



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 #: HK 0615

Date & Time Received: 07/07/23 at 09:53

Date & Time of Response: July 11, 2023 at 1600

Entity Requesting FRF: Chilchinbeto Chapter

Title of Project: Purchases of an 18' flatbed light trailer

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$20,000.00

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, 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: Lorenzo Curley

Signature of DOJ Reviewer: *Lorenzo Curley*

Disclaimers:

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 NNDOJ Initial Eligibility Determination is 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 GOVERNANCE-CERTIFIED CHAPTERS

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Chilchinbeto Chapter Date prepared: 4-11-2023

Chapter's mailing address: PO Box 1681 Kayenta, Arizona 86033 phone & email: 928-697-5680 website (if any): chilchinbeto@navajochapters.org

This Form prepared by: Eugene Badonie phone/email: 928-697-5681
Eugene Badonie, Chapter Manager ebadonie@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Purchases of an 18' flatbed light trailer

Chapter President: Paul Madosn phone & email: 928-640-0735 pmadson@naataanii.org

Chapter Vice-President: Thomas Bradley phone & email: 928-429-9672 tbradley@naataanii.org

Chapter Secretary: Virginia White phone & email: 928-349-2648 virgiechinle@yahoo.com

Chapter Treasurer: Virginia White phone & email: 928-349-2648 virgiechinle@yahoo.com

Chapter Manager or CSC: Eugene Badonie phone & email: 928-209-9518 ebadonie@nnchapters.org

DCD/Chapter ASO: Sarah Harrison phone & email: 928-882-1114 sharrison@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Trailer Sales Contractor - Unknown at this time.

document attached

Amount of FRF requested: \$20,000.00 FRF funding period: May 15, 2023 - Dec. 15, 2023
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:

During the covid pandemic, Chilchinbeto was the only community under lockdown, so we understand our needs better than anyone else. We will purchase a light 18" flatbed trailer to use for light-duty governmental services for hauling wood, coal, pellets, sanitizers, food, PPE, household trash, burnout debris, and building supplies. The absence of a flatbed trailer resulted in a repeated trips hauling supplies with a truck or bus during the Covid-19 pandemic. The chapter rents trailers from different people in the area for this task. This purchase will enable a more productive way to transport the needs to execute chapter government services.

document attached

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

The Navajo Nation and the Chilchinbeto community will make service delivery much easier and more rapid. During the emergency declaration, service delivery was not swift enough and people were constantly calling the chapter. To enhance quicker service, we have to acquire this light-duty flatbed trailer. Service delivery is very important in minimizing the effects of covid.

document attached

(c) 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:

The timeline is from May 15, 2023 to December 15, 2023. That's enough time to pick up and choose the right kind of trailer that is suitable and strengthen the chapter services. There is no challenging effect that the chapter anticipates.

1 document attached

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

The Chapter Manager will be responsible for implementing the project and purchasing the equipment.

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 Chilchinbeto Chapter will be responsible for the cost of operation and maintenance of the equipment.

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:

6.1 Provision of Government Services _ The trailer will be used mainly to provide direct governmental services to the people. For this reason, the trailer incrase the servics and make the job easier for delivery.

document attached

Part 3. Additional documents.

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

Chapter reslution is attached to the packet.

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. GJY-41-21, the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies:

Chapter's Preparer: Engene Davidson
signature of Preparer/CONTACT PERSON

Approved by: [Signature]
signature of Chapter President or Vice-President

Approved by: Engene Davidson
signature of Chapter Manager or CSC

Approved by: [Signature]
signature of DCD Director

Approved to submit for Review: [Signature]
signature of DCD Director

FY 23/24

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY



APPENDIX B

BUDGET FORM 1

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Chilchinbeto purchase 18' light-duty flatbed trailer</u>		Division/Branch: <u>Div.of Comm. Development</u>				
Prepared By: <u>Eugene Badonie</u>		No.: <u>928-697-5681</u>		Email Address: <u>ebadonie@nnchapters.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
ARPA - FRF	<u>9/1/23 - 12/31/23</u>	20,000.00	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		20,000	20,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	20,000.00	20,000
TOTAL:				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>James Adakai, Deputy Director</u>			APPROVED BY: <u>Calvin Castillo, Director</u>					
Program Manager's Printed Name			Division Director / Branch Chief's Printed Name					
<u>[Signature]</u>			<u>[Signature]</u>					
Program Manager's Signature and Date			Division Director / Branch Chief's Signature and Date					
						<u>4/14/2023</u>		

