



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 #: HK0345

Date & Time Received: 12/20/2022

Date & Time of Response: 01/05/23 5:00 PM

Entity Requesting FRF: Kaibeto Chapter

Title of Project: Vehicle Purchase

Administrative Oversight: CPMD Project Manager, Elmer Johnson

Amount of Funding Requested: \$80,000

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: 6.1 Provision of 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: _____

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: Kaibeto Chapter Date prepared: 11/01/2022

Chapter's mailing address: Kaibeto Chapter phone/email: 928-673-585/kaibeto@navajochapters.org
P. O. BOX 1761, Kaibeto, Arizona 86053 website (if any): _____

This Form prepared by: Ella Dodson-Slick phone/email: 928-673-5850/edodson-slick@nnchapters.org
Community Services Coordinator CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Vehicle Purchase: F550, 4x4, Crew Cab with goose-neck hitch installed

Chapter President: Tom Franklin, Jr phone & email: 928-640-3345/tfranklinjr@naataanii.org

Chapter Vice-President: Yolanda Ellis-Bileen phone & email: 928-206-1647/yebileen@naataanii.org

Chapter Secretary: Linda Israel phone & email: 928-429-0824/lisrael@navajochapters.org

Chapter Treasurer: same as above phone & email: same as above

Chapter Manager or CSC: Ella Dodson-Slick phone & email: 928-205-8525/edodson-slick@nnchapters.org

DCD/Chapter ASO: Pearl Yellowman phone & email: 928-871-7172/pyellowman@nndcd.org

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

Amount of FRF requested: \$80,000.00 FRF funding period: 10/01/2022 to 9/30/2026
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 Kaibeto Chapter is requesting \$80,000.00 to purchase 2022 Ford F-550, 4x4, crew cab needed during the pandemic. The Kaibeto Chapter had expressed a need for updated transportation for food distribution and PPE to community members that have no transportation. Bigger truck were requested to transport heavier loads of necessities. The locations to be served is within Kaibeto Chapter area.

document attached

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

The pandemic provided challenges that no one had anticipated, challenges that showcased the lack of resources available to the communities. Chapter transportation allows for the distribution of necessities through the pandemic.

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:

Due to a national shortage of vehicles due to the chip shortage. The completion of this project is expected to take longer than anticipated. An anticipated completion of this project would approximately occur until December 31, 2026

document attached

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

Elmer Johnson, CPMD Project Manager

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:

The Kaibeto Chapter will be responsible for proper training and will be responsible for maintenance cost and insurance.

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:

6: Revenue Replacement; 6.1 Provision of Government Services. This category is chosen since as these are purchases that are for equipment that have a variance of uses to the Chapter, in the aspect of a pandemic. Chapters are able to provide community support by delivering PPE, pack of water, and food boxes that could potentially keep more residents home during the pandemic.

document attached

Part 3. Additional documents.

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

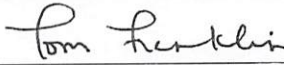
N/A

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 ASG

Approved to submit for Review: 
signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: NEW Program Title: Kaibeto - VEHICLE PURCHASE Division/Branch: Community Development *Executive*
 Prepared By: ELLA DODSON-SLICK Phone No.: 928-205-8525 Email Address: edodson-slick@nnchapters.org

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		(A)	(B)	(C)	
				Fund Type Code	NNC Approved Original Budget	Proposed Budget	Difference or Total		
NN Fiscal Recovery Funds	10/1/22-9/30/26	80,000.00	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	80,000	
				7000	Special Transactions				
				8000	Public Assistance				
				9000	Capital Outlay				
				9500	Matching Funds				
				9500	Indirect Cost				
				TOTAL			\$0.00	80,000.00	80,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)		
				Total # of Positions Budgeted:		0	0		
				Total # of Vehicles Budgeted:		0	0		
		TOTAL:	\$80,000.00	100%					

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

SUBMITTED BY: Sonlatsa Jim-Martin, Program Manager II APPROVED BY: Dr. Pearl Yellowman, Executive Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
Sonlatsa Jim 12/19/2022 *Pearl Yellowman* 12.19.22
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:
 Business Unit No.: NEW Program Name/Title: Kaibeto - VEHICLE PURCHASE

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:
 KB1QTR13/11-22-09 CHAPTER TRANSPORTATION ALLOWS FOR THE DISTRIBUTION OF NECESSITIES THROUGH THE PANDEMIC.

