



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 625

Date & Time Received: 7/24/23 at 11:49

Date & Time of Response: 7/31/23 at 17:00

Entity Requesting FRF: Forest Lake Chapter

Title of Project: The Septic Tank Cleaning Project

Administrative Oversight: NNEPA - Surface and Ground Water Protection Department

Amount of Funding Requested: \$85,800.00

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: _____
5.5 Clean Water: Other Sewer Infrastructure

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: Veronica Blackhat, Asst Attorney General, Natural Resources Unit

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 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 NON-GOVERNANCE CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Forest Lake Date prepared: 12/1/2022

Chapter's Forest Lake phone/email: 928-677-3252
mailing address: P.O. Box 441 Pinon, AZ 86510 website (if any): forestlake@navajochapters.org

This Form prepared by: May Gilene Begay phone/email: 928-677-3252
May Gilene Begay, Chapter President 928-637-4898
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: The Septic Tank Cleaning Project

Chapter President: May Gilene Begay phone & email: mgbegay@yahoo.com
Chapter Vice-President: Rapheal Boy phone & email: raphelboy@yahoo.com
Chapter Secretary: Brenda White phone & email: brendawhite304@yahoo.com
Chapter Treasurer: Brenda White phone & email: brendawhite304@yahoo.com
Chapter Manager or CSC: Ella M. Benally phone & email: embrinally@nnchapters.org
DCD/Chapter ASO: Edgerton Gene phone & email: egenae@dcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Bar H Septic Cleaning, pending quotation
Speedy Septic Tank Service, Edge Water Septic document attached

Amount of FRF requested: 85800.00 FRF funding period: 4/1/23 - 8/30/24
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:

We are proposing funds to be used for service-oriented project in which we will provide services to clean septic tanks for all Forest Lake Chapter homes that depend on this system to meet their wastewater and sewage needs. Most Forest Lake Chapter homes do not have running water, these households haul water from community sources to ensure the household drinking, hygiene, wastewater/sewage supply. Some homes have installed septic tanks to sanitary treat their wastewater, and a proportion of these homes require a cistern to store water needed to replenish the septic tank. A few homes have sept tanks with pipe-in water, but the septic tanks have aged and need To assist 156 residential units. document attached

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

The septic tank cleaning project benefits Navajo people in the Forest Lake Chapter by bolstering household sanitation infrastructure (i.e., septic tanks) necessary for mitigating and preventing infections disease transmission in the community and across the Navajo Nation. The project enables households with sept tanks to have their tanks inspected and cleaned, ensuring the tanks are work 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

APPENDIX A

Program(s) or Project(s) by December 31, 2026:

Once a vendor is selected, a timeline will be required for his submittal upon submitting his/her proposal. The project is projected to be initiated by April 2023 when the ground warms up and with a favorable weather. The estimated completion of the project is August 2023. If the weather is not favorable to initiate the project, the project could be move back to May 2023. In the summer, monsoon weather may document attached

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

The Chapter Vice President in working with the Community Service Coordinator and Chapter President will be responsible with monitoring the project as it is implemented by the vendor. A monthly update narrative of the project's progress will be submitted by the Vice President. This update will be shared during Chapter Planning and regular meetings to keep all member of the community informed. The vendor will meet with the officials during its planning meet to share successes and 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:

Once the project is completed, the chapter will plan and develop a program for septic cleaning every three years where the head of household will take partial responsibility in paying for cleaning fees. There after the chapter will pay for half of the cleaning cost and enter into an agreement with potential vendor. 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:

5: Infrastructure Water and Sewer, clean water: Other Sewer Infrastructure
Forest Lake is a small, rural community without a centralized hub to provide septic cleaning services. All services are operated by private companies and only during the warmer months when roads are better maintained. To ensure hygienic conditions to community members is and will remain a priority project. Due to the harsh terrain and expansive dirt road system-private companies pass along high costs as lagoon to receive black and grey waste are costly to access and limited in scope. As most home are built with cistern systems due to the landscape these services are essential.

document attached

Part 3. Additional documents.

