



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

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.

Page 2 of 2

THE NAVAJO NATION
FISCAL RECOVERY FUNDS **REQUEST FORM & EXPENDITURE PLAN**
FOR GOVERNANCE-CERTIFIED CHAPTERS

Part 1. Identification of parties.

Governance-Certified Chapter
requesting FRF: Fort Defiance Chapters

Date prepared: 10/14/21

Chapter's PO Box 366
mailing address: Fort Defiance, AZ 86504

phone & email: (928)729-4352 / ftdefiance@navajochapters.org
website (if any): _____

This Form prepared by: Elvita Begaye
Lorraine Nelson - Chapter Manager

phone/email: (928)729-4352
928-729-4356 - lwnelson@navajochapters.org
CONTACT PERSON'S info

CONTACT PERSON'S name and title

Title and type of Project: Fort Defiance Warehouse

Chapter President: Aaron Sam

phone & email: 505-713-8767

Chapter Vice-President: Genevieve Jackson

phone & email: gjackson@navajochapters.org

Chapter Secretary: Grace Tracy

phone & email: gtracy@navajochapters.org

Chapter Treasurer: Grace Tracy

phone & email: gtracy@navajochapters.org

Chapter Manager or CSC: Lorraine Nelson

phone & email: 928-729-4356 / lwnelson@navajochapters.org

DCD/Chapter ASO: Patricia Begay, SPPS

phone & email: pdbegay@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Contractors/ Sub Contractors

☐ document attached

Amount of FRF requested: 1,070,301.00 FRF funding period: 1/1/23-12/31/26
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:

There was a desperate need for storage space to store vital supplies, materials, equipments during the Covid-19 pandemic. These included PPE, donations, bottled water, water barrels, clothing, bedding goods, coal, wood, wood pallets and other emergency supplies and materials. The size of the warehouse will be estimated at 40 ft by 80ft with eave height of 12 to 14 ft. The warehouse will be located on chapter property. The property will become an inventory of the chapter and will totally be responsible for care and maintenance.

☐ document attached

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

The chapter further experienced an unprecedented number of break-ins and damage /vandalism to the chapter equipment, vehicle. Building equipment, tools and supplies were stolen. It is believed this to be related to the pandemic. This will help keep the equipments from getting weather damage and to keep the equipments in a covered area to prevent further weather damage. It will also be used for extra storage for materials and supplies. The building will be secured.

☐ 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:

Timeline: To be completed with in the next 2 years.

☐ document attached

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

Chapter Manager and Project Manager

☐ 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:

Fort Defiance Chapter will be responsible for operations and maintenance and funding included in the minor repairs and maintenance will be handled by the chapter personnel and others will be funded through annual Fiscal Year allocation to the chapter.

☐ 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:

Chapter had no provision for storing PPE and donations during the Covid-19 pandemic. Such storage space is essential in an emergency was learned. In addition, the heavy equipment (grader, backhoe, tractor, required an enclosed place which was nonexistent during the pandemic.
1.7, 1.12 and 2.13

☐ document attached

Part 3. Additional documents.

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

Working on procurement.

☐ Chapter Resolution attached

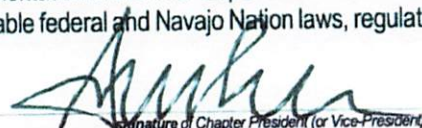
Part 4. Affirmation by Funding Recipient.

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:

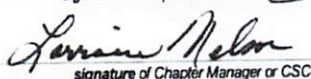
Chapter's
Preparer:


signature of Preparer/CONTACT PERSON

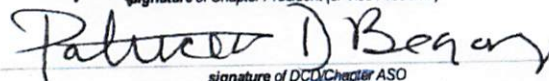
Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature of Chapter Manager or CSC

Approved by:


signature of DCD Chapter ASO

Approved to submit
for Review:

 5/1/23
signature of DCD Director

FY 2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: NEWProgram Title: Fort Defiance WarehouseDivision/Branch: Division of Community DevelopPrepared By: Lorraine NelsonPhone No.: 928-729-4352Email Address: ftdefiance@navajochapters.org

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
NN Fiscal Recovery Funds	<u>1/1/23-12/31/24</u>	1,070,301.00	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				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay	6		1,070,301	1,070,301
				TOTAL		\$0.00	1,070,301.00	1,070,301
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:		\$1,070,301.00	100%					

