



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 0443-2

Date & Time Received: 4/11/24 at 16:19

Date & Time of Response: April 23, 2024 at 11:00 am

Entity Requesting FRF: Tohatchi Chapter

Title of Project: House Wiring

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$204,800.00

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:
2.18 Housing Support: Other Housing Assistance

**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: \_\_\_\_\_  
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Name of DOJ Reviewer: Lorenzo Curley

Signature of DOJ Reviewer: *Lorenzo Curley*

**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](mailto: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.

**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: Tohatchi Chapter Date prepared: 03/22/2024

Chapter's P.O. Box 287 phone/email: (505) 733-2845  
mailing address: Tohatchi, NM 87325 website (if any): Tohatchi@navajochapters.org

This Form prepared by: Maria Allison phone/email: (505) 733-2845  
Community Service Coordinator mallison@nnchapters.org  
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: House Wiring

Chapter President: Harry Moore, Jr. phone & email: (505) 870-9082 smoore@naataanl.org

Chapter Vice-President: Mike Halona phone & email: (505) 797-1822 mhalona@nnd.org

Chapter Secretary: Jean Crawford phone & email: (505) 400-2836 jcrawford@navajochapters.org

Chapter Treasurer: Jean Crawford phone & email: (505) 400-2836 jcrawford@navajochapters.org

Chapter Manager or CSC: Maria Allison phone & email: (505) 733-2845 mallison@nnchapters.org

DCD/Chapter ASO: Dereck Echohawk phone & email: (505) 268-3153 ddechohawk@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Electrical Contractor, Navajo Tribal Utility Authority  
 document attached

Amount of FRF requested: \$204,800 FRF funding period: 10/01/2023 - 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 form provide electrical materials to ten(10) homes as needed to housewire homes for Tohatchi Community. Contractual Services for electricians to install/implement the house wiring accordingly and pass NTUA inspection in order to get the electrical hook-up.  
 document attached

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

This project will benefit the needs of the Tohatchi Community by providing housewiring to community members with a safe and healthy place and improve the daily livelihood of the individuals/constituents.  
 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:

Homes identified for housewiring  
Advertise for contractors: October 2023  
Purchasing all materials by contractor  
The project to complete by September 2026 to (10) homes  document attached

(d) Identify who will be responsible for implementing the Program or Project:  
The Tohatchi Chapter will provide oversight of the project until completed. Will work with Navajo Tribal Utility Authority to meet their requirements and obtain affidavit of housewiring.  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 homeowners will be responsible for the operations and maintenance of their homes.  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: 2.18  
Tohatchi Chapter will provide house wiring assistance to community members that are living in sub-standard conditions to increase their health and safety.  document attached

**Part 3. Additional documents.**

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

Tohatchi Community Chapter Resolution Number: TOH: 026-03-2023 is attached.  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] Approved by: [Signature]  
signature of Preparer CONTRACT PERSON signature of Chapter President (or Vice-President)

Approved by: [Signature] Approved by: [Signature] 04/09/2024  
signature of CSC signature of Chapter ASO

Approved to submit for Review: [Signature] 04/09/2024  
signature of DCD Director

PART I. Business Unit No.: <u>New</u>		Program Title: <u>Tohatchi Chapter - House Wiring</u>		Division/Branch: <u>DCD/Executive</u>				
Prepared By: <u>Maria Allison</u>		Phone No.: <u>(505) 733-2845</u>		Email Address: <u>mallison@nnchapters.org</u>				
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY			
NN Fiscal Recovery Funds		05/01/23-09/30/26	\$204,800	100%	Fund Type Code	Original Budget (A)	Proposed Budget (B)	Difference or Total (C)
					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	0	\$204,800	\$204,800
					9000 Capital Outlay			
					9500 Matching Funds			
					9500 Indirect Cost			
					<b>TOTAL</b>	\$0.00	\$204,800	\$204,800
PART IV. POSITIONS AND VEHICLES		Total # of Positions Budgeted:		Total # of Vehicles Budgeted:				
		0		0				
		0		0				
		0		0				
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.								
SUBMITTED BY: <u>Jaron M. Charley, Department Manager II</u>		APPROVED BY: <u>Arbin Mitchell, Executive Director</u>		Division Director / Branch Chief's Printed Name				
Program Manager's Printed Name		Program Manager's Signature and Date		Division Director / Branch Chief's Signature and Date				
		04/09/2024		04/09/2024				



THE NAVAJO NATION  
 DETAILLED BUDGET AND JUSTIFICATION

<b>PART I. PROGRAM INFORMATION:</b> Program Name/Title: <u>Tohatchi Chapter - House Wiring</u> Business Unit No.: <u>        </u> New			
<b>PART II. DETAILED BUDGET:</b>			
(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)
6000	Subcontracted Services  6960 To provide electrical house wiring to (10) homes to improve the basic quality of life	\$204,800	\$204,800
<b>TOTAL</b>		\$204,800	\$204,800








# Nathan Notah

25<sup>th</sup> Navajo Nation Council Delegate  
P.O. Box 3390  
Window Rock, Arizona 86515  
Tel: 505-422-9425  
Email: [nathan.notah@navajo-nsn.gov](mailto:nathan.notah@navajo-nsn.gov)

Coyote Canyon - Mexican Springs - Naschitti - Tohatchi - Twin Lakes

## MEMORANDUM

**To:** Lisa Jymm, Executive Director  
Navajo Nation Fiscal Recovery Fund Office

**From:**   
Honorable Nathan Notah, Delegate  
25<sup>th</sup> Navajo Nation Council

**Date:** March 15, 2024

**Subject:** Requesting Expenditure Plan Amendment

This memorandum is to notify your office that Tohatchi Chapter is changing their expenditure plans for ARPA funds that have been previously legislated and approved with CAP-20-23. Tohatchi Chapter, working with Division of Community Development and LAM, Corp., requires an amendment to the funding amounts for the projects listed below.

The following projects will be amended:

<u>Project Name</u>	<u>Approved Amount</u>	<u>Amended Amount</u>	<u>Business Unit</u>
1. Powerline Extension	\$105,320.00	\$ 79,000.00	K2115363
2. Bathroom Addition	\$250,610.00	\$320,000.00	K2115149
3. House Wiring	\$ 91,445.00	\$204,800.00	K2115150
4. Septic System	\$950,918.00	\$751,900.00	K2115151
5. Waterline Extension	\$278,000.00	\$198,000.00	K2155152
6. Cemetery Expansion	\$ 84,178.00	\$146,300.00	K2115367

The projects identified in the packets were legislated and only require a change in the amounts of funding. No changes in the scopes of work on Appendix A are required. Please consider expediting the approval of these changes if possible.

Your consideration and approval are greatly appreciated. If you have any questions, please contact me directly at (505)422-9425 or [nathan.notah@navajo-nsn.gov](mailto:nathan.notah@navajo-nsn.gov).

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