



**NAVAJO NATION DEPARTMENT OF JUSTICE**  
*OFFICE OF THE ATTORNEY GENERAL*

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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):**

- 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

Other Comments: \_\_\_\_\_  
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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 NON-GOVERNANCE CERTIFIED CHAPTERS**

**Part 1. Identification of parties.**

Non-Governance Certified Chapter requesting FRF: Naa Tsis' Aan (Navajo Mountain Chapter) Date prepared: 12/18/2022

Chapter's P.O. Box 10070 phone/email: (928) 672-2915  
 mailing address: Tonelea, AZ 86044 website (if any): navajomountain@navajochapters.org

This Form prepared by: Calvin Tsosie, Acting CSC phone/email: (928) 429-0096  
cetsosie@nndcd.org  
CONTACT PERSON'S name and title CONTACT PERSON'S title

Title and type of Project: Backhoe

Chapter President: Patricia Blackhom phone & email: 928.401.8333 pblackhom@naataanii.org

Chapter Vice-President: Darlene Pino phone & email: 602.361.5812 dpino@naataanii.org

Chapter Secretary: Eila J. Bedonie phone & email: 928.360.6120 ejbedonie@navajochapters.org

Chapter Treasurer: same ↑ phone & email: ↑

Chapter Manager or CSC: Alta R. Isaac phone & email: 928.209.1752 aiseac@nndchapters.org

DCD/Chapter ASO: Sarah Harrison vacant phone & email: 928.480.8480 sharrison@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): \_\_\_\_\_  
 document attached

Amount of FRF requested: \$206,316. FRF funding period: 3/1/2023-9/30/2026  
Indicate Project starting and ending/baseline 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 funds will be applied towards purchasing a new backhoe for burial assistance for COVID-19 related deaths. The Backhoe will be used to unload food and water, PPE from semi truck and stored in the Warehouse.

document attached

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

The Backhoe to provide burial assistance of COVID related deaths and to unload PPE, food, water, and other supplies and materials. The Chapter does not have a backhoe and the immediate benefit is for families to contact the Chapter for burial digging and backfill at not cost to community members.

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:

The estimated purchase date November 2023 or sooner. *Begin date: 3/1/23*  
*end date: 9/30/24*

document attached

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

The Naa Tsis' Aan Chapter ~~and the Kayenta ASO~~ will be responsible for purchasing the Backhoe and getting proper insurance through NN Risk Management.

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.

Upon the Backhoe, the Naa Tsis' Aan Chapter will be responsible for the operation and preventive maintenance costs of the heavy equipment using the Navajo Nation Funds.

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 Naa Tsis Aan Chapter will assist community members Covid-19 related deaths in providing burial digging and unloading of food, water, hay and other needed PPE supplies and materials.

document attached

**Part 3. Additional documents.**

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

Chapter Resolution attached

**Part 4. Affirmation by Funding Recipient.**


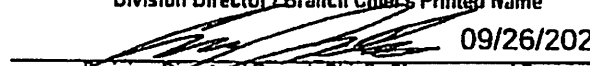
Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance with Resolution No. CJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

Chapter's Preparer: *[Signature]* Approved by: *[Signature]*  
signature of Preparer (MUST BE PERSON) signature of Chapter President (or Vice-President)

Approved by: *[Signature]* Approved by: *[Signature]*  
signature of CEO signature of Chapter ASO

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

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Backhoe for Naa Tsis'Aan Chapter</u>		Division/Branch: <u>DCD/ASC</u>				
Prepared By: <u>Calvin Tsosie, Acting CSC</u>		Phone No.: <u>(928) 429-0096</u>		Email Address: <u>cetsosie@nndcd.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
FRF FUNDS	3-1/23-9/30/25	206,316.	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	6		206,316.	206,316.
				7000 Special Transactions		206,316	206,316	206,316
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL			206,316	206,316
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
		TOTAL:	206,316.	100%				
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Jaron Charley, Dept. Manager</u>			APPROVED BY: <u>Calvin Castillo, Executive Director</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
								
09/26/2023 Program Manager's Signature and Date			09/26/2023 Division Director / Branch Chief's Signature and Date					

FY 2023

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

<b>PART I. PROGRAM INFORMATION:</b>								
Business Unit No.: <u>NEW</u>		Program Name/Title: <u>Backhoe for Nan Tels'Aan Chapter</u>						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>								
Resolution #: <u>NMC01/2023-000 (ADOPTING: 01/2023-014)</u> - The Naatsis'Aan Chapter is needing a BACKHOE for the purpose of burial assistance due to COVID-19 and in the future, this equipment can be used for landscaping, construction, agricultural farming, and moving materials/items such as food, water, and PPE.								
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>								
	<b>1st QTR</b>		<b>2nd QTR</b>		<b>3rd QTR</b>		<b>4th QTR</b>	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: <u>To purchase a new Backhoe</u>								
Program Performance Measure/Objective: <u>To be used for COVID-19 burial assistance and unloading PPEs, &amp; other supplies.</u>					1			
2. Goal Statement: <u></u>								
Program Performance Measure/Objective: <u></u>								
3. Goal Statement: <u></u>								
Program Performance Measure/Objective: <u></u>								
4. Goal Statement: <u></u>								
Program Performance Measure/Objective: <u></u>								
5. Goal Statement: <u></u>								
Program Performance Measure/Objective: <u></u>								
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>								
<u>Jaron Charley, Dept. Manager</u> Program Manager's Printed Name				<u>Calvin Castillo, Executive Director</u> Division Director/Branch Chief's Printed Name				
<u>[Signature]</u> Program Manager's Signature and Date				<u>[Signature]</u> Division Director/Branch Chief's Signature and Date				
<u>09/26/2023</u>				<u>09/26/2023</u>				

