



**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 #:** HK0339

**Date & Time Received:** 12/20/22 at 9:04

**Date & Time of Response:** 01/05/23 at 17:00

**Entity Requesting FRF:** Blue Gap/Tachee Chapter

**Title of Project:** Chapter Administration Building Renovations - Provision of Gov't Services

**Administrative Oversight:** Division of Community Development

**Amount of Funding Requested:** \$300,000

**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

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**U.S. Department of Treasury Reporting Expenditure Category: 2.22 (Strong Healthy Communities: Neighborhood Features that Promote Health and Safety)**

**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: **Please note that the Project was submitted under expenditure category 6.1 (provision of government service), but we have issued this Initial Eligibility Determination under expenditure category 2.22 because it is a more favorable category.**

Name of DOJ Reviewer: **MacArthur Stant**

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: BLUE GAP/TACHEE CHAPTER Date prepared: 10/18/22  
 Chapter's mailing address: POST OFFICE BOX 4497 phone/email: (928) 349-0507  
BLUE GAP, ARIZONA 86520 website (if any): tachee@navajochapters.org  
 This Form prepared by: BETTY ASKIE phone/email: bvaskie@navajochapters.org  
(928) 313-4347

CONTACT PERSON'S name and title Renovation CONTACT PERSON'S info

Title and type of Project: CHAPTER ADMINISTRATION BUILDING - PROVISION OF GOV'T SERVICES

Chapter President: Marcus Tulley phone & email: mtulley@naataanii.org (480) 226-0293  
 Chapter Vice-President: Marcinda Lameman phone & email: mlameman@yahoo.com (928) 679-5843  
 Chapter Secretary: Betty V. Askie phone & email: bvaskie@navajochapters.org (928) 313-4347  
 Chapter Treasurer: Betty V. Askie phone & email: bvaskie@navajochapters.org (928) 313-4347  
 Chapter Manager or CSC: Vacant phone & email: (928) 349-0507  
 DCD/Chapter ASO: Edgerton Gene, Sr. Prog/Proj Sp phone & email: (928) 674-2251 egene@nndcd.org

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

Amount of FRF requested: \$300,000 FRF funding period: January 2023 to December 2023  document attached  
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 objective is to complete the renovation of the 30' x 30' chapter administration building. The funds will be used to complete the roofing, install interior concrete slab, finish flooring, insulation and wall/ceiling finish, painting, heating/cooling wall mount systems, interior wiring, restrooms, cabinetry, lighting, doors, and drain line. The purpose in completing the building is to improve accessibility and enable staff to provide direct services relating to COVID-19 needs of the Blue Gap/Tachee community members. The COVID-19 related needs that will be addressed include logistical support, mitigating, preparing, responding, and recovering from emergency situations resulting from COVID-19 (i.e. distributing PPE and other essential items, assisting with forms, etc.)  document attached

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

The Blue Gap community lacks immediate access to basic necessities i.e., paved roads, phone services, broadband, transportation, accessibility during adverse weather conditions, etc. The administration building can serve as the center for Blue Gap/Tachee community members to access available resources and seek relief from the chapter administration staff. The project will benefit the community by providing an array of services, such as telecommunications, improved roads, etc.  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



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

Project will immediately be advertised for bids when funds become available and completed within 8 months after project award to a certified contractor. Budget forms will be adjected to comform with the project award and schedule. Monthly project progress meetings will be held to ensure completion within the established timeline.

document attached

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

The Chapter administration staff will be tasked with ensuring procurement procedures are followed and monitoring project progress. Staff will collaborate with the contractor to ensure timelines are followed and that all work activities are in compliance with established agreement terms and conditions.

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 Blue Gap Chapter will be responsible for the maintenance and upkeep of the facility once it's completed. Routine maintenance will be provided by the Public Employment Program (PEP) workers and more technical services will be provided by licensed contractors.

