



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 #: HK0314

Date & Time Received: 12/16/22 16:12

Date & Time of Response: 12/21/22 at 10:00 am

Entity Requesting FRF: Chichiltah Chapter

Title of Project: New Warehouse

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$900,000

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: 1.12 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 | |

Other Comments: _____

Name of DOJ Reviewer: Navalyn R. Platero

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: Chichiltah Chapter Date prepared: 11-21-22

Chapter's mailing address: PO Box 1436 phone/email: (505) 713-9994
Gallup, NM 87305 website (if any): Chichiltah Chapter

This Form prepared by: Roselyn John phone/email: (505) 713-9994
Community Services Coordinator rjohn@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: New Warehouse

Chapter President: Harvey Williams phone & email: (505) 713-9994

Chapter Vice-President: Joe M. Lee phone & email: (505) 713-9994

Chapter Secretary: Norma Muskett phone & email: (505) 713-9994

Chapter Treasurer: Norma Muskett phone & email: (505) 713-9994

Chapter Manager or CSC: Roselyn John phone & email: (505) 713-9994 rjohn@nnchapters.org

DCD/Chapter ASO: Guarena Adeky phone & email: (505) 488-8476 gadeky@nndcd.org

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

Amount of FRF requested: \$900,000 FRF funding period: 10/1/22 - 9/30/26
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:

Sustainable Warehouse to be constructed to hold materials & supplies, store heavy equipment, emergency situations: COVID-19 related response, community gathering location and for use by other governmental entities to address emergency mitigation. The construction of the warehouse will be at 901A Jones Ranch. Matching fund from the State of New Mexico for a warehouse in the amount of \$500,000.

☐ document attached

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

**Adequate, safe, clean storage for materials and supplies.
Parking of heavy equipment to service roads to community members; snow blading, road maintenance and other hazardous conditions.
Warehouse will provide space for large group gatherings and emergency shelter.**

☐ 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:

The project will be constructed before September 30, 2026. Arch, EA and utilities are currently available for the project to resume. Match funds obtained from the State of New Mexico in the amount of \$500,000.

☐ document attached

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

Chichiltah Chapter and Navajo Nation.

☐ 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 Chichiltah Chapter will be responsible for the operation and maintenance of the facility and will budget for the the utilities for this facility.

☐ 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:

1.14 Dedicated Public Health Storage Warehouse

☐ document attached

Part 3. Additional documents.

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

Chichiltah Chapter Resolution No. 008-11-22 is attach

☐ Chapter Resolution attached

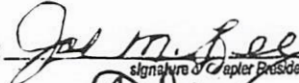
Part 4. Affirmation by Funding Recipient.

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:

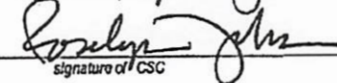
Chapter's
Preparer:


signature of Preparer/CONTACT PERSON

Approved by:


signature of Chapter President (or Vice-President)

Approved by:


signature of CSC

Approved by:


signature of Chapter ASD

Approved to submit
for Review:


signature of DCD Director

FY2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**



Page 01 of 03
BUDGET FORM 1

PART I. Business Unit No.: <u>K - (New)</u>		Program Title: <u>Chichiltah Chapter House - Warehouse</u>		Division/Branch: <u>Division of Community Dev.</u>	
Prepared By: <u>Roselyn John, CSC</u>		Phone No.: <u>505-713-9994</u>		Email Address: <u>chichiltah@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
NN Fiscal Recovery Funds	<u>4/1/22 - 9/30/26</u> <u>10/1/22 -</u>	900,000.00	<u>100%</u>	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				
				9000 Capital Outlay	<u>6</u>	900,000	900,000	<u>900,000</u>
				9500 Matching Funds				
				9500 Indirect Cost				
TOTAL:						900,000.00	900,000.00	<u>900,000</u>

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	<u>—</u>	<u>—</u>
Total # of Vehicles Budgeted:	<u>—</u>	<u>—</u>

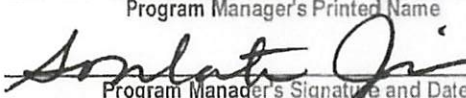

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: <u>Sonlatsa Jim-Matin</u> Program Manager's Printed Name  Program Manager's Signature and Date	APPROVED BY: <u>Dr. Pearl Yellowman</u> Division Director / Branch Chief's Printed Name  Division Director / Branch Chief's Signature and Date
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FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 02 of 03
BUDGET FORM 2

