



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 #: HK 804

Date & Time Received: 03/14/24 at 00:00

Date & Time of Response: 4/25/24 at 17:00

Entity Requesting FRF: Department of Dine Education

Title of Project: Shiprock Head Start Improvement Project (Public Health: Prevention in Congregate Settings)

Administrative Oversight: Department of Dine Education

Amount of Funding Requested: \$200,000.00

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:
2.14, Healthy Childhood Environments (Early Learning)

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: Navalyn R. Platero

Signature of DOJ Reviewer: 

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.

**E-MAILED**
5-6-24 0006
BNC

THE NAVAJO NATION
FISCAL RECOVERY FUNDS **REQUEST FORM & EXPENDITURE PLAN**
FOR NAVAJO NATION GOVERNMENT UNITS

Part 1. Identification of parties.

NN Government Unit requesting FRF: Department of Dine' Education indicate Department, Program, Office, Division, or Branch Date prepared: 2/12/2024

NN Government Unit's mailing address: Roy Tracy, Acting Assistant Superintendent phone/email: (928) 871-6902
P.O. Box 3479, Window Rock, Arizona 86515 website (if any): www.navajohs.com

Form prepared by: Eugenia Charles-Newton phone/email: (928) 871-7160
Council Delegate - 25th Navajo Nation Council
CONTACT PERSON'S name, title and Department, Program, Office, etc. CONTACT PERSON'S info

Title & type of Project: Shiprock Head Start Improvement Project (Public Health: Prevention in Congregate Settings)

NN Government Unit's Director or Manager: Roy Tracy phone & email: (928) 871-7770, roytracy@nndode.org

Division Director (if any): Rose Graham phone & email: (928) 871-7475

Branch Chief: Dr. Buu Nygren, President phone & email: presidentnygren@navajo-nsn.gov

Funding Recipient will be working with: Rose Graham, Interim Superintendent on the Project and indicate Branch and/or Division the same will be submitting the Funding Request Package for Initial Eligibility Determination Review, and will have Administrative Oversight over this FRF Expenditure Plan.

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

Amount of FRF requested: \$200,000.00 FRF funding period: February 12, 2024 - 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:

This Shiprock Head Start Improvement Project will replace a heating, ventilation & air conditioning system & improving & upgrading the facility & grounds including the fencing & playground. This project will provide a safe & adequate environment for the students, staff & parents. The Head Start building is a public facilities and in preventing any outbreaks. During COVID-19, Shiprock was impacted by deaths from the COVID-19 disease & it is in the best interest to install, improve & upgrade this facility. This will directly address deficiencies connected to the high outbreak of COVID-19 on the Navajo Nation. Access to utilities & government services facilitates sustainable economic & social growth & can drastically increase the quality of healthcare provided. document attached

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

Most rural communities on the Navajo Nation lack access to government services & COVID-19 impeded these operations. The Navajo Nation experienced substantially greater rate of COVID-19 mortality compared with other racial & ethnic groups. This project will contribute & strengthens the general welfare of the community. This project will assist in promoting public health, healthy living & an economic stimulus & the directly benefit people. 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:

Based on the funding, the project end date will be December 31, 2026 with all funds being incumbered before December 31, 2024. Navajo Nation Budget Form 2 are attached for phase goals per quarter of funding period.

document attached

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

The Head Start Program Manager will be implementing the NN ARPA Funding Act & the Shiprock Head Start improvement 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:

The Head Start Program and the Department of Dine' Education DODE will be responsible for the completion of this project, no additional cost or recurring cost will be incurred by DODE when project 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:

Categories: Public Health: 1.4 - Prevention in Congregate Settings

Pursuant to the U.S. Treasury guidelines and objectives, this project will address the conditions that contributed to poor public health & economic outcomes during the pandemic. By concentrating in areas with limited economic opportunities & inadequate or poor housing quality, the access to resources facilitates improved health outcomes including services connecting residents with healthcare resources, public assistance & build healthier environments to support healthy living environments & communities conducive to mental & physical wellness. The exacerbation of health disparities during the pandemic & pre-existing social vulnerabilities are responsive to the public health impact of the pandemic. This project will support access to services for healthy living.

document attached

Part 3. Additional documents.


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

[Empty box for listing additional supporting documents]

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:

NN Government Unit Preparer:  Approved by: 
signature of Preparer/CONTACT PERSON signature of NN Government Unit's Dept./Program/Office Director or Manager

Approved to submit for Review:  Print Name, Title, Branch or Division: Rose Graham, Interim Superintendent
signature of Branch Chief or Division Director print name and indicate title or position
Department of Dine' Education
indicate Branch or Division

