



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 0631-2

Date & Time Received: 04/23/24 at 11:57

Date & Time of Response: 04/30/24 at 17:00

Entity Requesting FRF: Tse' Ch'Izhi Chapter

Title of Project: Tse' Ch'Izhi Community Culvert Installation

Administrative Oversight: Navajo Division of Transportation

Amount of Funding Requested: \$105,118.00

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 checked="" type="checkbox"/> (4) Water, Sewer, Broadband Infrastructure |

U.S. Department of Treasury Reporting Expenditure Category: 5.6, Clean Water: Stormwater

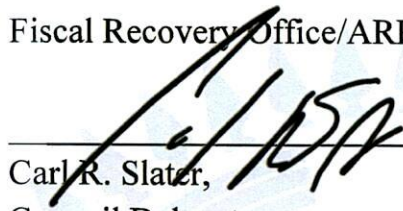


community culvert installation

Date: April 7, 2024

To: Fiscal Recovery Office/ARPA Projects

From:


Carl R. Slater,
Council Delegate

decrease
to 105,118.

funds to go to
new project
\$ 89,882

Subject: **TSÉ CH'IZHÍ DECREASE AND DELETION OF PROJECTS**

Let this serve as our notice of the following changes to Tsé Ch'izhi's approved and proposed Projects:

- 1- The Tsé Ch'izhi Home Weatherization & Rehab will be renamed to the Tsé Ch'izhi Home Roofing Weatherization Project, K2115454.
- 2- Tsé Ch'izhi Community Culvert Installation K2115455 \$195,000 will be decreased to \$105,118 and partially reallocated to the Tsé Ch'izhi Home Roofing Weatherization, K2115454 in the amount of \$89,882.
- 3- Tsé Ch'izhi Spiritual Wellness Center K2115456 \$99,194 will be deleted and the whole amount to be allocated to the Tsé Ch'izhi Home Roofing Weatherization Project, K2115454.
- 4- The proposed Tsé Ch'izhi Community Water Delivery K2115__ will not be included in a legislation BUT the total amount of \$62,924 will be allocated to the Tsé Ch'izhi Home Roofing Weatherization.
- 5- The Tsé Ch'izhi Home Roofing Weatherization project will have a total of \$460,000 to use for a contractor that will complete as many shingled roofing weatherization as possible.

Tsé Ch'izhi Chapter will be submitting the revised Home Roofing Weatherization Project shortly. Please assist my Chapter in getting these processed through the system.

We sincerely appreciate all the assistance given to our Chapter and we look forward to seeing these projects completed. Should you have any questions, please feel free to contact

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: TSE CH'IZHI CHAPTER Date prepared: 3/18/23

Chapter's mailing address: PO BOX 4344 phone/email: (928) 728-3361
CHINLE, AZ 86503 website (if any): roughrock@navajochapters.org

This Form prepared by: SYLVIA HADLEY, SECRETARY/TREASURER phone/email: (928) 206-9356
CONTACT PERSON'S name and title shadley@navajochapters.org
CONTACT PERSON'S info

Title and type of Project: TSE' CH'IZHI' COMMUNITY CULVERT INSTALLATION

Chapter President: BETTY DAILEY phone & email: (505) 408-3292, daileyb628@gmail.com
Chapter Vice-President: JAY R. NEZ phone & email: (505) 908-7773, jrnez@naataanii.org
Chapter Secretary: SYLVIA HADLEY phone & email: (928) 206-9356, shadley@navajochapters.org
Chapter Treasurer: SAME AS ABOVE phone & email: _____
Chapter Manager or CSC: VACANT phone & email: _____
DCD/Chapter ASO: CHINLE/EDGERTON GENE phone & email: (928) 674-2251, egene@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): _____
_____ ☐ document attached

Amount of FRF requested: 105,118. FRF funding period: 4/1/23 - 12/13/26
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:

The Tse Ch'izhi Chapter will use the funds to install culverts on community roads, in partnership with Apache County. During the pandemic, it was more apparent that the residents living on these routes were severely impacted and had to forego basic care, needs and daily activities away from the roads. With these culverts installed in specific areas, the residents will be able to have access to basic needs, the ability to travel for appointments, schools, purchasing food, wood and other items needed to ensure they have adequate supplies on hand. The Chapter will ensure that the funds expended will address public challenges that partly caused the unequal impact on the Navajo Nation.

☐ document attached

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

Within the Tse Ch'izhi Chapter, the residents had to wait for heavy equipment machinery to clear and ensure safe roads to travel out; having the roads safe will allow easier access to healthcare, less stress and students would attend school regularly. The Tse Ch'izhi Chapter residents will directly benefit from the road improvements.

☐ 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

APPENDIX A

Program(s) or Project(s) by December 31, 2026:

This project estimates successful installation of the culverts by September 30, 2026 and will obligate the funds no later than December 31, 2024 and will fully expend the funds no later than December 13, 2026.

☐ document attached

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

DCD will be the oversight of the sub-recipient agreement with Tse Ch'izhi Chapter and Apache County to complete the culvert installations.

☐ 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 maintenance will be done by the Chapter and the responsible Agency that these are installed in.

☐ 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:

6.1 Provision of Government Services. The road improvements addresses the conditions that contributed to poor public health and economic outcomes during the pandemic, namely concentrated areas with limited economic opportunity.

☐ document attached

Part 3. Additional documents.

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

Resolution
MOU with Apache County
Pictures of areas needing culverts.

