

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



December 16, 2021

TRANSMITTAL

TO : Stephen Etsitty, Administrative Director of the Courts
Administrative Office of the Courts - Judicial Branch

FROM : CMS
Cordell Shortey, Contracting Officer
Contracts and Grants Section / OMB

SUBJECT : Navajo Nation Judicial Branch - Fiscal Recovery Funds (FRF); Defunded CARES Act Project

I. Information on Contract (per Original Award):

U.S. Treasury American Recovery Plan Act (ARPA)	21.019
NN Judicial Branch	Title of Contract
CFDA No. - Federal	Funding Agency
CJY-41-21	2022
\$ 5,876,685.00	03/11/2021 to 12/31/2026
Grant No.	Amount
Fiscal Year	Term - Begin and End Date

II. Data Entered in FMIS Regarding:

☒ New Contract or Grant Company No. 8059 Business Unit (K#) K211518

☐ Contract Mod No. _____

☐ Amt of Award _____ to _____

AMOUNT FROM TO

☐ Budget Period - Extend End Date: From _____ To _____

☐ Other, specify: _____

Authorizing Document - Attached:

☐ Contract / Agreement - Date executed _____

☐ NNC / Committee Resolution - No. & Date _____

☒ Other, specify: NN Council Resolution CJY-41-21

III. Comments by CGS:

Budget received on December 14, 2021 is authorized for implementation pursuant to FY 2022 NN BIM Appendix L Section II.B.

Attachment

Copy: Contract files
Contract Accounting / OOC / DPM
Tom Platero, Interim E.D. - NN FRF Office

Revised April 2018



Office of Management and Budget ♦ Post Office Box 646 ♦ Window Rock, AZ 86515
(928) 871-6470 Telephone ♦ (928) 871-6567 Facsimile

Judicial Branch of the Navajo Nation

Administrative Office of the Courts
P.O. Box 520 • Window Rock, Arizona 86515
Telephone 928-871-6762 • Fax 928-871-6761





JOANN B. JAYNE
Chief Justice of the Navajo Nation

STEPHEN B. ETSITTY
Administrative Director of the Courts

MEMORANDUM

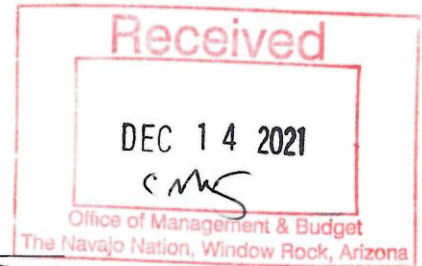
TO : Cordell Shortey, Contracting Officer
Contracts and Grants Section – OMB

THRU : 
Stephen B. Etsitty, Administrative Director of the Courts
Administrative Office of the Courts – Judicial Branch

FROM : 
Gwendolyn Williams, Senior Budget Analyst
Administrative Office of the Courts - Judicial Branch

DATE : December 8, 2021

SUBJECT : Navajo Nation Fiscal Recovery Funds (NNFRF) for Judicial Defunded
CARES Act Projects



*Form - handle
As project*

The Administrative Office of the Courts within the Judicial Branch is forwarding to your office the budget for our approved Section Six Funding of \$5,876,685. These funds are authorized by Section 6 of resolution CJY-41-21, which established the Navajo Nation Fiscal Recovery Fund and Expenditure Plan Process for the ARPA funding. This resolution allowed the Judicial Branch, to apply for and use the defunded NN CARES Act amounts.

Our application was reviewed by the Navajo Nation Department of Justice, and approved by Navajo Nation President Jonathan Nez on October 5, 2021. The final budget has been signed Chief Justice Jayne.

Per letter dated October 09, 2021 by President Nez, the Navajo Nation Judicial Branch submits the Navajo Nation Budget Forms and signed Project Description for your review and assignment of Business Unit number for this budget.

If you have any further questions, please contact me by email at gskwilliams@navajo-nsn.gov or by phone (928) 551-2056. Thank you.

