

Nazlini Chapter:
Chapter Consulting
Services

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 #: HK0234

Date & Time Received: 11/28/22

Date & Time of Response: 5 December, 2022; 5:04 pm

Entity Requesting FRF: Nazlini Chapter

Title of Project: Chapter Consulting Services

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$150,000

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: 7.1 Administrative Expenses

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: FRF can be used for consultant fees in order to support effective management and oversight of FRF spending. This includes fees for ensuring compliance with legal, regulatory, and other requirements. However, the proper expenditure code is 7.1 - Administrative Expenses.

Please note: Under Treasury rules the compensation paid to consultants must be reasonable under 2. CFR § 200.404 - that is the amount paid should not exceed what a prudent person would pay. In addition, the Chapter must ensure that its hiring of a consultant does not violate any conflict-of-interest policies, which requires that the hiring decision must be free of undisclosed person or organizational interest.

Name of DOJ Reviewer: Adjua Adjei-Danso



Signature of DOJ Reviewer: _____

Disclaimers: This Initial Eligibility Determination is based on the documents provided which we have assumed are true, correct, and complete. Should the Project or Program change in any material way after this initial determination, the requestor must seek the advice of NNDOJ. This 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: Chapter Consulting Services (Revenue Replacement - Provision of Govt. Service)

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: \$150,000.00 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:

The Nazlini Consulting Services project will provide technical support, ensure accountability & ensure performance man-dates on ARPA obligated projects & implement all strategies for successful completion of funded activities. These services will provide logistical direction & continued guidance on proper use & expenditures of funds & improve community services. These services will directly address deficiencies connected to the high outbreak of COVID-19 on the Navajo Nation. Access to utilities & government services facilitates sustainable economic & social growth & can drastically increase the quality of healthcare provided. document attached

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

Most rural communities on the Navajo Nation lack access to governmental services & COVID-19 impeded these operations. This consulting services project will contribute & strengthens the local direct mitigation, preparedness, response & recovery of local governmental services & local emergency situations to address the needs for the community. This project will assist in promoting public health & economic stimulus & the Navajo people directly benefit from this project. 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 & Nazlini Chapter Consulting Services project.

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:

Nazlini Chapter Government will be responsible for operation and maintenance of the Chapter consulting services, no additional cost or recurring cost will be incurred by Nazlini Chapter Government once project is 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: Revenue Replacement: 6.1 - Provision of Government Services

Pursuant to the U.S. Treasury guidelines and funding objectives, these consulting services will address the conditions that contributed to poor public health & economic outcomes during the pandemic. By concentrating in areas with limited economic opportunities & inadequate or poor housing quality, the access to resources facilitates improved health outcomes including services connecting residents with healthcare resources, public assistance & build healthier environments such as: government & housing services to support healthy living environments & communities conducive to mental & physical wellness. The exacerbation of health disparities during the pandemic & the role of pre-existing social vulnerabilities are responsive to the public health impact of the pandemic. These consulting services will a build healthier environment. Access to government services that facilitates sustainable economic, social growth & can drastically increase the quality of healthcare provided

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

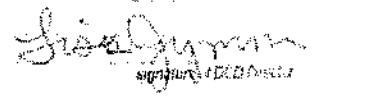
Part 4. Affirmation by Funding Recipient.

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: 
Approved by: 

Approved by: 

Approved by: 

Approved to submit for Review: 

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

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No.: NEW		PART II. Project Information	
Project Title: Navilni Chapter Government - Chapter Consulting Services (6.1 Revenue Replacement: Provisions of Govt. Services)		Project Type: Consulting Services	
Project Description: Project consist of technical support, ensure accountability & ensure performance man-dates on ARPA obligated projects & Implement all strategies for successful completion of funded activities.		Planned Start Date: 10/1/2022	
Check one box <input type="checkbox"/> Original Budget <input type="checkbox"/> Budget Revision <input type="checkbox"/> Budget Reallocation <input type="checkbox"/> Budget Modification		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.												Expected Completion Date if project exceeds 8 FY Qtrs.		
	FY 2023						FY 2024								
	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.	1st Qtr.	2nd Qtr.	3rd Qtr.	4th Qtr.			
Finance (Securing Funds)	O N XX	J F XX	A M	Jul A S	O N D	J F M A	J M A	Jul A S	O N D	J F M	J M A	Jul A S	O N D	J F M	
Planning & Design		XX XX													
Contracting Procurement Process			XX XX												
Contract Completed				XX XX											
Construction					XX XX										XX
PART V.													PROJECT TOTAL		
Expected Quarterly Expenditures	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
	25,000.00	25,000.00	25,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	\$150,000.00

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 Gov't (6.1 Revenue Repl.: Govt. Svcs).</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	150,000.00	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	149,500
					7000 Special Transactions	6	0	500
					8000 Public Assistance			
					9000 Capital Outlay			
					9500 Matching Funds			
					9500 Indirect Cost			
					TOTAL		50.00	150,000.00
					PART IV. POSITIONS AND VEHICLES		(D)	(E)
					Total # of Positions Budgeted:		0	0
					Total # of Vehicles Budgeted:		0	0
					TOTAL:		\$150,000.00	100%

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

SUBMITTED BY: Melissa Winney, Chapter Manager APPROVED BY: Dr. Earl Y. Williams, Director
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
Melissa Winney Jeanette Loma 11.22.22
 Program Manager's Signature and Date Division Director / Branch Chief's Signature and Date