☒ 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]
signature of Preparer CONTACT PERSON

Approved by:

[Signature]
signature of Chapter President or Vice-President

Approved by:

VACANT
signature of CSC

Approved by:

[Signature]
signature of Chapter ASO

Approved to submit
for Review:

[Signature] 5/1/2023
signature of DCD Director

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2023

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Use Ch'izhi Chapter - Culvert Installation Project</u>		Division/Branch: <u>DCD/Executive</u>	
Prepared By: <u>Sylvia Newman</u>		Phone No.: <u>(928) 206-9356</u>		Email Address: <u>shadley@navajochapters.org</u>	
Fiscal Year /Term		Amount		% of Total	
4/1/23 - 12/13/26				100%	
PART II. FUNDING SOURCE(S)		PART III. BUDGET SUMMARY		Fund Type Code	
NN Fiscal Recovery Funds		2001 Personnel Expenses			
		3000 Travel Expenses			
		3500 Meeting Expenses			
		4000 Supplies			
		5000 Lease and Rental			
		5500 Communications and Utilities			
		6000 Repairs and Maintenance		6	
		6500 Contractual Services		195,000.	
		7000 Special Transactions		105,118.	
		8000 Public Assistance			
		9000 Capital Outlay			
		9500 Matching Funds			
		9500 Indirect Cost			
TOTAL:		TOTAL		195,000.	
		PART IV. POSITIONS AND VEHICLES		(E)	
		Total # of Positions Budgeted:		0	
		Total # of Vehicles Budgeted:		0	
				87,882.	

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

SUBMITTED BY: Patricia Begay, Delegated Program Manager
 Program Manager's Printed Name Patricia D Begay 08/02/2023
 Program Manager's Signature and Date

APPROVED BY: Calvin Castillo, Executive Director
 Division Director / Branch Chief's Printed Name Calvin Castillo 8/11/2023
 Division Director / Branch Chief's Signature and Date

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION: Business Unit No.: <u>NEW</u>		Program Name/Title: <u>Tse Ch'izhi Chapter - Culvert Installation Project</u>									
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	Goal	Actual
1. Goal Statement: Utilize ARPA funding to install culverts in specific areas within Tse Ch'izhi Chapter boundaries.											
Program Performance Measure/Objective: Successful installation of culverts.											
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.											
Patricia Begay, Delegated Program Manager Program Manager's Printed Name						Calvin Castillo, Executive Director Division Director/Branch Chief's Printed Name					
<i>Patricia D Begay</i> Program Manager's Signature and Date						<i>Calvin Castillo</i> Division Director/Branch Chief's Signature and Date					

PART I. PROGRAM INFORMATION: Program Name/Title: _____ Tse Ch'izhi Chapter - Culvert Installation Project 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)
6500	CONTRACTUAL SERVICES		105,118.
6960	SUBCONTRACTED SERVICES		
	6990 Subcontracted Services- Apache County to install culverts	105,118.	
TOTAL		105,118.	105,118.

Page 2 of 2
PROJECT FORM

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



Tse'chi'zhi' Chapter

Chinle, AZ 86503
Navajo Route 59

Betty Dailey, President

Jay R. Nez, Vice-President

Lorene Yazzie, Grazing Representative

Carl R. Slater, Council Delegate

0911-05

Resolution # RRCH 2022-

RESOLUTION OF THE TSE'CH'I'ZHI' (ROUGH ROCK) CHAPTER OF THE NAVAJO NATION

Rough Rock Chapter hereby requesting and approving Apache County District One to establish a Low Water Crossing structure on C579 Arrow Loop Bus Route thru cost-sharing partnership project with Rough Rock Chapter Government to improve the transportation mobility for Rough Rock Community.

WHEREAS:

1. Pursuant to the "Local Governance Act" 26 NNC Chapter 1., Section 3 (A) the Tse'Chi'I'Zhi' (Rough Rock) Chapter would like to follow Navajo Nation Infrastructure & Capital Improvement Policies and Procedures; AND
2. Pursuant to Chapter 1, Subchapter 1 Section, (3), (1), (2) of the same "Act" the Chapter has the responsibility and authority to promote, protect. Preserve the interest and general welfare including the safety of its community people, programs, property; AND
3. Pursuant to the Intergovernmental Agreement (IGA) between the three separate entities; Apache County, the Navajo Nation and Bureau of Indian Affairs, Apache County has a continuous, ongoing commitment to roadway maintenance of school bus routes; AND
4. Rough Rock Chapter has a responsibility to its constituents to address concerns of safety and wellbeing that impacts the safe transportation mobility of Apache County District One, C579 Arrow Loop Bus Route which daily serves Rough Rock Community School, Many Farms Community School, Chinle and Kayenta Unified School District students and numerous service providers; AND
5. Rough Rock Chapter will utilize some of their Chapter funds and any available funds to cost share on C579 Low Water Crossing structure project through Chinle Agency Administration Service Center's technical assistance and support and with procurement process as it is codified in the Navajo Nation Local Governance Act; AND
6. The Rough Rock Chapter funds will be utilized for archeological clearance, environmental assessment, culvert pipes and structure material cost and Apache County District One will provide the equipment machinery, personnel cost and hydrology/hydraulic study, EPA Clean Water Act permit on C579 project.

NOW, THEREFORE, BE IT RESOLVED THAT: Tse'Chi'I'Zhi' (Rough Rock) Chapter hereby approves Apache County District One to establish a Low Water Crossing structure on C579 Arrow Loop Bus Route thru cost-sharing partnership project with Rough Rock Chapter Government to improve the transportation mobility for Rough Rock Community.

CERTIFICATION: We, the undersigned hereby certify that the foregoing resolution was duly considered at a duly called authorized meeting held at Tse'Chi'I'Zhi', Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 5 in favor, and 0 opposed and 2 abstaining this 11th day of September, 2022. Motioned By:

Seconded By:

Betty Dailey, Chapter President

Jay R. Nez, Vice President

Sylvia Hadley, Secretary/Treasurer

Lorene S. Yazzie, Grazing Official