



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 0609

Date & Time Received: 6/29/23 at 16:27

Date & Time of Response: July 6, 2023 at 10:30 am

Entity Requesting FRF: Baca Prewitt Chapter

Title of Project: Baca/Prewitt: Home Renovation - Plywood Siding Panel

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$150,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- | | |
|---|---|
| <input checked="" type="checkbox"/> (1) Public Health and Economic Impact | <input type="checkbox"/> (2) Premium Pay |
| <input type="checkbox"/> (3) Government Services/Lost Revenue | <input type="checkbox"/> (4) Water, Sewer, Broadband Infrastructure |

U.S. Department of Treasury Reporting Expenditure Category:

2.18, Housing Support: Other Housing Assistance

<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	

Name 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 NNDNJ Initial Eligibility Determination is based on the documents provided, which NNDNJ 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 NNDNJ. 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: Baca Prewitt Chapter

Date prepared: 05/02/2023

Chapter's Post Office Box 563

phone & email: 505-972-9917/baca@navajochapters.org

mailing address: Prewitt New Mexico 87045

website (if any): baca.navajochapters.org

This Form prepared by: Sharon Loley

phone/email: 505-972-9917

Chapter Manager

sloley@nnchapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Baca/Prewitt: Home Renovation- Plywood Siding Panel

Chapter President: Cecil Lewis Jr.,

phone & email: 505-972-9917/clewis@naataaaii.org

Chapter Vice-President: Cindy Howe

phone & email: 505-972-9917/chowe@naataaaii.org

Chapter Secretary: Geneva Werito

phone & email: 505-972-9917/gwerito@navajochapters.org

Chapter Treasurer: Geneva Werito

phone & email: 505-972-9917/gwerito@navajochapters.org

Chapter Manager or CSC: Sharon Loley

phone & email: 505-972-9917/sloley@navajochapters.org

DCD/Chapter ASO: Casey Begay

phone & email: 505-786-2091/casey_begay@nndcd.org

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

☐ document attached

Amount of FRF requested: 150,000.00

FRF funding period: October 01, 2022 - September 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 Baca Prewitt Chapter Community is requesting \$150,000.00 to assist the community member with putting plywood siding panel improvements for those that need help and are affected by virus of Covid-19. This project will be beneficial for the community to eliminate other viruses and air borne pathogens from rodents and other insects, for those who were affected from the Covid-19 virus, that will have issues lingering to their health. It will also assist with the economic disadvantages by providing stable and safe homes with sanitary infrastructures. Will create job opportunities for the community members of Baca Prewitt Chapter

☐ document attached

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

This project will help the community with modernizing the homes to eliminate rodent infestation and other insects, which will prevent from other type of illness, due to being affected by Covid-19 virus. Baca Prewitt Chapter strives to provide assistance to the community members with healthy place to live.

☐ 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:

APPENDIX A

Identify & assess homes for improvement
Procurement & construction
Purchasing materials by home, and in bulk order

☐ document attached

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

Baca Prewitt Chapter Manager & Chapter Officials

☐ 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 maintaining of their home after completion

☐ 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:

Category: 2.18-Housing Support: Other housing assistance

Based on Other housing assistance, it will provide proper housing assistance for the community of Baca Prewitt. It will be a preventative measure by placing siding boards on the homes of individuals who were impacted by the COVID-19 virus, and will provide proper, adequate, safe and healthy homes for the community of Baca/Prewitt Chapter. We will have temporary worker completing the projects whereas; putting on the sidings for the community members.

☐ document attached

Part 3. Additional documents.

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

Appendix A

Budget Forms

Appendix J

☐ 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

Chapters
Preparer


signature of Preparer/CONTACT PERSON

Approved by


signature of Chapter President (or Vice President)

Approved by


signature of Chapter Manager or

Approved by

Approved to submit
for Review


signature of NCD Chapter
5/23/23

FY 2023

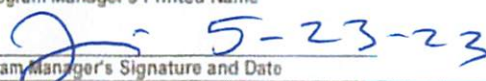
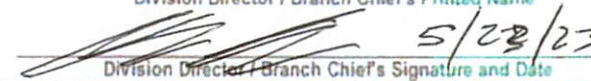
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I Business Unit No.: <u>NEW</u>		Program Title: <u>Baca/Prewitt Chapter - Home Renovation- Plywood siding pane</u>		Division/Branch: <u>DCD/EXECUTIVE</u>	
Prepared By: <u>Sharon Loley</u>		Phone No.: <u>505-972-9917</u>		Email Address: <u>sloley@navajonations.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	10/1/22-9/30/26	150,000.00	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	150,000	150,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	150,000.00	150,000

PART IV POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
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:	APPROVED BY:		
<u>James Adakai, Deputy Director</u>	<u>Calvin Castillo, Executive Director</u>		
Program Manager's Printed Name	Division Director / Branch Chief's Printed Name		
 5-23-23	 5/23/23		
Program Manager's Signature and Date	Division Director / Branch Chief's Signature and Date		

FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: NEWProgram Name/Title: Baca/Prewitt Chapter - Home Renovation- Plywood siding panel**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**Resolution # BPC/23/05/40**PART III. PROGRAM PERFORMANCE CRITERIA:****1. Goal Statement:**Provide assistance to Baca Prewitt community member with plywood siding panel

Program Performance Measure/Objective:

Assist community members with plywood siding panel for their homes

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

20

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:

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.James Adakai, Deputy Director

