



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 #: HK0365

Date & Time Received: 12/20/22 17:03

Date & Time of Response: 11 January 2023; 8:46 am

Entity Requesting FRF: Tsidi To'ii (Birdsprings) Chapter

Title of Project: Dome Repair and Modification

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$291,961.00

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: 1.4 Prevention in Congregate

Settings (Nursing Homes, Prisons/Jails, Dense Work Sites, Schools, etc.)

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 | |

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 GOVERNANCE-CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Tsidi To'ii (Birdsprings) Chapter Date prepared: 9/23/22

Chapter's HC-61, Box K phone & email: 928-686-3233
mailing address: Winslow, AZ. 86047 website (if any): birdsprings@navajochapters.org

This Form prepared by: Dolly Wagoner phone/email: 928-686-3233
Chapter Manager dwagoner@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Dome Repair and Modification

Chapter President: Vernice R. Wagner phone & email: 928.266.7618/wagnervernice68@gmail.com

Chapter Vice-President: Geneva Sangster phone & email: 928.587.4732/geneva.sang58@gmail.com

Chapter Secretary: Mitzi Begay phone & email: 602.339.8867/mitzi.begay@nnchapters.org

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

Chapter Manager or CSC: Dolly Wagoner phone & email: 928.686.3233/dwagoner@nncdc.org

DCD/Chapter ASO: Eunice Begay phone & email: 928.654.3433/ebegay@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Dome Tech., Certified, licensed & bonded
contractors to do restroom renovations & kitchen appliances installations. ☐ document attached

Amount of FRF requested: \$291,961.00 FRF funding period: Jan. 03, 2023 to Dec. 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:

Dome Repair - Modifications to existing closets, installing showers for personal hygiene, proper and consistent good personal hygiene to mitigate transmission of viruses. Purchase of kitchen appliances to be utilized for cooking meals. Modification and installation of kitchen appliances will be utilized for emergency sheltered victims. Work will be done at Tsidi To'ii Chapter Dome. Repair to the dome exterior cover will add to the life of the dome, and utilized for years to come.

☐ document attached

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

Project will benefit the community of Birdsprings by providing showers, and or hot meals when dome is utilized as a shelter. Repair of the chapter dome exterior cover will add to the life of the dome, and community members a place to get information pertaining to state of emergencies; Covid 19 or any other viruses.

☐ 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:

APPENDIX A

See attached timeline document. Only challenge that our chapter foresees as with any other funds is that funding source and or providers will be delay appropriation of funds. Not allowing certified chapters to do their own procurement and payment processes as it relates to price quotes, requisitions contracts, and purchases for projects.

☐ document attached

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

Tsidi Toii (Birdsprings) Administration; Dolly Wagoner, Chapter Manager & Jeannie James, Administrative Assist. Oversight: Vernice Wagner, Chapter President and Mitzi Begay, Sec/Treas.

☐ 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:

Tsidi Toii (Birdsprings) Chapter will assume responsibility of all operation and maintenance cost of the warehouse once it is 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:

1. Public Health: 1.7 Capital Investments or Physical Plant Changes to Public Facility that response to the Covid-19 public health emergency. Purchases of kitchen appliances will allow the storing and preparing of food. Modification of closet areas into showers will address personal hygiene, which was a short fall in mitigating the spread of Covid 19 virus. The chapter dome building utilized as a shelter during emergencies needs to be structurally sound as the chapter is a community outreach center.

☐ document attached

Part 3. Additional documents.

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


See attached time line, comprehensive, and approve 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 Chapter CONTACT PERSON

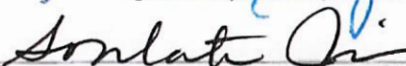
Approved by:


signature of Chapter President (or Vice President)

Approved by:


signature of Chapter Manager or CSC

Approved by:


signature of DCD Chapter ASO

12/20/2022

Approved to submit
for Review:


signature of DCD Director

FY 2023

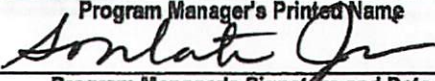

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page of
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>				Program Title: <u>Tsidi To'li (Birdsprings) Chapter</u>		Division/Branch: <u>Div. Comm. Development</u>		
Prepared By: <u>Dolly Wagoner, CM</u>				Phone No.: <u>928.686.3233</u>		Email Address: <u>birdsprings@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
ARPA Dome Repair & Modification	01/03/23-12/30/26	291,961.00	100%					
			0%	2001 Personnel Expenses				
			0%	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	<u>16</u>	291,961	291,961	0
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$291,961.00	291,961.00	0

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		9
Total # of Vehicles Budgeted:		0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u>Sonlatsa Jim-Martin, Department Manager II</u>		APPROVED BY: <u>Dr. Pearl Yellowman, Division Director</u>	
<small>Program Manager's Printed Name</small>		<small>Division Director / Branch Chief's Printed Name</small>	
			
<small>Program Manager's Signature and Date</small>		<small>Division Director / Branch Chief's Signature and Date</small>	
<u>11-23-22</u>		<u>11.28.22</u>	

FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page ____ of ____
BUDGET FORM 2

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

Program Name/Title:

Tsidi To'ii (Birdsprings) Chapter**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:Repair dome from roof to renovation of bathrooms to showers.**Program Performance Measure/Objective:**Conduct an assessment on identifying repairs on the dome.

2		2		2		2	
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2. Goal Statement:Contact vendors for quotations of roofing, materials for renovation.**Program Performance Measure/Objective:**Get quote and start purchasing items or materials for renovations.

4		1		1			
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3. Goal Statement:Improve exterior chapter and install/upgrade equipment and shower additions.**Program Performance Measure/Objective:**Complete Exterior chapter cover, purchase& install equipment & renovate bathrooms to showers

1		1		1			
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4. Goal Statement:Hire temporary labors to complete & assist with the renovation of dome.**Program Performance Measure/Objective:**Provided employment-4 community member labors to assist in completing projects

4							
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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-Martin, Department Manager II

Program Manager's Printed Name

Sonlatsa Jim 11-23-22

Program Manager's Signature and Date

Dr. Pearl Yellowman, Division Directorrrr

Division Director/Branch Chief's Printed Name

Pearl Yellowman 11-28-22

Division Director/Branch Chief's Signature and Date

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page of
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Tsidi To'li (Birdsprings) Chapter</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)
	DOMe REPAIR AND MODIFICATION PROJECT		291,961
6303	Operating Supplies Purchase of kitchen equipment: Range, Hood, Refrigerator/Freezer, Tables and Shelves. = Purchase of Building Materials for renovation of Showers: Lumber, paint, flooring, fixtures, doors, etc. = \$75,000.00	\$ 57,080.00	132,080
6603	Professional Services Rendering the services of Dome Technologies for repair of the Chapter Dome Cover. \$150,000.00 TOTAL: \$150,000.00	150,000	
6101	Temporary Employment Expense 4 Temporary Public Employment Project Employees: 1 x 160 hours = \$2,240.00 x 4 = \$8,960.00		9,881
6103	FICA: \$555.52		
6104	Medicare: \$129.92		
6106	SUTA: \$183.97		
6108	Workmens Comp: \$71.68 TOTAL: \$9,881.09		
TOTAL		291,961	291,961

FY 2023

THE NAVAJO NATION
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

Page ____ of ____
BUDGET FORM 3

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2022 ACTUAL		FY 2023 PROPOSED	
						G/S	SALARY	HOURS	BUDGET
1001	NEW	Labor		VACANT	Birdsprings			160	2,240.00
1002	NEW	Labor		VACANT	Birdsprings			160	2,240.00
1003	NEW	Labor		VACANT	Birdsprings			160	2,240.00
1004	NEW	Labor		VACANT	Birdsprings			160	2,240.00