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:

Categories: Revenue Replacement: 6.1 Provision Government Services  
Pursuant to the established guidelines and funding objectives, the chapter administration building will enable staff to address and provide improved direct services for community members seeking COVID-19 related services which are now being rendered out of the chapter house. Currently, the chapter house is not in compliance with ADA standards and cannot accommodate a large capacity which causes staff to meet with community members outside. Without adequate facilities, staff are limited in rendering efficient and quality services, leaving community members to endure hardship. A renovated administration building will improve the staff's ability to communicate information, distribute essential items, share resources, assist and advocate for community members in need of housing, transportation, health, and other related services.

document attached

**Part 3. Additional documents.**

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

CHapter Resolution BGCH22-11-001; Budget Forms 1, 2, 4 and Project Schedule; Contractors Estimate

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: <u>Betty Aske</u> <small>signature of Preparer/CONTACT PERSON</small>	Approved by: <u>[Signature]</u> <small>signature of Chapter President (or Vice-President)</small>
Approved by: <u>[Signature]</u> <small>signature of CSC</small>	Approved by: <u>[Signature]</u> <small>signature of Chapter ASO</small>
	Approved to submit for Review: <u>[Signature]</u> <small>signature of DCD Director</small>



FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: <u>New 105001</u>		Program Title: <u>Blue Gap / Tachee Chapter Renovation</u>		Division/Branch: <u>Executive</u>				
Prepared By: <u>Betty V. Askie</u>		Phone No.: <u>(928) 313-4347</u>		Email Address: <u>bvaskie@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	<u>1/1/23 - 12/30/23</u>	300,000.00	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	<u>6</u>	<u>0</u>	299,500	<u>299,500</u>
				7000 Special Transactions	<u>6</u>	<u>0</u>	500	<u>500</u>
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
TOTAL						\$0.00	300,000.00	0
TOTAL:				\$300,000.00	100%	PART IV. POSITIONS AND VEHICLES		
						(D)	(E)	
						Total # of Positions Budgeted:		
						Total # of Vehicles Budgeted:		
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Betty V. Askie, Chapter Secretary</u>			APPROVED BY: <u>Dr. Pearl Yellowman, Division Director</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
<u>Betty Askie 12/06/2022</u>			<u>[Signature] 12-7-22</u>					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					

[Signature] 12.6.22

FY 2023

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

<b>PART I. PROGRAM INFORMATION:</b>												
Business Unit No.:			Program Name/Title:			Blue Gap/Tachee Chapter						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b>												
The Navajo Nation Chapters Plan of Operation is referenced in Title 26 of the Navajo Nation Codes.												
<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
<b>1. Goal Statement:</b>												
Provide funding for chapter house ADA accessibility												
<b>Program Performance Measure/Objective:</b>												
Assist community with governmental and emergency services					2		2		2		2	
<b>2. Goal Statement:</b>												
Conduct 8 progress meeting with selected contractor												
<b>Program Performance Measure/Objective:</b>												
Conduct 2 construction progress meetings per quarter					2		2		2		2	
<b>3. Goal Statement:</b>												
<b>Program Performance Measure/Objective:</b>												
<b>4. Goal Statement:</b>												
<b>Program Performance Measure/Objective:</b>												
<b>5. Goal Statement:</b>												
<b>Program Performance Measure/Objective:</b>												
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>												
<u>Betty Askie, Chapter Secretary</u> Program Manager's Printed Name <u>Betty Askie 12/06/2022</u> Program Manager's Signature and Date					<u>Dr. Pearl Yellowman, Division Director</u> Division Director/Branch Chief's Printed Name <u>[Signature] 12-7-22</u> Division Director/Branch Chief's Signature and Date							