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

There are Dzil Yijin Regional Council household survey 2022 completed by each household member to that reflected the status of the home. The attached survey results indicates the need for septic tank cleaning including sharing of defected pipes as results from weather (freezing) or other erosions. FLC community asse ment results is attached verify people needs. 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: Ella M Benally
signature of Preparer/CONTACT PERSON

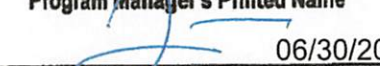

Approved by: [Signature]
signature of Chapter President (or Vice-President)

Approved by: Ella M Benally
signature of CSC

Approved by: [Signature]
signature of Chapter ASD

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

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. Business Unit No.: <u> New </u>		Program Title: <u>Forest Lake Chapter</u>		DCD/Executive				
Prepared By: <u>Ella M. Benally</u>		Phone No.: <u>928-677-3252</u>		Email Address: <u>forestlake@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	4/1/23-9/30/24	85,800.00	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		85,800	85,800
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	85,800.00	85,800
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:				\$85,800.00	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					
 06/30/2023			 6-30-23					
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.: <u> New </u>			Program Name/Title: <u>Fresh Lake Chapter - Septic Tank Cleaning</u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
CAP-34-98. To direct the chapter administration and management control system, by promoting efficiency and accountability to the chapter membership, and to effectuate plans of action to improve the standard of living for the chapter membership.									
PART III. PROGRAM PERFORMANCE CRITERIA:									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
Septic tank cleaning project									
Program Performance Measure/Objective:									
To clean out 156 residential units for septic tank cleaning				50		50		56	
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				Calvin Castillo, Executive Director					
_____ Program Manager's Printed Name				_____ Division Director/Branch Chief's Printed Name					
_____ Program Manager's Signature and Date				_____ Division Director/Branch Chief's Signature and Date					
06/30/2023				6-30-23					

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:				
Program Name/Title: <u>Forest Lake Chapter</u>		Septic Tank Cleaning		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)	
8500	<p>8550 - Septic Tank Cleaning</p> <p>To clean out septic tank for 156 residential units @ \$550.00 per home</p> <p style="text-align: right;">85,800</p>	85,800	85,800	
TOTAL		85,800	85,800	



JONATHAN NEZ
PRESIDENT

Forest Lake Chapter
Jimmy Yellowhair, Council Delegate
May Gilene Begay, President
Raphael Boy, Vice President
Brenda White, Secretary Treasurer
Irene Begay, Grazing Representative
Ella M. Benally, Community Service Coordinator

MYRON LIZER
VICE-PRESIDENT

RESOLUTION OF THE FOREST LAKE CHAPTER

Resolution No. FLC-22-11-003

Requesting the Department of Justice and Division of Community Development to accept completed application for Fiscal Recovery Fund for the Chapter's Septic Tank Cleaning Project subject to be funded in the amount of \$ 85,800.00 by American Rescue Plan Act.

WHEREAS:

1. The Navajo Nation Council Resolution CS-34-98 enacted the Navajo Nation Local Governance Act and codified it under Title 26 of the Navajo Nation Code; and
2. Pursuant to Title 26 NNC, Section B-1&2, the purpose of the Local Governance Act is to recognize at the local level and to delegate to chapter government with respect to local matters consistent with Navajo Laws including custom and tradition and to make decisions over local matters; and
3. The 24th Navajo Nation Council passed Legislation CJN-29-22, Navajo Nation Council allocating \$1,070,298,867 of the Navajo Nation Fiscal Recovery Funds and approved the Fiscal Recovery Fund Expenditure Plans on June 30, 2022; and
4. The Forest Lake Chapter identified individuals/families in dire need of septic tank cleaning to meet regular maintenance requirements, improve operation of water flow, and availability of clean water for personal and domestic use; and
5. Having cleaned septic tank improves overall individual health and reduces spread of germs/bacteria formed from unsanitary accumulation of bacteria within the septic tank; and
6. It is critical to have cleaned septic tanks that will produce safe water for consumption and domestic use. Moreover, cleaned septic tank control and decrease the spread of COVID and other diseases and it is in the best interest of the families to remain safe and healthy.

