

Cornfields Chapter Hazard/Premium Pay



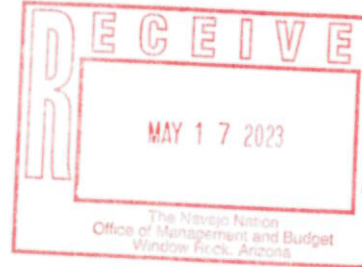


NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

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 0230-2 [REISSUED]

Date & Time Received: 12/28/2022 18:23

Date & Time of Response: 01/03/2023 17:00; Reissued 3/1/2023 5:00 P.M.

Entity Requesting FRF: Cornfields Chapter Government

Title of Project: Hazard/ Premium Pay for Employees

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$40,000.00

Eligibility Determination:

- ☒ FRF eligible
☐ FRF ineligible
☐ Additional information requested

FRF Eligibility Category:

- ☐ (1) Public Health and Economic Impact
☐ (3) Government Services/Lost Revenue
☒ (2) Premium Pay
☐ (4) Water, Sewer, Broadband Infrastructure

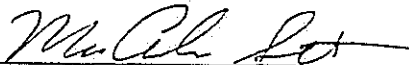
U.S. Department of Treasury Reporting Expenditure Category: 4. Premium Pay

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: DOJ is reissuing this initial eligibility determination in order to correct an error with the identified identified Administrative Oversight entity. We recommend that the Administrative Oversight entity for this expenditure plan be the Division of Community of Development rather than the Cornfields Chapter Government. In accordance with, Council resolution CJN-29-22, Section 3(E), "[t]he Navajo Nation Central Government, specifically the Division of Community Development or other appropriate Navajo Nation Division or Departments, shall manage and administer funds and Delegate Region Project Plans on behalf of Non-LGA Certified Chapters. The Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, but shall maintain Administrative Oversight over such funding and Delegate Region Project Plans."

Name of DOJ Reviewer: MacArthur Stant

Signature of DOJ Reviewer: 

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: Cornfields Chapter Date prepared: 09/18/2022

Chapter's P.O. Box 478 phone & email: (928) 755-5912 aearle@nnchapters.org
mailing address: Ganado, Arizona 86505 website (if any): _____

This Form prepared by: Alfreda Earle phone/email: (928) 755-5912 aearle@nnchapters.org
Alfreda Earle, Chapter Manager (928) 755-5912 aearle@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Hazard/Premium Pay for Employees

Chapter President: Morgan Cleveland, Sr. phone & email: (928) 755-5912
Chapter Vice-President: Wallace James, Jr. phone & email: (928) 755-5912 wjamesjr@naataanii.org
Chapter Secretary: Caleb Roanhorse phone & email: cr.horse@yahoo.com
Chapter Treasurer: Caleb Roanhorse phone & email: _____
Chapter Manager or CSC: Alfreda Earle phone & email: (928) 755-5912 aearle@nnchapters.org
DCD/Chapter ASO: Toni Mina phone & email: (928) 654-3933 tmina@nndcd.org

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

Amount of FRF requested: 40,000.00 FRF funding period: September 2022 - December 2026 ☐ document attached
indicate Project starting and ending/deadline date 9/1/22-12/31/26

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:

Funds will be use for hazard/premium pay for essential personnel whose duties are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. The project will provide hazard/premium pay retrospectively for work performed an any time since the start of the COVID-19 public health emergency. The expenditures set forth are necessary, since March 2020 we had essential workers who work to mitigating or responding to the COVID-19 pandemic.

☐ document attached

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

Essential personnel worked the front lines throughout the COVID-19 pandemic to help mitigate and responded to the emergency crises.

☐ 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

The project will have funds encumbered no later than December 31, 2024 and will be fully expended by December 31, 2026.

☐ document attached

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

Cornfields Chapter.

☐ 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:

☐ 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:

This project is covered under Expenditure Category 4.1 Premium Pay: Public Sector Employees.

☐ document attached

Part 3. Additional documents.