Calvin Castillo 2/9/2023
 Calvin Castillo, Division Director
 Division of Community Development

Earl Williams

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

FY 2023

PART I. PROGRAM INFORMATION:		Business Unit No:		NEW		Program Name/Title:		Navajo Chapter Gov't (6.1 Revenue Rept.: Govt. Svcs.)											
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:												1st QTR		2nd QTR		3rd QTR		4th QTR	
The Navajo Nation Chapters Plan of Operations is reference in Title 26 of the Navajo Nation Code.												Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
PART III. PROGRAM PERFORMANCE CRITERIA:												1		1		1		1	
1. Goal Statement:																			
Provide funds for support, accountability & performance of ARPA projects for Navajo Chapter																			
Program Performance Measure:																			
Assist the chapter & community with ARPA funded services																			
2. Goal Statement:																			
Program Performance Measure:																			
3. Goal Statement:																			
Program Performance Measure:																			
4. Goal Statement:																			
Program Performance Measure:																			
5. Goal Statement:																			
Program Performance Measure:																			
PART IV. THEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.																			
Mebasa Wincey, Chapter Manager																			
Program Manager's Printed Name																			
<i>Mebasa Wincey</i>																			
Program Manager's Signature and Date																			
D. Paul Williams, Division Director																			
Division Director/Branch Chief's Printed Name																			
<i>D. Paul Williams</i>																			
Division Director/Branch Chief's Signature and Date																			
<i>D. Paul Williams</i>																			
<i>11.23.22</i>																			

Calvin Castillo
2/9/2023
Calvin Castillo, Division Director
Division of Community Development

1-11-2023

PART I. PROGRAM INFORMATION:		Business Unit No.:	
Program Name/Title: Nazlini Chapter Gov't (6.1 Revenue Repl.: Govt. Svcs.)		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)
	<p>Revenue Replacement: Provision of Government Services - ARPA Chapter Consulting Services Project. This Nazlini consulting services project will provide technical support, ensure accountability & ensure performance man-dates on ARPA obligated projects & implement all strategies for successful completion of funded activities. These services will provide logistical direction & continued guidance on proper use & expenditures of funds & improve community services. These services will directly address deficiencies connected to the high outbreak of COVID-19 on the Navajo Nation. The consulting services provided will be capable of meeting the needs of the community.</p>		
6500	Contractual Services		149,500 ✓
6520	Consulting		
	6530 Consulting-Fees	74,750	
	6540 Consulting-Expenses	74,750	
7000	Special Transactions		500 ✓
7410	Media		
	Advertisement for project services in accordance with Procurement Procedures		
	7440 Print Advertising	500	
AA4		AA4	AA4
TOTAL		150,000	150,000

S. F. J. Williams

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-OCT-22-008

APPROVING THE REVISED NAZLINI CHAPTER AMERICAN RESCUE PLAN ACT PROJECTS AND BUDGET IN ACCORDANCE WITH DELEGATE REGION EQUAL DISTRIBUTION OF \$1,760,468.00

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. 24TH Navajo Nation Council Delegate Kee Allen Begay Jr. confirmed that his five chapters will equally distribute the \$8,802,340.00, with Nazlini Chapter allocation of \$1,760,468.00 for projects using the American Rescue Plan Act funds with budget amounts as follows; AND

	PROJECT DESCRIPTION	CATEGORY	AMOUNT
01	Cemetery Repair & Maintenance	6.1	\$150,000.00
02	Water Conservation- Dozer, Front End Loader, Trailer, Diesel Truck	6.1	\$590,468.00
03	Chapter Warehouse	6.1	\$400,000.00
04	Office Building 30x36	6.1	\$350,000.00
05	Septic leach field Replacement 12 @ \$10,000 ea	5.3	\$120,000.00
06	Consultant 3 years @ \$50,000 per year	6.1	\$150,000.00
	GRAND TOTALS		\$1,760,468.00

3. Nazlini Chapter has resubmitted their proposed projects to the Navajo Nation Fiscal Recovery Fund Office, Division of Community Development and Navajo Department of Justice to determine project eligibility.


NOW THEREFORE BE IT RESOLVED THAT:

1. The Nazlini Chapter hereby approves the revised American Rescue Plan Act (ARPA) Projects and Budget of \$1,760,468.00 in accordance with Delegate Region Equal Distribution among Delegate Kee Allen Begay Jr.'s five chapters.

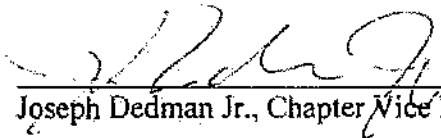
Page Two
NAZL-OCT-22-008
October 21, 2022

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered and moved for adoption by Joseph Dedman Jr., seconded by JoAnn Dedman and passed by a vote of 3 in favor, 0 opposed, 0 abstained, this 21st day of October 2022.



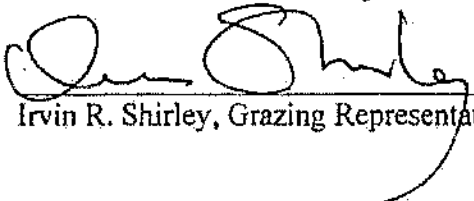
Lee V. Bigwater, Chapter President



Joseph Dedman Jr., Chapter Vice President



JoAnn Dedman, Chapter Secretary/Treasurer



Irvin R. Shirley, Grazing Representative