



**NAVAJO NATION DEPARTMENT OF JUSTICE**  
**OFFICE OF THE ATTORNEY GENERAL**

DOREEN N. MCPAUL  
Attorney General

KIMBERLY A. DUTCHER  
Deputy Attorney General

**DEPARTMENT OF JUSTICE**  
**INITIAL ELIGIBILITY DETERMINATION**  
**FOR NAVAJO NATION FISCAL RECOVERY FUNDS**

**RFS/HK Review #:** HK0214

**Date & Time Received:** 11/15/22 16:02

**Date & Time of Response:** 11/29/2022 5:00 PM

**Entity Requesting FRF:** Chinle Chapter Government

**Title of Project:** ~~Chinle Chapter Watering Point Pavement Project~~

**Administrative Oversight:** Division of Community Development

**Amount of Funding Requested:** \$70,000

**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

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U.S. Department of Treasury Reporting Expenditure Category: 5.15 Drinking Water: Other Water Infrastructure

**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: \_\_\_\_\_

Name of DOJ Reviewer: Kristen A. Lowell

Signature of DOJ Reviewer: 

Disclaimers: An NNDOJ Initial Eligibility Determination will be 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: Chinle Chapter Government Date prepared: 10-19-2022

Chapter's mailing address: PO BOX 1809 Chinle, AZ 86503 phone & email: (928) 674-2052  
website (if any): chinle@navajochapters.org

This Form prepared by: Dr. Rosanna Jumbo-Fitch phone/email: (928) 225-1658  
Chinle Chapter President rosanna.jumbo@naataanii.org  
*CONTACT PERSON'S name and title* *CONTACT PERSON'S info*

Title and type of Project: Chinle Chapter Watering Point Pavement Project

Chapter President: Dr. Rosanna Jumbo-Fitch phone & email: (928) 225-1658/rosanna.jumbo@naataanii.org

Chapter Vice-President: Shawna Claw phone & email: (928) 674-2052/sclaw@navajochapters.org

Chapter Secretary: Roann Burbank phone & email: (928) 674-2052/rburbank@navajochapters.org

Chapter Treasurer: Roann Burbank phone & email: (928) 674-2052/rburbank@navajochapters.org

Chapter Manager or CSC: Walton Yazzie, Manager phone & email: (505)910-9473/wyazzie@navajochapters.org

DCD/Chapter ASO: \_\_\_\_\_ phone & email: \_\_\_\_\_

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Not known

document attached

Amount of FRF requested: 70,000.00 FRF funding period: 2023-2025 10/1/23-9/30/25  
*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:

Chinle Chapter Government Watering Point Pavement Project includes construction of a paved surface by the Chinle Chapter watering point. The watering point provides potable water for the Chinle chapter and surrounding communities. The funds will be used to pave the driveway to the watering point. The watering point pavement project will be located within the Chinle Chapter compound, map is provided. The COVID-19 related needs of providing accessibility to our potable watering point would greatly assist our community members.

document attached

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

The Chinle Chapter Watering Point Pavement Project would benefit the Navajo Nation, Chinle community, and our Navajo people by providing water access the Chinle Chapter and surrounding community members. The pavement of the watering point will allow our community members accessible access, walking, driving, and would meet ADA requirements.

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:

FY 2023

THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.:         New         Program Title:         Chapter Complex Pavement         Division/Branch:         DCD / Executive Branch          
 Prepared By:         Walton Yazzie         Phone No.:         928.674.2052         Email Address:         wyazzie@nnchapters.org        

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		Fund Type Code	(A)	(B)	(C)
				NCN Approved Original Budget	Proposed Budget		Difference or Total		
NN Fiscal Recovery Funds	FY 23-FY25	70,000.00	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	6		70,000	70,000
				7000	Special Transactions				
				8000	Public Assistance				
				9000	Capital Outlay				
				9500	Matching Funds				
				9500	Indirect Cost				
				TOTAL			\$0.00	70,000.00	70,000
TOTAL:									
				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:         Walton Yazzie         APPROVED BY:         Lisa Jymm          
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name  
        10.24.22                 Lisa Jymm, NNCFO          
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date

Chinle Chapter Government Watering Point Pavement Project timeline: Chinle Chapter resolution 10/17/2022, Navajo Nation and DOJ review submissions Winter 2022, Proposals Spring 2023, Contract Award Summer 2023, Construction Fall 2023. Challenges would include Navajo Nation review timeline.

document attached

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

Chinle Chapter Government will be responsible for implementing the project.

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:

Chinle Chapter Government will be responsible for operations and maintenance costs for the project once completed.

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:

Drinking water: Other water infrastructure 5.15  
  
Chinle Chapter is seeking funding for pavement of the Chinle Chapter only potable watering point. Currently, the Chapter has deteriorating pavement along the Chinle Chapter entrance, where our community members drive and walk to purchase water. The Chinle Chapter has many Elderly that purchase and load water. The funds used would benefit the members by having access to a potable water station, ADA access to the watering point and Chapter administration building.

document attached

**Part 3. Additional documents.**

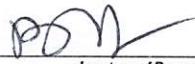
List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A):

Chapter Resolution is attached, map, and budget of proposed costs.