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>HAUL BACKHOE FOR COMMUNITY SERVICES FOR BATHROOM ADDITION, MATERIALS</u> Program Performance Measure/Objective: <u>BIGGER TRUCK IS NEEDED IT TO TRANSPORT HEAVIER LOADS OF NECESSITIES.</u>	2		2		2		2	
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, Program Manager II Program Manager's Printed Name	Dr. Pearl yellowman, Executive Director Division Director/Branch Chief's Printed Name
<u>Sonlatsa Jim</u> 12/19/2022 Program Manager's Signature and Date	<u>Pearl yellowman</u> 12.19.22 Division Director/Branch Chief's Signature and Date

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u> Kaibeto - VEHICLE PURCHASE </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)
6500	PURCHASE CHAPTER VEHICLE TO HAUL HEAVY EQUIPMENT FOR KAIBETO COMMUNITY SERVICES	80,000	80,000
TOTAL		80,000	80,000

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>KAIBETO - PURCHASE OF CHAPTER VEHICLE TO PULL THE TRAILER AND HAUL HEAVY EQUIPMENT (BACKHOE)</u> Project Description: <u>THE CHAPTER VEHICLE WILL BE USED IN THE COMMUNITY TO HELP PROVIDE ASSISTANCE TO FAMILIES IN RURAL AREAS. THIS WILL KEEP OUR COMMUNITIES SAFE FROM TRAVELING OFF THE RESERVATION, LIMITING THE RISK OF GETTING COVID-19</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>Trailer/Backhoe Purchase</u> Planned Start Date: <u>10/1/2022</u> Planned End Date: <u>9/30/2026</u> Project Manager: <u>Chapter Staff</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 <u>2023</u>												FY <u>2024</u>						Date <u>9/30/2026</u>															
	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				
EQUIPMENT- QUOTE PURCHASE OF VEHICLE				X	X	X	X	X			X	X	X																					
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL									
Expected Quarterly Expenditures										80,000.00															\$80,000.00									

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



The Resolution of K'ai'Bii'Tó Chapter

SUPPORT AND APPROVE THE REQUEST OF THE DELEGATE REGIONAL EXPENDITURE PLAN TO MAKE NECESSARY LONG-TERM IMPROVEMENT TO THE K'AI'BII'TO COMMUNITY FOR PLANNING, DESIGNING, AND CONSTRUCTION AND ASSISTANCE IN THE AMOUNT OF \$1,760,468.00

WHEREAS:

1. *The K'ai'Bii'Tó Chapter is certified by N.N.C. pursuant to 2 N.N.C. Section 4001 and 4028 (a) as established Navajo Nation Chapter to serve as Local Governing entity to promote matters affecting its Community and pursuant to N.N.C. Section 4002 and it may enact Local Community Ordinance on issues involving its local Constituency, subject to an approval of appropriate N.N.C. oversight Committees; and*
2. *Pursuant to 26 N.N.C. 1001 (A), the K'ai'Bii'Tó Chapter is vested with the authority to review all matters affecting the community and to make the appropriate corrections when necessary and to make recommendations to the Navajo Nation, State, Federal and other local agencies for appropriate actions; and,*
3. *The K'ai'Bii'Tó Chapter strives for the betterment of its people by providing and assisting them with opportunity for improvement in the areas of livelihood, health, safety, education.*
4. *The K'ai'Bii'Tó Chapter recognizes that multi-generational and multi- family that have returned to the Navajo Nation due to the COVID19 Pandemic, in dire need of a storage facility of the PPE, dry goods, necessities, etc., transporting of heavy equipment, and temporary employees; and*
5. *The K'ai'Bii'Tó Chapter has selected projects within the community to combat COVID19:*
 - a. *Warehouse*
 - b. *Housing*
 - c. *Meeting Room Renovation*
 - d. *Temporary Employment*
 - e. *Purchase of a Vehicle*
 - f. *Purchase of a Heavy-Duty Goose-Neck Trailer*
6. *The K'ai'Bii'Tó Chapter will budget for the project listed; and*
7. *The K'ai'Bii'Tó Chapter shall provide the Navajo Nation Fiscal Recovery Fund Documents used in this plan as Exhibit A:*
 - a. *Navajo Nation Fiscal Recovery Document Checklist*
 - b. *Appendix A- Request Form & Expenditure Plan*
 - c. *Appendix B- Navajo Nation Budget Forms*
 - d. *Approving Chapter Resolution*

NOW, THEREFORE, BE IT RESOLVED THAT:

The K'ai'Bii'To Chapter hereby Support, and Approves the request of the Delegate Regional Expenditure Plan to make necessary long-term improvements in the K'ai'Bii'To Community for Design and Construction, Hiring of Temporary Employment, and Purchase of a Vehicle and a Heavy-Duty Goose-Neck Trailer in the amount of \$1,760,468.,00

CERTIFICATION

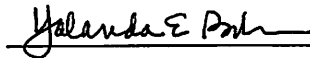
We, hereby certify that the foregoing resolution was duly considered by the K'ai'Bii'To Chapter at a duly called meeting at Kaibeto, Navajo Nation, Coconino County, Arizona, at which a quorum was present and that same was passed by a vote of 5 in favor, 2 opposed, and 1 abstained, this 16th day of October 2022

MOTION: Yolanda Ellis-Bileen

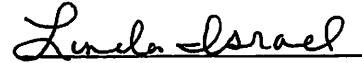
SECONDED: Linda Israel



Tom Franklin, Jr., President



Yolanda Ellis-Bileen, Vice-President



Linda Israel, Secretary/Treasurer