

**RESOLUTION NO. 78 - 2022**  
**OF THE GOVERNING BODY OF THE**  
**YAVAPAI-APACHE NATION**

**A Resolution Authorizing the Nation to Submit a Grant Application to the United States Environmental Protection Agency for the FY2022-2024 CWA Section 106 Water Pollution Control Program for Implementation of Environmental Programs for the Yavapai-Apache Nation**

**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. EPA
- (2) Amount of funding application: \$120,000 (\$60,000 per year)
- (3) Term of grant: 2 years
- (4) Matching funds and source: No Matching Funds
- (5) Nation’s Department or Program administering the grant: Environmental Protection Department.
- (6) Purpose and use of grant funds: Funds will be used to review current projects and implement additional projects for the benefit of the Nation
- (7) Budget attached or not required: See attached Work Plan 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

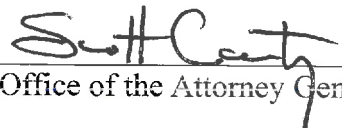
I hereby certify that the foregoing resolution was adopted by an affirmative vote of the Tribal Council, with a quorum in attendance, presented for approval on May 11 2022, by a vote of 9 in favor, 0 opposed and 0 abstaining, pursuant to the authority contained under the Constitution of the Yavapai-Apache Nation as cited above.

  
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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**

**Environmental Protection Agency  
U.S. EPA CWA Sec. 106 Program  
2022-2024**

**Work Plans and Budgets**

**May 11, 2022**

**YAVAPAI-APACHE NATION  
WORK PLAN FOR FISCAL YEAR 2022-2023  
WATER POLLUTION CONTROL PROGRAM (CWA SECTION 106)**

Work Plan Goals with Tasks and Environmental Outcomes		Dates Start End	Outputs & Deliverables	Responsible Staff & Work Years	Estimated Cost	Status
<b>EPA Strategic Plan Goal 2: Clean &amp; Safe Water</b>						
1	<p><b>Environmental Outcome: To evaluate and report on performance under the grant</b></p> <p><b>COMPONENT: Bi-annual Reporting to self-evaluate &amp; joint- evaluate annual performance under the grant including:</b></p> <ul style="list-style-type: none"> <li>• Status of each work plan goal, task, and deliverable</li> <li>• Status of expenditures for reporting period</li> <li>• Summary of accomplishments including the reporting of environmental results and discussion of problems impacting or expected to impact performance</li> <li>• Commitments not on schedule and proposed dates of completion</li> </ul>	04/30/23 10/31/23	Bi-annual reports submitted to EPA	WQS 0.08  WQH	\$2,000 F=680  \$1,000  Total = <b>\$3,680</b>	
2	<p><b>COMPONENT: Continue to implement Tribal water quality monitoring plan in accordance with EPA and EPA approved QAPP</b></p> <p>Commitment 2 (a) Follow a monitoring strategy approved by EPA</p> <p>Commitment 2(b): Coordinate sampling events with the laboratory</p> <p>Commitment 2(c): Conduct monitoring including: Determine the physical, chemical and biological conditions of water body(s) and evaluate them against water quality indicators(WQIs)</p> <p>Commitment 2 (d): Maintain water quality monitoring data base</p> <p>Commitment 2 (e): Conduct annual assessment of monitoring program, QAPP, and database to ensure water quality goals are being met; revise and submit to EPA for approval.</p>	10/22 to 9/23	Include in bi-annual reports: -description of monitoring activities conducted during the reporting period  -finding from assessment of QAPP, monitoring program , & database Submit to EPA	WQS 0.26  WQH  Lab	\$6,500 F=\$2,210  \$2,250  \$4,000	

