



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

DOREEN N. MCPAUL  
Attorney General

KIMBERLY A. DUTCHER  
Deputy Attorney General

**DEPARTMENT OF JUSTICE**  
**INITIAL ELIGIBILITY DETERMINATION**  
**FOR NAVAJO NATION FISCAL RECOVERY FUNDS**

**RFS/HK Review #:** HK0391

**Date & Time Received:** 01/03/23 16:36

**Date & Time of Response:** 10 January 2023; 3:21 pm

**Entity Requesting FRF:** Forest Lake Chapter

**Title of Project:** Bathroom Additions

**Administrative Oversight:** Division of Community Development

**Amount of Funding Requested:** \$679,120.00

**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:** 1.14 Other Public Health

**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 |                                                                          |

Name of DOJ Reviewer: Adjua Adjei-Danso

Signature of DOJ Reviewer: \_\_\_\_\_



Disclaimers: An NNDOJ Initial Eligibility Determination will be 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: Forest Lake Chapter Date prepared: 11/30/2022

Chapter's Forest Lake Chapter phone/email: 928-677-3252/3347  
mailing address: P.O. Box 441 Pinon, AZ 86510 website (if any): forestlake@navajochapters.org

This Form prepared by: Ella M. Benally phone/email: 928-677-3252/3347  
Ella M. Benally, CSC 928-677-3252  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Bathroom Addition Project

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

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Pending base on sole source on bid  
☒ document attached

Amount of FRF requested: 679,120.00 FRF funding period: 7/1/2023 to 11/30/2024  
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 project consist of construction of 27 homes bathroom additions and completions to existing residential structures within the Forest Lake Chapter/community. New bathroom addition to existing houses, which may include kitchen; renovation, expansion of completion of existing bathroom which may include kitchen. On the basis of the Office of Environmental Health (OEH) assessment, a floor plans for bathroom and potential kitchenette additions. Purchases of all lumber materials, plumbing, electrical fixtures, foundation, manpower, tools, etc. To address the lack of running water is a deficiencies in many homes, this will enhance the protection of borne diseases, indoor plumbing with running water will address the many concerns of health. ☒ document attached

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

Our communities members will have clean healthy environment for their families. Many homes lack the proper facilities. Forest Lake community has been affected by this global pandemic (Covid-19), socially, physically, economically and mentally. Employment has had a profound impact on families due to the risk of exposure of the emerging Covid-19, shutdown in the workplace, resources, technology and schools. ☐ 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 contractor is selected base on his/her proposal. The project is anticipated to begin by mid July 2023. The estimated completion of project is November 2024. Due to the remote location there is no economic development, all travels are 150 miles to the purchase lumber and materials are available. Roads are unpaved to residential homes especially during inclement weather conditions. Bathroom Additions will be ADA compliance. ☐ document attached

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

The Chapter Officials and Community Service Coordinator and Community Land Use Planning Committee will be responsible with the monitoring the project. An update report from the Project Manager will be reported at the Planning meeting on status of projects from beginning to completion.

☐ 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 homeowner will take all responsibilities of all maintenance cost and up keep of their homes in working conditions. The Forest Lake Chapter has housing discretionary funds to assist membership with repairs of their home.

☒ 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:

### 3.12 Housing Support; other housing Assistance

To insure community member have indoor clean healthy kitchen and bathrooms to prevent borne illness, Covid-19 and other related illness diseases.

☒ document attached

### Part 3. Additional documents.

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

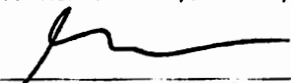
Resolutions, Forest Lake chapter community assessments, DziłYiijin household survey, Proposal for Bathroom Addition Project

☒ 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 Preparer/CONTACT PERSON

Approved by:

  
signature of Chapter President (or Vice-President)

