

LEGISLATIVE SUMMARY SHEET

Tracking No. 0037-23

DATE: March 6, 2023

TITLE OF RESOLUTION: RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE NORMAN M. BEGAY'S DELEGATE REGION (CHAPTERS: ALAMO, RAMAH, TOHAJIILEE)

PURPOSE: This resolution, if approved, will enact Hon. Norman M. Begay's Fiscal Recovery Fund Delegate Region Projects Plan (Chapters: Alamo, Ramah, Tohajiilee)

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each Council Delegate to review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: 4:14pm; 03-07-23
Posting End Date: 03-12-23
Eligible for Action: 03-13-23

Naabik'iyáti' Committee
Thence
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
25th NAVAJO NATION COUNCIL — First Year, 2023

INTRODUCED BY

N. M. B. I.

Primary Sponsor

TRACKING NO. 0037-23

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION
COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND
DELEGATE REGION PROJECT PLAN FOR HONORABLE NORMAN M.
BEGAY'S DELEGATE REGION (CHAPTERS: ALAMO, RAMAH,
TOHAJIILEE)

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §102(A).
- B. The Naabik'iyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation pursuant to 2 N.N.C. § 164 (A) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

1
2 **SECTION TWO. FINDINGS**

3 A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO
4 THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;
5 ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY
6 FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND
7 EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC
8 SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL
9 ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS;
10 HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS;
11 BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND
12 ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND
13 MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION
14 PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED
15 ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo
16 Nation on July 15, 2022.

17 B. CJN-29-22, Section Three, states, in part and among other things, that

18 1. The Navajo Nation hereby approves total funding for the NNFRF Chapter
19 and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal
20 Recovery Fund in the total amount of two hundred eleven million two
21 hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148)
22 to be divided equally between the twenty-four (24) Delegate Regions in the
23 amount of eight million eight hundred two thousand three hundred forty
24 dollars (\$8,802,340) per Delegate Region . . . and allocated through Delegate
25 Region Project Plans approved by Navajo Nation Council resolution and
26 signed into law by the President of the Navajo Nation . . . See CJN-29-22,
27 Section Three (B).

28 2. The Delegate Region Project Plan funding will be allocated to the Navajo
29 Nation Central Government, specifically the Division of Community
30 Development or other appropriate Navajo Nation Division or Department,

1 to implement the projects rather than directly to the Chapters. *See* CJN-29-
2 22, Section Three (D).

3 3. The Navajo Nation Central Government, specifically the Division of
4 Community Development or other appropriate Navajo Nation Division or
5 Department, shall manage and administer funds and Delegate Region
6 Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation
7 Central Government may award funding to LGA-Certified Chapters through
8 sub-recipient agreements to implement and manage specific projects, but
9 shall maintain Administrative Oversight over such funding and Delegate
10 Region Project Plans. *See* CJN-29-22, Section Three (E).

11 4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund
12 eligible projects within their Delegate Region to be funded by the NNFRF
13 Chapter and Regional Projects Expenditure Plan through a Delegate Region
14 Projects Plan. The total cost of projects selected by each Delegate shall not
15 exceed their Delegate Region distribution of eight million eight hundred two
16 thousand three hundred forty dollars (\$8,802,340). *See* CJN-29-22, Section
17 Three (F).

18 5. Each Delegate Region Project shall identify its Administrative Oversight
19 entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ
20 initial eligibility determination. *See* CJN-29-22, Section Three (L)(5) and
21 (L)(6).

22 D. All projects listed in the Hon. Norman M. Begay's Delegate Region Projects Plan,
23 attached as **Exhibit A**, have been deemed Fiscal Recovery Fund eligible by NNDOJ.
24 In addition, Hon. Norman M. Begay's Delegate Region Projects Plan does *not* exceed
25 the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).

26 E. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo
27 Nation and the Hon. Norman M. Begay's Delegate Region Chapters and communities
28 to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate Region
29 Project Plan for Hon. Norman M. Begay's Delegate Region (Chapters: Alamo,
30 Ramah, Tohajiilee) as set forth in **Exhibit A**.