	<p><b>Environmental Outcome:</b> To determine the physical, chemical and biological conditions of a water body and evaluate them against WQIs so that water quality trends can be identified &amp; measured in order to ensure that water quality can be maintained and improved, as necessary</p> <p><b>Laboratory Competency Policy:</b> The Yavapai-Apache Nation certifies that the labs "Legend Technical Services of Arizona" and "Aquatic Testing and Consulting" have the appropriate certification/accreditation if necessary to perform the analysis requested by the Yavapai-Apache Nation, as required by EPA's Laboratory Competency Policy</p>		Supplies (see below for details)		<p>\$8,940</p> <p><b>Total</b> <b>\$23,900</b></p>	
<p><b>3</b></p>	<p><b>COMPONENT: Develop Annual Water Quality Assessment Narrative Report with associated Water Quality Assessment Template. Submit all field and laboratory data organized in the WQX/STORET format</b></p> <p>Commitment 3(a): Consolidate all annual water quality data</p> <p>Commitment 3(b): Prepare annual assessment report for Surface Water per Appendix A of EPA's CWA 106 Tribal Guidance</p> <p>Commitment 3(c) Prepare EPA Assessment Template per CWA 106 guidelines</p> <p>Commitment 3(d) Submit to EPA all field and laboratory data organized in the STORETWQX format to be uploaded to the WQX/STORET database</p> <p><b>Environmental Outcome: Describe current and potential threats to the quality of surface water so corrective actions can be identified &amp; developed in order to ensure that water quality can be protected, maintained, and improved, as necessary.</b></p>	8/23 to 9/23	<p>- a final annual Assessment Narrative Report for submittal to EPA</p> <p>- a final Water Quality Assessment Template for submittal to EPA</p> <p>- all field and laboratory data organized in the STORETWQX format to be uploaded to the WQX/STORET database</p>	<p>WQS 0.12</p> <p>WQH</p>	<p>\$3,000 F= \$1,020</p> <p>\$5,750</p> <p>Total = <b>\$9,770</b></p>	

4	<p><b>COMPONENT: Continue a Program to Acquire Verde River Flow Information on the YAN Reservation</b></p> <p>Commitment 4: This task involves continuing steps to acquire flow data on the Verde River which could potentially impact water quality on the YAN Reservation.</p> <ul style="list-style-type: none"> <li>• Assist in the management of the USGS/YAN Verde River flow monitoring gage.</li> <li>• Compile collected annual flow data into a summary report.</li> </ul> <p><b>Environmental Outcome: The YAN is better informed on flow data in the Verde River on the reservation ton make more educated decisions in the future to protect the Verde River.</b></p>	10/22 to 6/23	Annual summary report of collected Verde River flow data on the YAN Reservation	WQS  WQH	0.08	<p>\$2,000 F=\$680</p> <p>\$4,000</p> <p>Total \$6,680</p>
5	<p><b>COMPONENT: Implement water quality education &amp; outreach program for the Tribal Community</b></p> <p>Commitment 5(a): Conduct Tribal and public tours of water quality improvement sites on the reservation</p> <p>Commitment 5(b): Produce brochure highlighting water pollution prevention conducted by the Environmental Protection Office on the reservation</p> <p>Commitment 5(c): Submit a write-up of water pollution prevention to the Tribal newspaper/website.</p> <p>Staff travel to EPA conference</p> <p><b>Environmental Outcome and Output: Changes in awareness and understanding of the status of water quality and related issues, and in an effort to promote&amp; implement pollution prevention, as demonstrated by public awareness.</b></p>	10/22 to 9/23	Include in bi-annual reports copies of brochures and newspaper articles.	WQS  Staff	0.16	<p>\$4,000 F=1,360</p> <p>\$2,750</p> <p>Total = \$8,110</p>

6	<p><b>COMPONENT: Produce next FY CWA water quality work plans</b></p> <p>Commitment 6(a): Secure guidelines of all CWA program</p> <p>Commitment 6(b): Produce next FY CWA water quality work plans</p> <p><b>Environmental Outcome and Out put: Provide funding sources for future water quality environmental programs</b></p>	12/22 to 04/23	CWA work plans -106 program -319 program (base and competitive)	WQS  WQH	0.16	<p>\$4,000 F=1,360</p> <p>\$2,500</p> <p>Total = <b>\$7,860</b></p>	
				<b>TOTAL COST</b>	<b>EPA</b>	<b>\$60,000</b>	

Water Quality Specialist (WQS) = \$25,000/Yr.

Water Quality Hydrologist (WQH) = Consultant

Supplies – office supplies, field and sampling supplies, safety equipment, vehicle gas and maintenance.



# Yavapai-Apache Nation

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**Yavapai-Apache Nation  
Environmental Protection Department  
CWA 106 Water Pollution Control Program  
2022-2023 Budget**

**1. Salary**

<b>Environmental Staff</b>	<b>25,000</b>
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**2. Benefits**

<b>25,000 x 34%</b>	<b>8,500</b>
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**3. Travel**

<b>Staff to attend regional meetings</b>	<b>2,750</b>
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**4. Professional Services**

	<b>21,500</b>
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**5. Supplies**

	<b>2,250</b>
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<b>Total</b>	<b>60,000</b>
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**YAVAPAI-APACHE NATION  
WORK PLAN FOR FISCAL YEAR 2023-2024  
WATER POLLUTION CONTROL PROGRAM (CWA SECTION 106)**

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**25,000 x 34% 8,500**

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**5. Supplies 2,250**

**Total 60,000**