

Nazlini Chapter:
Bathroom
Additions

NNDOJ
Initial Eligibility
Determination



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 #: HK0232

Date & Time Received: 11/28/22 11:31

Date & Time of Response: 12/06/2022 5:00 PM

Entity Requesting FRF: Nazlini Chapter Government

Title of Project: Bathroom Additions (Public Health: Other Public Health Services)

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$160,000

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: 1:14 (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 | |

Name of DOJ Reviewer: Kristen A. Lowell

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.

Appendix A

Per

BFS-31-21

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

Part 1. Identification of parties.

Governance-Certified Chapter requesting FRF: Nazlini Chapter Government Date prepared: Sept. 4, 2022

Chapter's mailing address: P.O. Box 7387, Nazlini, Arizona 86540-7387 phone & email: (928) 755-5900
website (if any): _____

This Form prepared by: Melissa Winney, Chapter Manager phone/email: (928) 755-5900

CONTACT PERSON'S name and title

CONTACT PERSON'S info

Title and type of Project: Bathroom Additions (Public Health: Other Public Health Services)

Chapter President: Lee V. Bigwater phone & email: lbigwater@naataanii.org

Chapter Vice-President: Joseph Dedman phone & email: josephdedman32@gmail.com

Chapter Secretary: JoAnn Dedman phone & email: asdzaaltsui@hotmail.com

Chapter Treasurer: JoAnn Dedman phone & email: asdzaaltsui@hotmail.com

Chapter Manager or CSC: Melissa Winney, Chapter Mgr. phone & email: mwinney@nnchapter.org

DCD/Chapter ASO: Edgerton Gene, Sr. Prog./Proj. Sp. phone & email: (928) 674-2251 egene@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): _____

document attached

Amount of FRF requested: \$160,000.00 FRF funding period: September 2022 - December 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:

These projects consist of bathroom additions, connect the home to electricity, provide the home with drinking water through a water cistern or connection to a waterline & provide the home with a septic tank or connect to a sewer system. Homes will be provided the shell bathroom addition with roofing, flooring, water heater, wall heater, toilet, bathroom sink & shower, etc. The project will be installing either a waterline or cistern system to all homes where it installs a septic system. Installation of septic systems & a clean drinking water system will directly address one of the major sanitation deficiencies that is connected to the high outbreak of COVID-19 on the Navajo Nation.

document attached

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

A high number of homes on the Navajo Nation lack access to one or more of the following utilities; electricity, water, wastewater & broadband. All projects will provide one or more utility services to a home that lacks it or will improve the water & wastewater systems to address the need for clean drinking water systems. All projects will assist in promoting public health & economic stimulus & the Navajo people directly benefit from these projects.

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:

Based on the funding, the project end date will be December 31, 2026 with all funds being incurred before December 31, 2024. Navajo Nation Budget Form 2 are attached for phase goals per quarter of funding period.

document attached

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

The Nazlini Chapter Government Chapter Manager will be implementing the NN ARPA Funding Act Bathroom Additions Projects.

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:

Recipient(s) will be responsible for operation and maintenance of installed bathroom additions. No additional cost or recurring cost will be incurred by Nazlini Chapter Government once bathroom additions are completed.

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:

Categories: Public Health: 1.14 - Other Public Health

Pursuant to the U.S. Treasury guidelines and funding objectives, these bathroom additions address the conditions that contributed to poor public health & economic outcomes during the pandemic. By concentrating in areas with limited economic opportunities and inadequate or poor housing quality, access to resources facilitates improved health outcomes including services that connect residents with health care resources & public assistance & build healthier environments such as: housing services to support healthy living environments & neighborhoods conducive to mental & physical wellness. The exacerbation of health disparities during the pandemic & the role of pre-existing social vulnerabilities are presumed to be responsive to the public health impact of the pandemic. These bathroom additions will build healthier environments.

document attached

Part 3. Additional documents.