NOW, THEREFORE IT BE RESOLVED THAT:

1. Forest Chapter hereby requests the Department of Justice and Division of Community Development to accept completed Fiscal Recovery Fund for our chapter's Septic Tank Cleaning Project subject to be funded in the amount of \$ 85,800.00 by American Rescue Plan Act.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Forest Lake Chapter at a duly called meeting in Forest Lake, Navajo Nation, and Arizona, at which a quorum of chapter members was present and that the same was passed by a vote of 25 in favor, 6 opposed, and 6 abstained on this 18th day of November 2022.

Motioned by Alice Yazzie

Second by Julia Sherlock



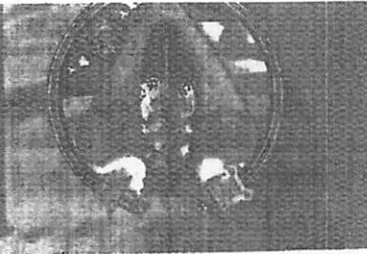
May Gilene Begay, President



Jimmy Yellowhair, Council Delegate

FLC 22-11-003

Findings of the Forest Lake Chapter House Survey Community Needs Assessment Survey



Background

In fall 2021, Northern Arizona University Master of Public Health students worked with Forest Lake Chapter House President Mae-Gilene Begay to develop a Forest Lake community household survey to assess community needs. A team of NAU students and Forest Lake community members went door-to-door surveying households. The purpose of the study is to assist community leaders in advocating for resources and services.

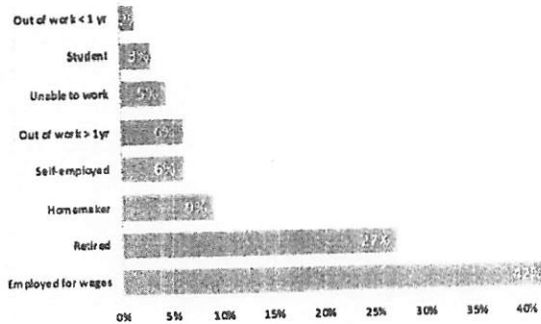
The survey covered household members' age, education, health, employment, and income. Questions assessed community members' access to water, electricity, sewage, and internet, and asked members about ideas for community resources that they would like to see in Forest Lake.



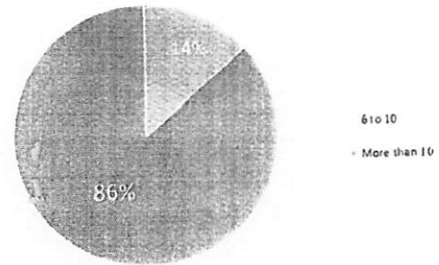
Households demographics

67% of households have children under 18. 81% have 1-4 people living in the house. 31% do not have any adults 18-64 years in the house. 37% have adults over 64 years.

How many people in your household are currently...? (N=66, Missing=2)



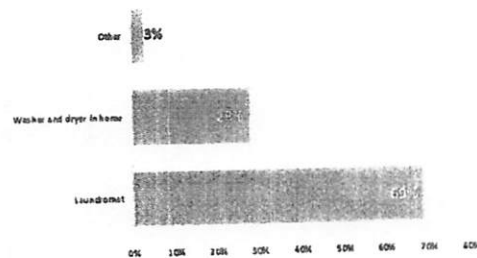
How far is the nearest school from your home (in miles)? (N=22, Missing=46)



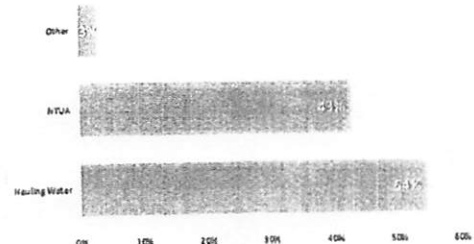
Household infrastructure

More than half of the people do not have internet access. 23% of people are 6 to 10 miles from a paved road, and 13% are more than 20 or more miles from a paved road. Though only 7% have solar energy, 73% of people would like to learn more about solar energy.