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

SUBMITTED BY: James Adakai, Deputy DirectorAPPROVED BY: Calvin Castillo, Director

Program Manager's Printed Name

Division Director / Branch Chief's Printed Name

Program Manager's Signature and Date

Division Director / Branch Chief's Signature and Date

FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3
BUDGET FORM 2

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

Program Name/Title:

Fort Defiance Warehouse

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:

New warehouse to protect equipments that is ulitiated to serve the Fort Defiance community and s

Program Performance Measure/Objective:

To complete construction of Warehouse

				1			
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2. Goal Statement:

Program Performance Measure/Objective:

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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:

--	--	--	--	--	--	--	--

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

James Adakai, Deputy Director

Program Manager's Printed Name

5-1-23
Program Manager's Signature and Date

Calvin Castillo, Director

Division Director/Branch Chief's Printed Name

5/1/23
Division Director/Branch Chief's Signature and Date

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Fort Defiance Warehouse</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)
6500	Contractual Services		1,070,301
6960	Subcontracted Services		
6990	Subcontracted Services (Contractors to build warehouse for Fort Defiance Chapter.)	1,070,301	
TOTAL		1,070,301	1,070,301

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

Page 1 of 1
PROJECT FORM

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>Fort Defiance Warehouse</u> Project Description: <u>New warehouse to protect equipments that is ulitlited to serve the community of Fort Defiance and surrounding areas.</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>Fort Defiance Warehouse</u> Planned Start Date: <u>1/1/23</u> Planned End Date: <u>12/31/26</u> Project Manager: <u>Elvita Begaye</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>12/31/26</u>					
		FY 2023												FY <u>2024</u>																	
		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
General Requirements Architect/Engineer Building											x																				
											x																				
												x																			
													x																		



**NAVAJO NATION
FORT DEFIANCE CHAPTER**

P.O. Box 366, Fort Defiance, Arizona 86504
Phone: (928) 729-4352 Fax: (928) 729-4353
Email: fdefiance@navajochapters.org

Aaron D. Sam, President
Genevieve Jackson, Vice President
Grace Tracy, Secretary/Treasurer
Herman Billie, Grazing Official
Dr. Andy Nez, 25th Council Delegate

Dr. Buu Nygren
Navajo Nation President

Richelle Montoya
Navajo Nation Vice President

RESOLUTION OF THE FORT DEFIANCE CHAPTER

Approving the Selection of Warehouse, Waterline and Bathroom Addition Projects for Funding by the American Rescue Plan Act

WHEREAS:

1. Fort Defiance Chapter is a duly certified chapter of the Navajo Nation, pursuant to Navajo Nation Code Two, Sections 4001 and 4006, with authority to address and take action on the needs and concerns of its people, and
2. Fort Defiance Chapter was governance-certified on January 15, 2016, which provides autonomy in its structure and governance, and
3. The U.S. Government allocated funds to mitigate the effects of the Covid-19 pandemic for improvement of health, education, safety and general welfare of the people, and
4. There is a major need for infrastructure and other needs which indicates an alarming number of people who still live without domestic water and inside bathroom. They have to haul water from any source available, and
6. There was a huge amount of PPE, food, water, clothing, blankets, wood, bedding, that required safe storage. In addition, a warehouse could have serviced more people to stay as they were evacuated or those could not return home due to the bad weather, and
7. Fort Defiance Chapter has several heavy equipment and its implements which lack storage to avoid vandalism, destruction or damage by the weather and needs a warehouse to prolong its longevity, and
8. Fort Defiance Chapter has identified the following projects and requests the Navajo Nation to honor the following projects for approval for funding using the American Rescue Act Plan (ARPA) funds:

A. Bathroom Addition	\$500,000.00
B. Warehouse	\$1,070,301.00
C. Waterline	\$200,000.00

NOW THEREFORE BE RESOLVED THAT:

Fort Defiance Chapter hereby approves the selection of a bathroom addition, warehouse and waterline projects for funding by the Navajo Nation Office of Fiscal Recovery Funds; said projects to be included in Dr. Andy Nez's region.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Fort Defiance Chapter at a duly called meeting at which a quorum was present and that same was passed by a vote of _____ in favor, _____ opposed, and _____ abstained, this _____ Day of _____, 2023.

