



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: _____

Returned for the following reasons (Ineligibility Reasons/Paragraphs 5.E.(1)-(10) of FRF Procedures):

- 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

Other Comments: _____

Name of DOJ Reviewer: _____

Signature of DOJ Reviewer: _____

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.

Twin Lakes Powerline Extension

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: Twin Lakes Chapter Date prepared: 01/16/2023

Chapter's P.O. Box 4424 phone/email: (505) 735-2600
mailing address: Yatahey, NM 87375 website (if any): twinlakes@navajochapters.org

This Form prepared by: Juanita Tom phone/email: (505) 733-2603
Community Service Coordinator jrtom@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Powerline Extension

Chapter President: Elouise Johnson phone & email: (505) 735-2603

Chapter Vice-President: Tom Begay phone & email: (505) 567-0193 tbegay@navajochapters.org

Chapter Secretary: Joan Nez phone & email: (505) 480-0730 jnez@navajochapters.org

Chapter Treasurer: Joan Nez phone & email: (505) 480-0730 jnez@navajochapters.org

Chapter Manager or CSC: Juanita Tom phone & email: (505) 735-2603 jrtom@nnchapters.org

DCD/Chapter ASO: Patricia Begay, SPPS phone & email: (928) 871-7515 pdbegay@nndcd.org

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

Amount of FRF requested: \$200,000 FRF funding period: 03/02/2023 - 09/30/2026
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:

This project will extend powerlines to homes within the Twin Lakes Community. The project will provide homes with electricity to improve the basic quality of life, meet health care needs (refrigeration for perishable foods), medical needs (refrigeration for medicines), and safety needs (house lighting). Providing electricity for sanitation appliances (washing machines and dryers) prevents the spread of health-related illnesses that may cause increased vulnerability to COVID-19 complications.

document attached

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

This project will benefit Twin Lakes community members by providing electrical tie-in necessary for lights, electrical devices, and durable medical equipment. The project ensures a habitable, secure home for families to receive basic utilities for heating, medical need, and refrigeration purposes. This project will enhance the basic quality of life for families who need basic utility services.

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

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

Timeline for implementation and completion is March 2, 2023 to September 30, 2026.

document attached

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

The Twin Lakes Chapter will provide oversight of the project through completion; Twin Lakes Chapter will coordinate efforts with Office of Environmental Health, NECA, 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:

The homeowner will be responsible for the operation, maintenance, and repair upon project completion beyond the water meter. Twin Lakes Chapter incurs no additional cost or recurring cost upon project completion.

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:

Housing Support: Other Housing Assistance 2.18

document attached

Part 3. Additional documents.

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

Twin Lakes Community Chapter Resolution.

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: Juanita Tom
signature of Preparer/CONTACT PERSON

Approved by: Tommy [Signature]
signature of Chapter President (or Vice-President)

Approved by: [Signature]
signature of CSC

Approved by: Patricia [Signature]
signature of Chapter ASO

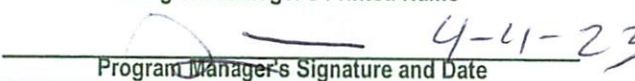

Approved to submit for Review: Lisa Jymun, NUTREO
signature of DCD Director

FY 2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

APPENDIX B

BUDGET FORM 1

PART I. Business Unit No.: <u>New</u>				Program Title: <u>Twin Lakes Chapter Powerline Extension</u>		Division/Branch: <u>Div. of Comm. Development</u>			
Prepared By: <u>Juanita Tom</u>		Phone No.: <u>505.735.2603</u>		Email Address: <u>jrtom@nnchapters.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	3/2/23 to 09/30/26	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	6		200,000	200,000
				6500	Contractual Services				
				7000	Special Transactions				
				8000	Public Assistance				
				9000	Capital Outlay				
				9500	Matching Funds				
				9500	Indirect Cost				
				TOTAL			\$0.00	200,000.00	200,000
TOTAL: \$200,000.00 100%				PART IV. POSITIONS AND VEHICLES			(D)	(E)	
				Total # of Positions Budgeted:					
				Total # of Vehicles Budgeted:					
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> Program Manager's Printed Name					APPROVED BY: <u>Calvin Castillo, Executive Director</u> Division Director / Branch Chief's Printed Name				
 Program Manager's Signature and Date					 Division Director / Branch Chief's Signature and Date				

DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:

Program Name/Title: Twin Lakes Chapter Powerline Extension Business Unit No: NEW

PART II. DETAILED BUDGET: \$200,000.00

(A)	(B)	(C)	(D)
Object Code (LOD 6.0)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6.1)	Total by MAJOR Object Code (LOD 4)
	8540: Powerline Extension will assist the community to obtain electricity into their homes. Development and Infrastructure will help community members to keep food and medication under re Fridgeration and utilizing medical equipment for power source. This is a very high vital emergency for the elders in the communtiy.	\$200,000.00	\$200,000.00
		Total	\$200,000.00

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u>																		PART II. Project Information													
Project Title: <u>Twin Lakes (Bahastl'ah) Powertline Extension</u>																		Project Type: <u>8540: Powertline Extension</u>													
Project Description <u>Assist community members to obtain under electricity within their homes. Infrastructure and development will keep food and medical and to utilize medical for power source. This is a high vital emergency for the elders in the community.</u>																		Planned Start Date: <u>3/2/2023</u> Planned End Date: <u>9/30/2026</u>													
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification																		Project Manager: <u>Juanita Tom</u>													
PART III.		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.									
List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.		FY 2023												FY 2024												Date 09/30/2026					
		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
Secure Funds / Finance								X	X	X																					
Planning & Designing											X	X	X																		
Hire Laborers														X	X	X															
Purchase Materials														X	X	X															
Construction														X	X	X	X	X	X	X	X	X	X	X							
PART V.		\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL								
Expected Quarterly Expenditures														50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00		

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



DR. BU NYGREN
Navajo Nation President

Bahastl'ah Chapter

Post Office Box 4424
Yahtahey, New Mexico 87375
Phone: 505-735-2600 Fax: 505-735-2605
twinlakes@navajochapters.org



RICHELLE MONTOYA
Navajo Nation Vice President

Nathan Notah
Council Delegate

Vacant
President

Tom Begay
Vice-President

Joan M. Nez
Secretary/Treasurer

Larry Tsosie
Grazing Official

RESOLUTION NO: BAH-23-03-16-110

RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR POWERLINE EXTENSION PROJECT IN THE AMOUNT OF \$200,000.00

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Bahastl'ah Chapter is a duly recognized certified Chapter of the Navajo Nation Government, as listed at 11 N.N.C., Part 1, Section 10; and
2. Pursuant to 26 N.N.C., Section 1 (B) Bahastl'ah Chapter is vested with the authority to review all matters affecting the community and to make appropriate corrections when necessary and make recommendations of the Navajo Nation and other local agencies for appropriate actions; and
3. To support the efforts of the Navajo Nation to mitigate the effects of the American Rescue Plan Act (ARPA) Fiscal Recovery Funds were allocated to develop the basic anti-infrastructure to improve lives of people who have lived without water, electricity and basic services to support their daily activities, health, and welfare"; and
4. The Bahastl'ah Chapter identified the Powerline Extension Project to assist community members using the American Recovery Plan Act funding in the amount of \$200,000.00; and
5. The Bahastl'ah Chapter affirms that the Chapter will only use awarded Fiscal Recovery Funds and implement this FRF Expenditure Plan in compliance with the ARPA, ARPA Regulations, and with all applicable federal and Navajo Nation laws, regulations, and policies.

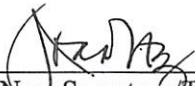
NOW THEREFORE BE IT RESOLVED THAT;

The Bahastl'ah Chapter hereby requests the Navajo Nation Fiscal Recovery Fund, Division of Community Development and then Department of Justice to consider the Bahastl'ah Chapter Powerline Extension project for Twin Lake Community.

CERTIFICATION

We hereby certify that the foregoing chapter resolution was duly considered by the Bahastl'ah (Twin Lakes) Chapter at which a quorum was present and the same was passed with a vote 13 in favor, 01 opposed, and 07 abstained on this 26th day of March 2023.

Vacant, President



Joan Nez, Secretary/Treasurer



Tom Begay, Vice President

Motioned By: Shirline Jones

Seconded By: Donovan Sherman