



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: _____

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.

**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: Alamo Chapter Date prepared: 12/8/22

Chapter's mailing address: PO Box 827, Magdelana, NM 87825 phone/email: 575-854-2686; alamo@navajochapters.org
website (if any): alamo.navajochapters.org

This Form prepared by: Inez Apachito phone/email: 575-854-2686
Community Services Coordinator alamo@navajochapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Alamo Chapter Water System

Chapter President: Virgil Sandoval phone & email: vsandoval@naataanii.org

Chapter Vice-President: Jeremiah Apachito phone & email: japachito@naataanii.org

Chapter Secretary: Julie Guerro phone & email: jguerro@navajochapters.org

Chapter Treasurer: Julie Guerro phone & email: jguerro@navajochapters.org

Chapter Manager or CSC: Inez Apachito phone & email: alamo@navajochapters.org

DCD/Chapter ASO: Guarena Adeky phone & email: gadeky@nndcd.org; 505-488-8476

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

Amount of FRF requested: 3,048,166.00 FRF funding period: 01/01/2023 to 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:

The Alamo Chapter, Alamo Navajo School Board Incorporated, Indian Health Service, and Navajo Nation Water Management Branch have stepped identified deficiencies, upgrades needed, and the environmental consideration of the upgrading of the water supply for the Alamo Community. The water source is needed to combat COVID-19 and the improvements to the water supply will supply more water to more homes within the community. The funds will be used to build two pump houses and connect the new southern well to the existing water system.

☐ document attached

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

This project funding will supplement the funds identified in the Infrastructure funds, which were not fully funded. The communities will benefit from the hookup of the new well, as it will supply fresh water to the southern area of the community.

☐ 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:

This project will coincide with existing project that has been funded by the infrastructure funds within CJN-29-22, and will allow the water line project to be completed by September 30, 2026.

☐ document attached

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

This project will be implemented by the Alamo Navajo School Board Incorporated with the Alamo Navajo Chapter Officials and staff a part of the project planning team.

☐ 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:

Operations and maintenance of this project will be overseen by the Alamo Navajo School Board Incorporated.

☐ 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:

5.1 Drinking water: Transmission and Distribution This project will design and construct a water transmission pipeline and pump houses to convey drinking water to Alamo Navajo Chapter.

☐ document attached

Part 3. Additional documents.

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

Chapter Resolution

☒ Chapter Resolution attached

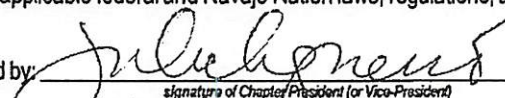
Part 4. Affirmation by Funding Recipient.

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:

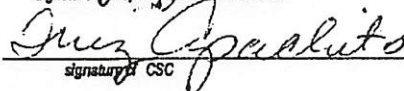
Chapter's
Preparer:


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

Approved to submit
for Review:


signature of DCD Director

FY 2023

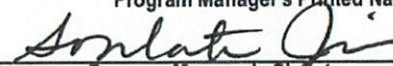

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: _____ (New)		Program Title: _____ Alamo Chapter - Waterline Extension		Division/Branch: _____ DCD/ASC	
Prepared By: _____ Inez Apachito, CSC		Phone No.: _____ 575-854-2686		Email Address: _____ alamo@navajochapters.org	

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
Fiscal Recovery Funds	01/01/23-09/30/26	3,048,166.00	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	68	⊖	3,048,166	3,048,166
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	3,048,166.00	3,048,166

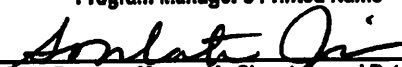

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		
Total # of Vehicles Budgeted:		

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
SUBMITTED BY: _____ Sonlatsa Jim-Martin <div style="text-align: center;"> Program Manager's Printed Name  Program Manager's Signature and Date </div> <div style="text-align: right;">12-09-2022</div>	APPROVED BY: _____ Bidtah Becker <div style="text-align: center;"> Division Director / Branch Chief's Printed Name  Division Director / Branch Chief's Signature and Date </div> <div style="text-align: right;">12 Dec 2022</div>

FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

**Page 2 of 3
BUDGET FORM 2**

PART I. PROGRAM INFORMATION:									
Business Unit No.: _____ - (New)			Program Name/Title: <u>Alamo Chapter - Waterline Extension</u>						
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:									
Provide safe drinking water to the community of Alamo Chapter									
Program Performance Measure/Objective:									
Build two pump houses to connect the southern well to the existing water line								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.									
Sonlatsa Jim-Martin				Bidtah Becker					
Program Manager's Printed Name				Division Director/Branch Chief's Printed Name					
									
