023</b>												<b>FY 2024</b>												Date: October 2026								
	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			
Develop and Submit the (20) Land Withdrawal Designation with a Letter, Legal Survey, Supporting Chapter Resolution and Letter from Grazing Official.	X	X	X																														
* Biological Resource Compliance Application to Fish and Wildlife Office				X	X	X	X	X	X																								
* Cultural Resource Compliance Application to Navajo Heritage and Historic Preservation Department										X	X	X	X	X	X																		
<b>PHASE II FURTHER PLANNING</b> * The Community Cemetery will be ready to (20) acres fence and ready to be use																X	X	X	X	X	X	X	X	X									
<b>PART V.</b> Expected Quarterly Expenditures	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL								
				500.00						500.00															\$1,000.00								

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





## 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

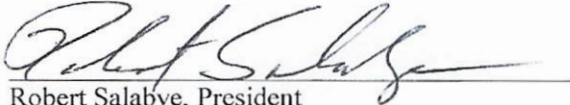
#### NOW, THEREFORE BE IT RESOLVED THAT

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 11<sup>th</sup> 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