



**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 #:** \_\_\_\_\_

**Date & Time Received:** \_\_\_\_\_

**Date & Time of Response:** \_\_\_\_\_

**Entity Requesting FRF:** \_\_\_\_\_

**Title of Project:** \_\_\_\_\_

**Administrative Oversight:** \_\_\_\_\_

**Amount of Funding Requested:** \_\_\_\_\_

**Eligibility Determination:**

- ☐ FRF eligible  
☐ FRF ineligible  
☐ Additional information requested

**FRF Eligibility Category:**

- |                                                                |                                                                     |
|----------------------------------------------------------------|---------------------------------------------------------------------|
| <input 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:** \_\_\_\_\_

- ☐ Missing Form
- ☐ Supporting documentation missing
- ☐ Project will not be completed by 12/31/2026
- ☐ Ineligible purpose
- ☐ Submitter failed to timely submit CARES reports
- ☐ Additional information submitted is insufficient to make a proper determination
- ☐ Expenditure Plan incomplete
- ☐ Funds will not be obligated by 12/31/2024
- ☐ Incorrect Signatory
- ☐ Inconsistent with applicable NN or federal laws

[illegible]

Name of DOJ Reviewer:

Signature of DOJ Reviewer: Vm Blunk

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](mailto: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 mailing address: Post Office Box 563 phone & email: 505-972-9917/baca@navajochapters.org  
Prewitt New Mexico 8704 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 Chapter: Purchasing a new 2025 International HV613 Dump Truck

Chapter President: Cecil Lewis Jr., phone & email: 505-972-9917/clewis@naataaii.org  
 Chapter Vice-President: Cindy Howe phone & email: 505-972-9917/chowe@naataaii.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@nnchapters.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): Unknown

☐ document attached

Amount of FRF requested: \$200,000.00 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 purchase of 2025 Internation HV613 Dump truck will benefit the community of the Baca Prewitt Chapter. It will help resurface the dirt and haul dirt to the cemetery, also will be hauling the community trash to properly dispose of the garbage due to sanitation issues that arise with in the community.

☐ document attached

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

The Dump truck will benefit the community by hauling and dump dirt, millings, and trash for the community members of Baca Prewitt Chapter.

☐ 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

The purchase will be made through Roberts Truck Center working with Rick Rosenthal. The purchase will be made before December 31, 2026

☐ document attached

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

Sharon Loley, Chapter Manager and 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:

Baca Prewitt Chapter will be responsible for operation & maintenance costs. The funds will be through the Chapter annual budget

☐ 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:

6.1: Provision of government services-The purchase will cover resurfacing the cemetery for the burials that will need dirt, millings and sand. It will also be utilized to get rid of trash for community that have their homes sanitized due to contracting Covid-19

☐ 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.

Chapter's  
Preparer

  
signature of Recipient CONTACT PERSON

Approved by

  
signature of Chapter President or Vice-President

Approved by

  
signature of Chapter Manager or CO

Approved by

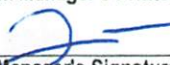

Approved to submit  
for Review

  
signature of Tribal Director  
5/23/23

FY 2023

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page 1 of 3  
BUDGET FORM 1

Baca/Prewitt Chapter								
PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>- Purchase of 2025 International HV613 Dump Truck</u>			Division/Branch: <u>DCD/EXECUTIVE</u>			
Prepared By: <u>Sharon Loley</u>		Phone No.: <u>505-972-9917</u>		Email Address: <u><a href="mailto:sloley@nnchapters.org">sloley@nnchapters.org</a></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	200,000.00	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				
				9000 Capital Outlay	6	0	200,000	200,000
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>		\$0.00	200,000.00	200,000
				PART IV. POSITIONS AND VEHICLES				
						(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
				<b>TOTAL:</b>		\$200,000.00		100%
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>James Adakai, Deputy Director</u>				APPROVED BY: <u>Calvin Castillo, Executive Director</u>				
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name				
 <u>5-23-23</u>				 <u>5/23/23</u>				
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date				



**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

**PART I. PROGRAM INFORMATION:**Business Unit No.: NEWProgram Name/Title: Baca/Prewitt Chapter - Purchase of 2025 International HV613 Dump Truck**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**Resolution # BPC/23/05/41**PART III. PROGRAM PERFORMANCE CRITERIA:**

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

**1. Goal Statement:**To provide services to the community by hauling and dumping dirt, sand, millings, and trash

Program Performance Measure/Objective:

To give services to the Baca Prewitt Chapter with the esstials by hauling and dumping dirt, sand, millings, and trash.