TSIDI TO'II CHAPTER - ARPA PROJECT TIMELINE

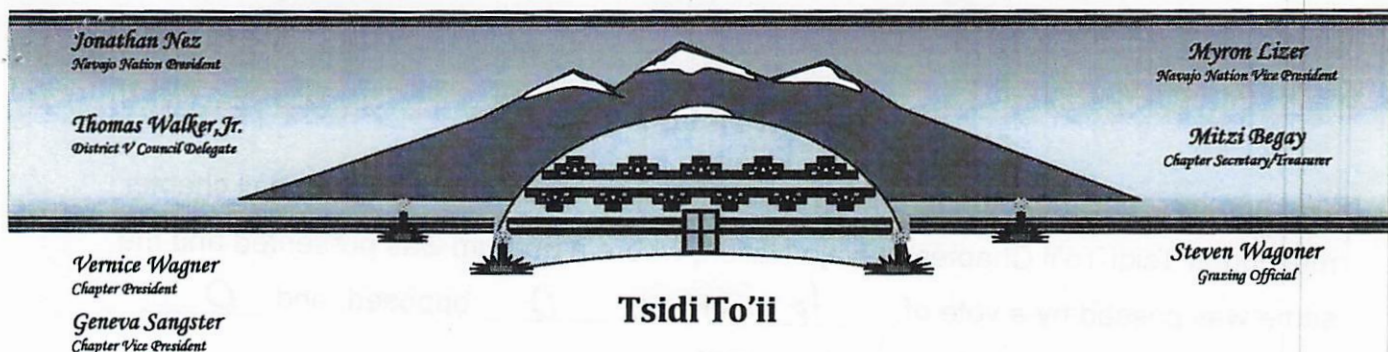
Project Name: Chapter Dome Exterior Structural Repair/Interior Modification

Cost of Project: \$286,501.00

291.961-

286,501.00

[illegible]



RESOLUTION OF TSIDI TO'II CHAPTER WESTERN NAVAJO AGENCY

Resolution No: TT-008-2022

APPROVING AND ADOPTING THE ARPA CHAPTER ALLOCATION
OF \$1,760,468.00 TO MITIGATE COVID – 19 HEALTH CONCERNS
OF THE TSIDI TO'II CHAPTER COMMUNITY.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A), the Tsidi To'ii (Birdsprings) Chapter is a duly recognized chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10, and
2. The Tsidi To'ii (Birdsprings) Chapter is a certified chapter government of the Navajo Nation in accordance with the Navajo Nation Local Governance Act, 26 N.N.C., Section 1 (B); thereby, vested with the authority to protect and promote the general health, safety, and welfare of the Chapter membership; and
3. As a Certified Chapter, Title 26, Chapter 1, Subchapter 1, Section 1 B.2, was established for Purposes of chapters, such as Tsidi To'ii Chapter to make decisions over local matters. This authority, improves community decision making, allows communities to excel and flourish, and enables local leadership to implement the goals and objectives of the community; and
4. The Tsidi To'ii (Birdsprings) Chapter has as prioritized and outlined ARPA Chapter Projects in which the ARPA Chapter Allocation will be used to assist the community of Tsidi To'ii (Birdsprings) Chapter; and
5. Tsidi To'ii (Birdsprings) Chapter approves and adopts the ARPA Chapter Allocation of \$1,760,468.00 for the ARPA Chapter Projects to mitigate COVID 19 health and safety issues and concerns of the Tsidi To'ii Chapter Community

CERTIFICATION

We, hereby, certify that the foregoing resolution was considered at a dully call chapter meeting at Tsidi To'ii Chapter, Navajo Nation, where a quorum was presented and the same was passed by a vote of 6 in favor, 0 opposed, and 0 abstained, this 20th day of September, 2022.

Motion by: Mitzi Begay

Second by: Jeannie James

Vernice Wagner
Vernice Wagner, Chapter President

Mitzi Begay
Mitzi Begay, Chapter Secretary/Treasurer

Geneva Sangster
Geneva Sangster, Vice-President

Steven Wagoner
Steven Wagoner, Grazing Officer

Thomas Walker Jr.
Thomas Walker Jr., Council Delegate