



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

[illegible]

Name of DOJ Reviewer:

Signature of DOJ Reviewer: Mr. Ah Lot

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.

Page 2 of 2



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 #: HK00275

Date & Time Received: 12/6/22

Date & Time of Response: 12/13/2022 5:00 PM

Entity Requesting FRF: Coppermine Chapter

Title of Project: Coppermine Community Cemetery

Administrative Oversight: Chapter President - Allen Fowler

Amount of Funding Requested: \$120,000

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☐ (1) Public Health and Economic Impact
☒ (3) Government Services/Lost Revenue
☐ (2) Premium Pay
☐ (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 6.1 Provision of Government Service.

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: Only one expenditure code can be selected for each project. The expenditure code 6.1 is more appropriate for this project; based on the documents submitted it is unclear whether the project would qualify under another expenditure code.

Name of DOJ Reviewer: MacArthur Stant

Signature of DOJ Reviewer: 

Disclaimers: This Initial Eligibility Determination is based on the documents provided which we have assumed are true, correct, and complete. Should the Project or Program change in any material way after this initial determination, the requestor must seek the advice of NNDOJ. This 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: COPPERMINE CHAPTER Date prepared: 11/13/22

Chapter's mailing address: PO BOX 1323 phone/email: 928-691-1109coppermine@navajochapters.org
PAGE, AZ 86040 website (if any): coppermine@navajochapters.org

This Form prepared by: Valerie Fowler, Secretary/Treasurer phone/email: 928-607-9545
Secretary/Treasurer for Coppermine Chapter vfowler@navajo-nsn.gov
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Coppermine Community Cemetery

Chapter President: Allen Fowler phone & email: 928-221-9244 oliveandsage@gmail.com
Chapter Vice-President: Lola Smith phone & email: 928-660-8183 lsmith80cm@yahoo.com
Chapter Secretary: Valerie Fowler phone & email: 928-607-9545 vfowler@navajo-nsn.gov
Chapter Treasurer: Valerie Fowler phone & email: 928-607-9545 vfowler@navajo-nsn.gov
Chapter Manager or CSC: Milford Maloney phone & email: 928-283-3342 mmaloney@nndcd.org
DCD/Chapter ASO: Pearl Yellowman phone & email: 928-871-7172 pyellowman@navajo-nsn.gov

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

☐ document attached

Amount of FRF requested: 120,000 FRF funding period: 01/01/2023 - 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:

Community Cemetery Project. Division of Community Development / Fiscal Recovery Funds will be utilized for the planning, design, engineering, survey, and appropriate land clearances for eventual development of the cemetery. ~~The primary objective is the safeguard of public health and the proper burial procedures for Covid-19 pandemic victims, and other~~
community services Coppermine community members.

☐ document attached

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

The Coppermine Community Cemetery will benefit the Coppermine Community with a local cemetery and lessen related expenses for off-reservation burials in Page, Flagstaff, and Tuba City, due to high rate of covid related deaths. Location will ~~be~~ provide locally for graveside services, and nearby churches. It is located near paved highway Navajo Route 20.

☐ 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:

01/01/2023 - 12/31/2023 : Planning Site, Design, Engineer, Survey, Approved Land Clearance. Site Preparation, fencing, buildings, develop plan of operation and future maintenance.
01/01/2024 - 12/31/2024 : Construction

☐ document attached

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

Allen Fowler, Chapter President; Lola Smith, Chapter Vice President; Community Land Use Planning Committee; Milford Maloney, PPS - ASC; will be responsible for implementing the construction of the Coppermine Warehouse

☐ 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:

Coppermine Chapter will be responsible for the operations and maintenance costs for the Coppermine Community Cemetery through Chapter Annual Allocation.

☐ 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:

This project will fall under FRF expenditure category:
1.8 Covid-19 Public Emergency Public Facilities
6.1 Government Services

☐ document attached

Part 3. Additional documents.