1
2 **SECTION FOUR. APPROVAL OF HON. NORMAN M. BEGAY'S DELEGATE**
3 **REGION PROJECT PLAN**

- 4 A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project
5 Plan for Hon. Norman M. Begay's Delegate Region (Chapters: Alamo, Ramah,
6 Tohajiilee) set forth in **Exhibit A**.
7 B. The Delegate Region Project Plan approved herein shall comply with all applicable
8 provisions of CJY-41-21, CJN-29-22, and BFS-31-21.
9 C. Any inconsistencies between this legislation, the Delegate Region Project Plan, and the
10 individual project appendix, shall be resolved in favor of the project appendix reviewed
11 by Department of Justice during their eligibility determination(s).
12

13 **SECTION FIVE. AMENDMENTS**

14 Amendments to this legislation or to the Delegate Region Project Plan approved herein
15 shall only be adopted by resolution of the Navajo Nation Council and approval of the
16 President of the Navajo Nation pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005
17 (C) (10), (11), and (12).
18

19 **SECTION SIX. EFFECTIVE DATE**

20 This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221(B), 2 N.N.C.
21 § 164 (A)(17), and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
22

23 **SECTION SEVEN. SAVING CLAUSE**

24 If any provision of this legislation is determined invalid by the Navajo Nation Supreme Court,
25 or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court,
26 those provisions of this legislation not determined invalid shall remain the law of the Navajo
27 Nation.
28
29
30



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 #: HK0348

Date & Time Received: 12/20/22 10:55

Date & Time of Response: 12 January 2023; 10:45 am

Entity Requesting FRF: Ramah Navajo Chapter

Title of Project: Ramah Collection/Transfer station

Administrative Oversight: Division of Community Development

Amount of Funding Requested: \$2,000,000.00

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 | ☐ Expenditure Plan incomplete |
| ☐ Supporting documentation missing | ☐ Funds will not be obligated by |
| ☐ Project will not be completed by 12/31/2026 | 12/31/2024 |
| ☐ Ineligible purpose | ☐ Incorrect Signatory |
| ☐ Submitter failed to timely submit CARES reports | ☐ Inconsistent with applicable NN or |
| ☐ Additional information submitted is | federal laws |
| insufficient to make a proper determination | |

Name of DOJ Reviewer: Adjua Adjei-Danso



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.

**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: Ramah Navajo Chapter Date prepared: 11/10/2022

Chapter's mailing address: HC 61 Box 13 phone/email: (505) 775-7140 / 7142
Ramah, New Mexico 87321-9601 website (if any): www.ramahnavajo.org

This Form prepared by: David Jose - Chapter President phone/email: (505) 593-3621 DavidJose@ramahnavajo.org
Gilbert Maria - Chapter Community Development Department Director (505) 870-0418 GilbertMaria@ramahnavajo.org
CONTACT PERSON'S name and title CONTACT PERSON'S info

Title and type of Project: Ramah Collection/Transfer station - ARPA 1.12 Other Public Health Services Health

Chapter President: David Jose phone & email: (505) 593-3621 / 876-9521 DavidJose@ramahnavajo.org
Chapter Vice-President: Chancey Martinez phone & email: (505) 870-4818 cmartinez@navajochapters.org
Chapter Secretary: Dixie Begay phone & email: (505) 876-9524 dixiebegay@ramahnavajo.org
Chapter Treasurer: Dixie Begay phone & email: (505) 876-9524 dixiebegay@ramahnavajo.org
Chapter Manager or CSC: Brenda Yazzie phone & email: (505) 876-9517 BYazzie@ramahnavajo.org
DCD/Chapter ASO: Guarena Adeky phone & email: (505) 905-1050 gadeky@nndcd.org

List types of Subcontractors or Subrecipients that will be paid with FRF (if known): Engineering firm and construction contractors

Amount of FRF requested: \$2,000,000.00 FRF funding period: Start Date: November 2022; End Date: December 2024
indicate Project starting and ending/deadline date ☒ document attached 11/1/22-12/30/24

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:

An inappropriately designed and sized transfer station contributes to the poor health of many of our community members. The Pine Hill Health Center operates a Public Health System, and Emergency Medical System that have been dealing with Community wide COVID 19 Pandemic. The two programs have reports large volumes of trash at residencies. Debris and trash near homes allows rodents to live close to people, increasing exposure to Hantavirus, food borne diseases and Leptospirosis. A properly sized and designed transfer station will limit exposure to any health diseases for the Ramah Navajo Community members.