Attachments:

DATE : December 8, 2021
SUBJECT : Justification for RDP for Native Resource Development
Page 02 of 02

cc: file
Honorable JoAnn Jayne, Chief Justice, Judicial Branch
LaVonne Wauneka, OCJ

Received

DEC 14 2021

Office of Management & Budget
The Navajo Nation, Window Rock, Arizona

THE NAVAJO NATION

PROGRAM BUDGET SUMMARY

Page 1 of 9
BUDGET FORM 1

FY_2021 -2024

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Navajo Judicial Branch Section 6 Funding</u>		Division/Branch: <u>Judicial Branch</u>	
Prepared By: <u>Gwendolyn Williams, SBA</u>		Phone No.: <u>928 551-2056</u>		Email Address: <u>gskwilliams@navajo-nsn.gov</u>	

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
American Recovery Plan - FRF	3/04/21 - 12/31/24	5,876,685	100%	2001 Personnel Expenses	6		\$ 272,786	
				3000 Travel Expenses	6		\$ -	
				3500 Meeting Expenses	6		\$ -	
				4000 Supplies	6		\$ 1,081,590	
				5000 Lease and Rental	6		\$ -	
				5500 Communications and Utilities	6		\$ 75,752	
				6000 Repairs and Maintenance	6		\$ 2,661,333	
				6500 Contractual Services	6		\$ 1,776,443	
				7000 Special Transactions	6		\$ 8,781	
				8000 Public Assistance	6		\$ -	
				9000 Capital Outlay	6			
				9500 Matching Funds	6		\$ -	
				9500 Indirect Cost	6		\$ -	
				TOTAL		\$0.00	\$ 5,876,685	0

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:			2
Total # of Vehicles Budgeted:			

TOTAL: \$5,876,685.00 100%			
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PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: <u>Stephen B. Etsitty, Administrative Director of Courts</u>	APPROVED BY: <u>JoAnn B. Jayne, Chief Justice</u>
<u>Program Manager's Printed Name</u>	<u>Division Director / Branch Chief's Printed Name</u>
<u>Program Manager's Signature and Date</u> 11/29/21	<u>Division Director / Branch Chief's Signature and Date</u> 12/8/2021

J. B. 12/16/21

FY 2021 -2024

**THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA**

Page 02 of 9
BUDGET FORM 2

PART I. PROGRAM INFORMATION:Business Unit No.: New Program Name/Title: Navajo Judicial Branch Section 6 Funding**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**

1)CO-69-58 2)CO -94-853 3)CO-72-03 7NN.C. T§253 Jurisdiction-Generally A. The District Court of the Navajo Nation shall have original jurisdiction over: 1. Crimes: All offenses in the Navajo Nation Criminal Code. 2. Civil Causes of Action. All civil actions in which the defendant (1) is a resident of the Navajo Nation Country, or (2) has caused an action or injury to occur within the territorial jurisdiction of the Navajo Nation. (3) Miscellaneous. All other matters provided b Navajo Nation statutory law. Dine' beenahaz'a'anii and Navajo Nation Treaties with the United States of America or other governments. B. The Family Courts of the Navajo Nation shall have original exclusive jurisdiction over all cases involving domestic relations, probate, adoption, paternity, Custody, Child support, guardianship, mental health commitments, mental and/or physical incompetence, name changes, and all matters arising under the Navajo Nation Children's Code.

PART III. PROGRAM PERFORMANCE CRITERIA:

	1st QTR		2nd QTR		3rd QTR		4th QTR	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: <u>Addressing Backlog of cases</u>								
Program Performance Measure/Objective: <u>Hire two Judicial Hearing Officers to provide assistance in case resolution</u>	n/a		100		150		200	
2. Goal Statement: <u>Implement COVID-19 Safety measures</u>								
Program Performance Measure/Objective: <u>Purchase of Office, Operational supplies for teleworking, PPE, custodial and medical supplies</u>	n/a		25		50		75	
3. Goal Statement: <u>Improve Communication and Utilities to personnel whom telework</u>								
Program Performance Measure/Objective: <u>Provide for cell phones and mifis for staff teleworking</u>	n/a		25		50		75	
4. Goal Statement: <u>Ensure safety and health of the public and Judicial Branch employees</u>								
Program Performance Measure/Objective: <u>Establish service contracts for vendor and service processors</u>	n/a		25		50		75	

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

Stephen B. Etsitty, Administrative Director of the Courts

Program Manager's Printed Name

Stephen B. Etsitty 11/29/21
Program Manager's Signature and Date

JEANN JAYNE, Chief Justice
Division Director/Branch Chief's Printed Name

JEANN JAYNE 12/8/2021
Division Director/Branch Chief's Signature and Date

J. V. [Signature]

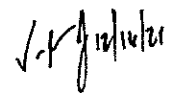
FY 2021 FY 2024

THE NAVAJO NATION
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNITPage 3 of 9
BUDGET FORM 3

