



**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 #: HK0287

Date & Time Received: 12/07/22 17:15

Date & Time of Response: 13 December, 2022; 12:18 pm

Entity Requesting FRF: Kayenta Chapter

Title of Project: Septic Tank Cleanout Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$390,000.00

**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: 5.5, Clean Water:

Other Sewer Infrastructure

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**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 while the documents submitted for review variously list the number of clients to be served as 200 and 600, the DOJ review used the 600 figure since that was approved by the Chapter resolution.

Name of DOJ Reviewer: Adjua Adjei-Danso



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: Kayenta Chapter date prepared: 09/27/22  
Chapter's P.O. BOX 1088 phone/email: 928-882-1110  
mailing address: Kayenta, AZ 86033 website (if any): kayenta@navajochapters.org  
this Form prepared by: Pearl J. Begay phone/email: 928-882-1110, pearlbegay@nnchapters.org  
Pearl J. Begay, Acting Chapter Manager  
CONTACT PERSON'S name and title CONTACT PERSON'S info

title and type of Project: Scattered Septic Tank Cleanout Project

Chapter President: Dalton Singer phone & email: 928-882-1110 dsinger@naataanii.org  
Chapter Vice-President: Sally Chee phone & email: 928-882-1110  
Chapter Secretary: Genevieve Benally phone & email: 928-882-1110 gbenally@navajochapters.org  
Chapter Treasurer: Genevieve Benally phone & email: \_\_\_\_\_  
Chapter Manager or CSC: Pearl J. Begay, Acting Manager phone & email: 928-882-1110 pearlbegay@nnchapters.org  
DCD/Chapter ASO: Calvin Tsosie phone & email: 928-429-0096

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

Amount of FRF requested: \$390,000.00 FRF funding period: 10/1/22 31 10/1/22-12/31/26  document attached  
FY 2022 to December 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 \$390,000.00 funds will be used by Kayenta Chapter for Scattered Septic Tank Cleanout Project for approximately 600 clients that need their septic tanks cleaned & serviced. Kayenta Chapter tribal members have requested at chapter meetings their septic tanks are full & are requesting assistance. Due to COVID-19 pandemic, some tribal families have lost their jobs and are struggling financially. The 6 Service Regions within the Kayenta Chapter boundary will be provided septic tanks cleanouts, priority will be given to members living in remote locations to mitigate COVID-19 pandemic.  document attached
- (b) Explain how the Program or Project will benefit the Navajo Nation, Navajo communities, or the Navajo People:  
The septic cleaning project will benefit low-income Navajo families, high risk elders and members impacted by COVID-19 who are on fixed income, struggling financially and live in remote areas of Kayenta Chapter Boundaries, and to minimize the spread of COVID-19. Depending on the family size, a septic tank will require a cleanout every 6 months to five years.  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



**APPENDIX A**

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

FY 22: Kayenta Chapter obtains 3 price quotes from potential vendors who will provide septic tank clean out within the Kayenta Chapter boundary. FY 23 to FY 26, selected vendor will provide septic tank clean out for 200 families.

document attached

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

Kayenta Chapter Administration will be responsible for implementing the Septic Tanks Clean out Project for the 200 tribal clients.

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:

After the project is complete, the home owners will be responsible for the operations and maintenance of their septic tanks. This a one-time assistant for the clients.

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.

5.5 Infrastructure Water and Sewer Clean Water Other Sewer Infrastructure.

The funds will be used by Kayenta Chapter for Scattered Septic Cleanout Project for approximately 200 clients that need their septic tanks cleaned out to mitigate the COVID-19 pandemic.

document attached

**Part 3. Additional documents.**

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

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:

  
signature of Preparer/CONTACT PERSON

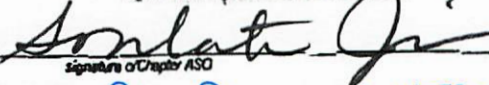
Approved by:

  
signature of Chapter President (or Vice-President)

