



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 #: HK0331-2

Date & Time Received: 12/23/22 10:49

Date & Time of Response: 10 January 2023; 8:44 pm

Entity Requesting FRF: Manuelito Chapter

Title of Project: Septic tank cleanouts

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$100,000.00

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: 5.5 Clean Water: Other

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: Note that we previously approved HK0331; this resubmission maintains a new FRF funding period.

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: Manuelito Chapter Date prepared: 11/25/22

Chapter's mailing address: HCR-57, POB 9069, Gallup, NM 87301 phone/email: 505-905-3073
website (if any): manuelito@navajochapters.org

This Form prepared by: _____ phone/email: 505-713-1510 (text preferred)
Percy B. Anderson, Manuelito Chapter Secretary/Treasurer panderson@navajochapters.org
CONTACT PERSON'S name and title *CONTACT PERSON'S info*

Title and type of Project: Septic sewage tank cleanouts

Chapter President: Milton Davidson phone & email: mdavidson@naataanii.org

Chapter Vice-President: Deborah Nelson phone & email: dnelson@naataanii.org

Chapter Secretary: Percy B. Anderson phone & email: panderson@navajochapters.org

Chapter Treasurer: _____ phone & email: _____

Chapter Manager or CSC: Vacant phone & email: _____

DCD/Chapter ASO: Guarena Adeky phone & email: gadeky@nndcd.org

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

Contractors for warehouse construction/addition, installation of refrigeration/freezers, and alternative renewable equipment. ☐ document attached

Amount of FRF requested: \$100,000 FRF funding period: January 2023 to December 2024
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:

Project: Septic sewage tank/container cleanouts for homes located within Manuelito Chapter community. COVID related needs that will be addressed will be for personal hygiene care when it comes to bathing and toiletry need for cleanliness. Vendor(s) will be contracted to perform the cleanouts of containers/tanks.

☐ document attached

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

How the project will benefit the community and its residents (Navajo people) will be assist in the cost for septic sewage cleanouts especially the homes that were impacted by COVID related viruses.

☐ 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:

Cleanouts by contracted vendor(s) will be completed by December 2024.

☐ document attached

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

The Manuelito Chapter administration will work with the contracted vendor(s) on the cleanouts of septic sewage containers.

☐ 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:

Operation and maintenance of septic sewage container are the homeowners responsibility once cleanouts are completed.

☐ 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:

5.3 will be the expenditure category, clean water - decentralized wastewater. For septic sewage container/tank cleanouts for homes.

☐ 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:

VACANT
signature of CSC

Approved by:


signature of Chapter ASO

Approved to submit
for Review:

signature of DCD Director

FY 2023

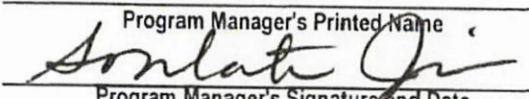
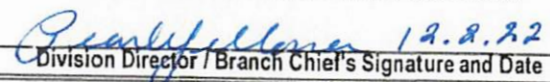
THE NAVAJO NATION PROGRAM BUDGET SUMMARY

 Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u> New </u>		Program Title: <u>Manuelito septic sewage container cleanouts</u>		Division/Branch: <u>Manuelito Chapter</u>	
Prepared By: <u>Percy B. Anderson</u>		Phone No.: <u>505-905-3073</u>		Email Address: <u>manuelito@navajochapters.org</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	1/23 - 12/24	100,000.00	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		0	100,000	
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	100,000.00	0

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: <u>Sonlatsa Jim-Martin</u> Program Manager's Printed Name  Program Manager's Signature and Date		APPROVED BY: <u>Pearl Yellowman</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 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: New

Program Name/Title:

Manuelito septic sewage container cleanouts

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:

Cleanout of septic sewage container/tank cleanouts for individual homes.

Program Performance Measure/Objective:

Identify vendor(s) to complete the cleanouts.

--	--	--	--	--	--	--	--

2. Goal Statement:

Monitoring and project management.

Program Performance Measure/Objective:

Chapter administration and contracted vendor(s).

--	--	--	--	--	--	--	--

3. Goal Statement:

Closeout of project.

Program Performance Measure/Objective:

Chapter administration.