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

Coppermine Chapter Resolution # CO-11-009-23
Appendix A - Request Form & Expenditure Plan
Appendix B - Budget Form (1,2,4)
Appendix J - Project Budget Schedule

☐ 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: Valerie Fowler
signature of Preparer/CONTACT PERSON

Approved by: Lola Smith
signature of Chapter President (or Vice-President)

Approved by: [Signature]
signature of CSC

Approved by: [Signature]
signature of Chapter ASO

Approved to submit for Review: Lisa Gymm, NAFRCO
signature of DCD Director

FY 2023

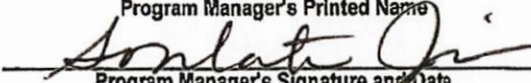

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 01 of 04
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u> Program Title: <u>COPPERMINE CHAPTER - Community Cemetery</u> Division/Branch: <u>DIVISION OF COMMUNITY DEVELOPMENT</u>			
Prepared By: <u>Valerie Fowler</u> Phone No.: <u>928-607-9545</u> Email Address: <u>vfowler@navajo-nsn.gov</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	01/01/23-09/30/26	120,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	6	0	12,000.00	12,000-
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services	6	0	108,000.00	108,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		0	120,000.00	120,000

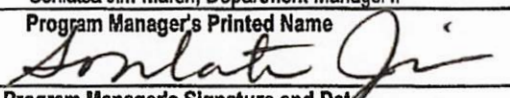

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
Total # of Vehicles Budgeted:	0	0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u>Sonlatsa Jim-Martin, Department Manager II</u> Program Manager's Printed Name  Program Manager's Signature and Date	APPROVED BY: <u>Pearl Yellowman, Division Director</u> Division Director / Branch Chief's Printed Name  Division Director / Branch Chief's Signature and Date		

FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 02 of 04
BUDGET FORM 2

PART I. PROGRAM INFORMATION:									
Business Unit No.: <u> K - (New) </u>		Program Name/Title: <u> COPPERMINE CHAPTER - Community Cemetery </u>							
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
COPPERMINE CHAPTER RESOLUTION CO-11-009-23 : APPROVING THE COPPERMINE COMMUNITY CEMETERY AS A CHAPTER PROJECT UNDER THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLAN.									
PART III. PROGRAM PERFORMANCE CRITERIA:		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
<u>To Complete the Coppermine Community Cemetery</u>									
Program Performance Measure/Objective:									
<u>Project Development of the Coppermine Community Cemetery</u>								1	
2. Goal Statement:									
<u>Monthly Meetings, Monitor Construction, Closeout Project</u>									
Program Performance Measure/Objective:									
<u># of Meetings, Closeout Meeting</u>		4		4		4		4	
3. Goal Statement:									
<u>Program Performance Measure/Objective:</u>									
4. Goal Statement:									
<u>Program Performance Measure/Objective:</u>									
5. Goal Statement:									
<u>Program Performance Measure/Objective:</u>									
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.									
Sonlatsa Jim-Martin, Department Manager II					Pearl Yellowman, Division Director				
Program Manager's Printed Name					Division Director/Branch Chief's Printed Name				
									
Program Manager's Signature and Date					Division Director/Branch Chief's Signature and Date				

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 03 of 04
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>COPPERMINE CHAPTER - Community Cemetery</u>		Business Unit No.: <u>K - [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)
	4000 SUPPLIES		
	Building for Coppermine Chapter		12,000.00
4200	Non Capital Assets		
	4210 - Equipment : Purchase Cemetery Portable Soft Top Roll Around = \$5400 x 2 Tent = \$10,800.00	10,800.00	
4410	Operating Supplies		
	4420 - General Operating Supplies to purchase chairs, rakes, shovels, table, etc. = \$1200.00	1,200.00	
	6500 CONTRACTUAL SERVICES		
	Community Cemetery for Coppermine Chapter		108,000.00
6520	Consulting		
	6520 - Consulting : Design, Engineering, Survey, Land Clearances	58,000.00	
6960	6960 - Subcontracted Services : Community Cemetery Site Preparation, Fencing, Storage Cabin	50,000.00	
TOTAL		120,000.00	120,000.00

