

RESOLUTION NO. 52 - 2022  
OF THE GOVERNING BODY OF THE  
YAVAPAI-APACHE NATION

**A Resolution Authorizing the Nation to Submit a Grant Application to the United States Department of Health and Human Services, Administration for Native Americans Environmental Regulatory Enhancement Program for the Environmental Code Community Outreach and Education Project**

**WHEREAS:** The Yavapai-Apache Tribal Council (“Council”) is authorized to represent the Yavapai-Apache Nation (“Nation”) and act on all matters that concern the health and welfare of the Nation, and to make decisions not inconsistent with or contrary to the Constitution of the Yavapai-Apache Nation (“Constitution”) as provided under Article V(a) of the Constitution; and

**WHEREAS:** The Council is authorized to negotiate and enter into agreements with federal, state, and local governments and to accept grant funds as provided under Article V (b) and (s), respectively, of the Constitution; and

**WHEREAS:** The Council is authorized to manage all tribal economic affairs and to appropriate and regulate the use of the Nation’s funds as provided under Article V (i) and (k), respectively, of the Constitution; and

**WHEREAS:** The Nation’s Contracts and Grants Manager, in conjunction with the Nation’s Environmental Protection Department, recommends that the Nation apply for grant funding as follows:

- (1) Funding Agency: U.S. DHHS Administration for Native Americans
- (2) Amount of funding application: \$ 372,874
- (3) Term of grant: 2 years
- (4) Matching funds and source: \$ 77,248 from In-kind
- (5) Nation’s Department or Program administering the grant: Environmental Protection Department.
- (6) Purpose and use of grant funds: Funds will be used to launch a community outreach and education project focused on ensuring the YAN community has the knowledge and resources needed to both understand and comply with the Environmental Code, with a specific focus on water conservation, inoperable vehicles removal and repair of run-down property, and waste management.
- (7) Budget attached or not required: See attached Executive Summary and budgets for years one and two of the grant.

**WHEREAS:** The Tribal Council finds it in the Nation’s best interest to authorize the above described grant application.

**NOW THEREFORE BE IT RESOLVED** that the Yavapai-Apache Tribal Council, in Council assembled, at which a quorum is present, hereby authorizes the Nation to apply for grant funding to the above named funding agency in the amount and for the term described above.


**BE IT FURTHER RESOLVED** that the Nation agrees that it will comply with all program guidelines and regulations applicable to the above referenced grant program and the certifications required in the grant application; and

**BE IT FURTHER RESOLVED** that the Council authorizes the Nation's Contracts and Grants Manager to take all actions necessary to complete the grant application and to submit all necessary information to the funding agency in furtherance of the authorized grant application and authorizes the Nation to receive and expend the grant funds in accordance with the grant requirements and the Nation's Budget Code and Financial Policies.

**BE IT FINALLY RESOLVED** that the Chairman and Vice-Chairwoman, or either of them, are hereby authorized to take such further action as deemed necessary to carry out the intent and purposes of this Resolution.

#### CERTIFICATION

I hereby certify that the foregoing resolution was adopted by an affirmative vote of the Tribal Council, with a quorum in attendance, presented for approval on March 31 2022, by a vote of 9 in favor, 0 opposed and 0 abstaining, pursuant to the authority contained under the Constitution of the Yavapai-Apache Nation as cited above.

  
\_\_\_\_\_  
Jon Huey, Chairman

ATTEST:

Karla Reimer  
Karla Reimer, Council Secretary

Approved as to form:

  
\_\_\_\_\_  
Office of the Attorney General

# EXHIBIT A

Yavapai-Apache Nation

Grant Application

U.S. DHHS – Administration for Native Americans  
Environmental Regulatory Enhancement Program

