



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:

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.

**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: Iyanbito Chapter Date prepared: _____

Chapter's P.O. Box 498 phone/email: 505-905-5650
mailing address: Fort Wingate, NM 87316 website (if any): iyانبito.navajochapters.org

This Form prepared by: Delray Tom phone/email: 505-905-5650
Community Service Coordinator dtom@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: HOME REPAIRS AND UPGRADES

Chapter President: Seneca Becenti phone & email: 505-870-7818

Chapter Vice-President: VACANT phone & email: N/A

Chapter Secretary: Stephen Silversmith phone & email: ssilversmith@navajochapters.org

Chapter Treasurer: Stephen Silversmith phone & email: 505-870-8920

Chapter Manager or CSC: Delray Tom phone & email: 505-905-5650 dtom@nnchapters.org

DCD/Chapter ASO: Guarena Adeky phone & email: 505-488-8476 gadeky@nndcd.org

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

☐ document attached

Amount of FRF requested: 1,257,056.67 FRF funding period: 4/1/2023 - 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:

These funds will be used to repair and/or replace deteriorating housing conditions (e.g. new roofing; new water heaters; replace wood/pellet stoves, windows, and doors; repair flooring, etc.); that have left many homeowners and tenants exposed to health and safety risks in the Iyanbito tribal community located in the northwest New Mexico portion of the Navajo Nation. The continuing economic impacts due to the COVID-19 pandemic have homeowners unable to invest in home repairs to improve and safeguard their health, well-being and safety.

☐ document attached

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

This Project will benefit the Navajo People of the Iyanbito community by addressing the rehabilitation of residential homes that return positive value to the community and improves the health and safety of household members while investing in the longevity and health of each home. Home rehabilitation projects that focus on and generates community recovery and rebuilding while addressing the immediate and long-term negative impacts of the COVID-19 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:
Projects will be completed by December 2024 if funds are disbursed in January 2022. We are tiering the projects into small, manageable portions to ensure completion within the two year time frame. Progress and challenges will be reported to the Division of Community Development and Iyanbito Chapter Community in a timely manner.

☐ document attached

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

The Iyanbito Chapter Community Service Coordinator (CSC) will take project lead and work closely and in coordination with all contractors/vendors, including the Division of Community Development, to ensure expedient implementation and successful completion of all projects within the given time frame.

☐ 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 individual homeowners will be responsible for the maintenance of the home once the rehabilitation is completed. The homeowner will sign a waiver at the completion of the project ensuring the Iyanbito Chapter will not be responsible for any maintenance costs associated with the rehabilitation.

☐ 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:

3.12- Housing Support: Other Housing Assistance

Iyanbito Chapter will be assisting with housing support that addresses the deteriorating home conditions that have left many in this vulnerable population exposed to health and safety risks. The continued economic impacts of the pandemic in rural tribal communities have left these homeowners unable to invest in repairs and upgrades to their home and this assistance will provide the opportunity to improve the health and safety of household members, while supporting and serving the longevity and health of each home.

☐ document attached

Part 3. Additional documents.

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

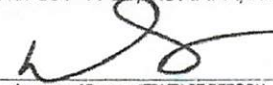
Chapter Resolution

☐ 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

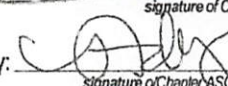
Approved by:


signature of Chapter President (or Vice-President)


Approved by:


signature of CSC

Approved by:


signature of Chapter ASC

Approved to submit
for Review:


signature of DCD Director

FY2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>K(new)</u>		Program Title: <u>Iyanbito Chapter</u> Home Repairs and Upgrade		Division/Branch: <u>Division of Community Development</u>	
Prepared By: <u>Delray Tom</u>		Phone No.: <u>505-905-5650</u>		Email Address: <u>dtom@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 FUNDS	4/1/23 - 9/30/24	1,257,056.67	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				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay	6	0	1,257,056.67	1,257,056.67
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	1,257,056.67	1,257,056.67

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>		APPROVED BY: <u>Pearl Yellowmen</u>	
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name	
<u>Sonlatsa Jim</u>		<u>Pearl Yellowmen</u>	
Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date	
		<u>12.2.22</u>	

FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.:

K (new)

Program Name/Title:

Iyanbito Chapter

Home Repairs and Upgrade

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:

To provide a safe living condition for Iyanbito Chapter Community and a place to quarantine

Program Performance Measure/Objective:

Assit 126 Iyanbito Chapter Community members with minor home repairs

23		38		42		12	
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2. Goal Statement:

To provide a safe living condition for Iyanbito Chapter Community and a place to quarantine

Program Performance Measure/Objective:

Assit 126 Iyanbito Chapter Community members with minor home repairs

15		15		12		15	
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3. Goal Statement:

To provide a safe living condition for Iyanbito Chapter Community and a place to quarantine

Program Performance Measure/Objective:

Assit 126 Iyanbito Chapter Community members with minor home repairs

15							
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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-Marin