Sonlatsa Jim-Martin, Department Manager II Sonlatsa Jim 12.6.22



FY 2023

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title:		<u>Blue Gap/Tachee 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)
	<p>Revenue Replacement: Provision of Government Services-ARPA Chapter Administration Project. The Blue Gap/Tachee Chapter administration project will consist of completion of the 2020 partially completed chapter administration project. Work will include interior, concrete floor slab, interior electrical wiring, interior wall and ceiling finishes, roofing completion, ADA accessibility and heating and cooling equipment. The project will directly address deficiencies associated to high outbreak of COVID-19 on the Navajo nation and serve as logistical support, assist in mitigating, preparing, responding and recovery from emergency situation and ensuring improving direct services. Exterior work will also consist installing new septic tank and connections.</p>		
7000	Special Transactions	500	500
7440	Print Advertisement Advertise project per NN Procurement Laws		
9000	Capital Outlay	299,500	299,500
9962	Buildings Construct and complete 2020 administration building		
<b>TOTAL</b>		<b>300,000</b>	<b>300,000</b>

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I. Business Unit No.:</b> <u>New</u>										<b>PART II. Project Information</b>																				
<b>Project Title:</b> <u>Blue Gap/Tachas Chapter-Chapter Administration Building (6.1 Revenue Replacement: Provision of Gov't. Services)</u>										<b>Project Type:</b> <u>Chapter Admin Building</u>																				
<b>Project Description:</b> <u>Completion of chapter administration building, interior and exterior finishes, concrete flooring, ADA restroom facilities, roofing, heating, cooling equipment, interior electrical wiring completion.</u>										<b>Planned Start Date:</b> <u>Dec-22</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>Planned End Date:</b> <u>Dec-26</u>																				
										<b>Project Manager:</b> <u>Jonas Begay/Chapter Vpresident</u>																				
<b>PART III.</b>	<b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																													
List Project Task separately, such as Plan, Design, Construct, Equip or Furnish.	FY 2023									FY 2024									Expected Completion Date if project exceeds 8 FY Qtrs. Dated <b>DECEMBER 31, 2026</b>											
	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	F	M
Finance (Securing funds)	X	X	X																											
Planning and Design				x	x																									
Contracting/Procurement Process							x	x	x																					
Contract Executed										x	x	x																		
Construction/Completion													x	x	x	x	x	x	x	x	x	x	x	x				x		
<b>PART V.</b>	\$			\$			\$			\$			\$			\$			\$			\$			<b>PROJECT TOTAL</b>					
Expected Quarterly Expenditures				500.00			150,000.00			100,000.00			99,500.00												\$300,000.00					

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





P.O. Box 4427  
Blue Gap, Arizona 86520  
Ph: (928) 349-0507 Fax: (928) 223-7770

KEE ALLEN BEGAY, JR., COUNCIL DELEGATE  
COORDINATOR

VACANT COMMUNITY SERVICES

BGCH: 22-11-001

### RESOLUTION OF RESOLUTION BLUE GAP/TACHEE CHAPTER

THE BLUE GAP/TACHEE CHAPTER APPROVES AND SUBMITS THE CHAPTER ADMINISTRATION BUILDING COMPLETION PROJECT IN THE AMOUNT OF \$300,000 FROM THE AMERICAN RESCUE PLAN ACT (ARPA) FUNDING PURSUANT TO CJN-29-22.

#### WHEREAS:

1. The Blue Gap/Tachee Chapter is a recognize certified chapter organization of the Navajo Nation in pursuant to the authority of the Navajo Nation Local Governance Act, and the Resolution of the Navajo Nation Council 1997, and the PL 98-638 the Self Determination of 1973; AND
2. The Local Community Chapter is responsible for the community goals and the objectives in Meeting their needs with detail planning and developments, and its progress for the local Chapter people and families, it serves; AND
3. The Blue Gap/Tachee Chapter was devastated by the effects of COVID-19 including health, loss life of family members, employment, housing insecurity and other impacts that continues to disrupt daily way of life; AND
4. The Blue Gap/Tachee Chapter supports the approval of Legislation CJN-29-22 to mitigate and preventing the spread of COVID-19 by containment of the disease through improvement health and living conditions; AND
5. The Blue Gap/Tachee Chapter approves the submittal of the Chapter Administration Completion Project in the amount of \$300,000 to help mitigate and provide direct community services in containing the spread of COVID-19 and distribution of supplies; AND
6. The Blue Gap/Tachee Chapter building lacks the ADA accessibility requirement for community service to chapter members with disability seeking assistance with COVID-19 related situations and distribution of COVID-19 supplies.