						1	
--	--	--	--	--	--	---	--

**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:

--	--	--	--	--	--	--	--

**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

5-23-23

5/23/23

FY 2023

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

**Page 3 of 3  
BUDGET FORM 4**

<b>PART I. PROGRAM INFORMATION:</b>			
Program Name/Title: <u>Baca/Prewitt Chapter - Purchase of 2025 International HV613 Dump Truck Dump Truck</u>		Business Unit No.: <u>NEW</u>	
<b>PART II. DETAILED BUDGET:</b>			
<b>(A)</b>	<b>(B)</b>	<b>(C)</b>	<b>(D)</b>
<b>Object Code (LOD 6)</b>	<b>Object Code Description and Justification (LOD 7)</b>	<b>Total by DETAILED Object Code (LOD 6)</b>	<b>Total by MAJOR Object Code (LOD 4)</b>
9000	CAPITAL OUTLAY		200,000
9140	Equipment	200,000	
	9142                      Equipment: Dump Truck		
	Purchasing a new 2025 international HV613 Dump Truck		
<b>TOTAL</b>		200,000	200,000

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

**Page 1 of 1  
PROJECT FORM**

<b>PART I. Business Unit No.:</b> <u>NEW</u>  <b>Project Title:</b> <u>Baca Prewitt Chapter 2025 international HV613 Dump Truck</u>  <b>Project Description:</b> <u>Purchasing a new 2025 international HV613 Dump Truck</u>  <b>Check one box:</b> <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification															<b>PART II. Project Information</b>  <b>Project Type:</b> <u>Purchasing</u>  <b>Planned Start Date:</b> <u>10/01/2022</u>  <b>Planned End Date:</b> <u>9/30/2026</u>  <b>Project Manager:</b> <u>DCD</u>																
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.		<b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																								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 <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
05/01/2023 - 07/01/2023 Getting Quotaiton from Roberts Truck									X	X	X																				
07/01/2023 - 09/01/2023 Plan, purchasing, and start 164 process											X	X	X																		
09/01/2023-12/31/2026 Complete purchasing of dump truck												X	X	X	X	X	X	X	X	X	X	X	X	X	X						
<b>PART V.</b> Expected Quarterly Expenditures		\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL					
																										\$200,000.00					

**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/23/05/41

#### ACCEPTING AND APPROVING THE REQUEST TO UTILIZE DELEGATE TOLTH REGIONAL ARPA EXPENDITURE PLAN FUNDS IN THE AMOUNT OF \$200,000 TO PLAN, DESIGN, AND IMPLEMENT IN PURCHASING A NEW 2025 INTERNATIONAL HV613 DUMP TRUCK

#### 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 \$200,000 to plan, design, and implement purchasing a new 2025 International HV613 Dump Truck
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;

Post Office Box 563 Prewitt, New Mexico 87045,  
Phone: (505) 972-9917 Fax: (505) 972-4221



## Baca/Prewitt Chapter

Cecil Lewis, Jr., President  
Cindy V. Howe, Vice President  
Geneva Werito, Secretary-Treasurer  
George Tolth, Council Delegate  
Sharon Loley, Chapter Manager  
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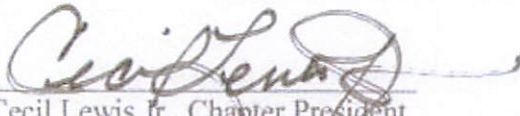


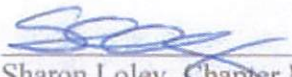
Buu Nygren  
Navajo Nation President

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 Bobby Mescale and second by Cindy Howe and that the same was passed by a vote of 13 in favor, 00 opposed, and 06 abstained this 08<sup>th</sup> day of May 2023.

  
Cecil Lewis Jr., Chapter President

  
Sharon Loley, Chapter Manager