What is the main source for doing laundry for your household? (N=68)



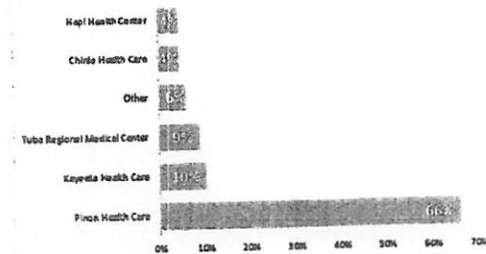
What is the source of water for your home? (N=68)



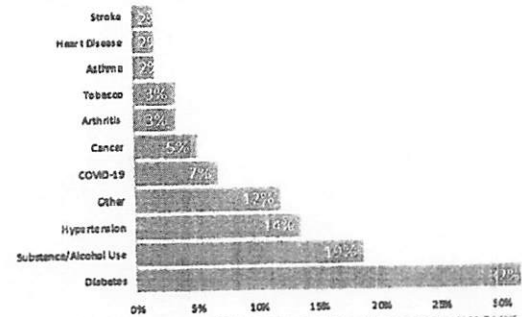
Household health

For healthcare services, 66% of people go to Pinon Health Care. For health issues, 32% of people have diabetes. 19% have substance/alcohol use.

How many people in your household receive health care from the following services? (N=68)



How many people in this household have been diagnosed or experienced any of the following health issues? (N=59, Missing=9)



Forest Lake Chapter Community Assessment

Script/Read:

The Forest Lake Chapter is assessing community needs. The survey will ask you about your household members' age, education, health, employment, and income. It will ask about access to water, electricity, sewage, and internet, and finally, ask you about your ideas for community resources that you would like to see in Forest Lake. Your information will help community leaders advocate for resources. The survey takes about **10 minutes** to complete.

Section 1: Household Demographics

Script Read: *First, we would like to learn about who lives in your home or who spends nights here.*

1. How many people live in this household or typically spend nights here? (Enter a valid number between 1-100, if none, enter 0)

_____ Total

2. How many people in the household are...? (Enter a number between 1-100, if none enter 0)

_____ Male
_____ Female
_____ Other

3. How many children less than 18 years of age live in your household? (Enter a number between 1-100, if none enter 0) (If no kids in home proceed to Question 4)

_____ Total

- 3a. How far is the nearest school from your home (in distance)? (*Select one*)

_____ Less than a mile
_____ 1 to 5 miles
_____ 6 to 10 miles
_____ More than 10 miles

- 3b. What is the average amount of time spent traveling to school? (*Select one*)

_____ 0 to 15 minutes
_____ 16 to 30 minutes
_____ 31 to 45 minutes
_____ 46 or more minutes

Unique Household Identification _____ Date of Completion _____

Section 2: Household Infrastructure

Script Read: Now we would like to understand characteristics of your house to better support you.

10. How many bedrooms are in the house? (Enter a valid number between 1-100, if none, enter 0)

_____ Total

11. Are there any other rooms or areas of your home/property where somebody could sleep if they get sick?

_____ Yes

_____ No

12. How many toilets does the house have? (Enter a number between 1-100, if none enter 0)

_____ Total

13. What type of plumbing/toilet are used by the household?

_____ Outhouse

_____ Indoors, sewage systems

_____ Indoors, septic tank

_____ Composting toilet

_____ Other:

14. What is the source of electricity for your home?

_____ Navajo Tribal Utility Authority (NTUA)

_____ Generator

_____ Solar energy

_____ None

_____ Other : _____

15. What is the source of water for your home?

_____ Navajo Tribal Utility Authority (NTUA)

_____ Hauling

_____ Spring

_____ Well

_____ Other :

Unique Household Identification _____ Date of Completion _____

21. Does your home have solar panels for solar energy? (Select one)

Yes

No

22. Would you be interested in learning more about solar energy for your home? (Select one)

Yes

No

Section 3: Household Health

Script Read: Now we would like to learn about the health needs for members of your household.