MOTIONED: _____

SECONDED: _____

Aaron Sam, Chapter President

4/24/23

FORT DEFIANCE CHAPTER

PROJECTS SUBMITTED UNDER
AMERICAN RESCUE PLAN ACT

WAREHOUSE

\$1,070,301.00

February 2023



THE NAVAJO NATION
FORT DEFIANCE CHAPTER
P.O. Box 366 • Ft Defiance, Arizona 86504
Phone: 928-729-4352m Fax 828-729-4353
Email: fdefiance@navajochapters.org

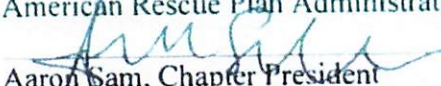
Aaron Sam, President
Genevieve Jackson, Vice-President
Grace Tracy, Secretary Treasurer
Herman Billie, Grazing Official
Wilson C. Stewart, Jr, Council Delegate

Jonathan Nez
Navajo Nation President

Myron Lizer
Navajo Nation Vice Presiden

May 17.. 2021

Memorandum

To: American Rescue Plan Administration
From: 
Aaron Sam, Chapter President
Subject: Proposal for a Warehouse

Fort Defiance Chapter respectfully submits the attached proposal to purchase a warehouse. The chapter has two graders, two backhoes, one farm tractor, a cargo, building material/supplies, tires which must be stored properly to preserve their longevity. Also, there was no place to store a large quantity of PPE, donations and food during the pandemic.. One significant need was a large warehouse for storage.

The chapter budget is limited to acquire a decent and large warehouse and American Rescue Plan Act funds will provide an opportunity to get the needed warehouse which will be used to meet all emergency situations in the future as well.

Approval of the proposal is requested. It will be appreciated by the community members.

Cc: Wilson Stewart, Council Delegate
Chapter Officials
Grazing Official
P. Begay, ASC
Chapter Manager



THE NAVAJO NATION FORT DEFIANCE CHAPTER

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Herman Billie, Grazing Official
Dr. Andy Nez, 25th Council Delegate

DR. BUU NUGREN
Navajo Nation President

RICHELLE MONTOYA
Navajo Nation Vice President

WAREHOUSE

PROJECT DESCRIPTION:

There was a desperate need for storage space to store vital supplies, materials, equipment during the Covid-19 pandemic. These included PPE, donations, bottle water, water barrels, clothes, bedding goods, coal, wood, wood pellets and other emergency supplies and materials. There was a tremendous amount of PPE that was delivered to Fort Defiance Chapter due to the population and land base that covers the community.

The Chapter further experience an unprecedented number of break-in and damages/vandalism to Chapter equipment, vehicles. Building equipment, tools and supplies were stolen. It is believed this to be related to the pandemic.

The size of the metal warehouse will be 40 ft by 80 feet with eave height of 12 feet. The warehouse will be located on chapter property. The property will become an inventory of the chapter and will be totally responsible for care and maintenance.

The warehouse qualifies for specialty project and will be utilized for immediate need, as well as for further.

SCOPE OF WORK:

The manufacturer will provide both the supply and the materials to prepare the site. Install a concrete slab (using Federal and Navajo Nation specifications) and to erect and construct a complete warehouse for Fort Defiance Chapter.

1. Plan, design and construct a metal warehouse in accordance with the 2021 International Building Code.
2. The building dimensions will be 40 ft by 80 ft with eave height of 12 feet
3. Concrete slab and footing will be designed in accordance with recommendations provided by geotechnical and soils reports.
4. Provide 26 gauge high ribbed 40-year R roofs panels over pressure peel and stick to underlayment over plywood substrate.
5. Provide Ceiling insulation
6. Provide 10-feet high entry doors with interior manual chain pull devices

7. Provide 5-feet concrete aprons in front of the doors.
8. Provide 2-feet apron around entire building
9. Provide interior electrical lighting
10. No Plumbing will be required
11. No heating or cooling will be required

The proposed work consists of all labor, materials, equipment, and incidents necessary for the planning, designing and construction of the warehouse building.

The warehouse will serve the needs of the community, It will serve as protection of supplies, materials and equipment to deter loss or damage due to heat, dust, wind and moisture, vandalism, and destruction of Chapter property.

ESTIMATED COST:

One 40 ft by 80 ft by 12 (height)

\$1,070,301.00