SUB ACCT	POS NO	JOB TYPE	POSITION TITLE	EMP ID	WRKSITE CODE	FY 2021 ACTUAL		FY 2022 PROPOSED		
						G/S	SALARY	HOURS	BUDGET	FRINGE
1001 NEW		9030	JUDICIAL HEARING OFFICER	VACANT	SR	BQ66K		2088	71,827	31,159
1002 NEW		9030	JUDICIAL HEARING OFFICER	VACANT	WR	BQ66K		2088	71,827	31,159

2110 SUBTOTAL:	-	143,654	62,317
BUSINESS UNIT TOTAL	-	143,654	62,317

TOTAL	205,972
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FY 2021 - FY 2024

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 4 of 9
BUDGET FORM 4

PART I. PROGRAM INFORMATION:				
Program Name/Title: _____		Judicial Branch Section 6 ARPA funds		Business Unit No.: _____ 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)	
	2001 PERSONNEL SERVICES		272,786	
	Permanent Employee Salary and Fringe Benefits: budget for two (02) Judicial Hearing Officers in order to address caseload backlog due to the COVID-19 pandemic impacting the Navajo Nation. Positions are budgeted at 2088 hrs. for the 1st yr. (FY'22) and budgeted at 656 hrs. with increased increment of 2.5% for (FY '23) for anticipated GWA.			
2110	REGULAR	189,915		
	2120 02 Regular Staff @ 2,088 hrs (FY 2022) \$143,654 143,654			
	02 Regular Staff @ 656 hrs (FY 2023) \$45,133 x 2.5% = \$1128 46,261			
	<u>\$189,915</u>			
2900	FRINGE BENEFITS	\$82,871		
	2900 2 Regular Staff @ 2,088 hrs. (FY 2022) \$143,654 x 43.38% = 62,317			
	2 Regular Staff @ 656 hrs. (CY 2023) \$46,261 x 43.38% = \$20,068 + 486.00 = 20,554			
	<u>\$82,871</u>			
	4000 SUPPLIES		105,200	
	Non-Capital items that have a value of \$5,000 and other supplies that are necessary to provide essential services to the public through all phases of re-opening. Software subscription for web design. Operating supplies include Personal Protection Equipment (PPE), Custodial Supplies. All supplies will be used for staff while telecommuting, due to the public health emergency and preventing the spread of the Coronavirus, per Administrative Orders that were issued to provide for Social Distancing and Teleworking.			
4200	NON CAPITAL ASSETS			
	4210 Non-Cap Furniture & Equipment	\$105,200.00		
	* 4200 Security Cams/Card Swipe/Intercom - 13 Districts, 3 (for AOC, SC,PMC) \$80,000.00			
	Server Batteries - 18 District Server Racks, AOC, SC 3 Districts x \$100.00 \$25,200.00			
TOTAL		377,986	377,986	

*CGS corrected LOD 6. 8/15/21

FY 2021 - FY 2024

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

Page 5 of 9
BUDGET FORM 4

PART I. PROGRAM INFORMATION:				
Program Name/Title: <u>Judicial Branch Section 6 ARPA funds</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)	
	4000 SUPPLIES Continued		976,390	
	4230 Non-Cap Computer Equip			
	4200 HD Video Conf. Camera \$900 x 4	3,600	\$794,600	
	WiFi (Districts) x 20 - Court locations including SC	4,000		
	Monitors/Keybrd/Mouse/WebCam/HdSet/drives - docking solutions for JB	124,000		
	Information Display Monitors x 20 - JB Court locations	22,000		
	Cellular Amplifiers x 15	9,000		
	Archiving Scanners x 3 - AN, DY, AOC	17,400		
	Digital Court Recorders x 16 - JB Court locations	102,000		
	Personal Computers x 20/Laptops x 100 - 20 Court locations; 100 - New staff	350,000		
	Conf Phones/Radios/Drives/cables -WR, RM	8,300		
	PPS Kiosks/Screening kiosks - 13 Kiosks, 20 Court Screening kiosks	112,000		
	Printers/Scanner/impact Printers - Court network, pesonal printers, kiosks printers	42,300		
	<u>\$794,600</u>			
4410	OPERATING SUPPLIES		\$181,790	
	4420 General Operating Supplies			
	Operating Supplies 18 districts x \$390	7,020		
	PPE supplies 18 districts x \$1350	24,300		
	<u>31,320</u>			
	4440 Non Cap Computer software Dreamweaver software \$5,760 x 3 years			
	\$120 x 12mos x 3 years x 4 people	17,280		
	4490 Custodial Supplies			
	Janitorial Supplies 18 districts x \$519.44	\$9,350		
	4500 Medical Supplies COVID-19 Self-Test Kits			
	\$15. x 2/month x 12 months x 344 staff (194 GF; 47 External; 103 ARPA Proposed)	123,840		
TOTAL		976,390	976,390	