FY 2023

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3  
**BUDGET FORM 4**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Backhoe for Naa Tsis'Aan Chapter</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)
6960	SUBCONTRACTED SERVICES		206,316.
	6990 Subcontracted services Purchase backhoe	206,316.	
<b>TOTAL</b>		<b>206,316</b>	<b>206,316</b>



# Investment Proposal (Quote)

RDO Equipment Co.  
 5500 East Penstock Avenue  
 Flagstaff AZ, 86004  
 Phone: (928) 526-0639 - Fax: (928) 526-2498

Proposal for:  
 NAVAJO MOUNTAIN CHAPTER  
 PO BOX 10070  
 TONALEA, AZ, 86044  
 COCONINO

Investment Proposal Date: 1/11/2023  
 Pricing Valid Until: 1/25/2023  
 Deal Number: 1620305  
 Customer Account#: 2916024  
 Sales Professional: Buzz Ivicak  
 Phone: (928) 526-0639  
 Fax: (928) 526-2498  
 Email: Bivicak@rdoequipment.com

### Comments

Includes 60 month or 6000 hours Comprehensive Warranty.  
 Includes 5000 hour Preventative Maintenance Contract.

### Equipment Information

Quantity	Serial Number Stock Number	Hours (approx.)	Status / Year / Make / Model Additional Items	Cash Price
1	TBD TBD	0	New 2023 JOHN DEERE 320P	\$138,777.62
			Freight in FACTORY FREIGHT	\$8,500.00
			Freight Out DELIVERY	\$2,880.00
			Prep / Reconditioning PRE-DELIVERY	\$3,300.00
			Other PREVENTATIVE MAINTENANCE 60/5000	\$34,855.00
			Warranty -John Deere Comprehensive-60 Months, 5000 Hours,Deductible: 200, Exp Date: 1/3/2028	\$8,325.00
			Item Subtotal:	\$194,637.62
			Equipment Subtotal:	\$194,637.62

### Purchase Order Totals

Balance: \$194,637.62  
 AZ STATE TAX: \$11,678.28  
 AZ COUNTY TAX: \$0.00  
 AZ CITY TAX: \$0.00  
 Sales Tax Total: \$11,678.28  
 Sub Total: \$206,315.88  
 Cash with Order: \$0.00  
 Balance Due: \$206,315.88



**Equipment Options**

<b>Qty</b>	<b>Serial Number</b>	<b>Year / Make / Model</b>	<b>Description</b>
1	TBD	2023 JOHN DEERE 320P	17C0T 320 P-tier Backhoe Loader 0202 United States 0351 Translated Text Labels 0259 English 1003 Cab 8109 Sun Visor 8146 Left Side Console Storage with Cup Holders 8183 Radio, Bosch Premium Package 8207 Seat, Cloth Air-Suspension 183E JDLink™ 3009 Autoshift Transmission - Mechanical Front Wheel Drive (MFWD) with Limited Slip Differential 4006 John Deere PowerTech™ EWL 4.5L (276 cu. in.) Engine Meets Final Tier 4 and Stage IV Emissions 5245 Galaxy 19.5L-24 12PR Rear & 12.5/80-18 10PR Front 6154 Dual Maintenance Free Batteries With Disconnect, Jump Post, and Engine Block Heater 6752 Extendible Dipperstick 6577 1250 lb. (567 kg.) Front Counterweight 7002 Auxiliary Hydraulics with One & Two Way Flow (Hammer & Thumb/Swinger) 7028 Pilot Controls, Two Lever, with Pattern Selection 7041 Loader Coupler, Three-Function Hydraulics, Single Lever 8125 Heavy-Duty Backhoe Bucket Cylinder 7808 24 in. (610 mm.) Wide, Severe-Duty, 7.5 cu. ft. (0.21 cu. m.) Bucket 7712 New Series Multi-Brand Quick Coupler - 42 in. Thumb Ready 7860 92 in. (2.34 m.) Wide, 1.31 cu. yd. (1.0 cu. m.) Long-Lip Coupler Bucket 8027 Thumb - 42 in. 4 Tine 8115 MFWD Driveshaft Guard AT308139 Forks, Pallet (2) 60 in.(1.52m) with 80 in. (1.52m) Coupler Fork Carriage AT437700 BKH Pin-on Bucket 18 in (457 mm) Severe Duty 5.1 Cu. Ft. (0.14 Cu. M.)

# THE NAVAJO NATION PROJECT BUDGET SCHEDULE

<b>PART I. Business Unit No.:</b> <u>NEW</u> <b>Project Title:</b> <u>Navajo Mountain Chapter - Backhoe Project</u> <b>Project Description:</b> <u>Plan is to purchase backhoe for the community to utilize to assist in the mitigation of COVID-19.</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>Equipment Purchase</u> <b>Planned Start Date:</b> <u>3/1/2023</u> <b>Planned End Date:</b> <u>9/30/2026</u> <b>Project Manager:</b> <u>DCD</u>
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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.														
	FY 2024												FY 2025													Date 9/30/26													
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.				O		N		D		J		F		M			
	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								
1. Received funding						x	x	x	x	x	x	x																											
2. RFP, Process Contract for purchase													x	x	x	x	x	x	x	x	x																		
3. Purchase backhoe and payout																						x	x	x															
<b>PART V.</b>																																							
Expected Quarterly Expenditures	\$			\$			\$			\$			\$			\$			\$			\$			<b>PROJECT TOTAL</b>														
																									<b>\$206,316.00</b>														

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