



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 0454-2

Date & Time Received: 4/23/24 at 14:29

Date & Time of Response: May 3, 2024 at 9 am

Entity Requesting FRF: Twin Lakes Chapter

Title of Project: Housing Renovation and Repair

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$250,000

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

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

Chapter's mailing address: P.O. Box 4424 phone/email: (505) 735-2600  
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: Housing Renovation and Repair

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: \$250,000 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 renovate and repair home roofing for Twin Lakes community members. The project will also construct handicap rails/ramps for elderly and disabled Twin Lakes community members. The project will provide safe and habitable homes for community members that require housing. The home repairs are necessary for having a stable and healthy home environment.

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 a habitable home that is temperate and safe for families. The renovations and handicap accessibility additions will support the community members' health and quality of life.

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 Department of Community Development, Twin Lakes Chapter Officials and Administration, and CLUP-C.  
 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. 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:

3.12 Housing Support  
 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: [Signature] signature of Chapter President (or Vice-President)  
Approved by: [Signature] signature of Chapter ASO  
Approved to submit for Review: Lisa Jymm. NAFRFO signature of DCD Director

FY 2023

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: K - [New] Program Title: Twin Lakes Housing Renovation & Repair Division/Branch: Div. Comm. Development

Prepared By: Juanita Tom

Phone No.: 505.735.2603

Email Address: jrtom@nnchapters.org

Table with columns: 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. Includes rows for NN Fiscal Recovery Funds and various budget categories like Personnel Expenses, Travel Expenses, etc.

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

SUBMITTED BY: James Adakai, Deputy Director Program Manager's Printed Name [Signature] 4-4-23 Program Manager's Signature and Date

APPROVED BY: Calvin Castillo, Executive Director Division Director / Branch Chief's Printed Name [Signature] 4/4/23 Division Director / Branch Chief's Signature and Date

DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:

Program Twin Lakes Housing Renovation/Repair Business Unit No: NEW

PART II. DETAILED BUDGET: \$150,000.00

(A)	(B)	(C)	(D)
Object Code (LOD 6.1)	<p align="center"><b>Object Code Description and Justification (LOD 7)</b></p> <p>8555: (Chapter Projects) <b>Assistance:</b> Housing assistants for Twin Lakes Community members to Renovation and Repair due to Decapitated homes from weatherization damages. To assist families with: Windows, doors, roofing, Interior walls, ceiling, flooring panels and etc., Project will also include handicap rails for the elderliess with disability in our community.</p>	Total by DETAILED Object Code (LOD 6) <del>\$</del> 150,000.00	Total by MAJOR Object Code (LOD 4) <del>\$</del> 150,000.00
		Total	<del>\$</del> 150,000.00

**THE NAVAJO NATION  
PROJECT BUDGET SCHEDULE**

<b>PART I. Business Unit No.:</b> <u>NEW</u>															<b>PART II. Project Information</b>																		
Project Title: <u>Twin Lakes (Bahast'ah) Housing Renovation &amp; Repair</u>															Project Type: <u>8555: Chapter Projects</u>																		
Project Description <u>Renovate and repair homes for community members; roflooring, ofing, replaced interior/exterior panels, bathroom addition, and replaced windows &amp; doors.</u>															Planned Start Date: <u>3/2/2023</u>																		
Check one box: <input checked="" type="checkbox"/> Original Budget <input type="checkbox"/> Budget <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification															Planned End Date: <u>9/30/2026</u>																		
															Project Manager: <u>Juanita Tom</u>																		
<b>PART III.</b> List Project Task separately; such as Plan, Design, Construct, Equip or Furnish.		<b>PART IV. Use Fiscal Year (FY) Quarters to complete the information below. O = Oct.; N = Nov.; D = Dec., etc.</b>																				Expected Completion Date if project exceeds 8 FY Qtrs.											
		FY 2023										FY 2024																					
		1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			Date 09/30/2026							
		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	X	X	X	X	X	X	X		
<b>PART V.</b> Expected Quarterly Expenditures		\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL							
																										\$150,000.00							
																										\$2,500.00							
																													\$2,500.00				
																													\$2,500.00				
																													\$2,500.00				