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

**Page 4 of 4
PROJECT FORM**

PART I. Business Unit No.: <u>K - (New)</u> Project Title: <u>COPPERMINE CHAPTER - Community Cemetery</u> Project Description: <u>Coppermine Chapter to utilize funds for planning, design, engineering, survey, and appropriate land clearances for eventual development of the cemetery.</u> Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification																		PART II. Project Information Project Type: <u>Community Cemetery</u> Planned Start Date: <u>1/1/2023</u> Planned End Date: <u>9/30/2026</u> Project Manager: <u>Allen Fowler, Chapter President</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.			Date								
		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			
Planning Site, Design, Engineer, Survey, Land Clearances, Site Preparation.					X	X	X	X	X	X	X	X	X	X	X	X																		
Construction and Purchase Supplies																	X	X	X	X	X	X	X	X	X	X	X	X						

Chapter President
Allen Fowler

COPPERMINE CHAPTER



Council Delegate
Paul Begay Jr.

Chapter Vice President
Lola Smith

Grazing Committee
Stanford Fowler

Secretary/Treasurer
Valerie Fowler

The Navajo Nation
Western Navajo Agency - District One
P.O. Box 1323 Page, Arizona 86040
Telephone No: (928) 691-1109

Community
Service Coordinator
vacant

CO-11-013-23

RESOLUTION OF THE COPPERMINE CHAPTER OF THE NAVAJO NATION

APPROVING THE PROCUREMENT OF SOLID WASTE MANAGEMENT AS A CHAPTER PROJECT UNDER THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLAN.

WHEREAS:

1. Pursuant 26 N.N.C., Section 3, and 11 N.N.C., Section 10, The Coppermine Chapter is a duly recognized Chapter of the Navajo Nation Government; and
2. Pursuant to 26 N.N.C., Chapter 1: Navajo Nation Chapter, Section 1, (B) (1) & (20), The Navajo Nation Council delegated chapter governmental authority with respect to local matters consistent with Navajo Law, including custom and tradition and allow chapters to make decisions to govern with responsibility and accountability to community membership; and
3. The Coppermine Chapter is empowered to advocate on behalf of its constituents for the improvements of their health, education, safety, and general welfare; and
4. Pursuant to Resolution CJN-29-22, The Navajo Nation Council allocated \$1,760,468.00 for five chapters within District #01 and #03 in response to impact of the Covid-19 pandemic; and
5. In 1995, the Navajo Nation and Coconino County developed a Joint Powers Agreement regarding matching funds to pay for solid waste for seven (7) chapters in the Western Navajo Agency including Coppermine Chapter; and
6. In August, 2012, The Coppermine Chapter was removed from the Joint Powers Agreement due to lack of matching funds from the Navajo Nation Sanitation to dispose of waste; and
7. The Coppermine Chapter began operating its own solid waste on September 1, 2012 and began collecting fees and hired a custodian to help manage the solid waste for the community of Coppermine; and
8. Last August 2022 the contract for the community's solid waste contract expired on account of the Coppermine Chapter's unavailable funds for the increased cost of solid waste transfer with Republic Services; and
9. The Coppermine Chapter is in great need for a solid waste disposal management for the community's sanitation and well-being.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Coppermine Chapter hereby approves the procurement of a chapter approving the purchase of PPE supplies as a chapter project under the Navajo Nation Fiscal Recovery Fund expenditure plan.

CERTIFICATION

We, hereby, certify and support that the foregoing Resolution was considered at a duly called Chapter Meeting at Coppermine, Arizona (Navajo Nation) where a quorum was present and that same was passed by a vote of 8 in favor 00 opposed and 01 abstained the 22nd day of November, 2022.

Motion: Lola Smith Second: Stanford Fowler

Chapter President- Allen Fowler Jr.

