



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 #: HK0281

Date & Time Received: 12/07/2022 15:05

Date & Time of Response: 13 December, 2022; 11:48 am

Entity Requesting FRF: Coppermine Chapter

Title of Project: Chapter Warehouse - Personal Protective Equipment Storage

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$1,400,000.00

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

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

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 we have modified the expenditure category from 1.5 (Personal Protective Equipment) to 6.1 (Government Services). Given the intended uses of the warehouse and amount of funding involved, government services is a better fit.

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: COPPERMINE CHAPTER Date prepared: 11/13/22

Chapter's mailing address: PO BOX 1323 PAGE, AZ 86040 phone/email: 928-691-1109coppermine@navajochapters.org 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: 1.5 Personal Protective Equipment (storage) Warehouse

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: 1,400,000 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 Warehouse. Purchase and construct 50 x 80 Warehouse/Community Public Building & Facilities / Construction. Warehouse needed to store supplies, materials, heavy equipments such as backhoe, truck and trailer during the Covid-19 pandemic. Supplies include the following PPE, donations, bottled water, clothing, coal, wood, and other emergency supplies and materials. The warehouse will be located on chapter property and become an inventory of the chapter. Chapter will be responsible for care and maintenance.

document attached

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

The Coppermine Warehouse will benefit the Coppermine Community by adding needed space for storage of PPE supplies. Presently the Chapter House is full with very limited space. The chapter has experienced break-ins and vandalism to chapter equipment. Warehouse will help keep the equipments from weather damage and secure the equipments and supplies.

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:

Obtain 3 price quotes, obtain purchase order, received supplies, and close out purchase order. Will order supplies every 3 months till Coppermine has constructed their Warehouse then will purchase in bulk.

document attached

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

Valerie Fowler, Secretary/Treasurer; Milford Maloney, Acting CSC; will be responsible for implementing the purchase of PPE supplies

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:

No maintenance cost. PPE supplies will be distribute to the community.

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:
1.5 Personal Protective Equipment

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-11-012-23
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: [Signature] signature of DCD Director

FY 2023

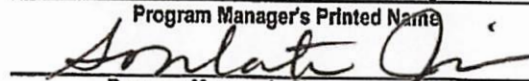
THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

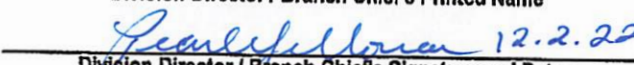
Page 1 of 4
BUDGET FORM 1

PART I. Business Unit No.: K - [New] Program Title: COPPERMINE CHAPTER - Warehouse Division/Branch: DIVISION OF COMMUNITY DEVELOPMENT
 Prepared By: Valerie Fowler Phone No.: 928-607-9545 Email Address: vfowler@navajo-nsn.gov

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	1,400,000.00	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	0.00	1,400,000.00
				7000 Special Transactions			
				8000 Public Assistance			
				9000 Capital Outlay			
				9500 Matching Funds			
				9500 Indirect Cost			
				TOTAL		0.00	1,400,000.00
				PART IV. POSITIONS AND VEHICLES			
					(D)	(E)	
				Total # of Positions Budgeted:	0	0	
				Total # of Vehicles Budgeted:	0	0	
				TOTAL:			100%

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: Sonlatsa Jim-Martin, Department Manager II
 Program Manager's Printed Name

 Program Manager's Signature and Date

APPROVED BY: Pearl Yellowman, Division Director
 Division Director / Branch Chief's Printed Name
 12.2.22
 Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

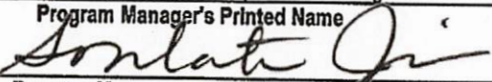

PART I. PROGRAM INFORMATION:
 Business Unit No.: K - (New) Program Name/Title: COPPERMINE CHAPTER - Warehouse

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:
 COPPERMINE CHAPTER RESOLUTION CO-11-011-23 : APPROVING THE PROCUREMENT OF A CHAPTER WAREHOUSE 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: To Complete Project Development within the Chapter Compound								
Program Performance Measure/Objective: Warehouse / Community Public Buildings and Facilities Construction							1	
2. Goal Statement: Monitor Active Construction, Meetings, and Closeout Projects								
Program Performance Measure/Objective: # of Site Inspections, Meetings, Closeout Meeting, and Final Acceptance	4		4		4		4	
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, Department Manager II Program Manager's Printed Name  Program Manager's Signature and Date	Pearl Yellowman, Division Director Division Director/Branch Chief's Printed Name  12.2.22 Division Director/Branch Chief's Signature and Date
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THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>COPPERMINE CHAPTER - Warehouse</u>		Business Unit No.: <u>K - [New]</u>	
PART II. DETAILED BUDGET:			
(A)	(B)	1400000	(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)
6500	6500 CONTRACTUAL SERVICES Building for Coppermne Chapter Building 6960 - Subcontracted Services : Coppermine Chapter will purchase Warehouse Building for the Community. Funds used for Planning, Pre-Design, Architecture and Engineering, and Construction. Total: \$1,400,000	1,400,000.00	1,400,000.00
TOTAL		1,400,000.00	1,400,000.00

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u> K - [New] </u> Project Title: <u>COPPERMINE CHAPTER - Warehouse</u> Project Description: <u>Purchase and construct 50 x 80 Warehouse / Community Public Building & Facilities / Constr. ction. Warehouse need to store supplies materials, heavy equipment such as backhoe, dump truck and trailer during covid-19 pandemic.</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>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												Date								
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.											
	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
Design and Preparation to Bid Project				X	X	X	X	X	X	X	X	X																					
Advertisement, Contracting													X	X	X	X	X	X															
Construction																X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL								
Expected Quarterly Expenditures																												700,000.00 700,000.00 \$1,400,000.00					