☐ document attached

(b) Explain how the Program or Project will benefit the Navajo Nation, Navajo communities, or the Navajo People:

This Project will benefit the approximately 5,000 citizens who reside within the Ramah Navajo Community area and others, such as visitors. There are many issues with illegal dumping and littering occurring in this area. Construction of a transfer station will address these issues and help to advance the health of the community. Dumping also creates a safety hazard if materials are liquid and they contaminate groundwater or poison surrounding livestock.

☐ 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:

Procurement for design services is planned to start as soon as funds are secured. An engineering firm is planned to be under contract by January 2023, allowing procurement for construction services after design is done to commence by May of 2023. Construction is expected to be completed by June of 2024, allowing all funds to be fully expended by December of 2024.

☐ document attached

(d) Identify who will be responsible for implementing the Program or Project:

Kent L. Grantsen- Navajo Nation Capital Management Department 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:

The Transfer Station will be own and operated by Ramah Navajo Utility Management. The fiscal agent is the Navajo Nation with compliance with NNEPA, IHS and RNUA Requirements, conform to standards, guidelines and requirements and operational plan in place.

☐ 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:

1.12 Other Health Services HEALTH

This project will construct a new collection/ transfer station to provide services and reduce illegal dumping and littering which reduces hazard to livestock and community contamination of the environment, safety hazards if materials are liquid that may contaminate groundwater or poison livestock, dispose of COVID 19 hazard materials properly.

☐ document attached

Part 3. Additional documents.

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

A Chapter resolution approving this project is attached. The Chapter approved using the land needed for the project.

☒ Chapter Resolution attached

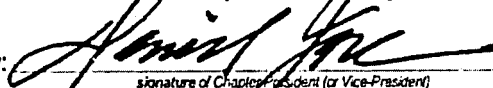
Part 4. Affirmation by Funding Recipient.

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:

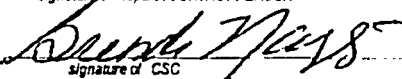
Chapter's
Preparer:


signature of Preparer/CONTACT PERSON

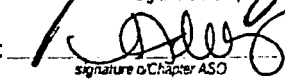
Approved by:


signature of Chapter President (or Vice-President)

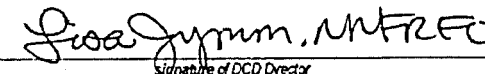
Approved by:


signature of CSC

Approved by:


signature of Chapter ASO

Approved to submit
for Review:


signature of DCD Director

PART I. Business Unit No.: K - [New]				Program Title: 442-Other Health Services-HEALTH-		Division/Branch: Ramah Chapter	
Prepared By: David Jose		Phone No.: 505-593-3621		Email Address: David.Jose@ramahnavajo.org			
PART II. FUNDING SOURCE(S)		Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY		
NN Fiscal Recovery Funds		01/0123-9/3026	200,000.00	100%		Fund Type Code	(A) NNC Approved Original Budget
					2001 Personnel Expenses		(B) Proposed Budget
					3000 Travel Expenses		(C) Difference or Total
					3500 Meeting Expenses		
					4000 Supplies	500,000.00	500,000.00
					5000 Lease and Rental	200,000	200,000
					5500 Communications and Utilities	300,000	300,000
					6000 Repairs and Maintenance		
					6500 Contractual Services	1,000,000	1,000,000
					7000 Special Transactions		
					8000 Public Assistance		
					9000 Capital Outlay		
					TOTAL	\$0.00	2,000,000.00
					PART IV. POSITIONS AND VEHICLES		
					(D)		
					(E)		
					Total # of Positions Budgeted:		
					Total # of Vehicles Budgeted:		
		TOTAL:	\$200,000.00	100%			
PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.							
SUBMITTED BY: Sonlalsa Jim-Martin, Department Manager II				APPROVED BY: Dr. Pearl Yellowman, Division Director			
Program Manager's Printed Name				Division Director / Branch Chief's Printed Name			
Signature				Signature			
Program Manager's Signature and Date				Division Director / Branch Chief's Signature and Date			

**THE NAVAJO NATION
 DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION: Program Name/Title: _____		Ramah Chapter <u>Transfer Station</u>	Business Unit No.: <u>408849- New</u>
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)
	2021 R.O.M. Total and start up Operational Expense Total Building Total of Collection Station Civil & Site Work Total Start Up Operational Expense Total and C&L @ 1.4% Navajo Nation Tax @ 6% Contingency 10% Fees/Costs	155,145 572,064 952,791 120,000 200,000 2,000,000	2,000,000
TOTAL		2,000,000	2,000,000

