



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: _____

- ☐ 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

[illegible]

Name of DOJ Reviewer: _____

Signature of DOJ Reviewer: Roger P. Olsen

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 GOVERNANCE-CERTIFIED CHAPTERS

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Naschitti Community Governance (Naschitti Chapter) Date prepared: 11/17/22

Chapter's mailing address: Drawer D, Sheepsprings, NM 87364 phone & email: 505-732-5400
Sheepsprings, NM 87364 website (if any): naschitti@navajochapters.org

This Form prepared by: Carissa Wood phone/email: 505-732-5400
Chapter Manager cwood@nnchapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: New Warehouse

Chapter President: <u>Rhonda Herbert</u>	phone & email: <u>505-870-4991 rherbert@naataanii.org</u>
Chapter Vice-President: <u>Kee Y. Gee</u>	phone & email: <u>480-599-8755 kygee@naataanii.org</u>
Chapter Secretary: <u>Orlinda Skyberg</u>	phone & email: <u>214-693-8804 orlin.r.skyberg@gmail.com</u>
Chapter Treasurer: <u>Orlinda Skyberg</u>	phone & email: <u>214-693-8804 orlin.r.skyberg@gmail.com</u>
Chapter Manager or CSC: <u>Carissa Wood</u>	phone & email: <u>505-732-5400 cwood@nnchapters.org</u>
DCD/Chapter ASO: <u>Derek Echohawk</u>	phone & email: <u>928-871-7515 ddechohawk@nndcd.org</u>

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

☐ document attached

Amount of FRF requested: \$613,719.30 FRF funding period: 10/1/2022 - 9/30/2026
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 Naschitti Community Governance Warehouse will be serve as a distribution HUB and storage for PPE's, MRE's, Cleaning Supplies, Bottled Water, Non-Perishable Food, Water Containers, Hand washing stations, and other supplies needed to help deter the spread of COVID-19. Naschitti Governance currently does not have an adequate space to store these items. The warehouse will be located on the Naschitti Community Governance compound.

☐ document attached

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

The Naschitti Governance Center is in need of a larger storage facility and would be able to assist community members with more supplies to help fight COVID-19. We would be able to work with more agencies to recieve supplies and be able to store and distribute more efficiently. The warehouse would also serve as a shelter to assist community member who do not have adequate space to isolate.

☐ document attached

(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

January 2023 Advertise and begin procurement process; May 2023 Initiate contract for services; July 2023 Issue Notice to proceed; July 2026 complete final close out of project.

☐ document attached

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

The Naschitti Community Governance will monitor and keep project on task with Division of Community Development providing oversight.

☐ 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 Naschitti Community Governance (Naschitti Chapter) will be responsible for operations and maintenance of the New Warehouse.

☐ 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 Other Public Health Services^

Naschitti Community Governance (Naschitti Chapter) is respectfully requesting funding to construct a new Warehouse for Naschitti community. The warehouse will be used to store supplies to help deter the spread of COVID-19 in the community. The warehouse will also be used a distribution HUB for supplies and services needed by our community members.

☐ document attached

Part 3. Additional documents.

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

Exhibit B: Budget and Expenditure Plan
Naschitti Community Governance supporting 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: Carissa Wood
signature of Preparer/CONTACT PERSON

Approved by:

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

Approved by: Carissa Wood
signature of Chapter Manager or CSC

Approved by:

[Signature]
signature of DCD/Chapter ASO

Approved to submit
for Review:

[Signature]
signature of DCD Director

FY 2023


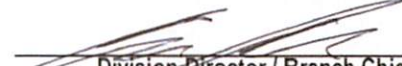
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Naschitti Governance Chapter - New Warehouse</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>Carissa Wood, Manager</u>		Phone No.: <u>505-732-5400</u>		Email Address: <u>naschitti@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	10/1/22-9/30/26	\$613,719.30	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		613,719	613,719
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	\$ 613,719.30	\$ 613,719.30

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
Total # of Vehicles Budgeted:	0	0

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> <div align="center">Program Manager's Printed Name</div> <div align="center">  <u>4-27-23</u> Program Manager's Signature and Date </div>	APPROVED BY: <u>Calvin Castillo, Executive Director</u> <div align="center">Division Director / Branch Chief's Printed Name</div> <div align="center">  <u>4/27/23</u> Division Director / Branch Chief's Signature and Date </div>

FY2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: NEWProgram Name/Title: Naschitti Governance Chapter New Warehouse**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:

To construction new warehouse for storing PPE, COVID-19 Supplies and emergency supplies

Program Performance Measure/Objective:

To construction new warehouse for Naschitti Community Governance usage

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

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
Program Manager's Printed Name

 4-27-23
Program Manager's Signature and Date

Calvin Castillo, Executive Director
Division Director/Branch Chief's Printed Name

