



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 #: HK0259

Date & Time Received: 12/05/22 10:22

Date & Time of Response: 12/12/2022 5:00 PM

Entity Requesting FRF: Sawmill Chapter

Title of Project: Cistern Systems

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$ 500,000.00

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: 5.15 Drinking Water: Other Water Infrastructure

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: 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: Sawmill Chapter Date prepared: 9/20/2022

Chapter's P.O Box 1786 phone/email: 928-729-4433
mailing address: Fort Defiance, AZ 86504 website (if any): sawmill@navajochapters.org

This Form prepared by: Jammie Billiman phone/email: 928-729-4432
Community Service Coordinator sawmill@navajochapters.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Bathroom Additions

Chapter President: Woodie Bennett phone & email: 928-729-4433/wbennett@navajochapters.org

Chapter Vice-President: Lewis Shirley phone & email: 928-729-4433/lshirley@navajochapters.org

Chapter Secretary: Shawn Livingston phone & email: 928-729-4433/slivingston@navajochapters.org

Chapter Treasurer: Shawn Livingston phone & email: 928-729-4433/slivingston@navajochapters.org

Chapter Manager or CSC: Jammie Billiman phone & email: 928-729-4432/jbilliman@nnchapters.org

DCD/Chapter ASO: Derek Echohawk, ASC Fort Defiance Agency phone & email: 928-871-7515/ddechohawk@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Navajo Contractors/Sub-Contractors

document attached

Amount of FRF requested: \$500,000.00 FRF funding period: 11/23 - 12/30-26
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:

To construct 10 scattered bathroom additions in the white clay and sawmill area. Also including appropriate fixtures, in existing residential homes located in the White Clay and Sawmill area. Structure range from hogans to conventional homes to mobile homes. Assessment of white clay area homes completed. The chapter will follow Navajo Natio Procurement Laws.

client list (13) attached. SD

document attached

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

The bathroom additions are needed to meet basic safety and health standards for the local residents. Pre- existing social vulnerabilities magnified by the pandemic where homes with no bathroom facilities and no water amplified the risk for infection.

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:

The Sawmill Chapter will work with Fiscal Recovery Office and Division of Community Development to ensure project is completed by the deadline of December 31, 2026.

document attached

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

The Sawmill Chapter and Division of Community Development

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:

Homeowners will be responsible for the operations and maintenance cost of the Bathroom additions

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:

5.15 Drinking Water: Other Water Infrastructure

document attached

Part 3. Additional documents.

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

Supporting Resolution
Cost Estimate

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: Jimmie Bill
signature of Preparer/CONTACT PERSON

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

Approved by: Jimmie Bill
signature of CSC

Approved by: [Signature]
signature of Chapter ASO

Approved to submit for Review: [Signature]
signature of DCD Director

FY 2023

**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page of
BUDGET FORM 1

PART I. Business Unit No.: New Program Title: Sawmill Chapter Bathroom Additions Division/Branch: Community Development
 Prepared By: Jammie Billiman Phone No.: 928-729-4433 Email Address: sawmill@navajochapters.org

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY			Fund Type Code	(A)	(B)	(C)
					NCN Approved Original Budget	Proposed Budget		Difference or Total		
(10) Bathroom Additions <u>ARPA</u>	<u>10/1/22 - 12/31/22</u>	500,000.00	<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	<u>6</u>	<u>0</u>	<u>500,000</u>	<u>500,000</u>		
				7000 Special Transactions						
				8000 Public Assistance						
				9000 Capital Outlay						
				9500 Matching Funds						
				9500 Indirect Cost						
				TOTAL			<u>\$0.00</u>	<u>500,000 - 0.00</u>	<u>500,000 - 0</u>	
				PART IV. POSITIONS AND VEHICLES		(D)	(E)			
				Total # of Positions Budgeted:						
				Total # of Vehicles Budgeted:						
TOTAL:		\$500,000.00	<u>100%</u>							

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

SUBMITTED BY: Sonlatsa Jim-Martin, Department Manager APPROVED BY: Dr. Pearl Yellowman, Division Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
Sonlatsa Jim 10/25/2022 Pearl Yellowman 10-31-22
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

PART I. PROGRAM INFORMATION:

Business Unit No.: New

Program Name/Title:

Sawmill 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:

Bathroom Additions

Program Performance Measure/Objective:

to construct (10) scattered bathroom additions for sawmill community members

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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.