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](mailto: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-23-03-16-105

### RESOLUTION OF THE BAHASTL'AH (TWIN LAKES) CHAPTER TO ACCEPT AND APPROVE THE AMERICAN RECOVERY PLAN ACT (ARPA) FUNDING FOR HOUSING RENOVATION AND REPAIR PROJECT IN THE AMOUNT OF \$150,000.00

#### 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 Housing Renovation and Repair Project to assist community members using the American Recovery Plan Act funding in the amount of \$150,000.00; 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.

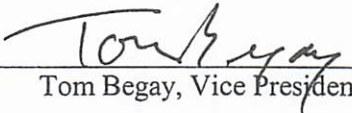
#### NOW THEREFORE BE IT RESOLVED THAT;


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 Housing Renovation and Repair project for Twin Lakes 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 02 abstained on this 26th day of March 2023.

\_\_\_\_\_  
Vacant, President

  
\_\_\_\_\_  
Tom Begay, Vice President

  
\_\_\_\_\_  
Joan Nez, Secretary/Treasurer

Motioned By: Shirline Jones

Seconded By: Donovan Sherman





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 0454 REISSUED

Date & Time Received: 4/5/23 at 17:24

Date & Time of Response: 4/12/23 at 18:31 REISSUED: 4/28/23 at 17:00

Entity Requesting FRF: Twin Lakes Chapter

Title of Project: Infrastructure and Renovation Modular Buildings

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$150,000.00

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:
2.22, Strong Healthy Communities: Neighborhood Features that Promote Health and Safety

**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: Please note that we have modified the expenditure code from the requested 6.1 (Government Services) to 2.22 (Strong Healthy Communities) because (1) the Project would qualify under either code, and (2) 2.22 is more favorable because, unlike 6.1, it is not limited to the Nation's lost revenue.

HK number was incorrect and a missing signature on the Concurrence Memo

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Name of DOJ Reviewer: MacArthur Stant

Signature of DOJ Reviewer: MacArthur Stant

Digitally signed by MacArthur Stant  
Date: 2023.04.12 18:32:16 -06'00'

**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@nndo.org](mailto:arpa@nndo.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.

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Recd 4/22/24



# Nathan Notah

25<sup>th</sup> Navajo Nation Council Delegate

P.O. Box 3390

Window Rock, Arizona 86515

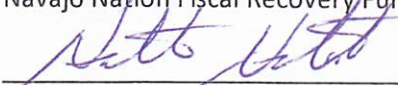
Tel: 505-422-9425

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:** April 12, 2024

**Subject:** Requesting Expenditure Plan Amendment

This memorandum is to notify the FRF Office and all approving departments that Twin Lakes Chapter is amending their expenditure plans for ARPA funds previously legislated and approved with CJY-53-23 and NABIO-29-23. Twin Lakes Chapter, working with Division of Community Development and LAM, Corp., requires an amendment to the funding amounts for the re-submitted projects.

Additionally, a project name correction is requested to the Expenditure Plan/Project name for HK054, "Twin Lakes Chapter Infrastructure and Renovation of Modular Buildings Project". The correct title for the project is "Housing Renovation and Repair". The error is the project name only and does not affect the expenditure plan in scope of work or outcome.

The following project fund amounts to be amended:

<u>Project Name</u>	<u>Approved Amount</u>	<u>Amended Amount</u>	<u>Business Unit</u>
1. Public Employment	\$ 200,000	\$ 0	K2115460
2. Bathroom Addition	\$ 200,000	\$ 300,000	K2115365
3. Housing Renovation and Repair	\$ 150,000	\$ 250,000	HK0454
4. Chapter HVAC	\$ 150,000	\$ 75,000	K2115463
5. Electric House-Wiring	\$ 200,000	\$ 275,000	HK0455

The projects identified above require changes in the amounts of allocated funding. No changes in the scopes of work or project outcomes 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).

Cc: File  
Twin Lakes Chapter