Approved by:

  
signature of CSC

Approved by:

  
signature of Chapter ASO

12/06/2022

Approved to submit for Review:

  
signature of DCO Director

FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

Page    of     
BUDGET FORM 1

PART I. Business Unit No.: <u>108115</u>		Program Title: <u>Kayenta Chapter <sup>Scattered</sup> <del>Septic Tank</del></u>		Division/Branch: <u>Division of Community Development</u>				
Prepared By: <u>Pearl J. Begay</u>		Phone No.: <u>928-882-1110</u>		Email Address: <u>kayenta@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
<u>ARPA / MNFEE</u>	<u>10/22-23</u>	<u>390,000</u>	<u>100%</u>	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
Navajo Nation Fiscal Recovery Funds				6500 Contractual Services	<u>6</u>	<u>390,000</u>	<u>390,000</u>	<u>390,000</u>
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		<u>\$390,000.00</u>	<u>390,000</u> <u>-0.00</u>	<u>390,000</u> <u>-0</u>
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				
TOTAL:		<u>390,000</u> <u>\$0.00</u>	<u>100%</u>					
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Pearl J. Begay</u>			APPROVED BY: <u>Pearl J. Begay</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
<u>9/30/22</u>			<u>12-6-22</u>					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					



FY 2023

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA

Page \_\_\_ of \_\_\_  
BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: 108115 New

Program Name/Title:

Kayenta Chapter

Scattered  
Septic Tank

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:

A scattered septic tank cleaning project to assist clients in Kayenta Chapter boundary

Program Performance Measure/Objective:

To assist 200 registered voters with septic tank cleaning

50		50		50		50	
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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.

Kevin J. Begay  
Program Manager's Printed Name  
[Signature] 9/21/22  
Program Manager's Signature and Date

Reahyellon  
Division Director/Branch Chief's Printed Name  
[Signature] 12.6.22  
Division Director/Branch Chief's Signature and Date

FY 2023

THE NAVAJO NATION  
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Kayenta Chapter</u>		Business Unit No.: <u>108115</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)
<u>6500</u>	<u>Contractual Services</u>		<u>390,000</u>
6500	Contractual Services: to hire a company listed in the Navajo Nation source list to assist 600 clients with septic tank cleaning AT \$650.00	390,000	
TOTAL		390,000	<u>390,000</u>



Navajo Nation Kayenta Chapter  
Post Office Box 1088  
Kayenta Chapter, Navajo Nation, AZ 86033  
Chapter Resolution



Resolution No: KY22-122-10

**Approving the Appendix A, the Navajo Nation Fiscal Recovery Funds Request Form & Expenditure Plan for Kayenta Chapter's Scattered Septic Cleanout Project for Approximately 600 Chapter Members, to Mitigate the COVID-19 Pandemic.**

**WHEREAS:**

1. Pursuant to 26 N.N.C, § 3(A), the Kayenta Chapter continues as a certified chapter of the Navajo Nation Government, as listed at 11 N.N.C, part 1, § 10; AND
2. Pursuant to 26 N.N.C., § 1(B), the Kayenta Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction(s) when necessary and make recommendation(s) to the Navajo Nation and other local agencies for appropriate action(s); AND
3. The Kayenta Chapter is requesting funding from the ARPA funding pool in the amount of \$390,000.00; the funds will be used for the Scattered Septic Cleanout Project plan for approximately 600 tribal members, to mitigate the COVID-19 Pandemic; AND
4. Due to the ongoing COVID-19 Pandemic, some Chapter members have lost their jobs and are struggling financially, therefore they cannot afford to pay for their septic cleanout; AND
5. For the Septic Cleanout Project, priority will be given to low-income families, high risk elders who are on a fixed income and those members living in remote areas of Kayenta Chapter's boundaries; AND
6. The Kayenta Chapter will advertised through the Navajo Times newspaper for an Invitation for Bid to potential vendors operating on the Navajo Nation, announcing a Competitive Sealed Bidding.

**NOW, THEREFORE, BE IT RESOLVED THAT:**

1. The Kayenta Chapter hereby approves the Appendix A, the Navajo Nation Fiscal Recovery Funds Request Form & Expenditure Plan for Kayenta Chapter's Scattered Septic Cleanout Project for Approximately 600 Chapter Members, for the requested funding amount of \$390,000.00; attached as Appendix "A"; to mitigate the COVID-19 Pandemic.
2. The Kayenta Chapter Administration will be responsible for implementing the Scattered Septic Cleanout Project for 600 tribal members who are registered with Kayenta Chapter.
3. The Kayenta Chapter Administration shall initiate the Scattered Septic Cleanout Project in Fiscal Year 2022, and the estimated date of completion of the Project will be before December 31, 2026.
4. After the project is complete, the home owners shall be responsible for the operations and maintenance of their septic tanks. This a one-time assistant to members who are registered with Kayenta Chapter.