Approved by:

  
signature of CSC

Approved by:

signature of Chapter ASO

Approved to submit  
for Review:

  
signature of DCD Director



## THE NAVAJO NATION PROGRAM BUDGET SUMMARY

<b>PART I. Business Unit No.: K - [New]</b>		<b>Program Title:</b> Forest Lake Chapter	<b>Division/Branch:</b> Community Development
<b>Prepared By:</b> Ella M. Benally		<b>Phone No.:</b> 928-677-3252/3347	<b>Email Address:</b> forestlake@navajochapters.org

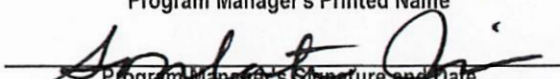
  

<b>PART II. FUNDING SOURCE(S)</b>	<b>Fiscal Year /Term</b>	<b>Amount</b>	<b>% of Total</b>	<b>PART III. BUDGET SUMMARY</b>	<b>Fund Type Code</b>	(A) <b>NNC Approved Original Budget</b>	(B) <b>Proposed Budget</b>	(C) <b>Difference or Total</b>
NN Fiscal Recovery Funds	2023	679,120.00		2001 Personnel Expenses				
				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		679,120		
				9000 Capital Outlay				
				<b>TOTAL</b>		\$679,120.00	0.00	0
				<b>PART IV. POSITIONS AND VEHICLES</b>		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
<b>TOTAL:</b>		\$679,120.00	0%					

**PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.**

**SUBMITTED BY:** \_\_\_\_\_

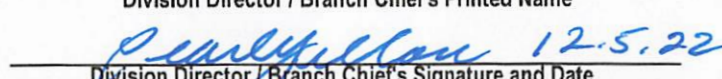
Program Manager's Printed Name



Program Manager's Signature and Date

**APPROVED BY:** \_\_\_\_\_

Division Director / Branch Chief's Printed Name



Division Director / Branch Chief's Signature and Date

FY2023

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

Page 1 of 2  
BUDGET FORM 2

**PART I. PROGRAM INFORMATION:**Business Unit No.: 134

Program Name/Title:

Forest Lake Chapter

**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 construct 27 bthroom addition

6		6		6	.	9	
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**2. Goal Statement:**

To build 6 additions per quarter

**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:**

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

Program Manager's Printed Name

*Sonlata Jr*  
Program Manager's Signature and Date

Division Director/Branch Chief's Printed Name

*Pearly Yellowona 12-5-22*  
Division Director/Branch Chief's Signature and Date

FY \_\_\_\_\_

## THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

**Page \_\_\_\_ of \_\_\_\_**  
**BUDGET FORM 4**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Forest Lake Chapter</u>		Business Unit No.: <u>134</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)
7	Grant Bathroom Addition Project Purchase Materials 679,120 Electrical supplies Plumbing supplies Manpower	679,120	
TOTAL		679,120	-





**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-22-11-002

Requesting the Department of Justice and Division of Community Development to accept completed application for Fiscal Recovery Fund for the Chapter's Bathroom Additions Project subject to be funded in the amount of \$679,120.00 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 24<sup>th</sup> 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 bathroom additions to meet Indian Health Service (IHS) Office the Environmental Health requirement to receive piped water from IHS Waterline Extension Project; and
5. The names of families identified by the Forest Lake Chapter will have improved personal hygiene, positive self-esteem, and clean/sanitize homes to prevent spread of diseases. Availability of bathrooms is a huge advantage during any epidemic or pandemic to minimize spread of diseases. And the use of port-a-potty will no longer be used by with families who do not have a bathroom; and
6. This bathroom addition project will help homes to 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.

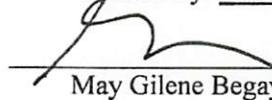
#### **NOW, THEREFORE IT BE RESOLVED THAT:**

Forest Chapter hereby requests the Department of Justice and Division of Community Development to accept completed Fiscal Recovery Fund for our chapter's Bathroom Additions Project subject to be funded in the amount of \$ 679,120.00 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 18<sup>th</sup> day of November 2022.

Motion By: Alice Yazzie

  
\_\_\_\_\_  
May Gilene Begay, President

Seconded By: Julia Sherlock

\_\_\_\_\_  
Jimmy Yellowhair, Council Delegate

FLC 22-11-002