Sonlatsa Jim-Martin, Department Manager
Program Manager's Printed Name

Sonlatsa Jim 10/25/2022
Program Manager's Signature and Date

Dr. Pearl Yellowman, Division Director
Division Director/Branch Chief's Printed Name

Pearl Yellowman 10-31-22
Division Director/Branch Chief's Signature and Date

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Sawmill Chapter ARPA 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)
6960	To construct ten (10) scattered bathroom additions in the White Clay and Sawmill area. Also including appropriate fixtures, in existing residential homes located in the White Clay and Sawmill area. Structure range from hogans to conventional homes to mobile homes. Assessment of White Clay area homes completed.	500,000	
6500	Contractual Services (LOD 4)		500,000-
TOTAL		500,000	500,000-

**THE NAVAJO NATION
PROJECT BUDGET SCHEDULE**

PART I. Business Unit No.: <u>New</u> Project Title: <u>Bathroom Additions</u> Project Description <u>to construct (10) bathroom additions</u> <u>For Sawmill Community Members - Scattered bathroom additions</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>Additions</u> Planned Start Date: <u>1/1/2023</u> Planned End Date: <u>12/30/2026</u> Project Manager: _____															
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.										
to construct (10) scattered bathroom additions. For white clay and sawmill community members.	FY 2022												FY 2026								Date								
	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
PART V. Expected Quarterly Expenditures	\$			\$			\$			\$			\$		\$		\$		\$		PROJECT TOTAL								
																					\$500,000.00								

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

**RESOLUTION OF THE SAWMILL CHAPTER
NAVAJO NATION**

SAW-09-19-22-01

**APPROVING THE REQUEST FOR FUNDING FROM THE AMERICAN RESCUE
PLAN ACT (ARPA) FUNDING FOR ADDITIONAL PROJECTS IN THE AMOUNT OF
\$3,800,000.00**

WHEREAS:

1. The Sawmill Chapter, a recognized certified local government of the Navajo Nation, vested with the power and authority to advocate on behalf of its constituents for the improvement of health, education, safety, and general welfare; and
2. The Navajo Nation Fiscal Recovery Funding Office, Division of Community Development and the Navajo Department of Justice are responsible for reviewing and determining the eligibility for chapter projects for ARPA funding; and
3. The Sawmill Chapter has identified seven additional projects for the American Rescue Plan Act funding in the amount of \$3,800,000.00; and
4. The additional seven projects are as follows:
 - A. Chapter Renovation - \$500,000.00
 - B. Motor Grader - \$300,000.00
 - C. Cistern System - \$500,000.00
 - ✓ D. Bathroom Additions - \$500,000.00
 - E. Head Start Building - \$500,000.00
 - F. Senior Citizen Center - \$500,000.00
 - G. Street Light Project - \$1,000,000.00
5. The Sawmill Chapter requests the Navajo Nation Fiscal Recovery Fund Office, Division of Community Development, and the Navajo Department of Justice to consider the seven additional projects for the Sawmill Community.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Sawmill Chapter hereby approves and requests funding through the American Rescue Plan Act (ARPA) funding for additional seven projects in the total amount of \$3,800,000.00
2. The Sawmill Chapter has determined that the seven additional projects are construction ready and meet the requirements pursuant to BFS-31-21.

Sawmill Chapter

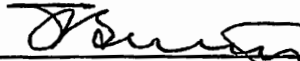
P.O. Box 1786, Ft. Defiance, AZ, 86504
Ph: (928)729-4433/4432, fax: (928)729-4435

CERTIFICATION

We, hereby certify that the foregoing resolution was duly considered by the Sawmill Chapter at a duly called meeting in (Navajo Nation), Arizona at which a quorum was present and that same was passed by a vote of 9 in favor, 0 opposed and 1 abstained on this 19th day of September, 2022.

Motioned by: Larry Foster

Seconded by: Patrick Martinez



Woodie Bennett, President

ARPA – Bathroom Addition Name Listing

	Name	Location	Homesite Lease	Contact Info.	Waterline	Electric
1	Ardella Woodty	White Clay				
2	John Tsoie	White Clay	Yes	928-206-9086	No	Yes
3	Patrick Deschine	White Clay	No	928-814-1707	No	No
4	Marvin Lee	White Clay	No			
5	Elizabeth Begay	White Clay	Unknown			
6	Leticia Begay	White Clay	Unknown			
7	Gloria Yazzie	White Clay	Unknown			
8	David Charley Jr.	White Clay	Yes			
9	Louise Wood	Sawmill	Yes	928-730-0090	No	No
10	Gwen Howard	Sawmill	Yes	928-206-4278	No	Yes
11	Herbert Yazzie Jr.	White Clay	No	928-797-1280	No	Yes
12	Andrea Yazzie	White Clay	In process	928-206-8850	No	No
13	Alice Watchman	Sawmill	In Process	928-797-7331	No	Yes