



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

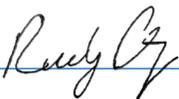
U.S. Department of Treasury Reporting Expenditure Category: _____

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: _____

Signature of DOJ Reviewer: _____ 

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.

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

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Chilchinbeto Chapter Date prepared: 4-11-2023

Chapter's mailing address: PO Box 1681 Kayenta, Arizona 86033 phone & email: 928-697-5680
website (if any): chilchinbeto@navajochapters.org

This Form prepared by: Eugene Badonie phone/email: 928-697-5681
Eugene Badonie, Chapter Manager ebadonie@nnchapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Contractual for ground prep for housing and operational service.

Chapter President: Paul Madson phone & email: 928-640-0735 pmadson@naataanii.org

Chapter Vice-President: Thomas Bradley phone & email: 928-429-9672 tbradley@naataanii.org

Chapter Secretary: Virginia White phone & email: 928-349-2648 virgiechinle@yahoo.com

Chapter Treasurer: Virginia White phone & email: 928-349-2648 virgiechinle@yahoo.com

Chapter Manager or CSC: Eugene Badonie phone & email: 928-209-9518 ebadonie@nnchapters.org

DCD/Chapter ASO: Sarah Harrison phone & email: (928) 882-1114 sharrison@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Chapter will open bids to general contractors that are on the Navajo Nation Source List. document attached

Amount of FRF requested: \$500,000.00 FRF funding period: May 15, 2023 - May 15, 2024
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 changes the chapter made to the previous housing request were a result of the ARPA housing becoming available to individual chapters. Now, the chapter will need groundwork for ten (10) houses. To complete prep work, the chapter may use general contractors or contractual services for equipment rental, hauling gravel, piping, foundation, supplies, or personnel. Any cost saved, the chapter will purchase one additional house for one remaining unhoused individual. Many of these unhoused people were compromised with COVID-19 to live with other people. document attached

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

The project will reduce the lack of housing in the Navajo Nation and the Chilchinbeto community. Too many people live in poor and unhealthy conditions. Families are forced to raise their kids in very dilapidated dwelling that their parents built in 1940, the 50, or the 60s. The project will definitely reduce the poor living conditions and transition families into new homes with proper foundations, and amenities. The longevity of these homes remains useful in this environment depending on how well the ground prep is put together. document attached

(c) 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:

The only thing that will challenge the timely completion will be the late appropriation of funds into the chapter account so funds could be expended soon. If this does not happen, then the chapter will have to deal with the price increase as we wait too long.

The time frame for this project is one year, from May 15, 2023 to May 15, 2024.

document attached

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

The Chapter Administration will be responsible to put this program and the project together. They will do the plan to engage a contractual assignments, trenching, piping, and make the necessary supply purchases.

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 Chilchinbeto Chapter administration will get the funds deposited into the account. They will drawdown the funds upon needed on the groundwork, hiring a tractor consultant, do the purchasing, and layout the groundwork.

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:

3.11 - Long Term - Housing Security: Services for unhoused persons - In order to provide for the unhoused person, the house must be well secured and viable to withstand the wind and the rainstorms. That's the reason why the ground prep is very important. These homes have to be very secured for the house so they will last a long time.

document attached

Part 3. Additional documents.

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

Resolution is attached to the packet.

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:

Engene Badonie
signature of Preparer/CONTACT PERSON

Approved by:

Paul M. ...
signature of Chapter President (or Vice-President)

Approved by:

Engene Badonie
signature of Chapter Manager or CSC

Approved by:

Sarah Harwin
signature of DCD Chapter ASD

Approved to submit for Review:

[Signature]
signature of DCD Director

FY 2023

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: New Program Title: Chilchinbeto Pgroundwork prep and purchases Division/Branch: Div. of Comm. Development
 Prepared By: Eugene Badonie Phone No.: 928-697-5681 Email Address: ebadonie@nnchapters.org

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 - Fiscal Recovery Fund	5/15/23 - 5/15/24	500,000.00	100%					
				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	500,000	500,000	
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		\$0.00	500,000.00	500,000
TOTAL: \$500,000.00 100%				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted:				
				Total # of Vehicles Budgeted:				

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

SUBMITTED BY: James Adakai, Division Deputy Director APPROVED BY: Calvin Castillo, Division Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
James F. Adakai Digitally signed by James F. Adakai Date: 2023.04.26 14:45:13 -06'00' [Signature] 4/26/2023
 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: Chilchinbeto Groundwork prep and purchases

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

Chilchinbeto Chapter Resolution # CCH- 04-01-2023F: AMENDING THE RESOLUTION #CCH-10-07-2022A AND APPROVING TO USE THE \$500,000.00 TO PERFORM THE GROUND PREP FOR NEW ARPA HOUSING.

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 get the groundwork prepared for incoming (10) ten unit of housing.	1		1		1		1	
Program Performance Measure/Objective: Houses will have stable foundation, footing, and leveled								
2. Goal Statement: To have utility in place for (10) ten unit of houses.	1		1		1		1	
Program Performance Measure/Objective: Each unit will have utility ready for them.								
3. Goal Statement: All groundwork will done appropriately	1		1		1		1	
Program Performance Measure/Objective: Skilled workmanship will be visible.								
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.