Program Manager's Printed Name



Program Manager's Signature and Date

Calvin Castillo, Executive Director

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:		Business Unit No.:		
Baca/Prewitt Chapter - Home Renovation- Plywood siding panel		NEW		
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)	
8500	INFRASTURE (NON CAP) 8510-Housing Construction Materials	100,307	100,307	
8000	Assistance 8705-Chapter 8710-PEP Construction Supervisor = \$14.00 per/hour * 80 hours * 10 PPE * 1 worker = \$11,200 (\$11,200.00) Construction Laborers = \$13.00 per/hour * 80 hours * 10 PPE * 3 workers= \$31,200.00 (\$31,200.00) Construction Laborers = \$13.00 per/hour * 80 hours * 2 PPE * 1 worker = \$2,080.00 (\$2,080.00) FRINGE BENEFIT \$ 44,480.00 FICA \$44,480.00 * 6.20% = \$2,757.76 \$ 3,402.72 MEDICARE \$44,480.00 * 1.45% = \$644.96 SUTA: \$44,480.00 * 3.54% = \$1,574.59 1,575 W/C \$44,480.00 * .53% = \$235.74 235	44,480 3,403 1,575 235	48,694	
TOTAL		150,000	150,000	

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

Page 1 of 1
PROJECT FORM

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>BecaPrewitt Chapter - Home Renovation- Plywood siding panel</u> Project Description: <u>Assist 20 community members with Plywood Siding Panel for their home</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>Housing</u> Planned Start Date: <u>10/1/2022</u> Planned End Date: <u>9/30/2026</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 2023												FY 2024												Expected Completion Date if project exceeds 8 FY Qtrs.					
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date <u>09/30/2026</u>					
	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
04/01/2023 - 06/01/2023 Identify 12 community members who need assistance							X	X	X	X																				
04/01/2023 - 06/01/2023 Hire Personnel										X	X	X																		
07/01/2023 - 09/01/2023 Plan, design, get material quotations										X	X	X																		
09/01/2023-09/30/2026 Assist 12 community members with Plywood Siding Panel											X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL					
Expected Quarterly Expenditures																									\$150,000.00					

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



Baca/Prewitt Chapter

Cecil Lewis, Jr., President
Cindy V. Howe, Vice President
Geneva Werito, Secretary-Treasurer
George Tolth, Council Delegate
Sharon Loley, Chapter Manager
Vacant, Administrative Assistant
Kevin Long, Land Board



Buu Nygren
Navajo Nation President

Richelle Montoya
Navajo Nation Vice-President

RESOLUTION OF BACA/PREWITT CHAPTER BPC/23/05/40

ACCEPTING AND APPROVING THE REQUEST TO UTILIZE DELEGATE TOLTH REGIONAL ARPA EXPENDITURE PLAN FUNDS IN THE AMOUNT OF \$150,000 TO PLAN, DESIGN, AND IMPLEMENT A SIDING PROJECT

WHEREAS:

1. Pursuant to 26 NNC Section 3(A), the Baca/Prewitt Chapter is a duly recognized certified Chapter of the Navajo Nation government as listed at 11 NNC. Part 1, Section 10; and
2. Pursuant to 26 NNC Section 1(B), the Baca/Prewitt Chapter is vested with the authority to review all matters affecting the community to make appropriate corrections when necessary and to make recommendations to the Navajo Nation and other local agencies for appropriate actions; and
3. Baca/Prewitt Chapter, as a part of Honorable Delegate George Tolth's Region, was allocated funds from the American Rescue Plan Act (ARPA) Delegate Regional Expenditure plan is to provide services to the Community of Baca/Prewitt Chapter; and
4. Baca/Prewitt Chapter, knows that the Fiscal Recovery Funds are specifically intend to respond to the COVID-19 public health emergency, and its negative economic impacts, including assisting our community, and
5. Pursuant to CJN-29-22 the Navajo Nation Central Government may award funding to the LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, Baca/Prewitt would like to exercise its LGA authority to receive the Navajo Nation Fiscal Recovery Fund and manage the projects; and
6. Baca/Prewitt Chapter believes it is in the best interest of the community and its chapter to support and approve the Baca/Prewitt Expenditure Plans for the benefit of its community, especially during the on-going COVID-19 pandemic.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Baca/Prewitt Chapter membership hereby approves and respectfully submits the funding proposal packet and budget in the amount of \$150,000 to plan, design, and implement a Siding project
2. The goal of our project is to ensure the community and their families are living in safe and healthy environment
3. Furthermore, the Baca/Prewitt Chapter would like to exercise its LGA authority to receive the Navajo Nation Fiscal Recovery Fund and manage the projects.



Baca/Prewitt Chapter

Cecil Lewis, Jr., President
Cindy V. Howe, Vice President
Geneva Werito, Secretary-Treasurer
George Tolth, Council Delegate
Sharon Loley, Chapter Manager
Vacant, Administrative Assistant
Kevin Long, Land Board



Buu Nygren
Navajo Nation President

Richelle Montoya
Navajo Nation Vice-President

CERTIFICATION:

We, hereby, certify the foregoing resolution was duly considered by the Baca/Prewitt Chapter at a duly called meeting in Baca, Navajo Nation, New Mexico at which a quorum of Chapter members was present with a motion by Ruth Barbone and second by Bobby Mescale and that the same was passed by a vote of 13 in favor, 00 opposed, and 06 abstained this 08th day of May 2023.

A handwritten signature in blue ink, reading "Cecil Lewis Jr.", is written over a horizontal line.

Cecil Lewis Jr., Chapter President

A handwritten signature in blue ink, reading "Sharon Loley", is written over a horizontal line.

Sharon Loley, Chapter Manager