



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: Rodgerick Begay

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.

Inscription House Renovation

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

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Ts'ah Bii Kin Chapter Date prepared: 10/7/2022

Chapter's PO Box 1755 phone & email: (928) 672-2337 tsahbiikin@navajochapters.org
mailing address: Kaibeto, AZ 86053 website (if any): tsahbiikin.navajochapters.org

This Form prepared by: Earl L Sombrero phone/email: (928) 673-8004
Earl L Sombrero, Chapter Manager esombrero@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Renovation

Chapter President: Gerladine Chee phone & email: (928) 660-2231 gchee@naataanii.org

Chapter Vice-President: Chancy Nodestine phone & email: (928) 401-8451 cnodestine@naataanii.org

Chapter Secretary: Dellard Curley phone & email: (928) 814-6230 dcurley@navajochapters.org

Chapter Treasurer: Dellard Curley phone & email: (928) 814-6230 dcurley@navajochapters.org

Chapter Manager or CSC: Earl L Sombrero phone & email: (928) 673-8004 esombrero@nnchapters.org

DCD/Chapter ASO: Calvin Tsosie phone & email: (928) 429-0096 cetosie@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Upon funding the Chapter will solicit a vendor for this project. ☐ document attached

Amount of FRF requested: \$713,145.00 FRF funding period: 10/01/2022 - 12/31/2026
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:

The intent of the project is to increase the energy efficiency of dwellings owned or occupied by community members within the Ts ' ah Bii Kin area. This project will help our members reduce their total residential energy expenditures and improve their health and safety, especially those who are particularly vulnerable such as the elderly, the disabled, and children.

Most of our community population are a on fixed incomes meaning that they do not have the funding to necessarily provide such needed repairs or fixtures to their dwellings. This project will assist in that.

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

The Home Renovation & Weatherization Project will improve the living conditions to the community of Ts ' ah Bii Kin. Currently there are approximately 343 households within the community which house a population of over 1252 persons with the median age being 32.1. This community is predominately Navajo and Navajo continues to be the dominate language. The Community has an area of 748,160,000 square miles. There are many programs that are offered throughout the Navajo Nation that deal with home improvement and so forth. however the distance between local Navajo communities is vast.

(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

Solicit personnel and hire by 2nd Qtr of FY 2023
Order supplies, Design, and Prioritization will begin in 3rd Qtr of FY 2023

Start and Complete project by end of 3rd Qtr FY 2023 and tentatively complete by the 3rd Qtr of FY 2024

☐ document attached

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

The Ts'ah Bii Kin Chapter and Appropriate Entities will ensure completion of 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 Ts'ah Bii Kin Community members will maintain their own homes and structures.

☐ 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:

1.14 Other Public Health Services

The intent of the project is to increase the energy efficiency of dwellings owned or occupied by community members within the Ts ' ah Bii Kin area. This project will help our members reduce their total residential energy expenditures and improve their health and safety, especially those who are particularly vulnerable such as the elderly, the disabled, and children.

☐ document attached

Part 3. Additional documents.

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

Chapter Resolution

☐ 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

Approved by

Approved by:

Approved by:

Approved to submit
for Review:

Signature of Chapter CONTACT PERSON

Signature of Chapter Manager or CSC

Signature of Chapter President (or Vice-President)

