



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:

- | | |
|--|---|
| <input type="checkbox"/> (1) Public Health and Economic Impact | <input type="checkbox"/> (2) Premium Pay |
| <input type="checkbox"/> (3) Government Services/Lost Revenue | <input type="checkbox"/> (4) Water, Sewer, Broadband Infrastructure |
- _____

U.S. Department of Treasury Reporting Expenditure Category: _____

<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:

Name of DOJ Reviewer: _____

Signature of DOJ Reviewer: _____

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.

Twin Lakes Scattered Waterline



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: Twin Lakes Chapter Date prepared: 01/16/2023

Chapter's mailing address: P.O. Box 4424 phone/email: (505) 735-2600
Yatahey, NM 87375 website (if any): twinlakes@navajochapters.org

This Form prepared by: Juanita Tom phone/email: (505) 733-2603
Community Service Coordinator jrtom@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Scattered Waterline

Chapter President: Elouise Johnson phone & email: (505) 735-2603

Chapter Vice-President: Tom Begay phone & email: (505) 567-0193 tbegay@navajochapters.org

Chapter Secretary: Joan Nez phone & email: (505) 480-0730 jnez@navajochapters.org

Chapter Treasurer: Joan Nez phone & email: (505) 480-0730 jnez@navajochapters.org

Chapter Manager or CSC: Juanita Tom phone & email: (505) 735-2603 jrtom@nnchapters.org

DCD/Chapter ASO: Patricia Begay, SPPS phone & email: (928) 871-7515 pdbegay@nndcd.org

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

☐ document attached

Amount of FRF requested: \$200,000 FRF funding period: 03/02/2023 - 09/30/2026
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 extend waterlines to homes within the Twin Lakes Community. The project will allow waterline tie-in to improve basic quality of life, meet health care needs, and sanitation needs. Clean water is a basic utility service necessary in every home for everyday use, safe drinking water, and bathroom use. Providing running water for hygiene prevents the spread of health-related illnesses that may cause increased vulnerability to COVID-19 complications.

☐ document attached

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

This project will benefit Twin Lakes Community members by providing access to potable water for consumption, sanitation, and hygiene. The project ensures a habitable, secure home for families to receive running water for indoor plumbing. This project will prevent and reduce COVID-19 infection and other illnesses by providing running water for proper hygiene facilities.

☐ 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:

Timeline for implementation and completion is March 2, 2023 to September 30, 2026.

☐ document attached

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

The Twin Lakes Chapter will provide oversight of the project through completion; Twin Lakes Chapter will coordinate efforts with Office of Environmental Health, Indian Health Service, and Navajo Tribal Utility Authority.

☐ 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 homeowner will be responsible for the operation, maintenance, and repair upon project completion beyond the water meter. Twin Lakes Chapter incurs no additional cost or recurring cost upon project completion.

☐ 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:

Drinking Water: Other Water Infrastructure 5.15

☐ document attached

Part 3. Additional documents.

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

Twin Lakes Community Chapter 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: Juanita Tom
signature of Preparer/CONTACT PERSON

Approved by: _____

Tony B. G.
signature of Chapter President (or Vice-President)

Approved by: _____
signature of CSC

Approved by: _____

Palmer B.
signature of Chapter ASO

Approved to submit for Review: _____

Lisa Jymmm, NNFRO
signature of DCD Director

FY 2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

APPENDIX B

BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Twin Lakes Scattered Waterline</u>		Division/Branch: <u>Div. Comm. Devlp</u>	
Prepared By: <u>Juanita Tom</u>		Phone No.: <u>505.735.2603</u>		Email Address: <u>jrtom@nnchapters.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	3/2/23 to 9/30/26	200,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance	6		200,000	200,000
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	200,000.00	200,000

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> <u>Sonlasta Jim, Manager</u> Program Manager's Printed Name <u>4/4-23</u> Program Manager's Signature and Date	APPROVED BY: <u>Calvin Castillo, DCD Director</u> <u>Division Director / Branch Chief's Printed Name</u> <u>4/4/23</u> Division Director / Branch Chief's Signature and Date

FY 2023

THE NAVAJO NATION

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DETAILED BUDGET AND JUSTIFICATION

Budget Form 4

PART I. PROGRAM INFORMATION:

Program Name/Title: Twin Lakes Chapter Scattered Waterline Business Unit No: NEW

PART II. DETAILED BUDGET: \$200,000.00

(A)	(B)	(C)	(D)
Object Code (LOD 6.1)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6.1)	Total by MAJOR Object Code (LOD 4)
	8545: Scattered Waterline; Will benefit community members to have access to daily water usage for their personal hygiene, sanitation and consume clean water. This will help reduce the spreading of COVID-19 and other communicable disease.	\$200,000.00	\$200,000.00
		Total	\$200,000.00

TOTAL

Page ____ of ____
PROJECT FORM

PART I. Business Unit No.: <u>NEW</u>																								PART II. Project Information											
Project Title: <u>Twin Lakes (Bahast'ah) Scattered Waterline Extension</u>																								Project Type: <u>8545: Waterline Extension</u>											
Project Description: <u>Assist community members access clean water for personal hygiene, sanitation, and consumption. Help reduce spreading COVID 19 and other communicable diseases.</u>																								Planned Start Date: <u>3/2/2023</u>											
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification																								Planned End Date: <u>9/30/2026</u>											
Project Manager: <u>Juanita Tom</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.																								Expected Completion Date if project exceeds 8 FY Qtrs.		
	FY 2023												FY 2024														
	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			
Secure Funds / Finance							X	X	X																		
Planning & Designing										X	X	X															
Hire Laborers													X	X	X	X											
Purchase Materials													X	X	X	X											
Construction														X	X	X	X	X	X	X	X	X	X	X			
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL		
Expected Quarterly Expenditures													50,000.00			50,000.00			50,000.00			50,000.00			200,000.00		

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



DR. BU NYGREN
Navajo Nation President

Bahastl'ah Chapter

Post Office Box 4424
Yahtahey, New Mexico 87375
Phone: 505-735-2600 Fax: 505-735-2605
twinlakes@navajochapters.org



RICHELLE MONTOYA
Navajo Nation Vice President

Nathan Notah
Council Delegate

Vacant
President

Tom Begay
Vice-President

Joan M. Nez
Secretary/Treasurer

Larry Tsosie
Grazing Official

RESOLUTION NO: BAH-23-03-16-112

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR SCATTERED WATERLINE EXTENSION PROJECT IN THE AMOUNT OF \$200,000.00

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
3. To support the efforts of the Navajo Nation to mitigate the effects of the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic anti-infrastructure to improve lives of people who have lived without water, electricity and basic services to support their daily activities, health, and welfare"; and
4. The Bahastl'ah Chapter identified the Scattered Waterline Extension Project to assist community members using the American Recovery Plan Act funding in the amount of \$200,000.00; and
5. The Bahastl'ah 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.

NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter Scattered Waterline Extension project for Twin Lake Community.

CERTIFICATION

We hereby certify that the foregoing chapter resolution was duly considered by the Bahastl'ah (Twin Lakes) Chapter at which a quorum was present and the same was passed with a vote 13 in favor, 01 opposed, and 07 abstained on this 26th day of March 2023.

Vacant, President

Joan Nez, Secretary/Treasurer

Tom Begay, Vice President

Motioned By: Shirline Jones

Seconded By: Donoran Sherman