 4/27/23
Division Director/Branch Chief's Signature and Date

FY2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION: Program Name/Title: <u>Naschitti Governance Chapter - New Warehouse</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)
6500	CONTRACTUAL SERVICES Hire Contractor to Construct a New Warehouse To include pre-engineered metal building, 3 bay, 50' x 80', 4,000 sq ft./Concrete Foundation/Utility Infrastructure	\$613,719.30	\$613,719 <i>613,719.30</i>
TOTAL		\$ 613,719.30	\$ 613,719.30

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

**Page 1 of 2
PROJECT FORM**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>Naschitti Governance Chapter - New Warehouse</u> Project Description: <u>Construct a New 3 bay, 50' x 80', 4,000 sq ft. Warehouse</u> Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification															PART II. Project Information Project Type: <u>New Warehouse</u> Planned Start Date: <u>10/1/2022</u> Planned End Date: <u>9/30/2026</u> Project Manager: <u>Carissa Wood</u>																																																																																																																																																																																																																																																																						
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. <table border="1" style="width:100%; border-collapse: collapse; text-align: center;"> <tr> <th colspan="12">FY 2023</th> <th colspan="12">FY 2024</th> <th colspan="4" rowspan="2"> Expected Completion Date if project exceeds 8 FY Qtrs. Date: <u>9/30/26</u> </th> </tr> <tr> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> </tr> <tr> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> <th>A</th><th>M</th><th>J</th> <th>Jul</th><th>A</th><th>S</th> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> <th>A</th><th>M</th><th>J</th> <th>Jul</th><th>A</th><th>S</th> <th>Jul</th><th></th><th></th><th></th><th></th><th></th> </tr> <tr> <td></td><td></td><td></td> <td>x</td><td>x</td><td>x</td> <td>x</td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td>x</td><td>x</td><td>x</td> <td>x</td><td>x</td><td>x</td> <td>x</td><td></td><td></td> <td></td><td></td><td></td><td></td><td></td><td></td> </tr> <tr> <td colspan="28"> 01/01/2023 - 05/01/2023 Advertise and Begin Procurement Process </td> </tr> <tr> <td colspan="28"> 05/01/23 - 07/01/23 Initiate contract for services </td> </tr> <tr> <td colspan="28"> 7/1/2023 - 7/1/2024 Issue Notice to Proceed/Begin Constructoin </td> </tr> <tr> <td colspan="28"> 7/1/2026 Complete Final Close-Out for Project </td> </tr> <tr> <td colspan="28"> x </td> </tr> </table>																								FY 2023												FY 2024												Expected Completion Date if project exceeds 8 FY Qtrs. Date: <u>9/30/26</u>				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	Jul									x	x	x	x									x	x	x	x	x	x	x									01/01/2023 - 05/01/2023 Advertise and Begin Procurement Process																												05/01/23 - 07/01/23 Initiate contract for services																												7/1/2023 - 7/1/2024 Issue Notice to Proceed/Begin Constructoin																												7/1/2026 Complete Final Close-Out for Project																												x																											
FY 2023												FY 2024												Expected Completion Date if project exceeds 8 FY Qtrs. Date: <u>9/30/26</u>																																																																																																																																																																																																																																																													
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	Jul																																																																																																																																																																																																																																																													
			x	x	x	x									x	x	x	x	x	x	x																																																																																																																																																																																																																																																																
01/01/2023 - 05/01/2023 Advertise and Begin Procurement Process																																																																																																																																																																																																																																																																																					
05/01/23 - 07/01/23 Initiate contract for services																																																																																																																																																																																																																																																																																					
7/1/2023 - 7/1/2024 Issue Notice to Proceed/Begin Constructoin																																																																																																																																																																																																																																																																																					
7/1/2026 Complete Final Close-Out for Project																																																																																																																																																																																																																																																																																					
x																																																																																																																																																																																																																																																																																					
PART V. Expected Quarterly Expenditures		\$		\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL																																																																																																																																																																																																																																																												
							613,719.30																		\$613,719.30																																																																																																																																																																																																																																																												

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

Naschitti Community Governance

PO Drawer D, Sheepsprings, New Mexico 87364
Phone: 505-732-5400/5402 Fax: 505-732-5406



AMENDED 5/7/23

NAS-23-12-007

RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

NASCHITTI COMMUNITY GOVERNANCE APPROVES AND ACCEPTS THE SELECTION OF THE AMERICAN RESCUE PLAN ACT (ARPA) - NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR THE NEW WAREHOUSE PROJECT IN THE AMOUNT OF \$613,719.30

WHEREAS:

1. Pursuant to N.N.C. Title 26, Chapter 1, Section 3(A), Section 1(B)(1) and Section 1(B)(2) under the Local Government Act, Naschitti Community Governance is a certified local governmental entity of the Navajo Nation and is vested with the authority to address local concerns and the authority to make decisions with responsibility and accountability; and
2. To support the efforts of the Navajo Nation to mitigate the effects of the COVID-19 Pandemic, the ARPA Fiscal Recovery Funds were allocated to develop the basic infrastructure to improve lives of people who have lived without water, electricity and "basic services to support their daily activities, health, and welfare"; and
3. The Navajo Nation Council approved CJN-29-22, in response to the COVID-19 Pandemic in the best interest of the people; "An Action Relating to the Naabiki'iyati' Committee and Navajo Nation Council; Allocating \$1,070,298,867 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for: Chapter Assistance; Public Safety Emergency Communications; E911; Rural Addressing Projects; Cyber Security; Public Health Projects; Economic Development Projects; Hardship Assistance; Water and Wastewater Projects; Broadband Projects; Home Electricity Connection and Electricity Capacity Projects; Housing Projects and Manufactured Housing Facilities; Bathroom Addition Projects; Construction Contingency Funding; and Reduced Administrative Funding; and
4. The Naschitti Community Governance accepts the allocations from the ARPA-NNFRF in the amount of \$613,719.30 for the Naschitti Community; and
5. The Naschitti Community Governance Administration will be the point of contact for all administrative matters.
6. Naschitti Community Governance (Chapter) affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

Rhonda Herbert
Commission President

Kee Y. Gee
Commission Vice-President

Orlin Skyberg
Commission Secretary/Treasurer

Hoskie Bryant
Commission Member

Michael Ciani
Commission Member

Naschitti Community Governance

PO Drawer D, Sheepsprings, New Mexico 87364
Phone: 505-732-5400/5402 Fax: 505-732-5406



NAS-23-12-007 – Cont'd

NOW, THEREFORE, BE IT RESOLVED THAT:

The Naschitti Community Governance hereby approves and accepts the ARPA – Navajo Nation Fiscal Recovery Fund Expenditure Plans for the selection the New Warehouse Project in the amount of \$613,719.30 for the needs of the Naschitti Community.

CERTIFICATION

I, hereby certify that the foregoing Resolution was duly considered by Naschitti Community Governance Commission and moved for adoption by Kee Y Gee and seconded by Hoskie Bryant at a duly called meeting at Naschitti, (New Mexico) at which a quorum was present and that same was passed by a vote of -4- yeas and -0- nays on this 4th day of December 2022.

Rhonda Herbert, Commission President
Naschitti Community Governance

AMENDED CERTIFICATION

I, hereby certify that the foregoing Resolution was duly considered by Naschitti Community Governance Commission and moved for adoption by Alexis Wood and seconded by Orlin Skyberg at a duly called meeting at Naschitti, (New Mexico) at which a quorum was present and that same was passed by a vote of -3- yeas and -0- nays on this 19th day of February, 2023.

Rhonda Herbert, Commission President
Naschitti Community Governance

Naschitti Community Governance

PO Drawer D, Sheepsprings, New Mexico 87364
Phone: 505-732-5400/5402 Fax: 505-732-5406



NAS-23-12-007 - Cont'd

AMENDED CERTIFICATION

I, hereby certify that the foregoing Resolution was duly considered by Naschitti Community Governance Commission and moved for adoption by Tammy Yazzie and seconded by Kee Y Gee at a duly called meeting at Naschitti, (New Mexico) at which a quorum was present and that same was passed by a vote of -4- yeas and -0- nays on this 19th day of April, 2023.

A handwritten signature in black ink, appearing to read "Rhonda Herbert", written over a horizontal line.

Rhonda Herbert, Commission President
Naschitti Community Governance

NAVAJO NATION FISCAL RECOVERY FUND



DOCUMENT CHECKLIST **TO DOJ for Governance Certified Chapters**

Submit all documents according to this checklist. If all documents are not attached, packet will be returned to division/program.

Division/Program Information:

Date Submitted: 4/27/23

Program/Division: DCD FRF ARPA

Contact Person: Dawnell Begay

Phone: (928) 871-6099

Email: dbegay@nndcd.org

Documents needed for processing:

- ☒ Appendix A - Request Form & Expenditure Plan
- ☒ Appendix B - Budget Forms (Form 1, 2, 3, 4, 5, Appendix J as needed)
- ☒ Approved Chapter Resolution supporting the project
- ☒ Required Signatures:
 - ☐ Preparer
 - ☐ Chapter President/Vice President
 - ☐ Chapter Manager/CSC
 - ☐ DCD ASC
 - ☐ DCD Division Director
 - ☐ NNFRFO Director

Notes:

Chapter: Naschitti
Project: New Warehouse
Amount: \$613,719.30

Reviewed by:

NN Fiscal Recovery Fund Office

Date

DISCLAIMER: For guidance purposes only. Additional information may be required.

Navajo Nation Fiscal Recovery Fund Office (NNFRFO)
PO BOX 2469, Window Rock, Arizona 86515
(928)309-5532