FY 23/24

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:												
Business Unit No.:		<u>New</u>		Program Name/Title:		<u>Chilchinbeto Purchase of 18' light-duty flatbed trailer</u>						
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:												
<u>Chilchinbeto Chapter Resolution # CCH-04-20-2023C: APPROVING TO USE THE ARPA-FRF FUNDS TO PURCHASE AN 18' FT. FLATBED TRAILER.</u>												
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>Chapter intends to use the trailer for all light-duty transports needs of goods.</u>									1		1	
Program Performance Measure/Objective: <u>Service delivery will be done swiftly and easier.</u>												
2. Goal Statement: <u>Chapter will save cost to rent the trailer.</u>									1		1	
Program Performance Measure/Objective: <u>Cost containment and rental damages will not be assumed anymore.</u>									1		1	
3. Goal Statement: <u>Most service delivery can be better handled with lighter-duty trailers.</u>									1		1	
Program Performance Measure/Objective: <u>The truck does not carry that much of a load so, the trailer will do more.</u>												
4. Goal Statement: <u></u>												
Program Performance Measure/Objective: <u></u>												
5. Goal Statement: <u></u>												
Program Performance Measure/Objective: <u></u>												
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.												
<u>James Adakai, Deputy Director</u> Program Manager's Printed Name				<u>Calvin Castillo, Director</u> Division Director/Branch Chief's Printed Name								
 <u>4-14-23</u> Program Manager's Signature and Date				 <u>4/14/2023</u> Division Director/Branch Chief's Signature and Date								

FY 23/24

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:				
Program Name/Title: <u>Chilchinbeto Chapter Purchase of 18' light-duty Flatbed Trailer</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)	
7	6290 Purchase of an 18' light -duty flatbed trailer	20,000	20,000	
TOTAL		20,000	20,000	

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>Chilchinbeto Chapter Purchase of 18' ft. Light-duty flatbed trailer</u> Project Description: <u>The chapter will be purchasing a light-duty 18' ft. flatbed trailer</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>Purchase of 18' flatbed trailer</u> Planned Start Date: <u>15-May-23</u> Planned End Date: 15-Nov-23 <u>12/15/23</u> Project Manager: <u>Eugene Badonie</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. Date: <u>11-30-23</u>																														
												23						24																																				
												1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date: <u>11-30-23</u>																		
												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													
Bid and receive quotes Bid selection & DOJ equipment Purchase the equipment Project closeout																			x	x																																		
																			x	x	x																																	
																				x	x	x	x	x	x																													
																									x																													
PART V.												\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$											
Expected Quarterly Expenditures																																											PROJECT TOTAL						\$20,000.00					



Chilchinbeto chapter

"Home of the World's Largest Navajo Rug"

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Paul Madson- PRESIDENT · Thomas Bradley-VICE PRESIDENT · Virginia White-SEC/TREA
Delbert Big- GRAZING OFFICIAL · Shaandiin Parrish-COUNCIL DELEGATE

Eugene Badonie- MANAGER Rose Gillis- ADMIN ASSIST. Janita Redmustache- OFFICE ASSISTANT



RESOLUTION OF THE CHILCHINBETO CHAPTER OF THE NAVAJO NATION

APPROVING TO USE THE ARPA-FSF FUNDS TO PURCHASE A 18 FT. FLATBED TRAILER.

Resolution # CCH-04-01-2023C

WHEREAS:

1. Pursuant to Title 26 N.N.C., Chilchinbeto Chapter is a Certified Chapter of the Navajo Nation and is delegated the authority and responsibility to promote projects which benefits the local community; and
2. Pursuant to 2 N.N.C., Section 4028 (a), the Chilchinbeto Chapter is vested with the authority to review all matters affecting the community and make appropriate recommendations to the Navajo Nation, Federal, State, and local agencies for appropriate actions; and
3. Chilchinbeto Chapter has an allocation of \$2.9 million dollars to provide chapter government services, and make capital purchases, or use them as part of the recovery program according to their guidelines; and
4. The Chilchinbeto Chapter needs an 18 feet light trailer to haul necessities, or community trash to provide government services throughout the entire chapter community. The trailer is necessary to transport wood, deliver food, sanitizers, gloves and masks, wood, or water.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Chilchinbeto Chapter hereby approves forwarding a request to the American Rescue Plan Act-Fiscal Recovery Fund Committee and the Community Development Project Management; to purchase an 18 feet light-duty flatbed trailer for up to \$20,000.00.
2. Chilchinbeto Chapter affirms that the Chapter will only use awarded funds in compliance with the ARPA, the ARPA Regulations, and all other applicable Navajo Nation and Federal laws and regulations.

CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly called Special Meeting at Chilchinbeto Chapter, Navajo Nation, at which time a quorum was present and that the same was passed by a vote of 16 in favor, 00 opposed, and 02 abstained, this 01st day of April, 2023.

Motioned By: Eugene Badonie

Seconded By: Peter Hewey

Paul Madson
Mr. Paul Madson, President

Thomas Bradley
Mr. Thomas Bradley, Vice President

Virginia White
Ms. Virginia White, Secretary/ Treasurer