James Adakai, Deputy Director
Program Manager's Printed Name

Calvin Castillo, Director
Division Director/Branch Chief's Printed Name

[Signature] 4-14-23
Program Manager's Signature and Date

[Signature] 4/14/2023
Division Director/Branch Chief's Signature and Date

FY 2023

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 4
BUDGET FORM 4

PART I. PROGRAM INFORMATION:					
Program Name/Title:		Chilchinbeto Groundwork prep and purchases		Business Unit No.: 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)
6	6200 External Contractors	6280 Ground prep		500,000	500,000
TOTAL				500,000	500,000

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>Chichinbeto -Ground prep</u> Project Description: <u>The contractor will rough grade the ground. Set foundations, and trench and install the utilities for (10) unit of housing.</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>Groundwork prep</u> Planned Start Date: <u>15-May-23</u> Planned End Date: <u>15-May-24</u> Project Manager: <u>Eugene Badontie</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.											
	23												24							15-May-24											
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.			1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.									
	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	
Call for bid and selection								x	x	x	x																				
164 process											x	x	x	x	x	x	x	x	x	x											
Contruccion begins																															
Closeout project																															
PART V.	\$			\$			\$			\$			\$			\$			\$			\$			PROJECT TOTAL						
Expected Quarterly Expenditures													100,000.00			100,000.00			100,000.00			200,000.00			500,000.00						

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

NAVAJO NATION DEPARTMENT OF JUSTICE



**REQUEST
FOR
SERVICES**

RESUBMITTAL

DOJ
_____ DATE / TIME
RFS #: _____
_____ UNIT: _____

*** FOR NNDOJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE			
DATE OF REQUEST:	4/11/2023	ENTITY/DIVISION:	Div.of Comm. Development
CONTACT NAME:	Eugene Badonie	DEPARTMENT:	Chilchinbeto Chapter
PHONE NUMBER:	928-697-5681	E-MAIL:	ebadonie@nnchapters.org
COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (Attach Documents):			
<i>Requesting DOJ review of Fiscal Recovery Fund application for eligibility determination The funding request is in the amount of \$500,000.00 to contract groundwork prep including utility for (10) units of ARPA housing project.</i>			
DEADLINE:	4/28/2023	REASON:	To get on Legislation by 05/12/23
DOJ SECRETARY TO COMPLETE			
DATE/TIME IN UNIT:	REVIEWING ATTORNEY/ADVOCATE:		
DATE TIME OUT OF UNIT:	PREPARED BY (initial):		
DOJ ATTORNEY / ADVOCATE COMMENTS			
REVIEWED BY: (PRINT)		DATE / TIME:	
DOJ Secretary Called:	for Document Pick Up on	at	By:
PICKED UP BY: (PRINT)		DATE / TIME:	



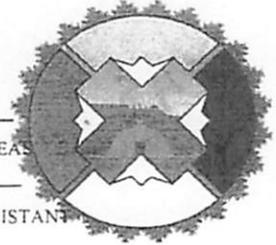
Chilchinbeto chapter

"Home of the World's Largest Navajo Rug"

P. O. Box 1681, Kayenta, AZ 86033. East Highway 160 Navajo Rte. 59
phone: (928) 697-5680/5681 • Fax (928) 697-5691 chilchinbeto@navajochapters.org

Paul Madson- PRESIDENT · Thomas Bradley-VICE PRESIDENT · Virginia White-SEC/TREAS
Delbert Big- GRAZING OFFICIAL · Nathaniel Brown-COUNCIL DELEGATE

Eugene Badonie -MANAGER · Rose Gillis-ADMIN ASST · Neveah Kee-OFFICE ASSISTANT



RESOLUTION OF CHILCHINBETO CHAPTER OF THE NAVAJO NATION Resolution # CCH-04-01-2023F

AMENDING THE RESOLUTION # CCH-10-07-2022A AND APPROVING TO USE THE \$500,000.00 TO PEFORM THE GROUND PREP FROM NEW ARPA HOUSING.

WHEREAS:

1. Pursuant to 26 N.N.C., Section 3 (A) the Chilchinbeto 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) Chilchinbeto 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. The Chilchinbeto Chapter has been allocated 10 units of new housing for unhoused individuals and there is a need to perform ground prep, rough grading and excavation, site design, plan the accessibility of utility, build foundation and footings, dig water line, sewage line, and other construction prep needed, and
4. Chilchinbeto Chapter does not have equipment necessary for this ground prep so contractors and equipment rental may be required.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Chilchinbeto Chapter hereby approve to use the ARPA Delegate Region funds of \$500,000.00 toward the cost to perform and complete the ground prep, rough grading and excavation, clear the land, waterline, sewer line, foundation and footings, equipment rental and
2. Chilchinbeto Chapter affirms that the Chapter will only use awarded funds in compliance with the ARPA, the ARPA Regulations, and all other applicable Navajo Nation and Federal laws and regulations.

CERTIFICATION

We hereby certify that the foregoing resolution was considered at a duly called Special meeting at Chilchinbeto Chapter, Navajo Nation, at which time a quorum was present and the same was passed by a vote of 16 in favor, 00 opposed, and 02 abstained, this 01st day of April, 2023.

Motioned By: Eugene Badonie Seconded By: Peter Hewey

Paul Madson
Mr. Paul Madson, President

Thomas Bradley
Mr. Thomas Bradley, Vice-President

Virginia White
Ms. Virginia White, Secretary/Treasurer