Executive Summary and Two-Year Budget

March 28, 2022

## Executive Summary

The overall long-term community goal of the project is for Yavapai-Apache Nation (YAN or "Nation") to fully implement and enforce the Nation's Environmental Code, protecting the Nation's environment and natural resources by doing so. The Nation's Environmental Code was developed and passed into law, with ANA support, during FY 2018-2019. After a gap-year, ANA support was obtained for two-years of focused Environmental Code compliance and enforcement training delivered to YAN Departments. As part of evaluating the success of the Environmental Code project to date, the Environmental Protection Department (EPD) and Nation Tribal Council identified the current community condition: YAN Community members are not actively participating in the waste management, public nuisance, or water conservation programs established by the Environmental Code, nor have community members received education and outreach focused on the public health and environmental rationale for the Environmental Code and its programs. This condition has resulted in both lack of compliance and an inability to roll-out implementation of the Environmental Code in a way that will be well-received and that will effect helpful change for the Nation. The main reason for the current community condition is insufficient community outreach and education, an issue significantly compounded by COVID-19 crisis.

The project goal is to initiate a community outreach and education program that builds community awareness of the Environmental Code and increases participation in the Nation's newly established waste management, public nuisance, and water conservation programs. To do this, the project has two objectives: (1) outreach and education designed to educate the community about the contents and structure of the Environmental Code; and (2) compliance-focused community outreach designed to assist and support community members in actively participating in the public nuisance/inoperable vehicle, waste management, and water conservation programs.

The population groups to be served are the 2,631 YAN members who have a vested interest in the protection, conservation, and enhancement of the Tribe's environmental resources. Direct beneficiaries include all 1,150 residents and over 600 employees living and/or working within the YAN Reservation (350 residents and 500 employees of these respective totals are non-tribal members); and visitors to the reservation, including over 300 visitors per day to the Castle Cliff Casino plus an increased number of visitors for special events (up to 1,500). This project will benefit surrounding communities in the Verde Valley of central Arizona whose lives may be affected by environmental issues arising within the YAN Reservation that migrate across jurisdictional boundaries. Finally, this project will benefit the Nation's government by creating stronger ties between the larger YAN Community and Tribal Council around the need for the new environmental laws.

In the last five years, the development and passage of the Environmental Code; the creation of associated compliance documents; and the compliance and enforcement trainings for EPD and YAN Departments that have happened to date represent a huge step forward in the Nation's capability to regulate YAN's environment and natural resources. This project will build on that success and momentum by ensuring that the YAN community understands and has the needed resources to comply with the new environmental laws, finally enabling the Environmental Code to be fully implemented.

**2022 ANA Environmental Regulatory Enhancement Grant Proposal  
Yavapai-Apache Environmental Code Community Outreach and Education Project**

**YEAR ONE PROJECT BUDGET & BUDGET JUSTIFICATION**

*Detailed Line Item Budget*

**PERSONNEL**

| <b>Position</b>             | <b>Annual Rate</b> | <b>FTE/Hours</b> | <b>Federal</b>  | <b>Non-Federal</b> | <b>Totals</b>   |
|-----------------------------|--------------------|------------------|-----------------|--------------------|-----------------|
| Environmental Manager       | \$51,594           | 0.33/633         | \$17,026        | \$0                | \$17,026        |
| Environmental Supervisor    | \$40,406           | 0.33/633         | \$13,334        | \$0                | \$13,334        |
| Environmental Specialist II | \$32,032           | 0.33/633         | \$10,571        | \$0                | \$10,571        |
| Enforcement Officer         | \$45,500           | .33/633          | \$15,015        | \$0                | \$15,015        |
| Attorney General            | \$202,238          | 0.08/160         | \$0             | \$16,179           | \$16,179        |
| Assistant Attorney General  | \$129,771          | 0.02/40          | \$0             | \$2,595            | \$6,489         |
| Grants Administrator        | \$56,243           | 0.08/160         | \$0             | \$4,325            | \$4,325         |
| Nation Department Staff     | \$45,000           | 0.05/100         | \$0             | \$2,163            | \$2,163         |
| <b>TOTAL COST</b>           |                    |                  | <b>\$55,946</b> | <b>\$25,262</b>    | <b>\$81,208</b> |

