

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 #: HK0805
Date & Time Received: 04/05/24 at 13:36
Date & Time of Response: 04/17/24 at 17:00
Entity Requesting FRF: Tse'ii'ahi Chapter
Title of Project: Bathroom Renovation/Upgrade - ADA Compliance
Administrative Oversight: Division of Community Development
Amount of Funding Requested: \$300,000.00
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:

Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures): Expenditure Plan incomplete Missing Form Supporting documentation missing Funds will not be obligated by Project will not be completed by 12/31/2026 12/31/2024 Ineligible purpose Incorrect Signatory Inconsistent with applicable NN or Submitter failed to timely submit CARES reports Additional information submitted is insufficient to make a proper determination Other Comments: EC 1.4 does not cover water or sewer line extensions/connections. EC 1.4 covers upgrades (ADA compliance) to existing facilities. Name of DOJ Reviewer: Erika Pirotte Signature of DOJ Reviewer: Erika R. Pirotte

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.

APPENDIX A

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

Part 1. Identification of parties.

Non-Governance Certified Chapter Tse'ii'ahi' Chapter requesting FRF:	Date prepared: 03/1/2024
Chapter's P.O. Box 247	phone/email: 505-786-2247
mailing address: Crownpoint, NM 87313	website (if any): standingrock@navajochapters.org/
This Form prepared by: Janice Padilla	phone/email: 505-801-7601
Community Services Coordinator	janpadia@nnchapters.org
CONTACT PERSON'S name and title	CONTACT PERSON'S info
Title and type of Project: Bathroom Renovation/Upgrad	e - ADA Compliance
Chapter President: Johnny Johnson	phone & email: 505-906-1669; jjsondem@yahoo.com
Chapter Vice-President: Phyllis Willeto-Lancer	phone & email: 505-879-5756; pwilleto04@yahoo.com
Chapter Secretary: Alva R. Tom	phone & email: 505-870-7152; artom@navajochapters.org
Chapter Treasurer: Alva R. Tom	phone & email: 505-870-7152; artom@navajochapters.org
Chapter Manager or CSC: Janice Padilla	phone & email: 505-786-2247; janpadia@nnchapters.org
DCD/Chapter ASO: Cecilia Toledo, ASO	phone & email: (505)786-2092;
List types of Subcontractors or Subrecipients that will be paid with FRF (if ke	nown): Unknown
	☐ document attached
Amount of FRF requested: \$300,000 FRF funding period: Ja	nuary 1 2023 to September 30, 2026
The last of policy.	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 and what COVID-related needs will be addressed:	the funds will be used, for what purposes, the location(s) to be served,
Bathroom renovation and upgrades, the moderization	
1960 to 1980s to meet up to date compliances requir will include remodel, walk-in shower with safety rails,	
floors-walls-fixtures, upgrade water heater and upgra	de plumbing. Community homes that have
inefficient batrhooms and who are in need will receive	
address one of the major sanitation deficiences that i	s connected to the high outbreak of COVID-19 on
the Navajo Nation (NN) Tse'ii'ahi' Chapter	
(h) Forder handle Down and Dow	☐ document attached
(b) Explain how the Program or Project will benefit the Navajo Nation, Na	
The ARPA bathroom renovation/upgrades will prov mitigate COVID-19 and help eliminate unsanitary con	ide access to samilizing, daily hygiene care to
	☐ 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