KEE ALLEN BEGAY, JR., COUNCIL DELEGATE  
COORDINATOR

VACANT COMMUNITY SERVICES

**NOW THEREFORE BE IT RESOLVED THAT:**

1. The Blue Gap/Tachee Chapter requests approval of \$300,000 from the ARPA funding to improve community services and accessibility to Chapter Administration Building in mitigating and addressing COVID-19 health issues.
2. The Blue Gap/Tachee Chapter building lacks the infrastructure and access to COVID-19 related services.
3. The Blue Gap/Tachee Chapter wishes to improve and complete the chapter administration building to provide direct services and provide ADA accessibility to community members with disability.
4. The Blue Gap/Tachee Chapter requests Kee Allen Begay, Jr., Council Delegate and his assistant Ms. Estelle Benally monitor projects until project are completed.

**CERTIFICATION**

We hereby certify that the foregoing resolution was duly considered by the Blue Gap/Tachee Chapter at a duly called meeting Blue Gap/Tachee, Navajo Nation, Arizona which quorum was Present that same was passed by vote of: 13 in favor, 00 opposed, and 03 abstained on this 4<sup>th</sup> day of November, 2022.

MOTIONED BY: Jimmie Dougi

SECONDED BY: Jackie Y. Burbank

[Signature]  
\_\_\_\_\_  
Marcus Tulley, President

[Signature]  
\_\_\_\_\_  
Vacant, Vice President

[Signature]  
\_\_\_\_\_  
Betty Askie, Secretary/Treasurer

\_\_\_\_\_  
Franklin Tsosie, Grazing Official

\_\_\_\_\_  
Kee Allen Begay, Jr., Council Delegate





LITTLE MOUNTAIN BUILDERS

PO BOX 2667 WINDOW ROCK, AZ 86515 • FAX: (928) 729 - 2127

COMMITMENT • QUALITY • EXCELLENCE • MOBILE: (928) 206 - 7096

## ESTIMATE

**Submitted to:**

Marcus Tulley, Chapter President  
Blue Gap Chapter  
PO Box 4427  
Blue Gap, Arizona 86520

**Date:**

October 21, 2022

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**Project Name:** Blue Gap Chapter - Administration Building Addition  
Blue Gap, Arizona

Little Mountain Builders will provide labor, materials and equipment for the following tasks listed below:

**Completion of the Blue Gap Administration Building Addition – 31' x 27' with Conference Room, 2 ADA Restrooms and Kitchenette**

- Remove wood subfloor and replace with concrete floor foundation.
- Repair and finish metal roofing
- Complete fascia, soffit, trim and exterior paint for building
- Install insulation, drywall, tape, texture and interior paint
- Apply VCT Tile flooring and cove base
- Construct 2 ADA-compliant restrooms
- Construct kitchenette with appliances
- Install water heater and 2 combination HVAC units
- Install plumbing and electrical wiring
- Install 5'-0" sidewalks and ramp at entrances

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Cost of Materials, Equipment Rentals and Delivery .....	\$44,543.00
Cost of Labor .....	\$60,900.00
Cost of Insurance, Overhead and Profit .....	\$16,608.00
Navajo Nation Tax .....	\$7,324.00



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In the Total Sum of:

One Hundred Twenty-Nine Thousand, Three Hundred, Seventy-Five Dollars  
and No Cents..... \$129,375.00

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Approval Signature:  Date: 10/21/2022  
Lorenzo Nelson, Owner – Little Mountain Builders