Signature of BDC/Chapter ASO

Signature of DCD Director

**SIGN
& DATE**

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 6
BUDGET FORM 1

PART I. Business Unit No.: <u> New </u>		Program Title: <u>Ts'ah Bii Kin Chapter (Inscription House)</u>		Division/Branch: <u>Division of Community Development</u>					
Prepared By: <u>Earl L. Sombrero</u>		Phone No.: <u>(928) 673-8004</u>		Email Address: <u>tsahbiikin@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
ARPA INNFRE		10/1/22 - 9/30/26	713,145	100%	2001 Personnel Expenses	6		257,593	257,593
					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		336,694	336,694
					9000 Capital Outlay				
					9500 Matching Funds	6			
					9500 Indirect Cost			118,858	118,858
					TOTAL			713,145.00	713,145
					PART IV. POSITIONS AND VEHICLES		(D)	(E)	
					Total # of Positions Budgeted:		0	0	
					Total # of Vehicles Budgeted:		0	0	
TOTAL:			\$713,145.00	100%					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.									
SUBMITTED BY: <u>Sonlatsa Jim-Martin, ASC Department Manager</u>					APPROVED BY: <u>Dr. Pearl Yellowman, Division Director</u>				
					Division Director / Branch Chief's Printed Name				
<u>Sonlatsa Jim-Martin</u> 11.16.22					<u>Pearl Yellowman</u> 11.16.22				
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 6
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: New

Program Name/Title:

Ts'ah Bii Kin Chapter (Inscription House)

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**PART III. PROGRAM PERFORMANCE CRITERIA:**

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

1. Goal Statement:

Provide renovations to homes within the community.

Program Performance Measure/Objective:

To complete home renovations by the end of the 4th Qtr of FY 2024

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

2. Goal Statement:

Temporary Labor

Progr

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

3. Goal Statement:

Labor -



Progr

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

4. Goal Statement:

where is?

Progr

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

5. Goal Statement:

Program Performance Measure/Objective:

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

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

Sonlatsa Jim-Martin, ASC Department Manager

Dr. Pearl Yellowman, Division Director
Division Director/Branch Chief's Printed Name

Sonlatsa Jim-Martin 11.16.22
Program Manager's Signature and Date

Pearl Yellowman 11.16.22
Division Director/Branch Chief's Signature and Date

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

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BUDGET FORM 4

PART I. PROGRAM INFORMATION: Program Name/Title: <u>Ts'ah Bii Kin Chapter (Inscription House)</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)
	Navajo Nation American Recovery Plan Act Funds Home Renovation Project		
8000	Assistance 8715: Home Renovations for 30 homes at \$11,223.00 per home. (\$336,694.00) To plan, design, and renovate homes within the community for energy efficiency. Further to renovate restrooms that have deteriorated through the years.	336,694	336 694
2001	⁸⁷¹⁰ 8715: PEP: PUBLIC EMPLOYMENT: LABOR SUPERVISOR \$42,634.18 To cover the wages and fringe benefits for the Labor Supervisor - WAGES (15-6101) \$18.60 ph x 2080 hrs = \$38,688.00; FICA (15-6103) \$38,888.00 x 6.2% = \$2,398.66; MED (15-6104) \$38,888.00 x 1.45% = \$560.98; SUTA (15-6106) \$38,888.00 x 1.83% = \$707.99; WRKCOMP (15-6108) \$38,888.00 x .72/100 = \$278.55; TOTAL \$42,634.18	42,634	42 634
2001	⁸⁷¹⁰ 8715: PEP: PUBLIC EMPLOYMENT: LABORERS (6) \$214,958.76 To cover the wages and fringe benefits for the 6 Laborers - WAGES (15-6101) \$15.63 ph x 2080 hrs x 6 = \$195,062.40; FICA (15-6103) \$195,062.40 x 6.2% = \$12,093.87; MED (15-6104) \$195,062.40 x 1.45% = \$2,828.40; SUTA (15-6106) \$195,062.40 x 1.83% = \$3,569.64; WRKCOMP (15-6108) \$195,062.40 x .72/100 = \$1,404.45; TOTAL \$214,958.76	214,959	214 959
9700	9700: Contingency Costs 20% (\$118,858.00) To cover the costs of inflation for materials to do renovations.	118,858	118 858
TOTAL		713,145	713,145

FY 2023

THE NAVAJO NATION PROJECT BUDGET SCHEDULE

Page 6 of 6
PROJECT FORM[illegible]