* CGS corrected budget to reflect LOD 6. Total for 4200 is \$899,800.

9/21/24

THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:				
Program Name/Title:		Judicial Branch Section 6 ARPA funding	Business Unit No.:	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)
5610	5500 COMMUNICATION & UTILITIES Monthly Service Charge for Cellular Phones and Mifi's WIRELESS 5620 Cellular - 35 cellphones x \$60.30/mo. x 24 mos. = \$33,600 50,652 35 Mifi's x \$30 mo. x 24 mos. = \$37,800 25,100 <u>\$75,752</u>		75,752	75,752
6020	6000 REPAIRS & MAINTENANCE Annual repair & maintenance fees for furniture, equipment and computer upgrade hardware. Purchase building R&M supplies and services for building modification to allow for 6 feet of social distancing. HVAC supplies and services. Plexi-glass for Conference Rooms and Interview Rooms. External contractors for HVAC, Pest Control, Waste Disposal and Custodial Services.			2,661,333
6040	SUPPLIES 6030 Building R&M Supplies 300,000 x 3 years. \$600,000		600,000	
6040	SERVICES 6050 Building R&M Services \$200,000		200,000	
6130	SERVICES 6140 Furn & Equipment R&M Services \$165,333		165,333	
6200	EXTERNAL CONTRACTORS 6230 HVAC 18 districts x 10,000 x 3 yrs \$540,000 6240 Pest Control 18 districts x 3,000 x 3 yrs \$162,000 6250 Waste Disposal 18 districts x 5,000 x 3 yrs \$270,000 6260 Custodial Services 18 districts x 10,000 x 3 yrs \$540,000 <u>\$1,512,000</u>		1,512,000	
6300	TECHNOLOGY 6320 Software Support - Archiving Project - house/equipment/support 184,000 <u>\$184,000</u>		184,000	
TOTAL			2,661,333	2,661,333

FY 2021 - FY 2024

**THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION**

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BUDGET FORM 4

PART I. PROGRAM INFORMATION:			
Program Name/Title: <u>Judicial Branch Section 6 ARPA funding</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)
	6500 CONTRACTUAL SERVICES Service fee for instructional video project= \$50,000 and Service Fee for Web Designer \$50,000 and Program Support Specialist- \$50,000; and Weighted Caseload Study- \$60,000 and HRO Time/Attendance Software/Services (10,000x 3yrs = \$30,000); Shredding documentation service (\$10,000 x 3 yrs.= \$30,000) Redesigning of Judicial Branch Website in response to COVID-19.- \$56,442; Process Servers - \$1,396,000; Traditional Ceremonies for Judicial Branch staff to ensure mental health and well being from the effects from COVID-19 pandemic as essential staff.		1,776,443
6520	CONSULTING 6530 Consulting Fees 1,298,443 6540 Consulting Expenses 424,000 <u>\$1,722,443</u>	1,776,443	
6910	OTHER CONTRACTUAL SERVICES 6912 Traditional Ceremonies \$1,000 X 18 X 3yrs=\$54,000 \$54,000		
	7000 SPECIAL TRANSACTIONS Insurance premiums.		8,781
7410	MEDIA 7440 Print Advertising JVA and Request for Proposals 6,729 <u>\$6,729</u>	6,729	
7710	INSURANCE PREMIUMS 7765 Policy Payment - General Liability \$272,786/100*.25 = 682 7767 Workers' Comp Premium - \$190,251/100*.72 = 1,370 <u>\$2,052</u>	2,052	
TOTAL		1,785,224	1,785,224

✓-B-7 12/16/21

FY 2021-2024

THE NAVAJO NATION
SUMMARY OF CHANGES TO BUDGETED POSITIONS

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BUDGET FORM 5[illegible]