D	AITENDIA
Program(s) or Project(s) by December 31, 2026:	late will be September 20, 2026 with all funds being
ncumbered before September 31, 2024 per quarter for funding period.	ate will be September 30, 2026 with all funds being 4. Navajo Nation Budget Form 2 are attached for phase goals
	☐ document attached
(d) Identify who will be responsible for implementing to	he Program or Project:
The Project Manger and Chapter Admit bathroom additions.	nsitraiton will work closely with the ARPA Office on the
	document attached
(e) Explain who will be responsible for operations an	d maintenance costs for the Project once completed, and how such costs will be funded
prospectively: Recipient(s) will be responsible for operenovation/upgrade. No additional cosbathroom additions renovation/upgrade	eration and maintenance of bathroom additions at or recurring cost will be incurred by Tse'ii'ahi' Chapter once as are completed.
	☐ document attached
(f) State which of the 66 Fiscal Recovery Fund exper	nditure categories in the attached U.S. Department of the Treasury Appendix 1 listing the
proposed Program or Project falls under, and explain	or Public Health
the conditions that contributed to poor concentrating in areas with limited eco access to resources facilitates improvipe health care resources & public assistate support healthy living environments & exacerbation of health disparities during are presumed to be responsive to the will build healthier environments.	ines and funding objectives, these bathroom additions address in public health & economic outcomes during the pandemic. By anomic opportunities and inadequate or poor housing qulity, and health outcome including services that connect residents with ance &build healthier environmental such as: housing services to neighborhoods conducive to mental & physical wellness. The ang the pandemic & the role of pre-existing social vulnerabilities public health impact of the pandemic. These bathroom additions
Part 3. Additional documents.	
List here all additional supporting documents attach	ed to this FRF Expenditure Plan (or indicate N/A):
1. Budget Forms	☐ Chapter Resolution attache
Part 4. Affirmation by Funding Recipient	
Funding Recipient affirms that its receipt of Fiscal Re	ecovery Funds and the implementation of this FRF Expenditure Plan shall be in accordance tegulations, and with all applicable federal and Navajo Nation laws, regulations, and policies
Chapter's Preparer: signature of Preparer/CONTAC DERSON	Approved by: What Signature of Chester Plesident for Vice-President
Approved by: Signature of CSC	Approved by: CONTROL ASO Signature o'Chapper ASO
	Approved to submit for Review: signature of OCD Director
	After Constant

FY 2024

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 4 BUDGET FORM 1

PART I. Business Unit No.:	NEW	Program Title:		DCD/ Tse'ii'ahi' (Standing Rock) Chapte	r	Division/Branch:	DCD / Execut	ive				
Prepared By: Janic	e Padilla, CSC	Phone	No.:	505-786-2247/2248 Email	Address:	standingrock@navajochapters.org						
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	1		(A) NNC Approved	(B)	(C) Difference or				
NN Fiscal Recovery Funds	1/1/23-9/30/26	300,000.00	100%		Code	Original Budget	Proposed Budget	Total				
				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		298.500	298,500					
				7000 Special Transactions	6		1,500	1,500				
				8000 Public Assistance								
				9000 Capital Outlay								
				9500 Matching Funds								
				9500 Indirect Cost								
					TOTAL	\$0.00	300,000.00	300,000.				
				PART IV. POSITIONS AND VEHICLES		(D)	(E)					
				Total # of Positions 8	Budgeted:							
	TOTAL:	\$300,000.00	100%	Total # of Vehicles 8	Budgeted:							
PART V. I HEREBY ACKNOWLED	GE THAT THE INF	ORMATION CON	ITAINED	IN THIS BUDGET PACKAGE IS COMPLE	TE AND AC	CURATE.						
SUBMITTED BY: Ja	ron Charley, Depar	tment Manager		APPROVED BY:	Arbin N	Mitchell, Division Dixec	tor					
	rogram Manager's			Divis	ion Directo	or / Branch Chief's Pr	rinted Name	-				
		03/25/20	24	03/26/2024								
Prog	ram Manager's Si	gnature and Date)	Division Director / Branch Chief's Signature and Date								

