



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:

- | | |
|----------------------------------------------------------------|---------------------------------------------------------------------|
| <input type="checkbox"/> (1) Public Health and Economic Impact | <input type="checkbox"/> (2) Premium Pay |
| <input type="checkbox"/> (3) Government Services/Lost Revenue | <input type="checkbox"/> (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 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

phone/email: (928)729-4352

Lorraine Nelson - Chapter Manager

928-729-4356 - lwnelson@navajochapters.org

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Waterline Extention

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 Contractor/Sub Contractors

☐ document attached

Amount of FRF requested: 200,000.00 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:

Fort Defiance Chapter is submitting the application for waterlines so that our people will have one of the most important and essential elements in the lives of human beings and animals. It is disheartening to find many without water. The Chapter and its population are seeking the helping from this funding. There are approximately 50, more or less, that do not have domestic water in their homes. With Covid 19 - we encourage many to wash and sanitize their hands; without or limited water makes it very difficult.

☐ document attached

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

Water will benefit those that do not have running water to their home, they will be able to have their own comfort or more convenient source of water within or near their home. They will not have to travel long distance to obtain water for household use, gardening or even for their animals. Many have to haul water in un sanitized barrels or others from open wells or other sources. Some even melt snow in the winter time to have water.

☐ 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:

The proposed work consist of planning, designing and construction of waterline. Fort Defiance Chapter will collaborate with Navajo Nation Water Development, US, OEH office, NTUA and other entities involved in providing water to community people, the need for adequate water in homes is unbelievably lacking and the Navajo Nation must help.

☐ document attached

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

Chapter Manager - Lorraine Nelson ; Project Manager - Elvita Begaye
The chapter officials, staff, CMPD and Navajo Tribal Utility Authority

☐ 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:

Homeowners will be responsible for their own usage of water and pay the locally utility company. (NTUA) will assist with major operational and maintenance cost or from other sources IE; chapter with available funding.

☐ 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:

Categories: 5.10 through 5.15

Part 2(a) explains

5.10 - 5.15 The goal involves providing drinking water to human beings animals.

☐ document attached

Part 3. Additional documents.

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

☒ Chapter Resolution attached

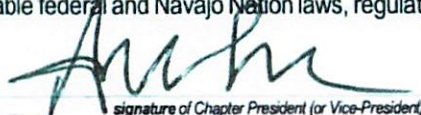
Part 4. Affirmation by Funding Recipient.

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:

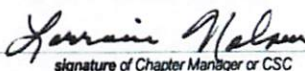
Chapter's
Preparer:


signature of Preparer/CONTACT PERSON

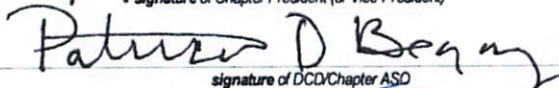
Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature of Chapter Manager or CSC

Approved by:


signature of DCD/Chapter ASD

Approved to submit
for Review:


signature of DCD Director

FY 2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u> New </u>		Program Title: <u> Fort Defiance Chapter </u>		Division/Branch: <u> Division of Community Developer </u>			
Prepared By: <u> Elvita Begaye </u>		Phone No.: <u> 928-729-4352 </u>		Email Address: <u> ftdefiance@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
NN Fiscal Recovery Funds	<u>11/1/23 - 12/31/26</u>	200,000.00	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				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay	6		200,000	200,000
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	200,000.00	200,000

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

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.			
SUBMITTED BY: <u> James Adakai, Deputy Director </u>		APPROVED BY: <u> Calvin Castillo, Director </u>	
Program Manager's Printed Name		Division Director / Branch Chief's Printed Name	
<u> 2-5-1-23 </u>		<u> 5-1-23 </u>	
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: Waterline Extension **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:Extent water to those in need and those that will be receiving homes under CHID**Program Performance Measure/Objective:**To get water to those in need.

				2		3	
--	--	--	--	---	--	---	--

2. Goal Statement:Extent water to those in need and those that will be receiving homes under CHID**Program Performance Measure/Objective:**To get water to those in need.

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.James Adakai, Deputy Director

Program Manager's Printed Name

Program Manager's Signature and DateCalvin Castillo, Director

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

FY 2023

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

Page 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title:		Waterline Extention	Business Unit No.: New
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)
8500	Infrastructure		200,000
8535	Waterline Extention	200,000	
TOTAL		200,000	200,000

Page 1 of 1
PROJECT FORM

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



NAVAJO NATION
FORT DEFIANCE CHAPTER

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

FDC-2023-MAY-15-01

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 23 in favor, 0 opposed, and 2 abstained, this 15 Day of May, 2023.

MOTIONED: Jimmie Bitsue

SECONDED: Elvita Begay

Aaron Sam
Aaron Sam, Chapter President

4/24/23

FORT DEFIANCE CHAPTER

PROJECTS SUBMITTED UNDER
AMERICAN RESCUE PLAN ACT

Waterline

\$200,000.00

February 2023



JONATHAN NEZ
Navajo Nation President

THE NAVAJO NATION
FORT DEFIANCE CHAPTER
P.O. Box 366, Ft. Defiance, Arizona 86504
Email: fddefiance@navajochapters.org

Aaron D. Sam, President
Genevieve Jackson, Vice President
Grace Tracy, Secretary/Treasurer
Herman Billie, Grazing Official
Wilson Stewart, Jr., 24th Council Delegate

MYRON LIZER
Navajo Nation Vice President

SCATTERED WATERLINE EXTENSION PROJECT

FORT DEFIANCE CHAPTER

INTRODUCTION

In early times, residents of Fort Defiance did not have potable water for domestic use; they hauled water from natural springs or from water wells available in distant locations. In the winter times when roads were impassable, people would gather snow or ice, melt them and then use for cooking and meager washing. When snow melts through heating, there was some water. When snow begins to melt around the house, people would haul snow from long distances on their backs and use the melted snow for cooking and washing. The hauled water could be contaminated.

Hauling water, mostly with wagons and horses, gave way to a new system in 1959 when a water system was introduced in Fort Defiance area. Wells were constructed and pumps to storage tanks where it was treated, maintained by the Navajo Tribal Utility Authority.

The Navajo Nation leadership and chapters are encouraging and advocating for agricultural farming for self-sufficiency and healthful living. Dine people have always in the past depended on farming to sustain their livelihood. Added to the need for domestic use, Dine people have animals which need water to survive.

STATEMENT OF NEED AND IMPACT

"Water Is Life" is true. Dine people reveres water. Water is always mentioned and treated as sacred in the prayers, songs, traditional ceremonies, and is a crucial element by the Dine belief; all living things require water.

GOAL OF THE PROJECT

The goal of this project is to assist community people to obtain potable water in their homes so that they may enjoy the convenience of safe drinking water and have water available for their animals and for farming.

OBJECTIVES

Fort Defiance Chapter will conduct needs assessment of people in the area to determine who actually do not have water in their homes.

BUDGET

Assessment by NTUA will be used

EVALUATION

The general process used by NTUA or other will be utilized.

COMPLETION REPORT

Project Manager of the chapter will work with companies to close out the project, with the assistance by the chapter manager, officials and Navajo Nation programs involved.