Page ____ of ____
PROJECT FORM

FOR OMB USE ONLY:
Resolution No: _____
FMIS Set Up Date: _____
Company No: _____
OMB Analyst: _____

David Jose
President

RAMAH NAVAJO CHAPTER
HC 61, Box 13
Ramah, New Mexico 87321-9601
(505) 240-8000

Jamie Henio
Council Delegate
Navajo Nation Council

Chancey K. Martinez
Vice-President

Tribal Office



Dixie M. Begay
Secretary/Treasurer

Rodger Martinez
Member
Eastern Navajo Land Board

RESOLUTION OF THE RAMAH NAVAJO CHAPTER

NO. 112207

Approving to expedite construction of a New Collection/Transfer Station Project in Ramah Navajo Community due to significant issues of constant illegal dumping and littering activities in the community for too long which when unaddressed will can create a safety hazard when liquid materials can poison or contaminate subsurface and ground waters for worthy livestock production and potable water for human consumption and that the only solution to this effect and at this time by utilization of NN FRF (ARPA).

Whereas:

1. Pursuant to Navajo Tribal Council Resolution CJ-20-55, the Ramah Navajo Chapter is a certified Chapter of the Navajo Nation and the Chapter is uniquely situated as satellite community of the Navajo Nation; and
2. Pursuant to 21 Navajo Nation Code §51-60, §§ 1.A; there is established the RNUA within the Ramah Navajo Chapter; and
3. By Resolution RNC-82-15, the Ramah Navajo Chapter established the RNUA and its Articles of Establishment and Bylaws to provide utility services to the community; By Resolution RNC-0786223, the Ramah Navajo Chapter established the Plan of Operation for RNUA; and By Resolution ACS-151-86, the Advisory Committee of the Navajo Tribal Council incorporated and adopted the Articles of Establishment and Bylaws and the Plan of Operation for RNUA; and
4. By Resolution CAP-34-98, the Navajo Nation Council enacted the Navajo Nation Local Governance Act codified as 26 Navajo Nation Code (N.N.C.), establishing a new title exclusively for political subdivisions of the Navajo Nation to address the governmental function of chapters that improves the governmental structure and provides the opportunity for local chapters to make decisions over local matters; and allowing communities to excel and flourish, enable Navajo leaders to lead toward a prosperous future and improve the strength and sovereignty of the Navajo Nation, including custom and tradition; and
5. Pursuant to Resolution CAP-34-98, at Resolved Section 4, the Ramah Navajo Chapter is given the grants and government authority with respect to making decisions over local matters consistent with Navajo Nation law, including Navajo custom and tradition; and
6. By Resolution CJN-29-22, the 24th Navajo Nation Council approves Leg. 0086-22, as amended, regarding the NNFRF (ARPA) Expenditure Plan to include Chapter and Regional Projects Expenditure Plan which allow the Council Delegates to select for their regions under the NNFRF Expenditure Plan. Navajo Nation Council approved Resolution CJN-29-22 then was signed into law on July 15, 2022 by the OPVP; and

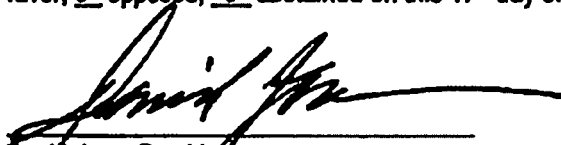
7. The Planning & Designing Phases were completed and finalized by the project engineer of Rock Gap Engineering Firm, LLC, with funding from NM Funds have been appropriated in amount of \$215,000 or so from NM Capital Outlay Funds for planning and designing, and now said project is shovel ready, for the past five years and construction ready; and
8. By Resolution 082005, the Ramah Navajo Chapter approves to expedite Bid Invitation for shovel ready project known as the Ramah Navajo Solid Waste Collection Center for completion no later than December 30, 2020 or in time for allowable cost reimbursement pursuant to Navajo Nation CARES ACT Funding and Federal CARES ACT of U.S. Congress. This Resolution 082005 was not considered for NN CARES ACT Funding; and
9. It is in the best interest of the Ramah Navajo Chapter and community members that Construction of a transfer station will address aforementioned issues and concerns, and remedy to advance the health of the community. Dumping also creates a safety hazard if materials are liquid and they contaminate groundwater or poison surrounding areas now is most appropriate time with the NN FRF (ARPA) or funds for development of new community collection/transfer station.