FY <u>2024</u>

THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

Page 2 of 4 BUDGET FORM 2

PΑ	PT	PRO	SPAM INF	ORMATION:			Y					·············								
			Business (NEW	Program Name/Title:	itie: DCD/ Tse'il'ahi' (Standing Rock) Chapter													
u			-		CLUTION NUMBER: Fund on the Navajo N	PURPOSE OF PROGRAM: Nation														
PA	RT	II. PRO	GRAM P	RFORMANC	E CRITERIA:			QTR	2nd	QTR	3rc	QTR	411	QTR						
							Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual						
1	1. G	ioal Sta	tement:																	
	T	o provide	edequete l	athroom addition	on facility to prevent CO	VID-19 and other infectionous desease														
l	P	regram	Performa	nce Measure	:/Objective:															
	P	rovide b	ethroom r	enovation and	upgrade.		4		4		4		3							
1	_		tement:				,													
	P	regram	Performa	ince Measure	d'Objective:					1		1		1						
	3. G	ioal Sta	tement:									1	<u>. </u>	1						
	P	regram	Performe	ince Measure	:Objective:					T		 	1	r —						
4	4. G	ioal Sta	tement:									<u> </u>	L							
	P	regram	Performs	in ce Mess ure	:/Objective:		· 	ı ı		1				1						
	5. G	loal Sta	tement:		···				L			1	l	.i						
	P	rogram	Performa	ince Measure	e/Objective:		•													
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PA	RT	V. THE	REBY AC	Jaron (E THAT THE ABOVE Charley, Department I Banager's Printed No	EINFORMATION HAS BEEN THOROUG Manager Bine	HLY REVIE			ichell, Divisio		d Nama								
				e saftan n	mining or mining let		Division Director/Branch Chief's Printed Name 03/26/2024													
		_		Deserrom Mor	nager's Signature an	03/25/2024		Distolor	Nicostania	rench/Chief			•							
L				Liafiani wa	iisha ə.ə.Ailismia gi			DIVISION			o AiRinatini	4 am rate								

FY 2024

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

Page 3 of 4 BUDGET FORM 4

PART I. I	ROGRAM INFORMATION:		
	Program Name/Title: DCD/ Tse'ii'ahi' (Standing Rock) Chapter Business Unit No.:	NEW	
PART II. (A)	DETAILED BUDGET: (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)
	REVENUE REPLACEMENT: PROVISION OF GOVERNMENT SERVICES PROJECT Remodel, renovate and upgrade bathroom addition to up bring up to date compilance		309,000
6\$00	Contractual Services Hire a consultant to construct, the bathroom renovation and upgrade.	298,500	
7000 7440	Special Transactions Printing Advertisement Advertisement for project service in accordance with Navajo Nation Procurement procedures.	1,560	
 	TO	TAL 300,000	300,000

THE NAVAJO NATION PROJECT PROCESS SCHEDULE

Page _4_ of _4_ PROJECT FORM

OMB Analyst:

PART I. Business Unit No.:	RT I. Business Unit No.: NEW PART II. Project Information																														
Project Title: ARPA FUNDS	- TSE	TSE'IIAHI BATHROOM ADDITION-RENOVATION AND UPGRADE													Proje	ect Ty	pe:	BATHROOM ADDITION RENOVATION AND UPGRADE													
Project Description BATHROC	M AD	DITIO	N RE	NOVA	TION	AND	UPG	RADE														Plan	ned S	tart Date	ate: January 1, 2023						
													Plan	ned E	ind Date	e: September 30, 2026															
Check one box:	回)rigina	d			Revis	ilon	on Reallocation Modification												Project Manager: Janice Padiila, CSC									_		
PART III.	PAR	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.																		Ex	Expected Completion Date if										
Project Task List: such as Plan, Design, Construct, Equip or	L	FY _2024 FY _2025																				FY		_							
Furnish.		1st Qt	r.	2	nd Qt	r.	3	3rd Qtr.			lth Qt	r		1st Qt		2	nd Qt	r.	:	3rd Qt			4th Q	tr.	1	Date_	9/30/	2026			
	0	N	D	J	F	M	Α	M	J	Jul	Α	S	0	N	D	J	F	М	Α	М	J	Jul	Α	S	0	N	D	J	F	М	
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LIEFD HOWE AIGH									^																					П	
CONSTRUCTION										х	X	х	X	х	х	X														П	
CLOSE OUT PROJECT																x	х	X												П	
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Company No:

FMIS Set Up Date:

FOR OMB USE ONLY:

Resolution No: