

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:	
\square (1) Public Health and Economic Impact	· ·
☐ (3) Government Services/Lost Revenue	☐ (4) Water, Sewer, Broadband Infrastructure
U.S. Department of Treasury Reporting Exp	enditure Category:

Procedures): ☐ Expenditure Plan incomplete ☐ Missing Form ☐ Supporting documentation missing ☐ Funds will not be obligated by \square Project will not be completed by 12/31/202612/31/2024 ☐ Ineligible purpose ☐ Incorrect Signatory ☐ Submitter failed to timely submit CARES reports ☐ Inconsistent with applicable NN or ☐ Additional information submitted is insufficient federal laws to make a proper determination Other Comments: Name of DOJ Reviewer:

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

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.

Alilton Davidson
President

Deborah Nelson Vice-President

Percy B. Anderson Secretary-Treasurer



Seth Damon 25th Navajo Nation Council

Vacant
Community Services Coordinator

Kathleen Arviso Land Board Member

MANUELITO (KIN HOZHONI) CHAPTER GOVERNMENT

HCR 57 BOX 9069 GALLUP, NEW MEXICO 87301
PHONE (505) 905-3073 • FAX (505) 905-0606
Email: manuelito@navajochapters.org

Resolution #MANU11-22-22-052

RESOLUTION OF THE MANUELITO NAVAJO CHAPTER

Supporting and approving the American Rescue Plan Act (ARPA) expenditure plan for the scattered home renovations project to include weatherization, addition, roof repair and any ADA compliant supplies for home in the amount of \$200,000 for Manuelito Chapter community members.

WHEREAS:

- 1. N.N.C. Title 26 delegates Navajo Nation Chapters certain authority to review all matters affecting the community based on sound decision which are consistent with the Navajo Nation codes, laws, custom, and tradition; and
- 2. Pursuant to 26 N.N.C., Section 1 (B) Manuelito Navajo Chapter is vested with the authority on all matters affecting the community, make appropriate actions when necessary and make recommendations to the Navajo Nation government and other federal/state/local agencies; and
- The Manuelito Navajo Chapter has determined that during the COVID pandemic many homes impacted did not have the ability to focus on home maintenance and as a result there are homes lived in by elderly and the multigenerational are in need of home renovation; and
- 4. The Manuelito Navajo Chapter has determined that roof repair, weatherization, and an addition to home for multigenerational homes including any ADA requirements for the physically disabled is necessary to assist families to combat any COVID related viral infections due to inclement weather.

NOW THEREFORE BE IT RESOLVED:

- The Manuelito Chapter supports and approves the American Rescue Plan Act (ARPA)
 expenditure plan for its scattered home renovations project including weatherization, roof
 repair, and addition to multigenerational homes in the amount of \$200,000 for Manuelito
 community members; and
- 2. The Manuelito Chapter supports the home renovation project and affirms that the Chapter will use awarded ARPA funding in compliance with ARPA guidelines and regulations, and all other applicable Navajo Nation and federal laws and regulations.

CERTIFICATION

WE HEREBY CERTIFY that the foregoing resolution was duly considered at a duly called meeting at Manuelito Chapter (Navajo Nation), New Mexico, at which a quorum was present and that the same was passed by a vote of 37 in favor, 0 opposed, and 13 abstaining on this 22nd day of November 2022.

Deborah Nelson, Chapter Vice-President

Motion by: Chester Nez Second by: Justin Adakai

Milton Davidson, Chapter President

Percy B. Arlderson, Chapter Sec/Treasurer

Re: Scattered Home Renovations Project

Percy Anderson <panderson@navajochapters.org>

Tue 1/31/2023 12:38 PM

To:Leonora Henderson < lhenderson@navajo-nsn.gov>;

Cc:Manuelito Chapter <manuelito@navajochapters.org>; mdavidson@naataanii.org <mdavidson@naataanii.org>; dnelson@naataanii.org>; dnelson@naataanii.org>; Lisa Jymm Jymm@navajo-nsn.gov>; Michael M. Tsosie <mmtsosie@navajo-nsn.gov>; Shirlene S. Johnson <ssjohnson@navajo-nsn.gov>; Tiannalese M. Taylor <ttaylor@navajo-nsn.gov>; Paulene McCabe <paulene_mccabe@yahoo.com>;

Good afternoon Lenora.

After talking with the other Chapter officials (Milton Davidson & Deborah Nelson) and the Chapter's Project Manager (Paulene McCabe), here are the responses to the 3 questions posed:

- 1. There will be no additions to homes. We are removing that from the expenditure plan language. We will focus only on roof repair, weatherization, and repair work to homes.
- 2. An assessment of the home will be conducted by the Chapter administration with referrals from the CHR and other sources to be one of several factors to determine priority eligibility. First and foremost is the requirement of an approved signed homesite / residential lease agreement or a home mortgage or deed for the home/land that one owns or is purchasing. The amount of \$200,000 is for 40 homes up to \$5,000 each. There will be no exceeding the amount provided to homeowners. Up to \$5,000 is the limit. Any additional amount beyond \$5k is the responsibility of the homeowner.
- 3. The only limitation to home renovation is if the homeowner does not have a homesite/residential lease or deed to home or land that the home is on. It's a requirement to receive infrastructure services to home. Some factors to consider for recipients is being a registered voter of Manuelito, homesite/residential/deed for home/land, the elders, grandparents caretaking grandchildren, the physically disabled, and multigenerational homes. Especially homes that are critically dilapidated and impacted by covid omicron viruses.

Percy Byron Anderson Manuelito Chapter Secretary/Treasurer

On Fri, Jan 20, 2023 at 2:00 PM Leonora Henderson < lhenderson@navajo-nsn.gov> wrote:

Good Afternoon,

DOJ is requesting additional information on your scattered home project. Please see attached eligibility determination letter and provide a response to the questions. Once you complete a response, please e-mail to our office and we will submit it to DOJ for your chapter. Thank You.

Leonora Henderson, MBA Senior Program & Project Specialist Navajo Nation Fiscal Recovery Fund Office P.O. Box 2469 Window Rock, Arizona 86515 Business Phone: (928) 309-5532

Business Cell Phone: (928)270-8407 Email: lhenderson@navajo-nsn.gov



NAVAJO NATION DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

ETHEL B. BRANCH Attorney General

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

RFS/HK Review #: HK0372											
Date & Time Received: 12/23/22 at 10:43											
Date & Time of Response: 19 January 2023; 3:56 pm											
Entity Requesting FRF: Manuelito Chapter											
Title of Project: Scattered Home Renovations	· · · · · · · · · · · · · · · · · · ·										
Administrative Oversight: Division of Commun	nity Development										
Amount of Funding Requested: \$200,000											
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 Exp	enditure Category: To be determined										

Procedures): ☐ Expenditure Plan incomplete ☐ Missing Form ☐ Funds will not be obligated by ☐ Supporting documentation missing ☐ Project will not be completed by 12/31/2026 12/31/2024 ☐ Incorrect Signatory ☐ Ineligible purpose ☐ Inconsistent with applicable NN or ☐ Submitter failed to timely submit CARES reports federal laws Additional information submitted is insufficient to make a proper determination Other Comments: We need more information to determine if the proposed housing renovation assistance is an eligible use. To assist us, please provide answers to the following questions in as much detail as possible and include any applications or other relevant information, including any attachments. 1. In addition to roof repair and weatherization, the documents note that the Project will provide funding to construct additions to homes. What type of home additions will be constructed? 2. How does someone qualify for a housing renovation project? How will the Chapter prioritize projects if the need exceeds the funding amount? 3. Are there any limitations on the types of housing renovation projects and/or the dollar amounts involved per home? Name of DOJ Reviewer: Adjua Adjei-Danso Signature of DOJ Reviewer: Adjua Adjei-Danso Digitally signed by Adjua Adjei-Danso Date: 2023.01.19 15:58:13 -07'00'

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

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THE NAVAJO NATION FISCAL RECOVERY FUNDS **REQUEST FORM & EXPENDITURE PLAN**FOR **NON-GOVERNANCE CERTIFIED CHAPTERS**

Part 1. Identification of parties.

Non-Governance Certified Chapter Manuelito Chapter requesting FRF:	Date prepared: 11/25/22
Chapter's HCR-57, POB 9069, Gallup, NM 87301	phone/email: 505-905-3073
mailing address:	website (ifany): manuelito@navajochapters.org
This Form prepared by:	phone/email: 505-713-1510
Percy B. Anderson, Manuelito Chapter Secretary/Treasurer	panderson@navajochapters.org
CONTACT PERSON'S name and title	CONTACT PERSON'S into
Title and type of Project: Scattered home renovations	
Chapter President: Milton Davidson	phone & email: mdavidson@naataanii.org
Chapter Vice-President: Deborah Nelson	phone & email: dnelson@naataanii.org
Chapter Secretary: Percy B. Anderson	phone & email: panderson@navajochapters.org
Chapter Treasurer:	phone & email:
Chapter Manager or CSC: Vacant	_ phone & email:
DCD/Chapter ASO: _Guarena Adeky	phone & email: gadeky@nndcd.org
List types of Subcontractors or Subrecipients that will be paid with FRF (if k	
	61 3/ document attached
Amount of FRF requested: 200,000 FRF funding period: Jar	nuary 2023 to December 2025 16 indicate Project starting and ending/deadline date
	indicate rioject statung and ending todamic date
Part 2. Expenditure Plan details.	
 (a) Describe the Program(s) and/or Project(s) to be funded, including how and what COVID-related needs will be addressed: 	the funds will be used, for what purposes, the location(s) to be served,
Project: Scattered home renovations. Especially for	
Families impacted by the COVID and other related vi	
weatherization, roof repair, addition to home, and AD address the public safety of homes for occupants' he	
address the public salety of homes for secupation he	and womerson
	☐ document attached
(b) Explain how the Program or Project will benefit the Navajo Nation, Na	The state of the s
The scattered home renovations project will benefit the	
public safety, public health and wellness of having a	stable renovated home.
	☐ 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: Supplies will be purchased for projects on weatherization, roof repairs, addition to homes, and ADA compliant equipment and supplies for homes of the physically disabled by December 2026. document attached (d) Identify who will be responsible for implementing the Program or Project: Implementation of projects on purchase of supplies and possibly identifying homes for those that need laborers will be the Chapter administration. ☐ 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: Operation and maintenance of renovated homes will be the owner and occupants of the home. ☐ 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: 2.18 Housing support; Other housing assistance. For home renovations as described. document attached Part 3. Additional documents. List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate N/A): N/A ☐ 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 Approved by: Preparer: rer/CONTACT PERSON Approved by: Approved by: signature of CSC Approved to submit for Review:

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 3 BUDGET FORM 1

PART I. Business Unit No.:	New	Program Title:		Munuality Chapter Home Renovations		Division/Branch:	Manuelito Cha	pter					
Prepared By: Percy	B. Anderson	Phone	No.:	505-713-1510 Email	Address:	pandersor	panderson@navajochapters.org						
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type	(A) NNC Approved	(B)	(C) Difference or					
NN Fiscal Recovery Funds			Code	Original Budget	Proposed Budget	Total							
	11:123-			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									
	100			7000 Special Transactions									
				8000 Public Assistance	4	0	200,000	200,000					
				9000 Capital Outlay									
				9500 Matching Funds									
				9500 Indirect Cost									
					TOTAL	\$0.00	200,000.00	200,000					
				PART IV. POSITIONS AND VEHICLES		(D)	(E)						
				Total # of Positions Bo	udgeted:	9	9						
	TOTAL:	\$200,000.00	100%	Total # of Vehicles Bi	udgeted:	0	0						
	GETHAT THE INF latsa Jim-Martin	ORMATION CON	TAINED	IN THIS BUDGET PACKAGE IS COMPLET APPROVED BY: Pearl	E AND AC								
1º	rogram Manager's	Printed Hame	<u>`</u>			or / Branch Chief's Pr		-					
Prog	ram Manager's Sig	gnature and Date	9	Division	Director	Branch Chief's Signa	ature and Date	-					