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

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 to 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

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-11-011-23

RESOLUTION OF THE COPPERMINE CHAPTER OF THE NAVAJO NATION

APPROVING THE PROCUREMENT OF A CHAPTER WAREHOUSE AS A CHAPTER PROJECT UNDER THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLAN

WHEREAS:

1. Pursuant to 26 N.N.C. §§ 3, 11 N.N.C., §§ 10, The Coppermine Chapter is a 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 with respect to local matters consistent with Navajo Law, including custom and tradition and allow chapters to make decisions to govern with responsibility an accountability to community membership; and
3. The Coppermine Chapter is empowered to advocate on behalf of its constituents for the improvement of their health, education, safety, and general welfare; and
4. Pursuant to Resolution CJN-29-22, The Navajo Nation Council allocated \$1,760,468 for five chapters within District #01 & #03 in response to the impact of the Covid-19 pandemic; and
5. The Coppermine Chapter has identified a new warehouse for storage of personal protective equipment (PPE), and chapter heavy equipment for security reasons and adequate storage space; and
6. The warehouse building will be purchased according to the Navajo Nation procurement process and vendor search, suitable needs analysis, bidding process and selection, and final building completion; and
7. The preferred size is dependent on building features, needed utilities, and final building erection costs within the Coppermine Chapter compound.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Coppermine Chapter hereby approves the procurement of a chapter warehouse as a chapter project under The Navajo Nation Fiscal Recovery Fund Expenditure Plan.

CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly called meeting for the Coppermine Chapter, Coppermine, Arizona at which a quorum was present and that same was passed by a vote of 08 in favor, 00 opposed and 01 abstained, this 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

**PRELIMINARY COST ESTIMATE FOR A PRE ENGINEERED
WAREHOUSE FOR HEAVY EQUIPMENT STORAGE.**

3 Bay 50' X 80', 4,000 Square Feet

Preliminary Cost Per Square Footage.....\$ 264.00

Plans and Design.....\$150,000.00

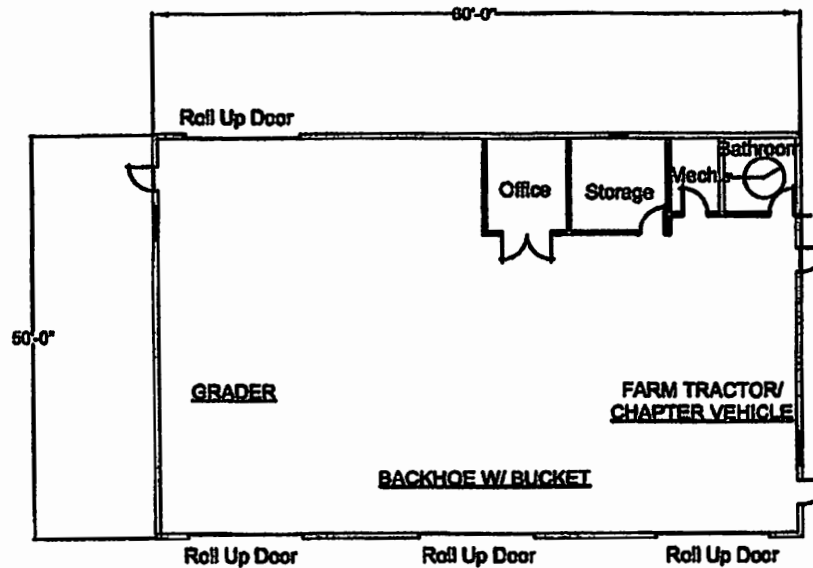
Estimated Cost for the Pre-Engineered Building only.....\$427,500.00

Estimated Cost for Utilities and Infrastructure\$255,000.00

Foundation and Concrete Slab on Grade.....\$223,500.00

TOTAL COST \$1,055,000.00

NOTE: COST MAY VARY ACCORDING TO SITE AND SOIL CONDICTIONS



3- BAYS METAL WAREHOUSE BUILDING FLOOR PLAN

STRUCTURE:

- A. Size: 80' X 60' Width 14' / 18' Height/ Three (3) Bays
- B. 6" / 8" Conc. Foundation w/ Conc. Apron
- C. Heavy Duty Steel frames- Withstand 80 MPH
- D. Manual Roll Up Bay Doors
- E. Ceiling Heaters and Fans
- F. Wall Mounted Exhaust Fans
- G. Industrial Mounted and Sky Lights
- H. Electric Installation (Power line)- Maximum Amps allowed to Accomodate Equipment:
 - Mechanical Lift
 - Air Compressor
 - Welding Machine
- I. Adjacent Space for excess fluid staging (oil/ transmission/ gas)
- J. Heavy Equipments: Motor Grader, Backhoe w/ Bucket, Farm Tractor, Chapter Vehicle, Googe neck and Utility Trailer

JUSTIFICATION:

WATER:

There will be water or no water to the new Metal Warehouse Facility, depending on the Chapters' preferences. Safety measures are in place to prevent or aide in the safety stations will be installed according NN Risk Management and NNOSHA Requirements. In addition, restroom facilities are located in the Chapters and near the Warehouse Facility.

OPERATIONS:

Please take notice that hours of operations and heavy equipment traffic is limited to 8 am to 5 pm and only as requested by community members and Chapters. It is rare that heavy equipment is operation at its full function of 8 am to 5 pm, Monday thru Friday.