List here all additional supporting documents attached to this FRF Expenditure Plan (or indicate 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 Preparer: *Melissa Winney*
signature of Preparer/DON ACT PERSON

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

Approved by: *Melanie Winney*
signature of Chapter Manager / CSS

Approved by: *[Signature]*
signature of DCD Chapter ASO

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

Appendix J:
Project Budget
Summary
Per
CJN-29-22

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: NEW

Project Title: Nazini Chapter Government - Bathroom Additions(1.14 Public Health)

Project Description: These projects consist of bathroom additions, homes will be provided the shell bathroom with roofing, flooring, water heater, wall heater, toilet, bathroom sink & bathroom shower, etc. All projects will assist in promoting public health & economic stimulus.

Check one box:
 Original Budget
 Budget Revision
 Budget Reallocation
 Budget Modification

PART II. Project Information

Project Type: Bathroom Additions

Planned Start Date: 10/1/2022

Planned End Date: 12/31/2026

Project Manager: Melissa Winney

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.

Project Task	FY 2024												Date 12/31/2026			
	1st Qtr.			2nd Qtr.			3rd Qtr.			4th Qtr.						
	O	N	D	J	F	M	A	M	J	J	A	S		O	N	D
Finance (Securing Funds)																
Planning & Selection																
Preparation & Supplies																
Construction																32
PART V. Expected Quarterly Expenditures	\$			\$			\$			\$			\$			PROJECT TOTAL
																\$160,000.00

Signed
Budget

Forms 1, 2 & 4

(Other budget forms if needed)

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

FY 2023

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Nazini Chapter Government (1.14 Public Health)</u>		Division/Branch: <u>Executive</u>				
Prepared By: <u>Melissa Winney, Chapter Manager</u>		Phone No.: <u>(928) 755-9500</u>		Email Address: _____				
PART II. FUNDING SOURCE(S)		Fiscal Year / Term	Amount	% of Total	PART III. BUDGET SUMMARY			
NN Fiscal Recovery Funds		10/1/22-12/31/26	160,000.00	100%	Fund Type Code	Original Budget	Proposed Budget	Difference or Total
					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	0	159,500
					7000 Special Transactions	6	0	500
					8000 Public Assistance			
					9000 Capital Outlay			
					9500 Matching Funds			
					9500 Indirect Cost			
					TOTAL		50.00	160,000.00
					PART IV. POSITIONS AND VEHICLES			
					TOTAL		(D)	(E)
					Total # of Positions Budgeted:		0	0
					Total # of Vehicles Budgeted:		0	0
					TOTAL:		\$160,000.00	100%

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

SUBMITTED BY: Melissa Winney, Chapter Manager
 Program Manager's Printed Name
 Program Manager's Signature and Date
Melissa Winney
 Program Manager's Signature and Date
11.22.22
 APPROVED BY: Calvin Castillo
 Division Director / Branch Chief's Printed Name
 Division Director / Branch Chief's Signature and Date
Calvin Castillo
 Division Director / Branch Chief's Signature and Date
11.22.22



Calvin Castillo
 Calvin Castillo, Division Director
 Division of Community Development

V.R. / 4/12/23

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:	Business Unit No.: <u>NEW</u>	Program Name/Title: <u>Nazini Chapter Government (1,14 Public Health)</u>				
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:	The Navajo Nation Chapters Plan of Operations is referenced in Title 26 of the Navajo Nation Code.					
PART III. PROGRAM PERFORMANCE CRITERIA:						
1. Goal Statement:						
To install or upgrade 32 bathroom additions at various Nazini community member's homes						
Program Performance Measure:						
To install or upgrade 32 bathroom additions at various Nazini community members homes						
2. Goal Statement:						
Program Performance Measure:						
3. Goal Statement:						
Program Performance Measure:						
4. Goal Statement:						
Program Performance Measure:						
5. Goal Statement:						
Program Performance Measure:						

	1st QTR		2nd QTR		3rd QTR		4th QTR	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1.	8		8		8		8	
2.								
3.								
4.								
5.								