FY 2023

THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

Page 2 of 3 BUDGET FORM 2

Business Unit No.: New Program Name/Title: Home Renovations PART III. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM: PART III. PROGRAM PERFORMANCE CRITERIA: 1st QTR 2nd QTR 3rd QTR 4th Goal Actual Go	OTR Actual
PART III. PROGRAM PERFORMANCE CRITERIA: 1st QTR 2nd QTR 3rd QTR 4th Goal Actual Goal Actual Goal Actual Goal 1. Goal Statement: To identify homes that are in need of repair. Program Performance Measure/Objective: Homeowner complete a Chapter work service request form to be assessed thereafter. 2. Goal Statement: Identify a vendor after receiving bids to purchase building materials.	
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2. Goal Statement: Identify a vendor after receiving bids to purchase building materials.	
Identify a vendor after receiving bids to purchase building materials.	
Program Performance Measure/Objective:	
Acquire price quotes based on requested materials. Assessment of home to be done.	
3. Goal Statement:	
Delivery of building supplies to home.	
Program Performance Measure/Objective:	
Homeowner to identify who will complete construction or Chapter may provide laborers.	
4. Goal Statement:	
Monitoring, project management, and closeout.	
Program Performance Measure/Objective:	
Chapter administration.	
5. Goal Statement:	
Program Performance Measure/Objective:	
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.	
Sonlatsa Jim-Martin Pearl Yellowman	
Program Manager's Printed Name Division Director/Branch Chief's Printed Name	
Sould the Complete When 12.2.22	
Program Manager's Signature and Date Division Director/Branch Chief's Signature and Date	

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

Page 3 of 3 BUDGET FORM 4

	ROGRAM INFORMATION:	Manual to Chipter			
	Program Name/Title:	Home Renovations	Business Unit No.:	New	
PARTII	DETAILED BUDGET:				
(A)	DETRIELD BODGET.	(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)
8000	Assistance				200,000.00
8500	Housing construction materials			200,000.00	
8510	Self-help materials		1.0		
8520	Weatherization				
	40 homes at \$5,000 each for weather	rization, roof repair, addition to home, and materials for physically disabled (max	ximum) = \$200,000.00		
				-	
			TOTAL	200,000.00	200,000.00

PART I. Business Unit No.: NEW				-	_			-			_				7	_				_	_	PAR	T II		_	Proje	ect Inf	forma	tion	_
Project Title: Home renovation	ons		_	M	mu	elik	/	hus	No													_	ect Ty	oe:	Hom		vation			
Project Description To assist h		wners									me, ar	nd wit	h build	dina m	ateria	ls for						1		art Date			ary 2			_
home ramps and other fixtures																						4		nd Date			2025			
Check one box:										j		H.	3	9								Proje	ect Ma	nager:	Perc	y B. A	nders	on		
PART III.	PAR	T IV.	Us	e Fisc	cal Ye	ar (FY) Qua	rters t	o com	plete t	the inf	ormat	ion be	elow.	0=0	ct.; N	= Nov	ı.; D =	Dec.	etc.					- F	necte	d Com	nletio	n Date	e if
List Project Task separately; such	FY 2023 FY 2024																					FY Qt								
as Plan, Design, Construct, Equip or Furnish.		1st Q	tr.		2nd C	Qtr.		3rd Q	tr.		4th Qt	r.		1st Q	tr.		2nd Q	tr.		3rd Q	tr.		4th C	tr.		Date	Decer	mber 2	2025	
	0	N	D	J	F	M	Α	М	J	Jul	Α	S	0	N	D	J	F	М	Α	М	J	Jul	Α	S	0	N	D	J	F	М
Identify homes that need repair; assessments needed Begin ordering building supplies Identify contractors/vendors to work on homes; laborers				x	X	X	x	x	x	x	x	x	x	x	x	x	x													
Begin home renovations																		X	X		X	X	X	X	x	X	X			
PART V.	_	\$		-	\$		-	\$		-	\$			\$		_	\$			\$		+-	\$		+	PF	ROJE			
Expected Quarterly Expenditures		,					1.	50,000	0.00	_			5	0,000	.00				L							_	\$200	,000.0	0	

FOR OMB USE ONLY:	Resolution No:	FMIS Set Up Date:	Company No:	OMB Analyst:
			to the same of the	