



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

Other Comments:

Name of DOJ Reviewer: _____

Signature of DOJ Reviewer: Katelyn

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: Bathroom Additions

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

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

\$ 551,747.70 ☐ document attached
 Amount of FRF requested: \$551,748.00 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:

This project will consist of allocating funds in the amount of 551,747.70 for Contractual Services to hire a contractor to build 15 bathroom additions for Naschitti community members. These bathroom additions will meet the needs of community members to allow for water and wastewater connections with the assistance of OEH, IHS and NTUA according to current building codes.

☐ document attached

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

This project will benefit the Naschitti Community members by providing adequate indoor plumbing and water access for household use which will provide safe and healthy living standards for families who have limited income and resources during this pandemic.

☐ 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

Current: Assess and identify homes/residents who are in need of bathroom additions; January 2023
Advertise for Request for Proposals; May 2023 Initiate contract for services and notice to proceed;
July 2023 Begin construction; 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 home owners will be responsible for utility costs and maintenance of thier services after hook up.

☐ 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^

Naschitti Community Governance (Naschitti Chapter) is respectfully requesting funding to provide
bathroom addition assistance to local community members with limited income/resources to provide
better living enviroment to increase their health and safety.

☐ 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:

Caussim Wool
signature of Preparer/CONTACT PERSON

Approved by:

Caussim Wool
signature of Chapter Manager or CSC

Approved by:

[Signature]
signature of Chapter President or Vice-President

Approved by:

Patricia Begay
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 - Bathroom Addition</u>		Division/Branch: <u>DCD/Executive Branch</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	10/01/22-09/30/26	\$ 551,748.00	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	6	0	551,747.70	551,747.70
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	\$ 551,747.70	\$ 551,748.00
				PART IV. POSITIONS AND VEHICLES				
				Total # of Positions Budgeted:	(D)	(E)		
				Total # of Vehicles Budgeted:	0	0		
					0	0		
				TOTAL:				

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>	APPROVED BY: <u>Calvin Castillo, Executive Director</u>
<u>Program Manager's Printed Name</u>	<u>Division Director / Branch Chief's Printed Name</u>
<u>Program Manager's Signature and Date</u> <u>2-8-23</u>	<u>Division Director / Branch Chief's Signature and Date</u> <u>2/8/2023</u>

FY 2023

**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 Bathroom Additions**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 construct 15 bathroom additions for eligible Naschitti Community residents**Program Performance Measure/Objective:**To hire contractor to construction 15 bathroom additions for 15 community members

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2. Goal Statement:**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.

James Adakai, Deputy Director
Program Manager's Printed Name

2-8-23
Program Manager's Signature and Date

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

2/8/2023
Division Director/Branch Chief's Signature and Date

FY 2023

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATIONPage 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		Business Unit No.: _____	
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 contractors to construct bathroom additions for 15 Naschitti community members.	\$ 551,748.00	\$ 551,748.00
TOTAL		\$ 551,748.00	\$ 551,748.00

Page 1 of 2
PROJECT FORM

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

Navajo Engineering And Construction Authority

P.O. Box 969
No. 1 Uranium Blvd.
Shiprock, NM 87420

Phone: (505) 210-7070
Fax: (505) 210-7009

To:	Division Of Community Development	Contact:	
Address:	Windsor Rock, AZ	Phone:	
Project Name:	Bathroom Additions - Centralized Constuction - 2 Units Or More	Bid Number:	
Project Location:		Bid Date:	2/3/2021

As requested, NECA is providing a more detailed breakdown to construct two (2) bathroom units. Let us know if you need anything else.

Item #	Item Description	Estimated Quantity	Unit	Unit Price	Total Price
5	Mobilization	1.00	LS	\$2,875.84	\$2,875.84
10	Foundation	2.00	EACH	\$4,522.49	\$9,044.98
15	Framing/Sheathing	2.00	EACH	\$7,620.10	\$15,240.20
20	Rough/Trim Electrical	2.00	EACH	\$3,000.75	\$6,001.50
25	Rough/Trim Plumbing	2.00	EACH	\$6,983.18	\$13,966.36
30	Exterior Finish	2.00	EACH	\$5,254.52	\$10,509.04
35	Interior Finish	2.00	EACH	\$5,882.15	\$11,764.30

Bid Price Subtotal \$69,402.22

Total Navajo Nation Sales Tax 6.00%: \$4,164.13

Total Bid Price: \$73,566.35

Notes:

- Pricing is for Budgetary Purposes Only - When actual locations and quantities of units are established, NECA will bid each instance accordingly.

\$36,783.18 per unit

ACCEPTED:

The above prices, specifications and conditions are satisfactory and are hereby accepted.

Buyer: _____

Signature: _____

Date of Acceptance: _____

CONFIRMED:

Navajo Engineering And Construction Authority

Authorized Signature: _____

Estimator: Andrew Riddell
ariddell@navajonet



NAS-23-12-004

RESOLUTION OF NASCHITTI COMMUNITY GOVERNANCE

NASCHITTI COMMUNITY GOVERNANCE APPROVES AND ACCEPTS THE AMERICAN RESCUE PLAN ACT (ARPA) – NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLANS FOR THE SELECTION OF THE BATHROOM ADDITIONS PROJECT IN THE AMOUNT OF \$551,747.70 FOR THE NEEDS OF THE NASCHITTI COMMUNITY

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 for the ARPA-NNFRF allocation in the amount of \$551,747.70 for the Naschitti Community; and
5. The Naschitti Community Governance Administration will be the point of contact on 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.

Naschitti Community Governance

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



NAS-23-12-004 – 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 Bathroom Additions in the amount of \$551,747.70 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 Hoskie Bryant 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 4th day of December 2022.

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

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 Orlin Skyberg and seconded by Tammy Yazzie 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.

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

Rhonda Herbert, Commission President
Naschitti Community Governance