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

<p><u>William H. Winney</u> Program Manager's Signature and Date</p>	<p><u>Matissa Winney, Chapter Manager</u> Division Director/ Branch Chief's Printed Name <u>11.22.22</u> Division Director/ Branch Chief's Signature and Date</p>
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Calvin Castillo
Division Director
Division of Community Development

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No.: <u>NEW</u>	
Program Name/Title: <u>Navajinl Chapter Government (1.14 Public Health)</u>			
PART II. DETAILED BUDGET:		(C)	(D)
(A)	(B)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)		
	Public Health: Bathroom Additions (Other Public Health) - ARPA Bathroom Additions Project. These projects consist of bathroom additions, connect the home to electricity, provide the home with drinking water through a water cistern or connection to a waterline & provide the home with a septic tank or connect to a sewer system. Homes will be provided the shell bathroom addition with roofing, flooring, water heater, wall heater, toilet, bathroom sink & shower, etc. The project will be installing either a waterline or cistern system to all homes where it installs a septic systems. Installation of septic systems & a clean drinking water system will directly address one of the major sanitation deficiencies that is connected to the high outbreak of COVID-19 on the Navajo Nation. All projects will assist in promoting public health and economic stimulus.		
6500 6520	Contractual Services Consulting Contract services to provide the shell bathroom addition with roofing, flooring, water heater, wall heater, toilet, bathroom sink and shower, etc. 6530 Consulting - Fees 6540 Consulting - Expenses	79,750 79,750	159,500
7000 7410	Special Transactions Media Advertisement for potential vendors for projects in accordance with Procurement Procedures 7440 Print Advertising	500 A#	500
A#		A#	A#
TOTAL		160,000	160,000

609 4
600 2

J. R. ...

Chapter Resolutions
and Other
Supporting
Documents



NAZLINI CHAPTER GOVERNMENT



LEE V. BIGWATER
CHAPTER PRESIDENT

JOSEPH DEDMAN
CHAPTER VICE-PRESIDENT

JOANN DEDMAN
SECRETARY/TREASURER

KEE ALLEN BEGAY, JR.
COUNCIL DELEGATE

IRVIN SHIRLEY
GRAZING REPRESENTATIVE

NAZLINI CHAPTER RESOLUTION NAZL-SEP-22-078

AMENDING NAZLINI CHAPTER AMERICAN RESCUE PLAN ACT PROJECTS FOR FISCAL YEAR 2023

WHEREAS:

1. Pursuant to N.N.C., Title 26, Section 101, and the Navajo Nation Council Resources and Development Committee Legislation #RDCF-0052-15 dated February 17, 2015, Nazlini Chapter Government was recognized as an LGA Certified Chapter and delegated with the responsibility and authority to make decisions over local chapter matters: AND
2. In Nazlini Chapter Resolution #NAZL-JULY-21-040 and amended Nazlini Chapter Resolution #NAZL-AUG-21-047, and NAZL-FEB-22-032, the Nazlini Chapter had identified projects for the American Rescue Plan Act and prioritized these projects as follows: AND

PROJECT DESCRIPTION	CATEG	AMOUNT
Storm Water Conservation Crawler Dozer/Loader/Trailer	6.1	\$500,000.00
Community Cemetery Fencing & Improvement	6.1	\$150,000.00
Septic & Leachfield Replacement (34 x \$20,000)	5.3	\$687,000.00
Premium Pay for Nazlini Staff	4.1	\$75,000.00
Chapter Warehouse	6.1	\$2,000,000.00
Bathroom Addition (32 x \$5,000)	1.14	\$160,000.00
Housewiring (35 x \$3,000)	2.18	\$105,000.00
Modular Chapter Administration Bldg	6.1	\$500,000.00
Solar Farm 100 acres		\$2,000,000.00
Dual Broadband	5.17	\$4,000,000.00
Convenience Store	2.9 2.13	\$10,000,000.00

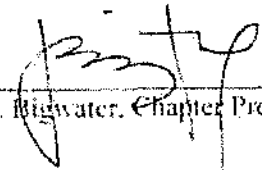
3. The COVID-19 pandemic has resulted in global shortage of raw materials, goods, services necessary to address the needs of the Nazlini Chapter residents, businesses and governmental units.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Nazlini Chapter hereby amends the American Rescue Plan Act (ARPA) Project as listed above in anticipation of shortage of raw materials and higher prices for all building materials, services and equipment.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered and moved for adoption by Johnson Chew, seconded by Della Beany and passed by a vote of 14 in favor, 0 opposed, 0 abstained, this 14th day of September 2022.



Lee V. Bigwater, Chapter President



Joseph Dedman Jr., Chapter Vice President



JoAnn Dedman, Chapter Secretary/Treasurer



Irvin R. Shirley, Grazing Representative