



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 #: HK 0293

Date & Time Received: 12/08/22 11:56

Date & Time of Response: 12/15/22 5:00 PM

Entity Requesting FRF: Dennehotso Chapter

Title of Project: Bathroom Additions

Administrative Oversight: Division of Community

Development Amount of Funding Requested: \$384,000

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: 1:14 (Other Public Health Services)

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 | |

Name of DOJ Reviewer: MacArthur Stant

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 NON-GOVERNANCE CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Non-Governance Certified Chapter requesting FRF: Dennehotso Chapter Date prepared: 10/5/2022

Chapter's P.O. Box 2301 phone/email: 928-658-3300
mailing address: Dennehotso, AZ 86535 website (if any): _____

This Form prepared by: Maricelyn Smith-Williams phone/email: 928-658-3300
Chapter Manager
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Bathroom Additions

Chapter President: Larry Tuni phone & email: 928-658-3300, Larrytuni@naataanii.org

Chapter Vice-President: Tully Begay phone & email: 928-658-3300, Tbegay@naataanii.org

Chapter Secretary: Julia Richards phone & email: 928-658-3300, jrichards@navajochapters.org

Chapter Treasurer: _____ phone & email: _____

Chapter Manager or CSC: Maricelyn Smith-Williams phone & email: 928-658-3301, msmith-williams@nnchapters.org

DCD/Chapter ASO: _____ phone & email: _____

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

Amount of FRF requested: 384,000 FRF funding period: January 1, 2023 to December 31, 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:

The \$ 384,000 funds will be used by Dennehotso Chapter for families who were affected by COVID-19 who need Bathroom Additions. Families who do not have bathrooms in there homes.

document attached

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

The Bathroom Additons will benefit low income families, high risk elders and members implacted by COVID-19, who are on fixed income, struggling financially and live in remote areas of Dennehotso Chapter boundaries, to minimize the spread of COVID-19.

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

APPENDIX A

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

Dennehotso Chapter obtain 3 quotes from potential vendors for construction for the additions. Procurement process to obtain quotes to utilize material for construction. Project is projected to be completed by 12/31/2026. The project will be completed in (4) phases. That works out to 2 bathroom additions per quarter. Each addition is est. to be completed within 30 days.

document attached

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

Dennehotso Chapter & Administrative Assistant Center will be responsible for the implementation of the Bathroom Additions.

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 completion of the project will be the responsibility of the Dennehotso Chapter to maintain the operation and maintenance cost. Each recipient will complete homeowner training prior to closing project.

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:

5.5 Infrastructure

The funds will be used by Dennehotso Chapter for building bathroom additions for 8 homes.

document attached

Part 3. Additional documents.

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

-Program Budget Summary Forms (3 Pages)
-Project recipient list (White Mesa valley waterline extension) (2 pages)
-Chapter Resolution (DCHOCT-006-2023

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: M. Smith Williams
signature of Preparer/CONTACT PERSON

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

Approved by: M. Smith Williams
signature of CSC

Approved by: [Signature] 12-5-22
signature of Chapter ASO

Approved to submit for Review: _____
signature of DCD Director

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

Business Unit				Bathroom Additions					
PART I. No.: <u>NEW</u>		Program Title: <u>Dennehotso Chapter</u>		Division/Branch: <u>on of Community Development/Exec</u>					
Prepared By: <u>Maricelyn Smith-Williams</u>		Phone No.: <u>928-853-3300</u>		Email Address: <u>Dennehotso@navajochapters.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
ARPA	1/1/2023-12/31/2026	384,000.00	100%						
				2001	Personnel Expenses				
				3000	Travel Expenses				
				3500	Meeting Expenses				
				4000	Supplies	b	0	250,000	250,000
				5000	Lease and Rental				
				5500	Communications and Utilities				
				6000	Repairs and Maintenance				
				6500	Contractual Services	b	0	134,000	134,000
				7000	Special Transactions				
				8000	Public Assistance				
				9000	Capital Outlay				
				9500	Matching Funds				
				9500	Indirect Cost				
				TOTAL			\$0.00	384,000.00	384,000
				PART IV. POSITIONS AND VEHICLES			(D)	(E)	
				Total # of Positions Budgeted:			0	0	
				Total # of Vehicles Budgeted:			0	0	
TOTAL:				\$384,000.00	100%				
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.									
SUBMITTED BY: <u>Maricelyn Smith-Williams</u>				APPROVED BY: <u>Dr. Yellowman</u>					
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name					
<u>MSmith-Williams</u> 2/1/2022				<u>Dr. Yellowman</u> 12.5.22					
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date					