1. 10/10/10

FY 2021 -2024

THE NAVAJO NATION
EXTERNAL CONTRACT AND GRANT FUNDING INFORMATION

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BUDGET FORM 6

PART I. PROGRAM INFORMATION:		Funding Period: <u>3/04/21 - 12/31/24</u>	
Program Name/Title: <u>Navajo Judicial Branch Section 6 Funding</u>		K #: _____	
Contract/Grant No.: <u>American Recovery Plan - FRF</u>		Prepared by: <u>Gwendolyn Williams, SBA</u>	
PART II. PURPOSE OF FUNDING AND MATCH FUNDS REQUIREMENT			
PART III. BUDGET INFORMATION:			
(A) Major Object Code and Description	(B) Current Award Fiscal Year ____	(C) Anticipated Funding Fiscal Year ____	(D) Difference Columns (C) - (B)
2001 Personnel Expenses		\$ 272,786	272,786.00
3000 Travel Expenses		\$ -	
3500 Meeting Expenses		\$ -	
4000 Supplies		\$ 976,390	976,390.00
5000 Lease and Rental		\$ -	
5500 Communication and Utilities		\$ 75,752	75,752.00
6000 Repairs and Maintenance		\$ 2,661,333	2,661,333.00
6500 Contractual Services		\$ 1,776,443	1,776,443.00
7000 Special Transaction		\$ 8,781	8,781.00
8000 Assistance		\$ -	
9000 Capital Outlay		\$ -	
9510 Matching - Cash		\$ -	
9610 Matching - In - Kind		\$ -	
9710 Indirect Cost (Overhead) Allocation		\$ -	
TOTALS:	-	5,771,485	5,771,485.00
PART IV.			
MATCH FUNDS - No. of Positions:			-
MATCH FUNDS - Required GF Cash Match:			-
CONCURRED BY: Required GF In-Kind Match:			-
Contracting Officer's Signature / Date:			-
Required GF % Match:			-
PART V. ACKNOWLEDGEMENT:			
Submitted by (print): <u>Stephen B. Elsitty, Administrative Director of Courts</u>		Approved by (print): <u>JoAnn B. Jayne, Chief Justice</u>	
Signature/Date: <u>Stephen B. Elsitty 11/29/21</u>		Signature/Date: <u>JoAnn B. Jayne 12/8/2021</u>	

1/4 of 12/16/21

**THE NAVAJO NATION
SIHASIN, UUFB, AND CARES PROJECT DESCRIPTION FORM**

- 1) This form needs to be submitted separately for each project type being proposed.
- 2) This form needs to be returned to: paulsonchaco@navajo-nsn.gov

Part 1. Identification of parties.

Entity Requesting Funds: Navajo Judicial Branch
(NN Governmental Unit, Enterprise, Chapter, Etc.)

Entity Mailing Address: Post Office Box 520, Window Rock, Arizona 86515

Form Prepared by: Stephen B. Etsitty, AOC Director phone/email: (928) 640-0332 / Stephenbetsitty@navajo-nsn.gov

Title & type of Project: Navajo Judicial Branch Section Six Funding

Amount of FRF Funds Being Requested: \$5,876,685.00

Part 2. Project 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 Judicial Branch Programs and Courts serving the entire Navajo Nation to assist in addressing backlog of court cases to facilitate court and program operations and increase speed of case resolution. Funds will be utilized for Personnel such as Court Personnel. Travel expenses to provide outreach and transport of clients. Supplies to implement COVID-19 safety measures such as office supplies for teleworking, Personnel Protection Equipment (PPE) and custodial supplies. Communications & Utilities to provide teleworking opportunities and remote access to case management system. Repairs and Maintenance to provide improve internet connectivity for the Judicial Branch, increase IT Safety measures. Contractual Services for process servers, IT and HVAC improvement. Special Transactions for media expenses to communicate with the public and employees. ☒ document attached

- (b) Explain how the Project will benefit the Navajo Nation, Navajo Communities, or the Navajo People:

The Courts protect the sovereignty of the Navajo Nation and provide legally mandated services to the Navajo Nation communities. These services do not cease during a public health emergency. Peacemaking and Probation and Parole Services are also essential functions of the government. However, COVID-19 presents a disruption of traditional services and traditional delivery of services. The funds requested will be used to expedite courts cases and court related services while ensuring health and safety of the public and our employees to the greatest extent capable. These funds will directly impact services to the public and the Navajo Nation. ☐ 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 initial release of funds from the Judicial Branch through December 31, 2024 will be sufficient to incur all expenses. The necessary contracts for Process Servers, IT and HVAC systems will necessitate approximately six months for purposes of complying with procurement statute and regulations. ☐ document attached

(d) Identify who (person within the Entity) will be responsible for implementing the Project:

Stephen B. Etsitty, Administrator Director of the Courts will be responsible.

