



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:

- ☐ (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: _____

- ☐ Missing Form
- ☐ Supporting documentation missing
- ☐ Project will not be completed by 12/31/2026
- ☐ Ineligible purpose
- ☐ Submitter failed to timely submit CARES reports
- ☐ Additional information submitted is insufficient to make a proper determination
- ☐ Expenditure Plan incomplete
- ☐ Funds will not be obligated by 12/31/2024
- ☐ Incorrect Signatory
- ☐ Inconsistent with applicable NN or federal laws

[illegible]

Name of DOJ Reviewer: _____

Signature of DOJ Reviewer:

Randy Cz

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 NNDNJ Initial Eligibility Determination is based on the documents provided, which NNDNJ 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 NNDNJ. 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.

ROCK SPRINGS CHAPTER

Tse'chí'ízhí

P.O Box 4608 Yahtahey, NM 87375

Phone#: (505) 371-5100 Fax#: (505) 371-5103

E-mail: rocksprings@navajochapters.org

RSC 03-16-021

RESOLUTION OF THE ROCK SPRINGS CHAPTER

Recall Resolution NO. RSC 11-10-009, To Amend and Insert New Language, Approving the request to utilize the Delegate Damon Regional Expenditure Plan Funds, pursuant to CJN-29-22 to plan, design, and construct a Warehouse Addition in the amount of \$800,000.00, for Rock Springs Chapter.

WHEREAS:

1. The Rock Springs Chapter is a duly recognized Chapter of the Navajo Nation Government pursuant to 26 NNC Section 3 and 11 NNC, Part I, Section 10; and
2. Pursuant to Title 26, NNC Section 1(B), Rock Springs Chapter is vested with the authority to review all matters affecting the community and to make appropriate correction when necessary and make recommendations to the Navajo Nation and other Local Agencies for appropriate actions; and
3. The Rock Springs Chapter, as part of Honorable Delegate Seth Damon's Region, was allocated funds from the American Rescue Plan Act (ARPA) Delegate Regional Expenditure Plan to provide services to the Community of Rock Springs Chapter; and
4. Rock Springs Chapter is submitting a funding proposal in the amount of \$800,000.00 to plan, design, and construct a Warehouse Addition; and
5. Rock Springs Chapter shall work together to plan, design and construct an addition to the Chapter's warehouse.

NOW, THEREFORE BE IT RESOLVED THAT:

1. Rock Springs Chapter approves and respectfully submits the funding proposal packet and budget in the amount of \$ 800,000.00 to plan, design, and construct a Warehouse Addition.
2. Rock Springs Chapter will work together to plan, design, and construct an addition to the Chapter's warehouse.

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3. Rock Springs 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.

CERTIFICATION

WE, HEREBY CERTIFY that the foregoing resolution was duly considered by the Rock Springs Chapter at a duly called community chapter meeting at Rock Springs, of the Navajo Nation, (McKinley County), New Mexico at which a quorum was present and that same was approved by a vote of 18 In Favor, 0 Opposed, 1 Abstained, on the **16th** day of **March 2023**.

MOTIONED: Sandra Help

SECONDED: Alyssa Keeto

Harriet K Becenti

Harriet K Becenti, Chapter President
Rock Springs Chapter

Jasper Long

Jasper Long, Vice-President
Rock Springs Chapter

Latonya M. Johnson

Latonya M. Johnson, Secretary/Treasurer
Rock Springs Chapter

Rocksprings

Chapter

Warehouse

Addition

**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: Rock Springs Chapter Date prepared: 11/10/2022
 Chapter's Post Office Box 4608 phone/email: (505) 371-5100
 mailing address: Yahtahey, New Mexico website (if any): rocksprings@navajochapters.org
 This Form prepared by: Sherman Yazzie, CSC phone/email: (505) 371-5100
syazzie@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Warehouse Addition \$800,000.00

Chapter President: Harriett K. Becenti phone & email: (505) 879-9593
 Chapter Vice-President: Jaspe rLong phone & email: (505) 870-2443
 Chapter Secretary: Latonya Johnson phone & email: (505) 219-6378
 Chapter Treasurer: Latonya Johnson phone & email: (505) 219-6378
 Chapter Manager or CSC: Sherman Yazzie phone & email: (505) 371-5100 syazzie@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): Navajo Nation Division of Community Development, Construction contractors and engineers. ☐ document attached

Amount of FRF requested: \$800,000.00 FRF funding period: January 2023-September 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:

Warehouse project will plan, design and construct of a new/addition to an existing warehouse for Rock Springs Chapter. Funds will benefit a new warehouse addition, which is much needed at the Rock Springs Chapter to store its equipment, (i.e. backhoe, chapter vehicles, etc.). The Warehouse will provide a (Security) secure place to park the chapter equipment. The warehouse will be utilized as a public health storage area for unforeseen emergency to store COVID-19 essential medical supplies, essential food boxes, water, wood, other essential supplies, during emergency situations. The warehouse will serve the Rock Springs Community members.

