



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 #: HK0367

Date & Time Received: 12/22/22 10:13

Date & Time of Response: 10 January 2023; 8:12 pm

Entity Requesting FRF: Tolani Lake Chapter

Title of Project: Tolani Lake Chapter House Wiring Project

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$70,000

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: 2.18 (Housing Support: Other Housing Assistance)

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- 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

Other Comments: _____

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: Tolani Lake Chapter Date prepared: 12/1/2022

Chapter's mailing address: HC 61 Box 3001 Winslow, AZ 86047 phone/email: 928-686-3285/tolanilake@navajochapters.org website (if any): _____

This Form prepared by: Tom Yazzie phone/email: 928-686-3285/tomyazzie@nnchapters.org
Tom Yazzie, Community Service Coordinator 928-686-3285/tomyazzie@nnchapters.org
CONTACT PERSON'S name and title *CONTACT PERSON'S info*

Title and type of Project: Tolani Lake Chapter House Wiring Project

Chapter President: Leland Dayzie phone & email: 928-978-4503/lkdayzie@naataanii.org
Chapter Vice-President: Anna Begay phone & email: 928-853-6945/sinagua93.ab@gmail.com
Chapter Secretary: Rena Edwards phone & email: 928-401-9446/nakaidine@gmail.com
Chapter Treasurer: Rena Edwards phone & email: 928-401-9446/nakaidine@gmail.com
Chapter Manager or CSC: Tom Yazzie phone & email: 928-686-3285/tomyazzie@nnchapters.org
DCD/Chapter ASO: Milford Maloney phone & email: 928-283-3342/mmaloney@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Tolani Lake Chapter employees. document attached

Amount of FRF requested: 70,000 FRF funding period: 01/01/2023-09/30/2026
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:

Tolani Lake Chapter House Wiring Project includes electrical house wiring to community members homes that resides on Former Bennett Freeze Area (FBFA). The funds will be use to procure electrical contract and supplies in order to construct housing wiring for community members. The House Wiring Project will be assigned to FABA residents is accordance the Needs Assessment within the chapter boundaries. The seven (7) Qualified individual home for House Wiring Project will collaborate the project with NTUA electrical connections.

document attached

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

The beneficiaries of the House Wiring Project would Tolani Lake Chapter FBFA residents that don't have electrical hookup.

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:

Obtain three (3) contractual bids from local Electrical Contractor in early spring 2023, construction project start after contractor is selected and supplies are available. Completion of the project date Sept 2024.

document attached

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

Tolani Lake Chapter CSC / Project Manager / NTUA will be responsible for overseeing the project progression and completion.

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 Tolani Lake Chapter and home ownership will be responsible for the upkeep electrical wiring and other related maintenance cost.

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:

2.18 Housing Support Connecting Home to Electricity

Tolani Lake Chapter is requesting to utilize Fiscal Recovery Funds for this project. The project managed in collaboration of NTUA to provide inspection & approval for all electrical connections. The electrical contractors will install all necessary wiring, conduits and outlets needed for installation. NTUA will provide assistance for selection qualified homes that are assessable for electrical powerline connections. The intent is to provide electrical power source to these homes.

document attached

Part 3. Additional documents.

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

- Tolani Lake Chapter Resolution # TLS-12-1C-2022
- Appendix A - Request Form & Expenditure Plan
- Appendix B - Budget Forms (1,2,4)
- Appendix J - Project Budget Scheule

Chapter Resolution attached

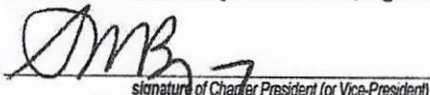
Part 4. Affirmation by Funding Recipient.