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



Ts'ah Bii Kin Chapter

Geraldine Chee

President

Chaney Nodestine

Vice President

Dellard Curley

Secretary/Treasurer

Jerry Happy Begay

Grazing Officer

Herman Daniels

Council Delegate

Resolution
of the
Ts'ah Bii Kin Chapter
TBK 2023-072-009

REAFFIRMING RESOLUTION TBK 2022-283-009 APPROVING AND SUPPORTING THE AMERICAN RESCUE PLAN ACT FUND REGIONAL EXPENDITURE PLAN PROJECTS FOR THE TS'AH BII KIN CHAPTER TO INCLUDE HOUSE WIRING AND ELECTRIFICATION IN THE AMOUNT OF \$425,446.34; HOME RENOVATION PROJECTS IN THE AMOUNT OF \$713,145.00; AND THE WAREHOUSE PROJECT IN THE AMOUNT OF \$1,267,200.00; AFFIRMING THAT THE TS'AH BII KIN CHAPTER WILL ONLY USE AWARDED FUNDS IN COMPLIANCE WITH THE ARPA, THE ARPA REGULATIONS, AND ALL OTHER APPLICABLE NAVAJO AND FEDERAL LAWS AND REGULATIONS

WHEREAS:

1. Pursuant to N.N.C., Section 3 (A), the Ts'ah Bii Kin Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at 11 N.N.C., part 1, section 10; and vested with the authority to discuss all matters affecting the Navajo people and its Nation; and
2. Pursuant to N.N.C., Section 1 (B), the Ts'ah Bii Kin Chapter is vested with the authority to review all matters affecting the community, make appropriate corrections when necessary, and provide recommendations to the Navajo Nation and other local agencies for appropriate action(s); and
3. The Ts'ah Bii Kin Chapter reaffirming resolution TBK 2022-283-009 approving and supporting the American Rescue Plan Act Fund Regional Expenditure Plan Projects for the Ts'ah Bii Kin Chapter to include House Wiring and Electrification in the amount of \$425,446.34; Home Renovation Projects in the amount of \$713,145.00; and the Warehouse Project in the amount of \$1,267,200.00; Affirming that the TS'ah Bii Kin Chapter will only use awarded funds in compliance with the ARAP, the ARPA Regulations, and all other applicable Navajo and Federal Laws and Regulations, and;
4. The Ts'ah Bii Kin Chapter believes that it is in the best interest of the community and will benefit members whom are still without electric, need home improvements, and storage place for massive distributions when necessary, and;
5. These projects will further improve and enrich the lives of the community as a whole.

NOW THEREFORE BE IT RESOLVED THAT:

The Ts'ah Bii Kin Chapter hereby reaffirming resolution TBK 2022-283-009 approving and supporting the American Rescue Plan Act Fund Regional Expenditure Plan Projects for the Ts'ah Bii Kin Chapter to include House Wiring and Electrification in the amount of \$425,446.34; Home Renovation Projects in the amount of \$713,145.00; and the Warehouse Project in the amount of \$1,267,200.00; Affirming that the TS'ah Bii Kin Chapter will only use awarded funds in compliance with the ARAP, the ARPA Regulations, and all other applicable Navajo and Federal Laws and Regulations

"To strengthen Chapter Services that will further enhance the quality of life for our people by infusing the harmonious time-honored practices of self-sufficiency."

P.O. Box 1755 • Kaibeto, Arizona 86053 • PHONE (928) 672-2337 • CELL (928) 673-8004

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by Ts'ah Bii Kin Chapter at a duly called meeting, at which a quorum was present in person/virtually and was passed by a vote of 26 in favor 0 opposed and 0 abstained on this 13th day of March 2023.

Motioned By:

Priscilla Tse

Second By:

Rinalda Willie

Geraldine G. Chee

Geraldine G. Chee, President

"To strengthen Chapter Services that will further enhance the quality of life for our people by infusing the harmonious time-honored practices of self-sufficiency."

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