12-09-2022				12 Dec 2022					
Program Manager's Signature and Date				Division Director/Branch Chief's Signature and Date					

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

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BUDGET FORM 4

PART I. PROGRAM INFORMATION:				
Program Name/Title: <u>Alamo Chapter - Waterline Extension</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)	
9020	9038 - Waterlines Alamo Springs Well #2 Pump house and water treatment 750,000.00 Alamo Springs Well #2 Electrical Extension 100,000.00 Alamo New Southern Well Pump House & water treatment 750,000.00 Alamo New Southern Well Electrical Extension 100,000.00 Connection of New Southern Well Pubmp House to Existing Water System 10,000.00 4" Waterline,m C-900 Pipe incl. trenching, bedding, embedment, backfill, compaction, pipe and fillings, c/p (TP 04) 40.00 Mobilization/Demobilization 170,000.00 RW permitting 50,000.00 Navajo EPA Construction Permit 10,000.00 Contingency 478,500.00 NN Sales Tax 144,510.00 Engineering Design & Construction Services 459,542.00 NMGR 35,614.00	3,048,166	3048,166	
TOTAL		3,048,166	3048,166	

Page 1 of 1
PROJECT FORM

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



Alamo Navajo Chapter

Inez Apachito-Community Service Coordinator
Vacant-Accountant Maintenance Specialist
P.O. Box 827
Magdalena, NM 87825
(575) 854-2686

Virgil J. Sandoval
Alamo Navajo Chapter President

Jeremiah J. Apachito
Alamo Navajo Chapter Vice-President

Julia H. Guerra
Alamo Navajo Chapter Secretary/Treasurer

Jamie Henio
24th Navajo Nation Council Delegate

Roland B. Mexicano
Alamo Navajo Chapter Land Board Member

Chancey Martinez
LDA-Representative

**RESOLUTION
OF THE ALAMO NAVAJO CHAPTER
RESOLUTION NO. ANC
12-9-22, 3-a**

**APPROVING THE REQUEST TO UTILIZE THE DELEGATE HENIO REGIONAL
EXPENDITURE PLAN FUNDS TO PLAN, DESIGN, AND CONSTRUCT ALAMO
CHAPTER WATER SYSTEM IN THE AMOUNT OF \$3,048,166.00**

WHERE AS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Alamo Chapter is a duly recognized certified chapter of the Navajo Nation Government, as listed at N.N.C., part 1, section 10, and
2. Pursuant to 26 N.N.C., Section 1 (B) Alamo Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate action, and
3. The Alamo Navajo Chapter, as part of Honorable Delegate Jamie Henio, was allocated funds from the American Rescue Pal Act (ARPA) Delegate Regional Expenditure Plan to provide services to the Community of Alamo Navajo Chapter, and
4. The Alamo Navajo Chapter is submitting a funding proposal in the amount of \$3,048,166.00 additional funds will be required to outfit, treat, and connect the newly constructed well to the existing water system; and
5. The Alamo Navajo Chapter shall work together to upgrade the water system, this project will support the community to fight the public health threat posed by the ongoing public health emergency by providing the community with access to reliable water for drinking, washing, and fire safety.

NOW THEREFORE BE IT RESOLVED THAT:

1. Alamo Navajo Chapter approves and respectfully submits the funding proposal packet and budget in the amount of \$3,048,166.00 to better service out community of Alamo.
2. Alamo Navajo Chapter will work together to plan, design and construct and addition to the Water System Upgrade.

CERTIFICATION

We, hereby, certify that the foregoing resolution was duly considered by the Alamo Chapter at the duly call meeting in Alamo, New Mexico at which a quorum was present and the same was passed by a vote of 2 in favor and 0 opposed, 1 abstained this 9th day of December 2022.

Virgil J Sandoval, Alamo Chapter President

Julie H. Guerra
Julie H. Guerra, Alamo Secretary / Treasurer

Jeremiah J. Apachito, Vice-President

Roland B. Mexicano, Land Board

Jamie Henio, 24th Navajo Nation Council
Delegate

Motion: Jeremiah Apachito

Chancey Martinez, LDA-Representative

Second: Julie H. Guerra