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 of CSC*

Approved by: \_\_\_\_\_  
*signature of DCD/Chapter ASO*

Approved to submit for Review:   
*signature of DCD Director*



FY 2023

THE NAVAJO NATION  
 DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Chapter Complex Pavement</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		70,000
6960	Subcontracted Services	70,000	
6990	Subcontracted Services		
<i>Contractor to provide Chinle Chapter Watering Point Pavement Project.</i>			
TOTAL		70,000	70,000

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I. Business Unit No.:</b> <u>New</u> Project Title: <u>Chinle Complex Pavement</u> Project Description: <u>Safer drive in to watering point at the Chapter</u>												<b>PART II. Project Information</b> Project Type: <u>Chinle Complex Pavement</u> Planned Start Date: <u>10/1/2022</u> Planned End Date: <u>9/30/2025</u> Project Manager: <u>Walton Yazzie</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																																									
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.												<b>PART IV.</b> 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.																	
												FY <u>2023</u>												FY _____																	
												1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date _____					
												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
Hire a Subcontracted																				X																					
<b>PART V.</b>												\$			\$			\$			\$			\$			\$			\$			<b>PROJECT TOTAL</b>								
Expected Quarterly Expenditures																		70,000.00															\$70,000.00								

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

# Chinle Chapter Government

THE NAVAJO NATION

**Dr. Rosanna Jumbo-Fitch**

PRESIDENT

**Shawna Claw**

VICE PRESIDENT

**RoAnn Burbank**

SECRETARY/TREASURER

**Eugene Tso**

COUNCIL DELEGATE

**Oscar Bia**

GRAZING COMMITTEE MEMBER

## RESOLUTION OF THE CHINLE CHAPTER NAVAJO NATION CHIN-OCT-22-079

### APPROVING THE SELECTION OF THE CHAPTER WATERING POINT PAVEMENT PROJECT FOR THE INCLUSION ON THE CHINLE CHAPTER DELEGATE REGION IN THE AMOUNT OF \$70,000.00.

#### WHEREAS:

1. Pursuant to Navajo Nation Code, Section 4001 (d) and 4028 (2), (b) the Chinle Chapter is established and certified as a local government entity of the Navajo Nation vested with the authority to review all matters affecting the chapter and submit appropriate recommendations to the Navajo Nation government of other local agencies by resolutions; and
2. To support the efforts of the Navajo Nation to mitigate the effects of the COVID-19 Pandemic, the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic infrastructure to improve lives of people who have lived without water, electricity and "basic services to support their daily activities, health, and welfare"; and
3. The Navajo Nation Council approved CJN-29-22, in response to the COVID-19 Pandemic in the best interest of the people: "An Action Relating to the Naabik'iyati' Committee and Navajo Nation Council; Allocating \$1,070,298,867 of Navajo Nation Fiscal Recovery Funds; Approving the Navajo Nation Fiscal Recovery Fund Expenditure Plans for: Chapter Assistance; Public Safety Emergency Communications, E911, and Rural Addressing Projects; Cyber Security; Public Health Projects; Economic Development Projects; Hardship Assistance; Water and Wastewater Projects; Broadband Projects; Home Electricity Connection and Electricity Capacity Projects; Housing Projects and Manufactured Housing Facilities; Bathroom Addition Projects; Construction Contingency Funding; and Reduced Administrative Funding"; and
4. The Chinle Chapter Government has attended several meetings with Navajo Nation Division of Community Development, Navajo Tribal Utility Authority, and the Fiscal Recovery Fund Office; and
5. The eligible attached Exhibit: Chinle Chapter Watering Point Pavement was selected as a Project to be included on the Navajo Nation Council Delegate Eugene Tso Chapter Region in the amount of \$70,000.00 for the Chinle Chapter; and
6. The total amount for Chinle Chapter Delegate Region is \$ 8,802,340.00.

#### NOW, THEREFORE BE IT RESOLVED THAT:

1. The Chinle Chapter Government hereby approves the selection of Chinle Chapter Watering Point Pavement was a selected Project to be included on the Navajo Nation Council Delegate Eugene Tso Chapter Region in the amount of \$70,000.00.

#### CERTIFICATION

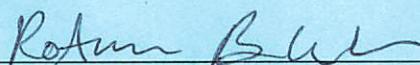
We hereby certify that the foregoing chapter resolution was duly considered by the Chinle Chapter at a duly called meeting at which time a quorum was present. A motion was made by Myron McLaughlin and seconded by Walton Yazzie and the same was passed by a vote of 6 in favor, 2 opposed, and 2 abstained, this 17th day of October, 2022.



Dr. Rosanna Jumbo-Fitch, President



Shawna Claw, Vice President



RoAnn Burbank, Secretary/Treasurer

### **Chapter Pavement Budget**

Pavement to Watering Point	\$ 55,000.00
Concrete Sidewalk for Access	\$ 5,000.00
General Conditions	\$ 10,000.00
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	\$ 70,000.00