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:

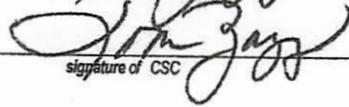
Chapter's Preparer:


signature of Preparer CONTACT PERSON

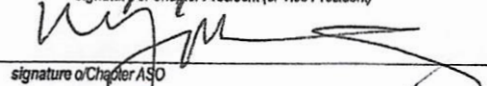
Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature of CSC

Approved by:


signature of Chapter ASO

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.: New Program Title: Tolani Lalce House Wiring Project Division/Branch: DCD/Executive Branch
 Prepared By: Tom Yazzie Phone No.: 928-686-3285 Email Address: tomyazzie@nnchapters.org

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A)	(B)	(C)
						NNC Approved Original Budget	Proposed Budget	Difference or Total
NN Fiscal Recovery Funds	FY23-FY25 <u>11/23 - 9/30/26</u>	70,000.00	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	70,000	70,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	70,000.00	70,000
TOTAL:				\$70,000.00	100%			
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: Tom Yazzie APPROVED BY: Pearl Yellon
 Community Service Coordinator's Printed Name Division Director / Branch Chief's Printed Name
Tom Yazzie 12/2/22 *Pearl Yellon* 12.2.22
 Community Service Coordinator'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: Tolani Lake

House Wiring Project

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 Complete House Wiring Project

Program Performance Measure/Objective:

Provide house wiring for seven (7) FBFA residents

		2		3		2	
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2. Goal Statement:

Project Management, Meetings, and Closeout Project

Program Performance Measure/Objective:

5		5		5		5	
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3. Goal Statement:

Program Performance Measure/Objective:

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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.

Tom Yazzie

Community Service Coordinator's Printed Name

Tom Yazzie 10/2/22
Community Service Coordinator's Signature and Date

Pearlyellona
Division Director/Branch Chief's Printed Name

Pearlyellona 12.2.22
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>Tolani Lake</u> House Wiring Project		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	-8600 Constructual Service Electrical House Wiring for FBFA residents withn Tolani Lake Chapter boundaries. Electrical House Wiring 6960 - Subcontracted Service: Tolani Lake Chapter FBFA residential house wiring contract to complete seven (7) homes.	70,000	70,000
TOTAL		-	70,000

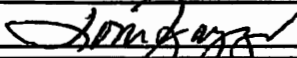
**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>Tolani Lake Chapter - House Wiring for FABAs residents</u> Project Description: <u>Tolani Lake Chapter - Complete seven (7) homes with house wiring within the FBFA in preparation for NTUA powerline connection.</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>House Wiring</u> Planned Start Date: <u>11/1/2023</u> Planned End Date: <u>9/30/2024</u> Project Manager: <u>Tom Yazzie, CSC</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:																		
	FY 2023												FY 2024																				
	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			
Identify Clients for service Send out RFP's Award the Project (Contract) Project Commencement Project in Progress Closeout Contracts					x			x	x																								
									x																								
									x	x	x	x	x	x	x	x	x	x	x	x	x	x											
									x	x	x	x											x										
PART V.	\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL											
Expected Quarterly Expenditures													70,000.00									\$70,000.00											

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

FY 2023

**THE NAVAJO NATION
EXTERNAL CONTRACT AND GRANT FUNDING INFORMATION**

PART I. PROGRAM INFORMATION:		Funding Period: <u>FY23-FY25</u>	
Program Name/Title: <u>House Wiring Project</u>		K #: _____	
Contract/Grant No.: _____		Prepared by: <u>Tom Yazzie</u>	
PART II. PURPOSE OF FUNDING AND MATCH FUNDS REQUIREMENT			
PART III. BUDGET INFORMATION:			
(A)	(B)	(C)	(D)
Major Object Code and Description	Current Award Fiscal Year __	Anticipated Funding Fiscal Year __	Difference Columns (C) - (B)
2001 Personnel Expenses			
3000 Travel Expenses			
3500 Meeting Expenses			
4000 Supplies			
5000 Lease and Rental			
5500 Communication and Utilities			
6000 Repairs and Maintenance			
6500 Contractual Services	-	70,000	70,000.00
7000 Special Transaction			
8000 Assistance			
9000 Capital Outlay			
9510 Matching - Cash			
9610 Matching - In - Kind			
9710 Indirect Cost (Overhead) Allocation			
TOTALS:	-	70,000	70,000.00
PART IV.	MATCH FUNDS - No. of Positions:		-
	MATCH FUNDS - Required GF Cash Match:		-
CONCURRED BY:	Required GF In-Kind Match:		-
_____ Contracting Officer's Signature / Date:	Required GF % Match:		-
PART V. ACKNOWLEDGEMENT:			
Submitted by (print): <u>Tom Yazzie</u>		Approved by (print): _____	
Signature/Date: 		Signature/Date: _____	



