



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:

- ☐ (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: _____

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: _____

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.

**THE NAVAJO NATION
FISCAL RECOVERY FUNDS REQUEST FORM & EXPENDITURE PLAN
FOR GOVERNANCE-CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: OJO ENCINO CHAPTER Date prepared: 02152023
 Chapter's mailing address: HCR 79 BOX 1500 phone & email: 5057312263; ojoencino@navajochapters.org
OJO ENCINO, NM 87013 website (if any): ojoencino.navajochapters.org
 This Form prepared by: GLORIA CHIQUITO phone/email: 5057312262
CHAPTER MANAGER gchiqto@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: OJO ENCINO CHAPTER RENOVATION

Chapter President: GEORGE WERITO, JR phone & email: 5057312263; georgeweritojr@gmail.com
 Chapter Vice-President: BRANDON SAM phone & email: 5057312263; bsam980@gmail.com
 Chapter Secretary: KYLE AUGUSTINE phone & email: 5057312263; augustinekyle@yahoo.com
 Chapter Treasurer: KYLE AUGUSTINE phone & email: 5057312263; augustinekyle@yahoo.com
 Chapter Manager or CSC: GLORIA CHIQUITO, CHAPTER MANAGER phone & email: 5057312262; gchiqto@nnchapters.org
 DCD/Chapter ASO: VACANT phone & email: _____

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

☐ document attached

Amount of FRF requested: \$326,253.00 FRF funding period: OCTOBER 1, 2023 - DECEMBER 31, 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:

Ojo Encino Chapter Renovation Project is located in Ojo Encino, New Mexico, Navajo Nation, McKinley County. The Funds will be used to upgrade Plumbing, Electrical, HVAC and Replace Roof with Pro Panel

☐ document attached

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

Ojo Encino Chapter Renovation Project would benefit the Navajo Nation and Local Community

☐ 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

Ojo Encino Chapter will meet the timeline of December 31, 2026. The Challenges would include the Navajo Nation Review. Purchasing of needed Supplies and Materials in Bulk and the supply chains will also be challenging due to shortages of Supplies and Materials
Planning to begin 10/01/2023, Design to begin 1/01/2024, Construct to begin 4/01/2024 and Completion of Project to be 12/31/2026

☐ document attached

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

Ojo Encino Chapter will be responsible for implementing the 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:

Ojo Encino Chapter will be responsible for operations and maintenance costs for the Project, once 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:

6.1: Provision of Government Services

Ojo Encino Chapter is seeking funds for the Renovation of the existing Chapter House. Ojo Encino was used as a point of Distribution of goods and services, during the height of COVID-19 Pandemic. The Chapter was used as a Storage Room for supplies and a watering point. Currently the Chapter is still used as a point of distribution of good and services and the Heating and HVAC do not currently work properly.

☐ document attached

Part 3. Additional documents.

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

Ojo Encino Chapter Resolution and all Budget Forms are Attached

☐ 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: Gloria Chiquito
signature of Preparer/CONTACT PERSON

Approved by: [Signature]
signature of Chapter President (or Vice-President)

Approved by: [Signature]
signature of Chapter Manager or CSE

Approved by: _____
signature of DCD/Chapter ASO

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

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>OJO ENCINO CHAPTER RENOVATION</u>		Division/Branch: <u>DCD/EXECUTIVE BRANCH</u>	
Prepared By: <u>GLORIA CHIQUITO, CM</u>		Phone No.: <u>(505)731-2263</u>		Email Address: <u>ojoencino@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	10/1/23	326,253.00	100%					
	to 12/31/2023			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	6	0	326,253	326,253
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	326,253.00	326,253

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
Total # of Vehicles Budgeted:	0	0

TOTAL: Amount: <u>\$326,253.00</u> % of Total: <u>100%</u>	
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PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: <u>James Adaki, Deputy Director</u> <div style="text-align: center;">Program Manager's Printed Name</div> <div style="text-align: center;"> <u>4-18-23</u> Program Manager's Signature and Date </div>	APPROVED BY: <u>Calvin Castillo, DCD Executive Director</u> <div style="text-align: center;">Division Director / Branch Chief's Printed Name</div> <div style="text-align: center;"> <u>4/18/2023</u> Division Director / Branch Chief's Signature and Date </div>
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FY 2023THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIAPage 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: New

Program Name/Title:

OJO ENCINO CHAPTER RENOVATION

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

RESOLUTION#OJOEN 02-07-2023/005

PART III. PROGRAM PERFORMANCE CRITERIA:

1. Goal Statement:

Hire a Licensed Electrician who specializes in HVAC system

Program Performance Measure/Objective:

To ensure Chapter has a new heater and air conditioners

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

1

2. Goal Statement:

Hire a Licensed Electrician to repair/upgrade Electrical System

Program Performance Measure/Objective:

To ensure Chapter has a new Electrical Wiring

1

3. Goal Statement:

Hire a Licensed Plumber to repair/upgrade Plumbing System

Program Performance Measure/Objective:

To repair/ upgrade current Restrooms and Kitchen plumbing

1

4. Goal Statement:

Hire a Roofer to repair/upgrade Roof on Chapter House

Program Performance Measure/Objective:

To repair/upgrade current roof

1

5. Goal Statement:

Program Performance Measure/Objective:

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

James Adaki, Division Director

Program Manager's Printed Name

Program Manager's Signature and Date

Calvin Castillo, DCD Executive Director

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

4/18/2023

FY 2023

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

Page 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>OJO ENCINO CHAPTER RENOVATION</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)
6500	Contractual Services		326,253
6980	Subcontractual Services	326,253	
	Contractor to do the work for Ojo Encino Chapter House Renovations		
TOTAL		326,253	326,253

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

Page 1 of 1
PROJECT FORM

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>OJO ENCINO CHAPTER RENOVATION</u> Project Description <u>Upgrade Plumbing, Electrical, HVAC and Replace Roof with Pro Panel to Ojo Encino Chapter Government Complex</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>Community Development</u> Planned Start Date: <u>10/1/2023</u> Planned End Date: <u>12/31/2026</u> Project Manager: <u>Gloria Chiquito, Chapter Manager</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. Date <u>12-31-2026</u>					
		FY <u>2024</u>														FY <u>2026</u>																			
		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						
		<div style="display: flex; justify-content: space-between;"> <div>Plan</div> <div><div style="width: 100px; height: 10px; background-color: black;"></div></div> </div> <div style="display: flex; justify-content: space-between;"> <div>Design</div> <div><div style="width: 100px; height: 10px; background-color: black;"></div></div> </div> <div style="display: flex; justify-content: space-between;"> <div>Construct</div> <div><div style="width: 100px; height: 10px; background-color: black;"></div></div> </div> <div style="display: flex; justify-content: space-between;"> <div>Completion</div> <div><div style="width: 100px; height: 10px; background-color: black;"></div></div> </div>																																	
PART V.		\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL									
Expected Quarterly Expenditures		75,000.00			100,000.00			76,000.00			75,000.00			253.00												\$326,253.00									

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



OJO ENCINO CHAPTER
HCR 79 BOX 1500, OJO ENCINO, NEW MEXICO 87013
PHONE (505)731-2263 or 731-2262; FAX (505)731-1516
EMAIL: ojoencino@navajochapters.org

RESOLUTION OF OJO ENCINO CHAPTER

RESOLUTION# OJOEN 02-07-2023/005

APPROVING IN SELECTION OF THE OJO ENCINO CHAPTER PRIORITY PROJECT LISTING FOR AMERICAN RESCUE PLAN ACT FUNDING INCONCLUSION OF OJO ENCINO CHAPTER DELEGATE REGION IN THE AMOUNT OF 1,100,000.00 MILLION.

WHEREAS:

1. Pursuant to 26 N.N.C., section 3 (A) the Ojo Encino Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11N.N. C. part 1, section 10 and:
2. Pursuant to 26 N.N. C., Section 1 (8) Ojo Encino Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions, and
3. The Ojo Encino Chapter has identified four (4) projects for the American Rescue Plan Act funding in the amount of 1.1 million, which as follows; and
 1. Ojo Encino Community Waste Water Construct in the amount of **\$250,000.00**
 2. Ojo Encino Chapter Bathroom Addition in the amount of **\$421,747.00**
 3. Ojo Encino Septic Clean Out and Repair Failed Septic Systems **\$102,000.00**
 4. Ojo Encino Chapter Renovation in the amount of **\$326,253.00**
4. The Ojo Encino Chapter requests the Navajo Nation Fiscal Recovery Fund Office, Division of Community Development, and the Department of Justice to consider the four (4) projects For Ojo Encino Community.
5. The Ojo Encino Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds (FRF) and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA regulations, and with all applicable Federal and Navajo Nation Laws, Regulations and Policies.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Ojo Encino Chapter hereby proposes, supports and approves the requests for funding through the American Rescue Plan Act; and

CERTIFICATION

I HEREBY CERTIFY THAT THE FORGOING REOLUTION WAS CONSIDERED BY THE MEMBERS OF THE OJO ENCINO CHAPTER AT A DULY CALLED MEETING AT THE OJO ENCINO CHAPTER HOUSE AT WHICH A QUORUM WAS PRESENT, AND THAT THE SAME WAS PASSED BY VOTE 18 IN FAVOR, 00 OPPOSED, AND 02 ABSTAINING, THIS 7th DAY OF FEBRUARY, 2023

Motion: Nancy Largo

Second: Curtis Lopez

George Werito Jr, Chapter President

George Werito Jr., Chapter President
Brandon Sam, Chapter Vice President
Kyle Augustine, Chapter Secretary/Treasurer

Gloria Chiquito, Chapter Manager
George Toth, Council Delegate
Daniel Augustine, Land Board Member