23. How many people in your household receive health care from the following services? (Enter a valid number between 1-100, if none enter 0)

- Piñon Health Care
 - Kayenta Health Care
 - Chinle Health Care
 - Tuba Regional Medical Center
 - Hopi Health Center
 - Other
-

24. How many people in this household have been diagnosed or experienced any of the following health issues? (Enter a valid number between 1-100, if none enter 0)

- Substance Use/ Alcohol Use
 - Diabetes
 - Hypertension
 - Heart disease
 - Obesity
 - Tobacco use
 - Asthma
 - Tuberculosis
 - Cancer
 - Stroke
 - Arthritis
 - Mental behavioral health
 - Depression
 - COVID-19
 - Long COVID-19
 - Other
-

Unique Household Identification _____ Date of Completion _____

29. What **cultural** and **traditional** services would you or members of your household like to see available in your community? (*Select all that apply*)

- Navajo Language class
- Navajo arts and crafts
- Traditional food preparation/demonstrations
- Song and dance
- Traditional storytelling
- Sheep and goat shearing
- Other _____
- _____

30. What **other** services would people in your household like to see available in your community? (*Please describe*)

31. Are you aware of community wellness projects (CWP) funded through the Healthy Diné Nation Act (HDNA) at your local Chapter House?

- Yes
- No

32. Do members of your household use an online shopping service, like Amazon, to have goods shipped to you?

- Yes, to my residence
- Yes, to the Chapter House
- No

Section 5: Navajo Cultural and Traditional Practices

Script Read: Now we would like to learn what Navajo cultural and traditional practices you know about or could offer to other members of the community.

33. How often is the Diné (Navajo) language spoken in the home? (Source, NN, BRFSS)

- Always
- Usually
- Sometimes
- Rarely
- Never

Unique Household Identification _____ Date of Completion _____

38. What challenges does your household encounter when farming or gardening, if any? *(Select all that apply)*

- Don't know how to plant a garden
- Lack of water
- Lack of healthy soil
- Space
- Seeds
- None
- Other _____

39. Does your household have livestock: *(Select all that apply)*

- Cows
- Goats
- Sheep
- Horses
- Other _____

40. How much does your child's school value Navajo culture and language? *(Select one)*

- To a great extent
- Very little
- Not at all

Thank you for taking the time to talk with us today. Your information will be combined with other household surveys and be shared in a report back to the community in the Fall of 2023.

Do you have anything else you would like to add that we did not talk about today?

If you have any questions about this community needs assessment, please call the Chapter House. PHONE: 928-677-3252 if busy 928-677-3347.

Please tell us anything you would like to share.

Bar N Septic Pumping Services, LLC

PO BOX 514

Kykotsmovi, AZ 86039

Quote

Date	Quote #
12/5/2022	130

Name / Address
Forestlake Chapter

Rep	Project

Description	Qty	Total
Septic tank clean out for Forestlake Chapter Members		580.00T
Sales Tax		34.80
Total		\$614.80



Germaine Simonson, Council Delegate
 May Gilene Begay, President
 Rapheal Boy, Vice President
 Brenda White, Secretary/Treasurer
 Irene Begaye, Grazing Official
 Ella M. Benally, Community Services Coordinator

QUOTATION REQUEST

25-May-23

TO: <u>Speedy Septic Tank Service</u> <u>Navajo Rte 7 Chinle, AZ 86503</u> <u>Ph: (928) 674-5405 x 232</u> <u>Fax: (928) 674-3638</u>	FROM: <u>Forest Lake Chapter</u> <u>Ph: (928) 677-3252/3347</u> <u>Fax: (928) 677-3320</u> <u>forestlake@navajochapters.org</u>
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Item Description	Item No.	Quantity	Price
Septic tank Cleaning services for 156 homes Forest Lake community	\$ 515.47	156	80,413. ³²
Subtotal:			80,413.32
Tax:			4,824.80
Total:			85,238.12