Resolution of the

**TOLANI LAKE CHAPTER
WESTERN NAVAJO AGENCY**

Resolution: TLS-12-1C-2022

APPROVING THE PROCUREMENT OF A HOUSE ELECTRICAL WIRING PROJECT FOR SEVEN (7) FORMER BENNETT FREEZE AREA (FBFA) RESIDENTS UNDER THE NAVAJO NATION FISCAL RECOVERY FUND EXPENDITURE PLAN

WHEREAS:

1. Pursuant to 26 NNC, Section 3(A), the Tolani Lake Chapter is a duly recognized chapter of the Navajo Nation Government, as listed at 11 NNC, Part 1, Section 10; and
2. Pursuant to 26 NNC, Section 1(B), the Tolani Lake Chapter is vested with the authority to review all matters affecting the community to make recommendations to the Navajo Nation and other local agencies for appropriations; and
3. Pursuant to CAP -34-98, the Navajo Nation Council adopted the Navajo Nation Local Governance Act (GA); and
4. The Tolani Lake Chapter officials demonstrate their ongoing dedication to support the Division of Community Development office assisting with ARPA projects and performs a variety of administrative functions including, drafting of budget guidelines and justifications, monitoring expenditures and approvals, problem solving, monitoring, evaluates progress, preparing reports, correspondence, and presentations; and
5. Pursuant to Resolution CJN-29-22, The Navajo Nation Council allocated \$1,760,468 for five (5) chapters within the district 5 and District 3 in response to the impact of the COVID-19 pandemic; and
6. The Tolani Lake Chapter has identified (7) eligible families in the Former Bennett Freeze area (FBFA) who are qualified for electric house wiring who has waited years to receive electric power; and
7. The electrical house wiring project will be purchased according to the Navajo Nation procurement policies and procedures will be followed, vendor/contractor selection and project management will be implemented to the project is completed; and

NOW THEREFORE BE IT RESOLVED:

1. The Tolani Lake Chapter hereby approves the procurement of a house electrical wiring project for seven (7) former Bennett freeze area (FBFA) residents under the Navajo Nation fiscal recovery fund expenditures plan.

Leland K. Dayzie
President

Anna M. Begay
Vice-President

HC 61 Box 3001
Winslow, Arizona 86047
Phone: (928) 686-3285
Fax: (928) 686-3287

Rena Edwards
Secretary Treasurer

Thomas Walker, Jr.
Council Delegate

Leslie Williams
Grazing Official

CERTIFICATION

We hereby certify that the preceding Resolution was considered in a regularly scheduled Chapter Meeting of the Tolani Lake Chapter, and moved for approval in a duly called meeting at the Tolani Lake Chapter, Navajo Nation, Arizona, at which a quorum was present and that the same was passed by a vote of 7, in favor, 0 opposed, and 2 abstained on this the 2nd day of December 2022.

MOTIONED BY: Roger Manygoats

SECONDED BY: Myrna Hausa

MINUTES BY: Rena Edwards – Chapter Secretary/Treasurer

Leland Dayzie

Leland K. Dayzie, President

Anna M. Begay

Anna M. Begay, Vice-President

Rena M. Edwards

Rena M. Edwards, Secretary/Treasurer

Leland K. Dayzie
President

Anna M. Begay
Vice-President

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