

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 #: HK0260

Date & Time Received: 12/05/22 10:32

Date & Time of Response: 12/07/22 5:00 PM

Entity Requesting FRF: Sawmill Chapter

Title of Project: Bathroom Additions

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$500,000

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):

- 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

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.

Appendix A

Per

BFS-31-21

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
mailing address: **Fort Defiance, AZ 86504**

phone/email: **928-729-4433**
website (if any): **sawmill@navajochapters.org**

This Form prepared by: **Jammie Billiman**
Community Service Coordinator
CONTACT PERSON'S name and title

phone/email: **928-729-4432**
sawmill@navajochapters.org
CONTACT PERSON'S info

Title and type of Project: **Bathroom Additions**

Chapter President: Woodie Bennett	phone & email: 928-729-4433/rwbennet@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@nncchapters.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: **January 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:

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 Nation Procurement Laws.

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

APPENDIX A

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: *Jammie Bill*
signature of Preparer/CONTACT PERSON

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

Approved by: *Jammie Bill*
signature of CSC

Approved by: *[Signature]*
signature of Chapter ASD

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

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

THE NAVAJO NATION
PROJECT BUDGET SCHEDULE

PART I. Business Unit No. <u> </u> <u>New</u>		PART II. Project Information																
Project Title <u>Bathroom Additions</u>		Project Type <u> </u>																
Project Description to construct (10) bathroom additions		Planned Start Date <u> </u>																
For Sawmill Community Members - Scattered bathroom additions		Planned End Date <u> </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		Project Manager <u> </u>																
PART III. List Project Task separately, such as Plan, Design, Construct, Equip or Furnish		Expected Completion Date if project exceeds 8 FY Qtrs.																
to construct (10) scattered bathroom additions For white clay and sawmill community members	PART IV. Use Fiscal Year (FY) Quarters to complete the information below. Q = Oct, N = Nov, D = Dec, etc.																	
	FY 2022					FY 2023												
	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	1st Qtr	2nd Qtr	3rd Qtr	4th Qtr	Date					
	Q	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M
	PART V. Enclosed Quarterly Expenditures											PROJECT TOTAL						
												\$		\$500,000.00				

FOR OMB USE ONLY: Resolution No. R/W/S Set Up Date Company No. C/P/B Analyst

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: 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) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
(10) Bathroom Additions	ADA	2022-2026	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	0	500,000	500,000	
					7000	Special Transactions					
					8000	Public Assistance					
					9000	Capital Outlay					
					9500	Matching Funds					
					9500	Indirect Cost					
TOTAL:									500,000	500,000	0

PART IV. POSITIONS AND VEHICLES

(D) Total # of Positions Budgeted:	(E) Total # of Vehicles Budgeted:

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: SonLatsa Jim-Martin Division Director / Branch Chief's Printed Name: Dr. Pearl Yellowman
 Program Manager's Signature and Date: [Signature] 10/25/2022 Division Director / Branch Chief's Signature and Date: [Signature] 2/8/2023



[Handwritten Signature]

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:

1. Goal Statement:

Bathroom Additions

Program Performance Measure/Objective:

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

2. Goal Statement:

Program Performance Measure/Objective:

3. Goal Statement:

Program Performance Measure/Objective:

4. Goal Statement:

Program Performance Measure/Objective:

5. Goal Statement:

Program Performance Measure/Objective:

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

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

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

SonLesa Jim-Martin 10/25/2022
Program Manager's Signature and Date

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

Dr. Pearl Yellosman 10/31/22
Division Director/Branch Chief's Signature and Date

10/28/2023

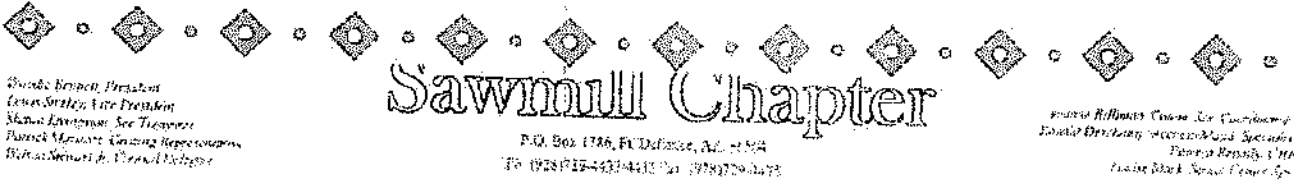
PART I. PROGRAM INFORMATION:		Business Unit No.: <u>New</u>	
Program Name/Title: <u>Sawmill Chapter ARPA Bathroom Additions</u>			
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
0500	Contractual Services		250,000
0910	Subcontracted Services		
0990	Subcontracted Services	250,000	
8000	Public Assistance		
8500	Infrastructure (non-cap)		
8535	Bathroom Additions	250,000	250,000
TOTAL		500,000	500,000

LOD 6

LOD 4

✓ 9/11/23

Chapter Resolutions
and Other
Supporting
Documents



Shwida Brown, President
Lessa Strick, Vice President
Shana Livingston, Sec. Treasurer
Patricia Mearns, Grants Representative
Bertie Stewart, Council Delegate

Sawmill Chapter

P.O. Box 1736, FUDMINEZ, AZ, 86544
Tel: (928) 725-4433/4413 Fax: (928) 729-0473

Navajo Affinity Center for Construction
Local Building Access/Model Specimen
Federal Response Unit
Public Work Service Center, Inc.

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 B/S-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	[REDACTED]	White Clay				
2	[REDACTED]	White Clay	Yes	928- [REDACTED]	No	Yes
3	[REDACTED]	White Clay	No	928- [REDACTED]	No	No
4	[REDACTED]	White Clay	No			
5	[REDACTED]	White Clay	Unknown			
6	[REDACTED]	White Clay	Unknown			
7	[REDACTED]	White Clay	Unknown			
8	[REDACTED]	White Clay	Yes			
9	[REDACTED]	Sawmill	Yes	928- [REDACTED]	No	No
10	[REDACTED]	Sawmill	Yes	928- [REDACTED]	No	Yes
11	[REDACTED]	White Clay	No	928- [REDACTED]	No	Yes
12	[REDACTED]	White Clay	In process	928- [REDACTED]	No	No
13	[REDACTED]	Sawmill	In Process	928- [REDACTED]	No	Yes