☐ document attached

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

The warehouse will benefit the Rock Springs community with community distribution of essential needs during the duration of the pandemic, unforeseen emergencies, and cemetery burial assistance.

☐ 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:

Project will be completed by September 2026 if funds are to be disbursed in January 2023. Rock Springs Chapter & DCD ARPA will conduct procurement for warehouse & complying with CJN-29-22 legislation guidelines/ reports. Collaborating with with our Gallup/Baca ASC SPPS Guarena Adeky,

☐ document attached

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

The Division of Community Development ARPA, NNFRF, & Non-LGA Chapter.

☐ 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 Rock Springs Chapter will be fully responsible for the operations and maintenance cost.

☐ 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:

New Expenditure Category 1.14, Other Public Health Services.

The Interim Final Rule, the Navajo Nation is permitted to use these funds to address the economic impacts of COVID-19 by building stronger communities.

☐ document attached

Part 3. Additional documents.

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

1. 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:


signature of Preparer/CONTACT PERSON

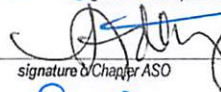
Approved by:


signature of Chapter President or Vice President

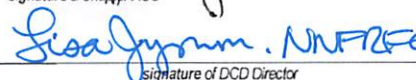
Approved by:


signature of CSC

Approved by:


signature of Chapter ASO

Approved to submit
for Review:


signature of DCD Director

FY 2023

THE NAVAJO NATION PROGRAM BUDGET SUMMARY

Page 1 of 3
BUDGET FORM 1

PART I. Business Unit No.: <u>K-(New)</u>		Program Title: <u>Rock Springs Warehouse</u>		Division/Branch: <u>Division of Community Development</u>	
Prepared By: <u>Sherman Yazzie, CSC</u>		Phone No.: <u>(505) 371-5100</u>		Email Address: <u>syazzie@nnchapters.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
NNFRF FUNDS	<u>01/01/2023 - 09/30/2026</u>	800,000.00	100%					
CJN-29-22				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	6		800,000	800,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	800,000.00	800,000
				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:		0	0	
				Total # of Vehicles Budgeted:		0	0	
TOTAL:		\$800,000.00	100%					

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

SUBMITTED BY: <u>Sonlatsa Jim-Martin, ASC Department Manger</u> <div style="border-top: 1px solid black; padding-top: 5px;"> Program Manager's Printed Name Program Manager's Signature and Date </div>	APPROVED BY: <u>Dr. Pearl Yellowman, Director</u> <div style="border-top: 1px solid black; padding-top: 5px;"> Division Director / Branch Chief's Printed Name Division Director / Branch Chief's Signature and Date </div>
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FY 2023

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: K -(New)

Program Name/Title:

Rock Springs Warehouse**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:Section 3: CJN-29-22 DRP Resolution establishing Business Unit Numbers**Program Performance Measure/Objective:**DCD ARPA/NNFRF/OMB Setup Business Unit Numbers

		6		6		6	
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2. Goal Statement:Warehouse Procurement**Program Performance Measure/Objective:**DCD ARPA Prepare Task Order

		6		6		6	
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3. Goal Statement:Award Notice**Program Performance Measure/Objective:**Select A/E vendor

		6		6		6	
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4. Goal Statement:Produce Construction Schedule**Program Performance Measure/Objective:**

		6		6		6	
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5. Goal Statement:Monitoring & Close-Out**Program Performance Measure/Objective:**Monitor project rough completion and prepare close-out reports

		6		6		6	
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PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.Sonlastsa Jim-Martin, ASC Department Manager**Program Manager's Printed Name****Program Manager's Signature and Date**Dr. Pearl Yellowman, Director**Division Director/Branch Chief's Printed Name** 12-2-22**Division Director/Branch Chief's Signature and Date**

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3
BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Rock Springs Warehouse</u>		Business Unit No.: <u>K - (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)
6	9050 • Capital Outlay - Buildings Warehouse Addition to be contracted out for planning, design, and construction phases	800,000	800,000
TOTAL		800,000	800,000

Page 1 of 1
PROJECT FORM

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



RSC 11-10-009

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CERTIFICATION

WE, HEREBY CERTIFY that the foregoing resolution was duly considered by the Rock Springs Chapter at a duly called community chapter meeting at Rock Springs, of the Navajo Nation, (McKinley County), New Mexico at which a quorum was present and that same was approved by a vote of 8 In Favor, 0 Opposed, 1 Abstained, on the 10th day of November 2022.

MOTIONED: DANIEL HAVEN

SECONDED: TISHA CURTIS

Harriet K Becenti

Harriet K Becenti, Chapter President
Rock Springs Chapter

Latonya M Johnson PRO TEMP

Latonya M. Johnson, Secretary/Treasurer
Rock Springs Chapter

Jasper Long

Jasper Long, Vice-President
Rock Springs Chapter