



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.

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.



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 #: HK0280

Date & Time Received: 12/7/2022

Date & Time of Response: 12/14/2022 5:00 PM

Entity Requesting FRF: Coppermine Chapter

Title of Project: ~~2:13 Economic Impact Assistance: Other~~

Administrative Oversight: Chapter President, Valerie Fowler

Amount of Funding Requested: \$36,000

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: 2.22 Strong Health Communities:
Neighborhood Features that Promote Health and Safety

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 category can be selected for each project. The project is properly considered under Expenditure Code 2.22.

Name of DOJ Reviewer: MacArthur Stant

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: COPPERMINE CHAPTER Date prepared: 11/13/22
 Chapter's PO BOX 1323 phone/email: 928-691-1109coppermine@navajochapters.org
 mailing address: 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: 2.13 Economic Impact Assistance: Other

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: 36,000 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:

Coppermine Soil Waste Management. Contract expired with Republic Services on August 2022 for Soil Waste. Coppermine Chapter is in great need for a solid waste disposal management for the community's sanitation. Coppermine Chapter will process the 164 review package for procurement process for Republic Services. The soil waste bind will be located on chapter property.

☐ document attached

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

The Soil Waste Management will benefit the Coppermine Community by having solid waste disposal for the community to utilize. To prevent illegal dumping.

☐ 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 - 03/30/2023 : Procurement Process with 164 Review for Republic Services
04/01/2023 - 09/30/2026 : Payment Request for Republic Services

☐ document attached

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

Valerie Fowler, Secretary/Treasurer; Milford Maloney, PPS-ASC; will be responsible for implementing the procurement process and payment request for Republic Services for Soil Waste Management

☐ 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 administration.

☐ 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:

- 2.2 Strong Healthy Communities: Neighborhood Features that Promote Health and Safety
- 2.13 Economic Impact Assistance: Other

☐ 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-11-013-23
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:


signature of Preparer/CONTACT PERSON

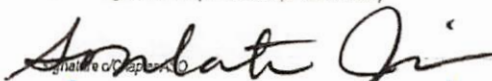
Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature of CSC

Approved by:


signature of Chapter Secretary

Approved to submit
for Review:


signature of DCD Director

FY 2023

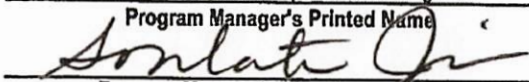
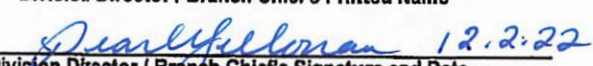
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 01 of 04
BUDGET FORM 1

PART I. Business Unit No.: <u>K - [New]</u>		Program Title: <u>COPPERMINE CHAPTER - Soil Waste Mgmt</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	36,000.00	100%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services	6	0	36,000.00	36,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		0	36,000.00	36,000

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> <div style="text-align: center;">  Program Manager's Signature and Date </div>	APPROVED BY: <u>Pearl Yellowman, Division Director</u> <div style="text-align: center;">  Division Director / Branch Chief's Signature and Date </div>

FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 02 of 04
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: K - [New]

Program Name/Title:

COPPERMINE CHAPTER - Soil Waste Mgmt

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

COPPERMINE CHAPTER RESOLUTION CO-11-013-23 : APPROVING THE PROCUREMENT OF SOIL WASTE MANAGEMENT AS A CHAPTER PROJECT UNDER THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLAN.

PART III. PROGRAM PERFORMANCE CRITERIA:**1. Goal Statement:**

To Complete the procurement for Soil Waste Management with Republic Services

Program Performance Measure/Objective:

Procurement process for Republic Services

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1		1		1		1	
---	--	---	--	---	--	---	--

2. Goal Statement:

Monthly Payments for Soil Waste Management - Republic Services

Program Performance Measure/Objective:

Submit payment request to ASC for Republic Services

4		4		4		4	
---	--	---	--	---	--	---	--

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.

Sonlatsa Jim-Martin, Department Manager II

Program Manager's Printed Name

Sonlatsa Jim

Program Manager's Signature and Date

Pearl Yellowman, Division Director

Division Director/Branch Chief's Printed Name

Pearl Yellowman 12.2.22

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 - Soil Waste Mgmt</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)
6520	6500 CONTRACTUAL SERVICES Consulting for Soil Waste Management Consulting for Soil Waste Management with Republic 6520 : Republic Services = \$1000 x 12 months x 3 years = \$36,000	36,000.00	36,000.00
TOTAL		36,000	36,000

**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 - Soil Waste Management</u> Project Description: <u>Complete Procurement Process for Republic Services to continue Soil Waste Management with Coppermine Chapter</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>Chapter Warehouse</u> Planned Start Date: <u>1/1/2023</u> Planned End Date: <u>9/30/2026</u> Project Manager: <u>Valerie Fowler, S/T</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
Procurement Process		X	X	X																											
Payment Request					X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	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



P.O. Box 4719
Page AZ 86040-471919

Customer Service (928) 645-3885
RepublicServices.com/Support

Important Information

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Account Number 3-0516-0000301
Invoice Number 0516-000216641
Invoice Date November 25, 2021
Past Due on 11/25/21 \$2,329.78
Payments/Adjustments \$35.00
Current Invoice Charges \$1,205.44

Total Amount Due \$3,570.22	Payment Due Date Past Due
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PAYMENTS/ADJUSTMENTS

Description	Reference	Amount
11/26/21 Unreferenced Memo Re: Service Interrupt		\$35.00

CURRENT INVOICE CHARGES

Description	Reference	Quantity	Unit Price	Amount
The Navajo Nation Coppermine Chapter House PO 192075 Page, AZ 1 Waste Container 40 Cu Yd, On Call Service Disposal/Recycling 11/17 Pickup Service 11/17 Late Fee 11/25	1010427 Per Charleene	2.4000Tons 1.0000	\$828.14	\$360.00 \$828.14 \$17.30

CURRENT INVOICE CHARGES, Due by December 15, 2021

\$1,205.44



**REPUBLIC
SERVICES**



Past Due	30 Days \$1,211.14	60 Days \$1,153.64	90+ Days \$0.00
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P.O. Box 4719
Page AZ 86040-471919

Please Return This
Portion With Payment

Total Enclosed

Return Service Requested

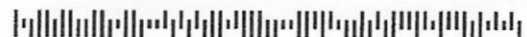


THE NAVAJO NATION
PO BOX 1323
PAGE AZ 86040-1323

R00220577
K211

Total Amount Due	\$3,570.22
Payment Due Date	Past Due
Account Number	3-0516-0000301
Invoice Number	0516-000216641

Make Checks Payable To:



REPUBLIC SERVICES #516
PO BOX 78829
PHOENIX AZ 85062-8829

30516000030100000002166410001205440003570223