FY 2023

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:

Business Unit No.: NEW

Program Name/Title:

Dennehotso Chapter

Bathroom Additions

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

1. Goal Statement:

A scattered bathroom project to assist clients in Dennehotso Chapter boundary

Program Performance Measure/Objective:

To assist 8 homes with bathroom Additions

2		2		2		2	
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2. Goal Statement:

Program Performance Measure/Objective:

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3. Goal Statement:

Program Performance Measure/Objective:

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4. Goal Statement:

Program Performance Measure/Objective:

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5. Goal Statement:

Program Performance Measure/Objective:

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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Maricelyn Smith-Williams

Program Manager's Printed Name

Maricelyn Smith-Williams 2/1/2022

Program Manager's Signature and Date

Dr. Yellowman

Division Director/Branch Chief's Printed Name

Dr. Yellowman 12.5.22

Division Director/Branch Chief's Signature and Date

FY 2023

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Dennehotso Chapter Bathroom Additions</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)
4000	Supplies : Purchase Bathroom addition materials for 28 referred by Kayenta OEH 31.2500.00x8	250.000	384.000
6500	Contractual Services: to hire a certified company that will complete the bathroom addition project.	134.000	
TOTAL		384.000	384.000 +

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>NEW</u> Project Title: <u>Dennehotso Chapter</u> Project Description <u>Bathroom Addition</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													PART II. Project Information Project Type: <u>Bathroom Additions</u> Planned Start Date: <u>1/1/2023</u> Planned End Date: <u>12/31/2026</u> Project Manager: <u>Maricelyn Smith-Williams</u>																	
PART III. List Project Task separately: such as Plan, Design, Construct. Equip or Furnish.	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.										
	FY 2023												FY 2024																	
	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
01/01/2023 - 3/31/2023 Assesment of homes	x	x																												
04/01/2023 - 06/01/2023 OEH Assessment of Homes				x	x	x	x	x																						
06/01/2023-12/31/2026 Construction of Bathroom Additions									x	x	x	x	x	x	x	x	x	x	x	x	x	x	x							
PART V. Expected Quarterly Expenditures	\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL								
																						384,060 384,060								

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

PROJECT: NA-18-T76/XS4 White Mesa Valley Waterline Extension

BATHROOM ADDITION		
NAME		GPS LOCATION
1. TULLEY BLACKMOUNTAIN (OCTAGON)		36°41'12.10"N, 109°50'03.05"W
2. DORTHY BLACKWATER (OCTAGON)		36°38'42.94"N, 109°50'31.47"W
3. LARSON BEGAY (HOUSE)		36°38'43.58"N, 109°50'31.44"W
4. ELAINE BENALLY (OCTAGON)		36°38'51.19"N, 109°49'24.38"W
5. TERRY PELT (OCTAGON)		36°38'36.68"N, 109°49'24.65"W ✓
6. MERCER KATSO (OCTAGON)		36°39'05.48"N, 109°48'45.44"W
7. ALFREDA MANHIEMER (OCTAGON)		36°38'38.59"N, 109°48'11.41"W
8. FANNIE BENALLY (HOUSE)		36°36'06.04"N, 109°49'24.56"W

BATHROOM ADDITIONS LIST

NA-18-T76 (Dennehotso White Mesa Valley Waterline Extension)

No.	Name	House Type	First Service	COORDINATES		Bathroom Addition Required
				LAT	LONG	
1.	Patricia Blackmountain ✓	E-1	Yes	36°41'05.4"	109°50'02.8"	Yes
2.	Terry Pelt ✓	E-1	Yes	36°38'37.0"	109°49'24.5"	Yes
3.	Susie Descheeny	E-1	Yes	36°38'40.0"	109°48'57.5"	Yes
4.	Seymore Katso ✓	E-1	Yes	36°48'31.9"	110°01'28.3"	Yes
Subtotal						4 BA