--	--	--	--	--	--	--	--

4. Goal Statement:

Program Performance Measure/Objective:

--	--	--	--	--	--	--	--

5. Goal Statement:

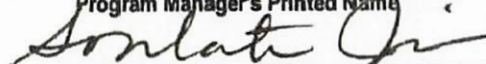
Program Performance Measure/Objective:

--	--	--	--	--	--	--	--

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Sonlatsa Jim-Martin

Program Manager's Printed Name



Program Manager's Signature and Date

Pearl Yellowman

Division Director/Branch Chief's Printed Name



Division Director/Branch Chief's Signature and Date

FY 2023THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATIONPage 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Manuelito septic sewage container cleanouts</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)
8000	Assistance		100,000.00
8550	Water / wastewater		
	Septic sewage container/tank cleanouts for Manuelito community residents. 200 homes @ \$500.00 each = \$100,000.00	100,000	
TOTAL		100,000.00	100,000.00

Page of PROJECT FORM

PART I. Business Unit No.: NEW Project Title: <u>Septic sewage container/tank cleanouts.</u> Project Description <u>To assist homes within Manuellito Chapter community for cleanout and disposal of septic sewage.</u> Check one box:															PART II. Project Information Project Type: <u>Septic sewage cleanouts</u> Planned Start Date: <u>January 2023</u> Planned End Date: <u>Dec. 2024</u> Project Manager: <u>Percy B. Anderson</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 December 2024							
	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			
Identify Vendors; Receive bids				X	X	X	X	X	X																								
Complete septic container cleanouts										X	X	X	X	X	X	X	X	X	X	X	X	X	X	X									
Close Out																									X	X	X						
PART V. Expected Quarterly Expenditures	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL								
													25,000.00			25,000.00			25,000.00			25,000.00			100,000.00								

Milton Davidson
President

Deborah Nelson
Vice-President

Percy B. Anderson
Secretary-Treasurer



MANUELITO (KIN HOZHONI) CHAPTER GOVERNMENT

HCR 57 BOX 9069 GALLUP, NEW MEXICO 87301
PHONE (505) 905-3073 • FAX (505) 905-0606
Email: manuelito@navajochapters.org

NN Speaker - Seth Damon
24th Navajo Nation Council

Vacant
Community Services Coordinator

Kathleen Arviso
Land Board Member

Resolution #MANU11-22-22-051

RESOLUTION OF THE MANUELITO NAVAJO CHAPTER

Supporting and approving the American Rescue Plan Act (ARPA) expenditure plan for the septic sewage tank cleaning project in the amount of \$100,000 for Manuelito Chapter community members.

WHEREAS:

1. N.N.C. Title 26 delegates Navajo Nation Chapters certain authority to review all matters affecting the community based on sound decision which are consistent with the Navajo Nation codes, laws, custom, and tradition; and
2. Pursuant to 26 N.N.C., Section 1 (B) Manuelito Navajo Chapter is vested with the authority on all matters affecting the community, make appropriate actions when necessary and make recommendations to the Navajo Nation government and other federal/state/local agencies; and
3. The Manuelito Navajo Chapter has determined that septic sewage tank cleaning and disposal of sewage is a necessary need for community members when it comes to proper personal hygiene, especially when it comes to COVID and any other viruses that may limit travel and attending self quarantine when ill; and
4. The Manuelito Navajo Chapter has determined that the number of homes living below or around the poverty threshold are immense in the community and financially struggling families need assistance to keep their septic sewage tanks properly cleaned; and
5. The Manuelito Navajo Chapter will contract out to a vendor or vendors to complete the septic sewage tank cleanouts project.

NOW THEREFORE BE IT RESOLVED:

Manuelito Chapter supports and approves the American Rescue Plan Act (ARPA) expenditure plan for its septic sewage tank cleanout project for homes in the amount of \$100,000 for Manuelito community members.

CERTIFICATION


WE HEREBY CERTIFY that the foregoing resolution was duly considered at a duly called meeting at Manuelito Chapter (Navajo Nation), New Mexico, at which a quorum was present and that the same was passed by a vote of **37** in favor, **0** opposed, and **13** abstaining on this **22nd day of November 2022**.

Motion by: Chester Nez

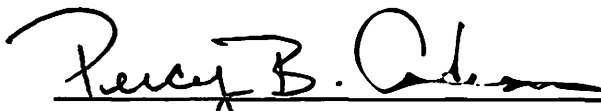
Second by: Justin Adakai



Milton Davidson, Chapter President



Deborah Nelson, Chapter Vice-President



Percy B. Anderson, Chapter Sec/Treasurer