\*\*\*\*\*  
CERTIFICATION  
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We, hereby, certify that the foregoing resolution was duly considered by the Kayenta Chapter at a duly called meeting in KAYENTA, Navajo Nation, Arizona; at which a quorum was present and that the same was passed by a vote of 04 in favor, 00 Opposed, and 01 abstaining this 03<sup>rd</sup> day of October, 2022.

Motion: Genevieve Benally

Second: James Parrish

Dalton Singer  
Dalton Singer, President

Sally Chee  
Sally Chee, Vice President

Genevieve Benally  
Genevieve Benally, Secretary/Treasurer



# Speedy Sales and Services

September 26, 2022

RE: Septic Pump (Grouping)

Speedy Sales and Services is writing this short letter pertaining to our conversation on Monday, 09/26/2022 at 1:28 pm. The Kayenta Chapter is requesting for a quote to service 200+ customers in their local area.

We greatly appreciate you keeping us in mind to provide the services for your local community. Speedy Sales and Services is Navajo Preferred and Navajo-Woman Owned. We are registered with the Dun & Bradstreet (DUNS) and Sam.gov. We have been in business for 38 years on the Navajo Reservation.

The price quote we have discussed within our office would be \$500.00 per household of 1,000 gallons or less in tank size (Solid Waste Only). The price of \$500.00 will only cover the service pump charge, Lagoon Fee (NTUA Lagoon in Cottonwood, Arizona 25 miles southwest of Chinle), and Fuel Surcharge. The services WILL NOT cover Electric Snake Outs or backflow from the drain field. The services will need to be scheduled on certain days only and possibly get 9 or 10 in one day if we have 2 drivers. It will vary between Thursday, Friday, or Saturday's, but we shall wait until that day comes to discuss all that amongst other terms.

If you have any questions, please do not hesitate to call our office. Have a great rest of the day.

Karen Wagner  
Administrative Assistant

**received**  
9/26/22 e3:44

P.O. BOX 1960 \* CHINLE, ARIZONA 86503 \* MILE MARKER 1 EAST OF US HWY  
191 ON NAVAJO ROUTE 7 \* PHONE (928) 674-5405 \* FAX (928) 674-3638  
WEBSITE: [speedysalesandservices.com](http://speedysalesandservices.com)

# The Navajo Nation



## Contract and Purchase Certification Certificate of Eligibility

Certificate No. 0322/8022

SPEEDY SEPTIC TANK SERVICES - PROFESSIONAL SERVICES - Septic Tank Pumping, Grease trap Pumping, Lint/Sand trap Pumping, Lift Station Pumping, Porta-Potty Rental and Cleaning Services, Complete Septic Tank/water Cistern Installation, Water Line/Sewer Line Repair, Line Repair and Installation, Back hoe, Skid steer, Playground Installation and Fencing Install, Sales, security Lighting: High and Low Bay, Flood and Area, Poles (Street Light/Parking Light/Canopy and Parking), Exit/Emergency/Egress Specialty, Landscape, Indirect, Troffer and Surface, Recessed and Track, Mechanical Repairs, and Residential/Commercial Painting.

Priority No. 1

### TO ALL PERSONS DOING BUSINESS ON THE NAVAJO NATION:

The above named entity is hereby certified, in accordance with the Navajo Business Opportunity Act, Title 5, Chapter 2, § 204 (A) (1) & (2), as a Navajo or Indian Owned Business and being duly certified with this Office, shall be afforded all economic opportunities pursuant to the Navajo Nation Council Resolution CAP-37-02.

A certified business entity is one owned by an Enrolled Member of the Navajo/Other Indian Tribe and is at least 51% or more Navajo/Indian owned and controlled.

**ONE HUNDRED (100%)**

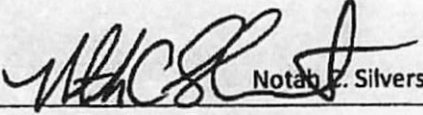
PERCENTAGE OF BUSINESS OWNERSHIP

**3/7/2022**

DATE OF CERTIFICATION

**3/6/2023**

EXPIRATION DATE

  
Notary E. Silversmith, Department Manager  
Business Regulatory Department  
Division of Economic Development