Valerie Fowler
Chapter Secretary/Treasurer- Valerie Fowler

Council Delegate- Paul Begay Jr.

Lola Smith
Chapter Vice-President- Lola Smith

Chapter Grazing Official-Stanford Fowler

CHAPTER PRESIDENT
Allen Fowler Jr.
CHAPTER VICE PRESIDENT
Lola Smith
CHAPTER
SECRETARY/TREASURER
Delores Dempsey



THE NAVAJO NATION
Western Navajo Agency- District One
P.O. Box 1323 Page, Arizona 86040
Telephone No. (928) 691 - 1109

COUNCIL DELEGATE
Paul Begay Jr.
GRAZING MEMBER
Stanford Fowler
COMMUNITY SERVICE
COORDINATOR
Vacant

CO-05-066-21

SUPPORTING AND RECOGNIZING THE LAND WITHDRAWAL FOR THE COPPERMINE COMMUNITY CEMETERY. THE DESIGNATED SITE IS PROPOSED IN COMPLIANCE WITH SECTION 7(B) OF THE LAND WITHDRAWAL REGULATIONS OF RESOLUTION # RDCJN-38-15

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3, and 11 N.N.C., Section 10, the Coppermine Chapter is a duly recognized and certified chapter of the Navajo Nation Government; and
2. Pursuant to N.N.C., Section 1., (B) (1) & (2), The Navajo Nation Council delegated to the chapter governmental authority with respect to local matters consistent with Navajo Law, including custom and tradition and allows the chapter to make decisions to govern with responsibility and accountability to community membership; and
3. The Coppermine Chapter, a recognized certified local government of the Navajo Nation, vested with the power and authority to advocate on behalf of its constituents for the improvement of health, education, safety and general welfare; and
4. Pursuant to resolutions RCD-216-99 and RDCJN-33-15 and subsequent appropriate policies, the Coppermine Chapter complies with procedures for land withdrawal for burial plot and cemeteries; and
5. The proposed burial site already is the final resting place for 2 individuals and properly fenced which will not affect any grazing use, farm land, or homesite leases areas; and
6. A legal survey and description, with a map, hereby is attached as Exhibit A; and
7. The proposed package is hereby forwarded for proper approval.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Coppermine Chapter hereby supports and recognizes the Land Withdrawal for the Coppermine Community Cemetery. The designated site is proposed in compliance with section 7 (B) of the land withdrawal regulations of resolution # RDCJN-38-15.

CO-05-066-21

CERTIFICATION

We, hereby certify that the foregoing resolution was duly considered at a duly-called meeting of the Coppermine Chapter, Coppermine (Navajo Nation), Arizona, at which a quorum was present and the same was passed by a vote of 04 in favor, 00 opposed, 00 abstained on this 25th day of May, 2021.

Motioned by: Lola Smith

Seconded by: Delores Dempsey


Allen Fowler Jr., Chapter President


Lola Smith, Chapter Vice-President


Delores Dempsey, Secretary/Treasurer


Stanford Fowler, Grazing Official

Paul Begay, Honorable Council Delegate

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[Caskets](#)

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[Your Cart](#)

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[Review & Place Order](#)

[Print Receipt](#)

Qty.	Item	Price	Subtotal
2 ▼	Cemetery » Portable Soft Top Roll Around Color: Black Remove This Item Add/Edit Comment	\$5,225.00	\$10,450.00

18 ▼

Cemetery » Folding Cemetery Chair

[Remove This Item](#) [Add/Edit Comment](#) \$21.99 \$395.82

Calculate Sales Tax / Shipping

Subtotal:

\$10,845.82

Country: United States ▼

Shipping/Handling:

N/A

State: -- Select One -- ▼

Sales Tax: (6% US-PA residents)

N/A

Zip Code:

[Calculate](#)

Total:

\$10,845.82

[Secure Checkout >>](#)