☐ 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:

These funds will not be utilized for Capital projects therefore there will be no operation and maintenance costs

☐ document attached

(f) State which of the (66) Fiscal Recovery Fund eligibility expenditure categories in Exhibit B the proposed Project or Program falls under, and explain the reasons why:

2.13 Other Economic Support. The Interim Final Rule 2.19 recognizes that "decrease[s] to] a state or local government's ability to effectively administer services," can constitute a negative economic impact of the pandemic. Courts and court-related programs face significant backlogs resulting from the inability to safely operate during the COVID-19 pandemic decreasing the Judicial Branch's ability to administer services. Therefore, steps to reduce these backlogs, such as implementing COVID-19 safety measures to facilitate court and court related operations, hiring additional staff to increase speed of case resolution, and other expenses to expedite case resolution are eligible uses.

☐ document attached

Part 3. Additional documents.

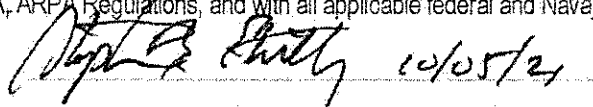
List here all additional supporting documents attached to this request (or indicate N/A):

N/A

Part 4. Affirmation by Funding Recipient.

Funding Recipient affirms that its receipt of Fiscal Recovery Funds and the implementation of this project 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:

Signature of Preparer:

 10/05/21

Printed Name of Preparer

Stephen B. Etsitty, Administrative Office of the Courts

FY 2022


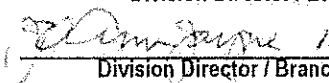
**THE NAVAJO NATION
PROGRAM BUDGET SUMMARY**

Page 1 of 1
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Navajo Judicial Branch Section 6 Funding</u>		Division/Branch: <u>Judicial Branch</u>	
Prepared By: <u>Gwendolyn Williams, SBA</u>		Phone No.: <u>928 551-2056</u>		Email Address: <u>gskwilliams@navajo-nsn.gov</u>	

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
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				3000 Travel Expenses	6		\$ -	
				3500 Meeting Expenses	6		\$ -	
				4000 Supplies	6		\$ 1,081,590	
				5000 Lease and Rental	6		\$ -	
				5500 Communications and Utilities	6		\$ 75,752	
				6000 Repairs and Maintenance	6		\$ 2,661,333	
				6500 Contractual Services	6		\$ 1,776,442	
				7000 Special Transactions	6		\$ 8,781	
				8000 Public Assistance	6		\$ -	
				9000 Capital Outlay	6			
				9500 Matching Funds	6		\$ -	
				9500 Indirect Cost	6		\$ -	
				TOTAL		\$0.00	\$ 5,876,685	0

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		
Total # of Vehicles Budgeted:		

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
SUBMITTED BY: <u>Stephen B. Elsitty, Administrative Director of Courts</u> <div style="display: flex; justify-content: space-between;"> <div> <u>Program Manager's Printed Name</u>  <u>Program Manager's Signature and Date</u> </div> <div> <u>10/05/21</u> </div> </div>	APPROVED BY: <u>JoAnn B. Jayne, Chief Justice</u> <div style="display: flex; justify-content: space-between;"> <div> <u>Division Director / Branch Chief's Printed Name</u>  <u>Division Director / Branch Chief's Signature and Date</u> </div> <div> <u>10/5/2021</u> </div> </div>

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

October 9, 2021



Navajo Judicial Branch
Mr. Stephen Etsitty
P.O. Box 520
Window Rock, AZ 86515

SUBJECT: APPROVAL of Navajo Nation Fiscal Recovery Funds (NNFRF) for Judicial Defunded CARES Act Projects

Dear Mr. Etsitty,

By resolution CJY-41-21, the Navajo Nation Council established Navajo Nation Fiscal Recovery Funds (NNFRF) and Expenditure Authorization Process for ARPA funding. Vice President Lizer and I signed the resolution into law on August 2, 2021. SECTION SIX of the resolution includes an immediate allocation of funds for defunded Navajo Nation CARES Fund Projects.