**FRINGE BENEFITS**

| <b>Total Personnel Wages x Fringe Rate</b> | <b>Federal</b>  | <b>Non-Federal</b> | <b>Totals</b>   |
|--|-----------------|--------------------|-----------------|
| \$81,208 x 20%                             | \$11,189        | \$5,052            | \$17,020        |
| <b>TOTAL COSTS</b>                         | <b>\$11,189</b> | <b>\$5,052</b>     | <b>\$16,241</b> |

**TRAVEL**

| <b>Item</b>  | <b>Federal</b> | <b>Non-Federal</b> | <b>Totals</b>  |
|--|----------------|--------------------|----------------|
| Post-Award Training Expenses (2 travelers)                       | \$1,710        | \$0                | \$1,710        |
| <i>Mileage, Parking, Flight, Shuttles/Taxis, Hotel, MI&amp;E</i> |                |                    |                |
| Annual Grantee Meeting (2 travelers)                             | \$4,952        | \$0                | \$4,952        |
| <i>Mileage, Parking, Flight, Shuttles/Taxis, Hotel, MI&amp;E</i> |                |                    |                |
| <b>TOTAL COSTS</b>   | <b>\$6,662</b> | <b>\$0</b>         | <b>\$6,662</b> |

**SUPPLIES**

| <b>Item</b>                           | <b>Federal</b>  | <b>Non-Federal</b> | <b>Totals</b>   |
|---------------------------------------|-----------------|--------------------|-----------------|
| 330 Automatic Shut-off Nozzles        | \$6,000         | \$0                | \$6,000         |
| 330 Household Hazardous Waste Bins    | \$6,000         | \$0                | \$6,000         |
| 330 Refrigerator Magnets              | \$500           |                    | \$500           |
| Misc. Enforcement and Office Supplies | \$1000          | \$0                | \$1000          |
| <b>TOTAL COSTS</b>                    | <b>\$13,500</b> | <b>\$0</b>         | <b>\$13,500</b> |

**CONTRACTUAL**

| <b>Item</b>                  | <b>Federal</b>  | <b>Non-Federal</b> | <b>Totals</b>   |
|------------------------------|-----------------|--------------------|-----------------|
| Community Outreach Contracts | \$15,000        | \$0                | \$15,000        |
| <b>TOTAL COSTS</b>           | <b>\$15,000</b> | <b>\$0</b>         | <b>\$15,000</b> |

OTHER

| Item                                   | Federal         | Non-Federal    | Totals          |
|--|-----------------|----------------|-----------------|
| Legal consultant fees                  | \$10,000        | \$0            | \$10,000        |
| Postage Costs (1,320 pieces)           | \$666           | \$0            | \$666           |
| Printing and Design                    | \$0             | \$3,862        | \$3,862         |
| Mileage for Local Travel (1,900 miles) | \$1,092         | \$0            | \$1,092         |
| Office Space                           | \$0             | \$4,298        | \$4,298         |
| Raffle Prizes for Community Meetings   | \$2,000         |                | \$2,000         |
| <b>TOTAL COSTS</b>                     | <b>\$13,758</b> | <b>\$8,160</b> | <b>\$21,918</b> |

DIRECT COSTS, INDIRECT COSTS, TOTAL COSTS

| Item                                 | Federal           | Non-Federal     | Totals           |
|--------------------------------------|-------------------|-----------------|------------------|
| Total Direct Costs                   | \$ 116,055        | \$38,474        | \$154,529        |
| Total Indirect Costs                 | \$ 30,653         | \$0             | \$ 30,653        |
| <b>TOTAL PROJECTS COSTS - YEAR 1</b> | <b>\$ 146,708</b> | <b>\$38,474</b> | <b>\$185,182</b> |