Program Manager's Printed Name

Sonlatsa Jim

Program Manager's Signature and Date

Pearl Yellowen

Division Director/Branch Chief's Printed Name

Pearl Yellowen 12.2.22

Division Director/Branch Chief's Signature and Date

FY 2023

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

PART I. PROGRAM INFORMATION: <i>Fy 2023: Chapter</i>			
Program Name/Title: <u>Home Repairs and Upgrade</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)
9050	Building Materials to construct minor home repairs.	1,257,056.67	1,257,056.67
TOTAL		1,257,056.67	1,257,056.67

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

**Page 1 of 1
PROJECT FORM**

PART I. Business Unit No.: <u>K (New)</u> Project Title: <u>Iyanbito Chapter - Home Repair and Upgrade</u> Project Description: <u>To assist ICH Communit members to repair and upgrade existing home, to help and metigate COVID-19 for members to have a safe living environment and a place to quarantine to recover from 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>Upgrade ICH & Senior Center</u> Planned Start Date: <u>4/1/23</u> Planned End Date: <u>9/30/26</u> Project Manager: <u>Chapter Staff</u>																																																																																																																																																																																																																																																			
PART III. Plan & Construct replace existing minor home repair		PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc. <table border="1" style="width:100%; border-collapse: collapse; text-align: center;"> <tr> <th colspan="12">FY 2023</th> <th colspan="12">FY 2026</th> <th colspan="4" rowspan="2">Expected Completion Date if project exceeds 8 FY Qtrs. Date 9/30/2026</th> </tr> <tr> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> <th colspan="3">1st Qtr.</th> <th colspan="3">2nd Qtr.</th> <th colspan="3">3rd Qtr.</th> <th colspan="3">4th Qtr.</th> </tr> <tr> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> <th>A</th><th>M</th><th>J</th> <th>Jul</th><th>A</th><th>S</th> <th>O</th><th>N</th><th>D</th> <th>J</th><th>F</th><th>M</th> <th>A</th><th>M</th><th>J</th> <th>Jul</th><th>A</th><th>S</th> <th>O</th><th>N</th><th>D</th><th>J</th><th>F</th><th>M</th> </tr> <tr> <td></td><td></td><td></td> <td>X</td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> <tr> <td>Assess</td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> <tr> <td>Prioritize</td><td></td><td></td> <td></td><td>X</td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> <tr> <td>Install</td><td></td><td></td> <td></td><td></td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td>X</td><td>X</td><td>X</td> <td></td><td></td><td></td> <td></td><td></td><td></td> </tr> <tr> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> <td colspan="2"></td> </tr> </table>																												FY 2023												FY 2026												Expected Completion Date if project exceeds 8 FY Qtrs. Date 9/30/2026				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	J	F	M				X																											Assess																														Prioritize				X																										Install					X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X																																				
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RESOLUTION
OF THE
IYANBITO CHAPTER
THE NAVAJO NATION

No. ICH67 11/22-011

APPROVING THE REQUEST TO UTILIZE THE DELEGATE EDMUND YAZZIE REGIONAL EXPENDITURE PLAN FUNDS TO IMPLEMENT THE IYANBITO CHAPTER'S HOME REPAIRS AND UPGRADE PROJECT IN THE AMOUNT OF \$1,257,057.00 MILLION.

WHEREAS:

1. Pursuant to Navajo Tribal Council Resolution W-30-55, and reaffirmed by Resolution CMY-23-79, the Council certifies and authorizes the Iyanbito Chapter as a Navajo Chapter; and
2. Pursuant to 26 N.N.C., Section 1, (B)(1)(2) and Section 103, the Iyanbito Chapter is recognized as a local government entity and delegated certain authorities and responsibilities with respect to local matters consistent with Navajo Nation laws; and
3. The Iyanbito Chapter, as part of Honorable Edmund Yazzie's Region, was allocated funds from the American Rescue Plan Act (ARPA) Delegate Regional Expenditure Plan to provide services to the community of Iyanbito Chapter; and
4. The Iyanbito Chapter is submitting a funding proposal in the amount of \$1,257,056.67 million to plan, design, construct, and implement the Iyanbito Chapter's Home Repairs and Upgrade Project for community members in accordance with Exhibit A; and
5. The Iyanbito Chapter will work with all stakeholders to plan, design, construct, and implement the Iyanbito Chapter's Home Repairs and Upgrade Project for the benefit of community members; and
6. The Iyanbito Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds (FRF) and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Iyanbito Chapter hereby approves the request to utilize the Delegate Edmund Yazzie regional expenditure plan funds to implement the Iyanbito Chapter's home repairs and upgrade project in the amount of \$1,257,056.67 million.
2. The Iyanbito Chapter shall work with all stakeholders to plan, design, construct, and implement the Iyanbito Chapter's Home Repairs and Upgrade Project for the benefit of community members.

CERTIFICATION

We hereby certify the foregoing resolution was duly considered by the Iyanbito Chapter at a duly called Regular Chapter meeting at Iyanbito, Navajo Nation, New Mexico, at which a quorum was present and that the same was passed by a vote of 37 in favor, 00 opposed, and 03 abstained, this 27th day of November 2022.

Motion by: Eugene Marshall
Second by: Eunice Skeet

Seneca Becenti, President
Stephen J. Silversmith, Secretary/Treasurer