The Navajo Judicial Branch submitted a project description form for CARES defunded projects. The Department of Justice has reviewed the form and has made a determination of eligibility. The following is a summary of their determination:

Description	Amount	Approved Expenditure Category
Judicial Branch	\$ 5,876,685.00	Eligible 2.13

Included with this memo is the DOJ eligibility form for Judicial, Office of Management and Budget (OMB), and the Office of the Controller (OOC) records. Please submit a copy of the entire signed project description form to include the necessary Navajo Nation BIM forms to OMB in order to establish the budgets to move forward with your projects. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Jonathan Nez".

Jonathan Nez, President
THE NAVAJO NATION

Attachments

Distribution

cc: Department of Justice
Office of the Controller
Office of Management and Budget



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 #: HK0045

Date & Time Received: 10/05/21 1 p.m.

Date & Time of Response: 10/09/21 10: a.m.

Entity Requesting FRF: Navajo Judicial Branch

Title of Project: Section Six Funding

Administrative Oversight: _____

Amount of Funding Requested: \$5,876,685

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: 2.1

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: Mel M. Rodis, Assistant Attorney General, Tax & Finance Unit

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.

Gwendolyn S-K. Williams

From: Tamara Johnson
Sent: Monday, December 13, 2021 2:31 PM
To: Gwendolyn S-K. Williams
Cc: Brogan T. Quintana
Subject: FW: NNFRF Judicial Branch Defunded CARES Act Project
Attachments: NNFRF Judicial Branch Defunded CARES Act Project.pdf

Good afternoon Ms. Williams—

Judicial Branch CARES defunded budget was forwarded to OMB this morning.

Ahéhee' (Thank you),

TAMARA JOHNSON

Staff Assistant

THE NAVAJO NATION

Office of the President & Vice President

P.O. Box 7440 | 100 Parkway | Window Rock, AZ 86515

Office: (928) 871-7907

Facsimile: (928) 871-1025

E-mail: tjohnson@navajo-nsn.gov

This message is intended only for the use of the Addressee and may contain information that is PRIVILEGED and CONFIDENTIAL. If you are not the intended recipient, please delete the email and inform the sender immediately. Thank you.

Please consider the environment before printing this document.

From: Tom Platero

Sent: Monday, December 13, 2021 8:50 AM

To: Cordell Shortey <cshortey@omb.navajo-nsn.gov>; Germaine Jones <gjones@omb.navajo-nsn.gov>; Rachael Arviso <rarviso@omb.navajo-nsn.gov>; Vickey Mannie <vmannie@omb.navajo-nsn.gov>

Cc: Clarinda Begay <clarinda.begay@navajo-nsn.gov>; Notah C. Silversmith <notahcsilversmith@navajo-nsn.gov>; Tamara Johnson <tjohnson@navajo-nsn.gov>; Brogan T. Quintana <btquintana@navajo-nsn.gov>

Subject: FW: NNFRF Judicial Branch Defunded CARES Act Project

Good Morning,

NNFRFO has reviewed the Judicial Branch's CARES Defunded budget. Our reviewers gave their approval for submission to OMB. Thank you.

Tom Platero, Interim Executive Director
Navajo Nation Fiscal Recovery Fund Office
P. O. Box 2469

Window Rock, AZ 86515

(928) 871-6022

From: Gwendolyn S-K. Williams

Sent: Wednesday, December 8, 2021 4:28 PM

To: Tom Platero <t.platero@navajo-nsn.gov>

Cc: Stephen B. Etsitty <stephenbetsitty@navajo-nsn.gov>; gjones@omb.navajo-nsn.gov

Subject: NNFRF Judicial Branch Defunded CARES Act Project

Good Afternoon Mr. Platero,

The Navajo Judicial Branch is forwarding to your office the budget for our approved Section Six ARPA funding. Our office was informed by OMB-Contract & Grants Section that the budget was to be reviewed by your program. On October 09, 2021, President Nez approved the amount of \$5,876,685 for Judicial Branch through section six funding based on resolution CJY-41-21. Attached is the Judicial Branch's budget and accompanying documentation. If you have any further questions, please call or email me, thank you.

Gwendolyn Williams, Sr. Budget Analyst

Administrative Office of the Courts

928 871-7231 office

928 551-2056 cell