



**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:** \_\_\_\_\_

**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: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Name of DOJ Reviewer: \_\_\_\_\_

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

**Disclaimers:**  
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 NNDOJ Initial Eligibility Determination is 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.

# Twin Lakes Combine Water and Sewer Infrastructure



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: 03/02/2023

Chapter's P.O. Box 4424 phone/email: (505) 735-2600  
mailing address: 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: Combine Water and Sewer Infrastructure

Chapter President: Elouise Begay 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, SPSS 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 repair or replace existing septic/leachfield systems to homes within the Twin Lakes Community. Non-functioning bathrooms will be operational after replacement or repair of the septic/leachfield systems. Providing indoor bathroom use 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 septic/leach field repairs/replacement necessary for sanitation and hygiene safety. This project will promote public health and hygiene by addressing major sanitation needs to prevent and reduce COVID-19 infection and other illnesses by providing proper sanitation 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:

Encumber all project funds by December 30, 2024 and all funds expended by December 31, 2026. This project will have a scope of work and timeline to meet the deadline.

☐ document attached

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

The Department of Community Development, Twin Lakes Chapter Officials and Administration, CLUP-C, Office of Environmental Health, NECA, and NTUA.

☐ 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. 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:

Provision of Government Services: 6.1

☐ 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: Terrence A. [Signature]  
signature of Chapter President (or Vice-President)

Approved by: [Signature]  
signature of CSC

Approved by: Patricia [Signature]  
signature of Chapter ASO

Approved to submit  
for Review: Lisa Jymn, NTFEO  
signature of DCD Director



FY 2023

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page      of       
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>Twin Lakes Water &amp; Sewer Infrastructure</u>		Division/Branch: <u>Div. Comm. Development</u>	
Prepared By: <u>Juanita Tom</u>		Phone No.: <u>505.735.2603</u>		Email Address: <u>jrtom@nnchapters.org</u>	

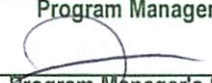
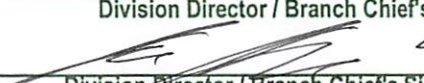
  

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
NN Fiscal Recovery Funds	3/2/23 to 9/30/26	200,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 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				
				TOTAL		\$0.00	200,000.00	200,000

<b>PART IV. POSITIONS AND VEHICLES</b> Total # of Positions Budgeted: <u>          </u> Total # of Vehicles Budgeted: <u>          </u>	(D)	(E)	
---	-----	-----	--

<b>PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.</b>	
SUBMITTED BY: <u>James Adakai, Deputy Director</u> <div style="text-align: center;">Program Manager's Printed Name</div> <div style="text-align: center;">   <u>4-4-23</u>          Program Manager's Signature and Date       </div>	APPROVED BY: <u>Calvin Castillo, Executive Director</u> <div style="text-align: center;">Division Director / Branch Chief's Printed Name</div> <div style="text-align: center;">   <u>4/4/23</u>          Division Director / Branch Chief's Signature and Date       </div>

FY 2023

## THE NAVAJO NATION

Page 1 of 1

## DETAILED BUDGET AND JUSTIFICATION

Budaet Form 4

## PART I. PROGRAM INFORMATION:

Program Name/Title: Twin Lakes Chapter Combine Water and Sewer Business Unit No: NEW

## PART II. DETAILED BUDGET: \$200,000.00

(A)	(B)	(C)	(D)
Object Code (LOD 6.1)	<div>8550: Combine Water/Sewer Infrastructure</div> <div>Object Code Description and Justification (LOD 7)</div> <div><b>Requesting Assistance to assist the community for Septic Leech Field overflow.</b> Problematic areas with septic tanks, leech fields and overflow of sewer waste water. Homes were built back in the late 1960's with concrete blocks, and need to install and upgrade new septic tanks and leech field. Due to medical conditions septic services need to be addressed for a safe home environment.</div>	<div>Total by DETAILED Object Code (LOD 6.1)</div> <div>\$200,000.00</div>	<div>Total by MAJOR Object Code</div> <div>200,000.00</div>
		Total	\$200,000.00

TOTAL

## THE NAVAJO NATION PROJECT BUDGET SCHEDULE

Page \_\_\_\_ of \_\_\_\_  
PROJECT FORM

<b>PART I. Business Unit No.:</b> <u>NEW</u> <b>Project Title:</b> <u>Twin Lakes (Bahastl'ah) Combine Water/Wastewater Infrastructure</u> <b>Project Description:</b> <u>Assist community members to repair and replace old concrete septic tanks, repair leech field and septic cleaning.</u> <b>Check one box:</b> <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification															<b>PART II. Project Information</b> <b>Project Type:</b> <u>8550: Water/Wastewater</u> <b>Planned Start Date:</b> <u>3/2/2023</u> <b>Planned End Date:</b> <u>9/30/2026</u> <b>Project Manager:</b> <u>Juanita Tom</u>																						
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.	<b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																								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.				Date 09/30/2026				
	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							
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	X													
<b>PART V.</b>	\$			\$			\$			\$			\$			\$			\$			\$			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](mailto: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-23-03-16-113

## RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR COMBINE WATER AND SEWER INFRASTRUCTURE 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 Water and Sewer/Sewer Overflow 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 Water and Sewer/Sewer Overflow 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: Dmoran Sherman