YEAR TWO PROJECT BUDGET & BUDGET JUSTIFICATION

*Detailed Line Item Budget – Year Two*

PERSONNEL

| Position                    | Annual Rate | FTE/Hours | Federal         | Non-Federal     | Totals          |
|-----------------------------|-------------|-----------|-----------------|-----------------|-----------------|
| Environmental Manager       | \$51,594    | 0.33/633  | \$17,026        | \$0             | \$17,026        |
| Environmental Supervisor    | \$40,406    | 0.33/633  | \$13,334        | \$0             | \$13,334        |
| Environmental Specialist II | \$32,032    | 0.33/633  | \$10,571        | \$0             | \$10,571        |
| Enforcement Officer         | \$45,500    | .33/633   | \$15,015        | \$0             | \$15,015        |
| Attorney General            | \$202,238   | 0.08/160  | \$0             | \$16,179        | \$16,179        |
| Assistant Attorney General  | \$129,771   | 0.02/40   | \$0             | \$2,595         | \$6,489         |
| Grants Administrator        | \$56,243    | 0.08/160  | \$0             | \$4,325         | \$4,325         |
| Nation Department Staff     | \$45,000    | 0.05/100  | \$0             | \$2,163         | \$2,163         |
| <b>TOTAL COST</b>           |             |           | <b>\$55,946</b> | <b>\$25,262</b> | <b>\$81,208</b> |

FRINGE BENEFITS

| Total Personnel Wages x Fringe Rate | Federal         | Non-Federal    | Totals          |
|-------------------------------------|-----------------|----------------|-----------------|
| \$81,208 x 20%                      | \$11,189        | \$5,052        | \$17,020        |
| <b>TOTAL COSTS</b>                  | <b>\$11,189</b> | <b>\$5,052</b> | <b>\$16,241</b> |

TRAVEL - ANNUAL MEETING

| Item   | Federal        | Non-Federal | Totals         |
|--|----------------|-------------|----------------|
| Annual Grantee Meeting (2 travelers)                             | \$4,952        | \$0         | \$4,952        |
| <i>Mileage, Parking, Flight, Shuttles/Taxis, Hotel, MI&amp;E</i> |                |             |                |
| <b>TOTAL COSTS</b>   | <b>\$4,952</b> | <b>\$0</b>  | <b>\$4,952</b> |

SUPPLIES

| Item                                  | Federal        | Non-Federal | Totals         |
|---------------------------------------|----------------|-------------|----------------|
| Public Meeting Supplies and Signage   | \$2,000        | \$0         | \$2,000        |
| Misc. Enforcement and Office Supplies | \$600          | \$0         | \$600          |
| <b>TOTAL COSTS</b>                    | <b>\$2,600</b> | <b>\$0</b>  | <b>\$2,600</b> |

CONTRACTUAL

| Item                         | Federal         | Non-Federal | Totals          |
|------------------------------|-----------------|-------------|-----------------|
| Community Outreach Contracts | \$10,000        | \$0         | \$10,000        |
| <b>TOTAL COSTS</b>           | <b>\$10,000</b> | <b>\$0</b>  | <b>\$10,000</b> |

OTHER

| Item                                   | Federal         | Non-Federal    | Totals          |
|--|-----------------|----------------|-----------------|
| Inoperable Vehicle Removal Costs       | \$25,000        | \$0            | \$25,000        |
| Legal consultant fees                  | \$5,000         | \$0            | \$5,000         |
| Printing and Design                    | \$0             | \$4,162        | \$4,162         |
| Postage                                | \$666           | \$0            | \$666           |
| Mileage for Local Travel (1,900 miles) | \$1,092         | \$0            | \$1,092         |
| Office Space                           | \$0             | \$4,298        | \$4,298         |
| Raffle Prizes for Community Meetings   | \$2,000         | \$0            | \$2,000         |
| <b>TOTAL COSTS</b>                     | <b>\$33,578</b> | <b>\$8,460</b> | <b>\$42,218</b> |

DIRECT COSTS, INDIRECT COSTS, TOTAL COSTS

| Item                                 | Federal          | Non-Federal     | Totals           |
|--------------------------------------|------------------|-----------------|------------------|
| Total Direct Costs                   | \$118,265        | \$38,774        | \$157,039        |
| Total Indirect Costs                 | \$30,653         | \$0             | \$30,653         |
| <b>TOTAL PROJECTS COSTS - YEAR 2</b> | <b>\$148,918</b> | <b>\$38,774</b> | <b>\$187,692</b> |