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

Expenditure Categories Table Indicating 4.1. 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:

Angela E. A. B.
signature of Preparer/CONTACT PERSON

Approved by:

Nyana Chantel S.
signature of Chapter President (or Vice President)

Approved by:

Angela E. A. B.
signature of Chapter Manager or CSC

Approved by:

Josephine J.
signature of DCD Chapter ASO

Approved to submit
for Review:

6-211 11/1/2022
signature of DCD Director

Job K2115169 US TREASURY- CORNFIELDS CH HZP

Project

Cost Code	Cost Type	Description	L P M DE C U M	Original Budget Amt	Revised Budget Amt	Actual Amount	Open Commit Amount	Budget Balance	% Revised	
									Spent	Remaining
1710	Program Revenue		6 B N	40,000.00-	40,000.00-			40,000.00-		1.00
1710	Program Revenue		6 T	40,000.00-	40,000.00-			40,000.00-		1.00
1705	CG Revenue		5 T	40,000.00-	40,000.00-			40,000.00-		1.00
1700	External C/G Revenue Source		4 T	40,000.00-	40,000.00-			40,000.00-		1.00
1000	Revenues		3 T	40,000.00-	40,000.00-			40,000.00-		1.00
2710	Regular		6 B N	40,000.00	40,000.00			40,000.00		1.00
2710	Regular		6 T	40,000.00	40,000.00			40,000.00		1.00
2700	Merit & Bonus Pay		5 T	40,000.00	40,000.00			40,000.00		1.00
2001	Personnel Expenses		4 T	40,000.00	40,000.00			40,000.00		1.00
2000	Expenses		3 T	40,000.00	40,000.00			40,000.00		1.00

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

FY 2023

PART I. Business Unit No.:		New	Program Title:		Hazard/Premium Pay for Employees	Division/Branch:	DCD
Prepared By:		Alfreda Earle	Phone No.:	(928) 755-5912	Email Address:	aearle@nnchapters.org	

PART II. FUNDING SOURCE(S)		Fiscal Year Item	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		9/1/22-12/31	\$6 40,000.00	100%	2001 Personnel Expenses			6	5 At	40,000 At	40,000 At
					3000 Travel Expenses			At			
					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			6 At	40,000	40,000	40,000
					9000 Capital Outlay			At	At	At	At
					9500 Matching Funds						
					9500 Indirect Cost						
					TOTAL				\$0.00	40,000.00	40,000--

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

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: Alfreda Earle Program Manager's Printed Name
[Signature] Program Manager's Signature and Date

APPROVED BY: [Signature] Division Director / Branch Chief's Printed Name
[Signature] 11.1.22 Division Director / Branch Chief's Signature and Date

PART I. PROGRAM INFORMATION:		Business Unit No.:		New		Program Name/Title: Comfields Chapter		Hazard / Premium Pay for Employees	
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:									
PART III. PROGRAM PERFORMANCE CRITERIA:									
1. Goal Statement:									
Provide premium/hazard pay for essential workers									
Program Performance Measure/Objective:									
Pay premium/hazard pay to essential workers who worked throughout the COVID-19 Emergency									
2. Goal Statement:									
Program Performance Measure/Objective:									
3. Goal Statement:									
Program Performance Measure/Objective:									
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.									
<div style="display: flex; justify-content: space-between;"> <div> <u>A. Areida Emile</u> Program Manager's Printed Name </div> <div> <u>11.1.22</u> Program Manager's Signature and Date </div> </div>					<div style="display: flex; justify-content: space-between;"> <div> <u>David Bellone</u> Division Director/Branch Chief's Printed Name </div> <div> <u>11.1.22</u> Division Director/Branch Chief's Signature and Date </div> </div>				

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		Business Unit No.: _____ New	
Comfields Chapter <u>HQ 2000/ Premium Pay</u>		<u>for Employees</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)
2001 <u>HR</u> 2110 <u>HR</u>	<u>Personnel Expense - HR</u> <u>Reg. Pay - HR</u> <u>2150 HR - Lump Sum</u> 1 staff at 12,000 1 Staff at 8,000 2 Staff at 5,000 ea 4 staff at 2,500 ea.	40,000	40,000
TOTAL		40,000	40,000