PART I. PROGRAM INFORMATION:									
Business Unit No.: K - (New)			Program Name/Title:			Chichiltah Chapter <u>Warehouse</u>			
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:									
To purchase a sustainable warehouse for Chichiltah Chapter									
Program Performance Measure/Objective:									
To include concrete floor, entrance for heavy equipment, unloading dock, and office space				1		1		1	
2. Goal Statement:									
Program Performance Measure/Objective:									
3. Goal Statement:									
Program Performance Measure/Objective:									
4. Goal Statement:									
Program Performance Measure/Objective:									
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				
									
12/06/2022					12-6-22				
Program Manager's Signature and Date					Division Director/Branch Chief's Signature and Date				

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THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATIONPage 03 of 03
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: _____		Chichiltah Chapter House <u>Warehouse</u>	Business Unit No.: _____ K - (New)
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)
9000	Warehouse for Chichiltah Chapter To purchase a sustainable warehouse to include: concrete floor, entrance for the heavy equipment, unloading dock and office space. The warehouse will accommodate for CDC guidelines and to store necessary materials and supplies for the community.	900,000	900,000
TOTAL		900,000	900,000



CHICHILTAH CHAPTER

EASTERN NAVAJO AGENCY

P.O. Box 1436

GALLUP, NM 87305

TEMP. TELEPHONE: (505)713-9994/5137

Email: chichiltah@navajochapters.org

SETH DAMON
COUNCIL DELEGATE

HARVEY WILLIAMS
CHAPTER PRESIDENT

JOE M. LEE
CHAPTER VICE-PRESIDENT

NORMA MUSKETT
SECRETARY/TREASURER

KATHLEEN ARVISO
GRASSROOTS OFFICIAL

ROSELYN JOHN
CHAPTER SERVICES COORDINATOR

MELITA G. MARTINEZ
ACADEMIC MAINTENANCE SPECIALIST

CHICHILTAH CHAPTER RESOLUTION NO: 008-11-22

REQUESTING FUNDING FROM NAVAJO NATION ARPA/FRF AND NAVAJO NATION COUNCIL LEGISLATION CJN-29-22 IN THE AMOUNT OF \$900,000 FOR A SUSTAINABLE WAREHOUSE FOR CHICHILTAH CHAPTER COMMUNITY

WHEREAS:

1. Chichiltah Chapter Pursuant to 26 N.N.C., Section 3 (A) the Chichiltah Chapter is a duly recognized certified chapter of the Navajo Nation Governance, as listed at N.N.C., part 1, section 10; and
2. Pursuant to 26 N.N.C., Section 1 (B), Chichiltah Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendation to the Navajo Nation and other local agencies for appropriate actions; and
3. Chichiltah Chapter community request a sustainable warehouse for the purposes of emergency evacuations, emergency materials and supplies storage, space for emergency providers to mitigate emergency pandemic and all other forms of disease and virus to protect community members; and
4. The Chichiltah Chapter requests the warehouse be constructed of sustainable materials to include non-toxic concrete floor with bathroom-shower, office space, sufficient utility source, unloading dock and entrance to accommodate heavy equipment which will be assessable during an emergency; and
5. The Chichiltah Chapter is located 60-miles from the nearest fire station and emergency service providers, and this will be a central location during emergency.

NOW THEREFORE BE IT RESOLVED:

1. Chichiltah Chapter is requesting funding from the Navajo Nation ARPA/FRF and Navajo Nation Council Legislation CJN-29-22 in the amount of \$900,000 to construct a sustainable warehouse for the Chichiltah community.
2. Chichiltah Chapter has obtained \$500,000 match funds from the State of New Mexico to accomplish the scope of work.

CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly called, teleconference meeting at Chichiltah Chapter, Navajo Nation, at which a quorum was present and that same was passed by a vote of 08 in favor, 0 opposed, 03 abstained on this 21st day of November 2022.

Motion by: Norma Muskett

Second by: Jol M. Lee

Harvey Williams
Harvey Williams, Chapter President

Seth Damon, Council Delegate

Jol M. Lee
Jol M. Lee, Vice-President

Kathleen Arviso, Land Board Officer

Norma Muskett
Norma Muskett, Secretary/Treasurer
R. John, CSC