

Nazlini Chapter:
Chapter
Warehouse

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 #: HK0235

Date & Time Received: 11/28/22 11:52

Date & Time of Response: 6 December, 2022; 12:16 pm

Entity Requesting FRF: Nazlini Chapter Government

Title of Project: Chapter Warehouse

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$400,000

Eligibility Determination:

- FRF eligible
- FRF ineligible
- Additional information requested

FRF Eligibility Category:

- (1) Public Health and Economic Impact
- (3) Government Services/Lost Revenue
- (2) Premium Pay
- (4) Water, Sewer, Broadband Infrastructure

U.S. Department of Treasury Reporting Expenditure Category: 6.1 Provision of Government Service

Returned for the following reasons (Ineligibility Reasons / Paragraphs 5. E. (1) - (10) of FRF Procedures):

- 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

Other Comments:

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 NNDJOJ. 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 Warehouse (Revenue Replacement - Provision of Gov't. 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: \$400,000.00 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:

This Nazlini Warehouse project will consist of a slab on grade prefabricated modular building or an aluminum metal frame & steel supports at a 50'x100', 82'x100' or higher square footage based on funds availability. This warehouse will provide logistical support & assist in mitigating, preparing, responding & recovering from emergency situations & expanding & improving community services. This warehouse 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 warehouse 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 Warehouse 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 warehouse, 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, this warehouse 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. This warehouse 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: *Melvinia Wainy*
Signature of Preparer (PRINT NAME)
Approved by: *Melvinia Wainy*
Signature of Chapter Manager or CEO

Approved by: *[Signature]*
Signature of Chapter Manager or Vice President
Approved by: *[Signature]*
Signature of TDC Chapter CEO

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

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

Signed

Budget

Forms 1, 2 & 4

(Other budget forms if needed)

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: NEW Program Title: Navilini Chapter Gov't (6.1 Revenue Repl.: Govt. Svcs) Division/Branch: _____ Executive _____

Prepared By: Melissa Winney, Chapter Manager Phone No.: (928) 755-9500 Email Address: _____

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
NN Fiscal Recovery Funds	10/1/22-12/31/26	400,000.00	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				
				7000 Special Transactions	5	0	500	500
				8000 Public Assistance				
				9000 Capital Outlay	6	0	399,500	399,500
				9500 Matching Funds				
				9500 Indirect Cost				
				TOTAL		50,000	400,000.00	400,000
TOTAL: \$400,000.00 100%				PART IV. POSITIONS AND VEHICLES		(D)	(E)	
				Total # of Positions Budgeted		0	0	
				Total # of Vehicles Budgeted:		0	0	

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: Calvin Castillo
 Program Manager's Printed Name Division Director / Branch Chief's Printed Name
Melissa Winney Program Manager's Signature and Date 11.22.23
 Program Manager's Signature and Date 11.22.23

Received

APR 10 2023

The Navajo Nation
Office of Management and Budget
Executive Risk System

Calvin Castillo, Division Director
Division of Community Development

1-10-23

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

PART I. PROGRAM INFORMATION:

Business Unit No.: NEW

Program Name/Title: _____

Navajo Chapter Gov't (E, F, Revenue Reip., Govt. Svcs.)

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

The Navajo Nation Chapter Plan of Operations is reference in Title 26 of the Navajo Nation Code.

PART III. PROGRAM PERFORMANCE CRITERIA:

1. Goal Statement:

Provide funds for the development construction of a new warehouse for Naazini Chapter

Program Performance Measure:

Assist the community and surrounding communities with governmental & emergency 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:

Goal	1st QTR		2nd QTR		3rd QTR		4th QTR	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1			1		1		1	

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

Kelissa Waney, Chapter Manager

Program Manager's Printed Name

Program Manager's Signature and Date

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

Handwritten initials

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

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:

Program Name/Title: Nazlini Chapter Gov't (6.1 Revenue Repl.: Govt. Svcs.)

Business Unit No.:

NEW

PART II. DETAILED BUDGET:

(A) Object Code (LOD 6)	(B) Object Code Description and Justification (LOD 7)	(C) Total by DETAILED Object Code (LOD 6)	(D) Total by MAJOR Object Code (LOD 4)
7000 LOD 4	<p>Special Transactions <i>Medien</i> <i>AA</i> Advertisement for project in accordance with Procurement Procedures <i>7140 Print Advertising</i></p>	500	500
9000 LOD 4	<p>Capital Outlay <i>Building</i> <i>AA</i> Purchase of slab on grade prefabricated modular building or an aluminum metal frame and steel supports at a 50'x100', 82'x100' or higher square footage. <i>9052 Buildings</i> <i>AA</i></p>	399,500	399,500
AA		AA	AA
TOTAL		400,000	400,000

5-9-23

Chapter Resolutions
and Other
Supporting
Documents



NAZINI 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

NAZINI CHAPTER RESOLUTION NAZL-OCT-22-008

APPROVING THE REVISED NAZINI 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, Nazini 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 Nazini 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. Nazini 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 Nazini 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.

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
JoAnn Dedman, Chapter Secretary/Treasurer

Joseph Dedman Jr., Chapter Vice President
Irvin R. Shirley, Grazing Representative