ENTERED
5/19/23 la

PROJECT BUDGET SCHEDULE

PROJECT FORM

[illegible]

FOR OMB USE ONLY: Resolution No:

FMS Set Up Date:

Company No:

OMB Analyst:



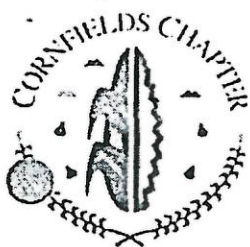
Page 1

RESOLUTION OF THE CORNFIELDS CHAPTER

WHEREAS:

1. Cornfields Chapter is a recognized as certified chapter of the Navajo Nation and is vested with the authority and responsible to plan and implement all things that are in the best interest of its community; and
2. Cornfields Chapter realize that pursuant to CAP-34-98, the Local Governance Act allows all chapters to make decisions over local matters; this authority will improve community decision making, allow communities to excel and flourish, enabling Navajo Nation leaders to lead towards a prosperous future of its community; and improve the strength and sovereignty of the Navajo Nation; and
3. Cornfields Chapter is delegated to act within its authority to review all local matters affecting the Community members consistent with Navajo Nation law, including custom and tradition with compel the Chapter to govern with responsibility and accountability to the community members; and
4. Cornfields Chapter, at its recent Planning Meeting on August 02, 2022 discussed the Navajo Nation Fiscal Recovery Funds; and
5. Cornfields Chapter, knows that the Fiscal Recovery Funds are specifically intend to respond to the COVID-19 public health emergency and its negative economic impacts, including assistance to households, and respond to workers performing essential work during the COVID-19 public health emergency by providing hazard and premium pay to eligible workers, and make necessary investments in water, sewer, and/or broadband infrastructure; and
6. Pursuant to CJN-29-22 the Navajo Nation Central Government may award funding to LGA-Certified Chapters through sub-recipient agreements to implement and manage specific projects, Cornfields Chapter would like to exercise its LGA authority to receive the Navajo Nation Fiscal Recovery Fund and manage the projects; and

Morgan, Gerald S., *Constitutional Law: Principles and Cases*, 10th ed., 2010, Cengage Learning
 1000 Lakeside Drive, Belmont, CA 94002-1160, USA; Tel: 781/389-9595; Fax: 781/389-9600; Email: gsmorgan@cengage.com



CORNFIELDS CHAPTER

P.O. Box 478, Ganado, Arizona 86505 – PH# (928) 755-5912 – FAX# (928) 755-5917
Email: cornfields@navajochapters.org Website: cornfields.navajochapters.org

Page 2

CF-SEPT2022-059

7. Cornfields Chapter believes it is in the best interest of the community and its chapter to support and approve the Cornfields Chapter Expenditure Plans for the benefit of its community, especially during the on-going COVID-19 pandemic.

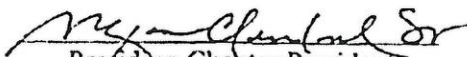
NOW THEREFORE BE IT RESOLVED THAT:

The Cornfields Chapter hereby approves and request the Navajo Nation Office of the President and Vice-President, the Naabik'iyati' Committee, Navajo Nation Council, and the Budget and Finance Committee to Support and Approve the Cornfields Chapter Expenditure Plans for: Powerline Project, Community/Veterans Fencing Project, Assistance, House Renovation/Improvement Project, Housing Projects, Technology Equipment, Medical Supply Storage Building and Special Duty/Premium Pay.

Furthermore, the Cornfields Chapter would like to exercise its LGA authority to receive the Navajo Nation Fiscal Recovery Fund and manage the projects.

CERTIFICATION

I hereby certify that the Cornfields Chapter duly considered the foregoing resolution at a duly called meeting at Cornfields Chapter, Navajo Nation (ARIZONA) at which a quorum was present and was passed by a vote of 10 in favor, 00 opposed and 07 abstained on this 12th day of September 2022.


Presiding Chapter President
CORNFIELDS CHAPTER

Motion: Mr. Murray Lee
Second: Mr. Bennett Dineyazhe