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2024

PART I Business Unit No.: <u>NEW</u>		Program Title: <u>Shiprock Head Start Improvement (1.4 Prevention in Congr</u>		Division/Branch: <u>Executive</u>				
Prepared By: <u>Eugenia Charles-Newton</u>		Phone No.: <u>(928) 871-7160</u>		Email Address: <u>echarles-newton@navajo-nsn.gov</u>				
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY			
NN Fiscal Recovery Funds		2/1/24 - 12/30/26	200,000.00	100%	Fund Type Code	Original Budget (A)	Proposed Budget (B)	Difference or Total (C)
					2001 Personnel Expenses			0.00
					3000 Travel Expenses			0.00
					3500 Meeting Expenses			0.00
					4000 Supplies			0.00
					5000 Lease and Rental			0.00
					5500 Communications and Utilities			0.00
					6000 Repairs and Maintenance	6	200,000.00	200,000.00
					6500 Contractual Services			0.00
					7000 Special Transactions			0.00
					8000 Public Assistance			0.00
					9000 Capital Outlay			0.00
					9500 Matching Funds			0.00
					9500 Indirect Cost			0.00
					TOTAL		\$0.00	200,000.00
					PART IV. POSITIONS AND VEHICLES			
					Total # of Positions Budgeted:		(D)	(E)
					0		0	0
					Total # of Vehicles Budgeted:		0	0
					TOTAL:		\$200,000.00	100%

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

SUBMITTED BY: Eugenia Charles-Newton, Council Delegate
[Signature]
 Program Manager's Signature and Date

APPROVED BY: Rose Graham, Interim Superintendent - DODE
[Signature]
 Division Director / Branch Chief's Printed Name
 Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
 PROGRAM PERFORMANCE MEASURES

FY 2024

PART I. PROGRAM INFORMATION:		Shiprock Head Start Improvement (1.4 Prevention in Congregate Settings)								
Business Unit No.:	NEW	Program Name/Title:	1st QTR		2nd QTR		3rd QTR		4th QTR	
			Goal		Goal		Goal		Goal	
PART II. PROGRAM PERFORMANCE CRITERIA:										
1. Program Performance Measure:	Contract HVAC, fencing & playground services to replace, improve & upgrade the Head Start facility.									
	To provide a safe & adequate environment for the students, staff & parents.									
2. Program Performance Measure:										
3. Program Performance Measure:										
4. Program Performance Measure:										
5. Program Performance Measure:										
PART III. CONCURRENCE/APPROVAL:										
			Rose Graham, Interim Superintendent - DODE							
			Division Director/Branch Chief's Printed Name							
			<i>Rose Graham</i> 2/23/2024							
			Division Director/Branch Chief's Signature and Date							
			Eugenia Charles-Newton, Council Delegate							
			Program Manager's Printed Name							
			<i>Eugenia Charles-Newton</i>							
			Program Manager's Signature and Date							

THE NAVAJO NATION
PROGRAM PERFORMANCE MEASURES

FY 2024

PART I. PROGRAM INFORMATION:

Business Unit No.: NEW Program Name/Title: Shiprock Head Start Improvement (1.4 Prevention in Congregate Settings)

PART II. PROGRAM PERFORMANCE CRITERIA:

The Navajo Nation Chapters Plan of Operations is reference in Title 26 of the Navajo Nation Code.

PART III. CONCURRENCE/APPROVAL:

Eugenia Charles-Newton, Council Delegate
Program Manager's Printed Name

Program Manager's Signature and Date

Rose Graham, Interim Superintendent - DODE
Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

FY 2024

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Shiprock Head Start Improvement (1.4 Prevention in Congregate Settings)</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)
6200 6921	<p>External Contractors Playground Equipment Purchase of playground, fencing & other improvements.</p>	140,000.00	140,000.00
6200 6230	<p>External Contractors HVAC Purchase of HVAC system.</p>	60,000.00	60,000.00
<p>Public Health: Prevention in Congregate Settings - ARPA Shiprock Head Start Improvement Project: This Shiprock Head Start improvement project will replace heating, ventilation & air conditioning system & improving & upgrading the facility & grounds including the fencing & playground. This project will provide a safe & adequate environment for the students, staff & parents. The Head Start building is a public facilities & in preventing any outbreaks. During COVID-19, Shiprock was directly impacted by deaths from the COVID-19 disease & it is in the best interest to install, improve & upgrade this facility. This will directly address deficiencies connected to the high outbreak of COVID-19 on the Navajo Nation. Access to utilities & government services facilitates sustainable economic & social growth & can drastically increase the quality of life.</p>			
TOTAL		200,000.00	200,000.00

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>Shiprock Head Start Improvement Project (1.4 Public Health: Prevention in Congregate Settings)</u> Project Description: <u>This project will replace the HVAC system & improving & upgrading the facility & grounds including the fencing & playground. This project will provide a safe & adequate environment for the students, staff & parents.</u> Check one box: <input 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>Head Start Improvements</u> Planned Start Date: <u>2/12/2024</u> Planned End Date: <u>12/30/2026</u> Project Manager: <u>Roy Tracy</u>
--	---

List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	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 2024						FY 2025																
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.											
Finance (Securing Funds)																							
Contracting Procurement Process																							
Contract Completed																							
Purchase & Construction																							
PART V. Expected Quarterly Expenditures																							
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	PROJECT TOTAL
																							\$200,000.00