Notes: E-1 – Existing Housing; H-5 - Other Housing; (h) hogan (m) mobile home

5. *Caroline Clark E-1 yes*

Table I
Individual Project Participant List
NA-20-LB2/21-W45

No.	Home		House Type	First Service	COORDINATES		Bathroom Addition Required
	No.	Homeowner			LAT	LONG	
6.	99474	Ben Reddye	E-1(h)	Yes	36°48'31.9"	110°01'28.3"	Yes
Subtotal							1 BA

Notes: H-5 = Other Housing; E-1 = Existing Housing; (h) hogan (m) mobile home



DENNEHOTSO CHAPTER
.25 Miles North of MP 417.5 on HWY 160
PO Box 2301
Dennehotso, Arizona 86535

Larry Tuni, Chapter President
Tully Begay, Chapter Vice-President
Julia Richards, Chapter Sec./Treasurer
Kenneth Johnson, Grazing Official
Nathaniel Brown, Council Delegate

TELEPHONE: 928.658.3300/3301 FAX: 928.658.3304 EMAIL: dennehotso@navajochapters.org

Johnathan Nez
President

DCHOCT-006-2023

Myron Lizer
Vice-President

RESOLUTION OF DENNEHOTSO CHAPTER

Approving the Appendix, A, the Navajo Nation Fiscal Recovery Funds Request Form & Expenditure Plan for Dennehotso Chapter's Construction of Bathroom Additions for Chapter Membership Who Do Not have Running Water or Septic System, to Mitigate the COVID-19 Pandemic.

WHEREAS:

1. Pursuant to 26 N.N.C Section 3 (A), the Dennehotso Chapter continues as a 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), the Dennehotso Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction(s) when necessary and make recommendation(s) to the Navajo Nation and other local agencies for appropriate action(s); AND
3. The Dennehotso Chapter is requesting funding from the ARPA funding pool in the amount of \$384,000; for the Construction of bathroom additions, waterline extensions and installation of scattered cistern tank systems; to mitigate the COVID-19 Pandemic; AND
4. Some of Dennehotso Chapter's memberships who live in remote locations do not have bathrooms additions with adequate indoor plumbing, potable running water, waterline extension and cistern tank system; they are at risk to COVID-19 Pandemic; AND
5. The Dennehotso Chapter will work in corporation with Kayenta IHS Service Unit-Office of Environmental Health (OEH) for the construction of bathroom additions and installation of waterline extension and scatter cistern tank system; AND
6. The Dennehotso Chapter will advertise through the Navajo Times newspaper for an Invitation for Bid to potential vendors operating on and off the Navajo Nation, announcing a Competitive Sealed Bidding.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Dennehotso Chapter hereby approves the Appendix A, the Navajo Nation Fiscal Recovery Funds Request Form & Expenditure Plan for Dennehotso Chapter's Construction of Bathroom Additions for Chapter Membership Who Do Not Have

Running Water or Septic System, to Mitigate the COVID-19 Pandemic; attached as Appendix "A".

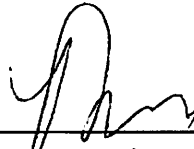
2. The Dennehotso Chapter Administration and HIS-OEH will be responsible for implementation of the bathroom additions project.
3. The Dennehotso Chapter IHS Service Unit-Office of Environmental Health has determined the Bathroom Additions Project feasible, and they have identified the project as funded on their SCS Report.
4. The Dennehotso Chapter Administration shall initiate the Construction of the Bathroom Additions in Fiscal Year 2023, and the estimate date of completion of the Project will be before December 31, 2026

CERTIFICATION

We, hereby, certify that the foregoing resolution was duly considered by the Dennehotso Chapter at a duly called meeting in DENNEHOTSO, Navajo Nation, Arizona; at which a quorum was present and that the same was passed by a vote of 09 in favor, 00 opposed and 01 abstained this 12th day October, 2022.

Motion by: Evie Tsosie

Second by: Phyllis Yazzie



Larry Tuni, Chapter President
Dennehotso Chapter, Western Navajo Agency