Biz Exchange
www.nfdabizexchange.org

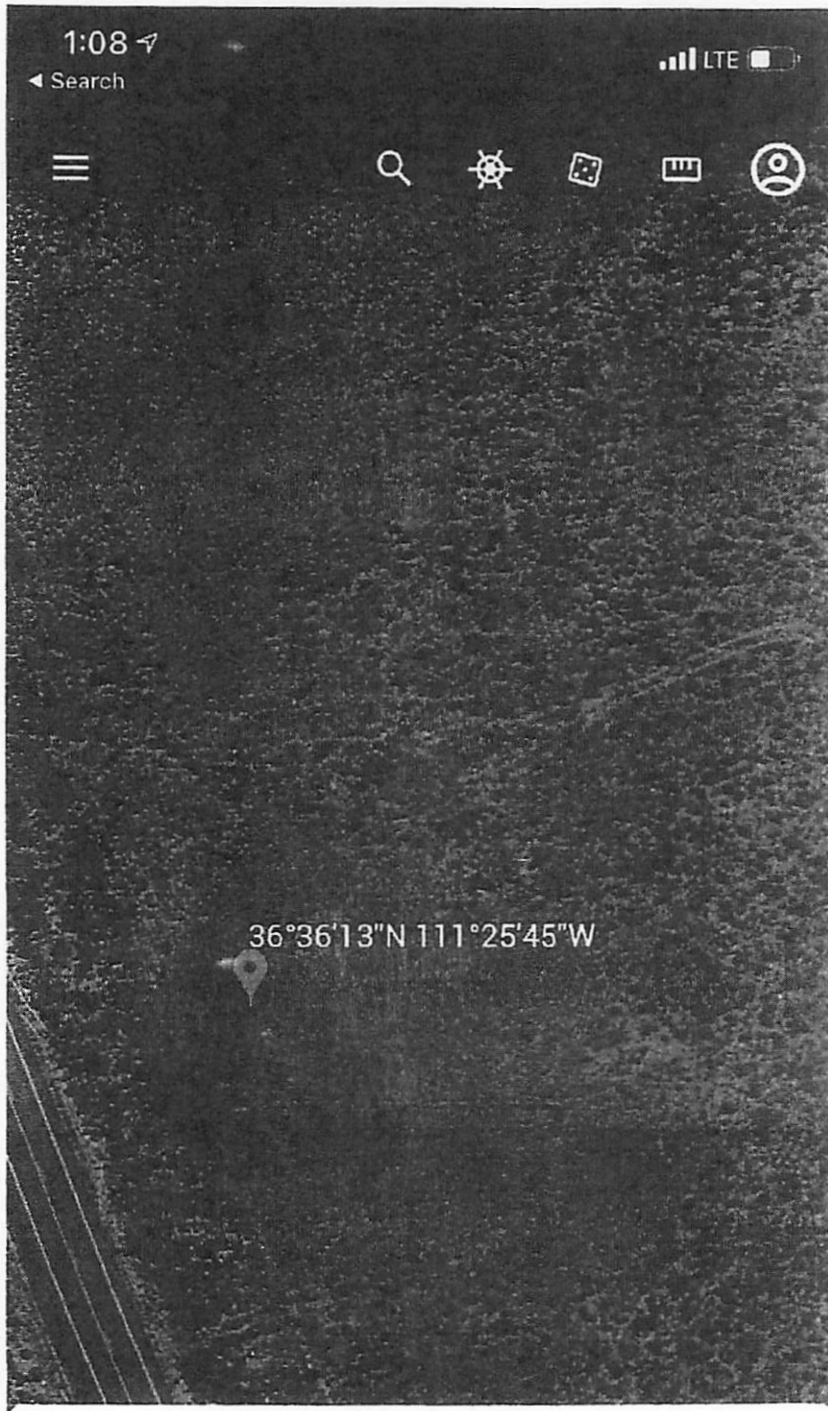


Coppermine Community Members Map

Untitled layer

 Polygon 2





Dropped Pin



36°36'13"N 111°25'45"W · 1.12 mi

Measure