NOW, THEREFORE, BE IT RESOLVED THAT:

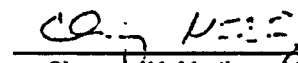
The Ramah Navajo Chapter hereby approves to expedite construction of a New Collection/Transfer Station Project in Ramah Navajo Community due to significant issues of constant illegal dumping and littering activities in the community for too long which when unaddressed will can create a safety hazard when liquid materials can poison or contaminate subsurface and ground waters for worthy livestock production and potable water for human consumption and that the only solution to this effect and at this time by utilization of NN FRF (ARPA). Attached hereto is NN FRF (ARPA) Application and Expenditure Plan as Exhibit "A".

CERTIFICATION

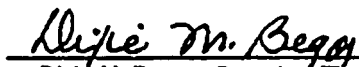
We hereby certify that the foregoing resolution was duly considered by the Ramah Navajo Chapter at a duly called meeting in Mt. View, Navajo Nation (New Mexico), at which a quorum was present and that the same was passed by a vote of 11 in favor, 0 opposed, 0 abstained on this 17th day of November, 2022.



David Jose, President



Chancey K. Martinez, Vice President



Dixie M. Begay, Secretary/Treasurer

Motioned by: Monica Yazzie
Seconded by: Gilbert Maria

David Jose
President

RAMAH NAVAJO CHAPTER
HC 61, Box 13 Ramah, New Mexico 87321-9601
(505) 775-7130/7132
FAX (505) 775-7137

Jamie Henio
Council Delegate
Navajo Nation Council

Chancey K. Martinez
Vice-President

Tribal Office



Rodger Martinez
Member
Eastern Navajo Land Board

Dixie M. Begay
Secretary/Treasurer

January 23, 2020

Mr. James Adakai, Department Manager II
Capital Projects Management Department
Division of Community Development
PO Box 1510
Window Rock, Arizona 86515

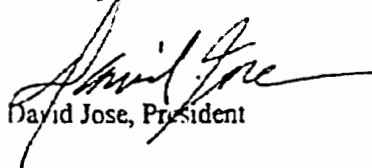
RE: Ramah Navajo Solid Waste Collection Center

Dear Mr. Adakai:

This is a follow up of initial letter of request dated October 29, 2019 for an amount of \$500,000.00 from the Navajo Nation Capital Outlay Matching Fund, with Resolution 011520 of Ramah Navajo Chapter, towards completion of construction phase of the Ramah Navajo Solid Waste Collection Center project in Ramah Navajo Community. This amount of request will encumber about 55% of total construction ready project (as is) with new estimate of \$913,038.66 from Rock Gap Engineering that prepared the bid package. The Ramah Navajo Chapter in the immediate will be responsible to seek additional source of funding to fulfill the balance of 45% or 413,038.66 needed to finish the project.

Your sincere understanding and assistance in this matter to realize expedient completion of construction ready project will be most appreciated. If you have any questions or need more information, please contact Mr. Darnell Maria, Acting Executive Director at (505) 775-7105 or Mr. Gilbert Maria, Community Development Director at (505) 775-7161.

Sincerely,


David Jose, President

Xc: Darnell J. Maria, Acting ED
GMaria, CDD Director
MEriacho, CDS
BCowboy, NNCDL Project Specialist

David Jose
President

RAMAH NAVAJO CHAPTER
HC 61, Box 13 Ramah, New Mexico 87321-9601
(505) 775-7130/7132
FAX (505) 775-7137

Jamie Henlo
Council Delegate
Navajo Nation Council

Chancey K. Martinez
Vice-President

Tribal Office



Rodger Martinez
Member
Eastern Navajo Land Board

Dixie M. Begay
Secretary/Treasurer

RESOLUTION OF THE RAMAH NAVAJO CHAPTER

No. 012001

Requesting the Navajo Nation Division of Community Development (DCD) and Community Projects Management Department (CPMD) Regarding 24th Navajo Nation Council Appropriated Capital Outlay Matching Funds in the amount of \$500,000.00 to Leverage with New Mexico Capital Outlay Funds for Completion of New Solid Waste Collection Station for the Ramah Navajo Community Which is Shovel Ready Phase for Construction.

WHEREAS:

1. Pursuant to Navajo Tribal Council Resolution CJ-20-55, the Ramah Navajo Chapter is a certified Chapter of the Navajo Nation and the Chapter is uniquely situated as satellite community of the Navajo Nation; and
2. By Resolution CAP-34-98, the Navajo Nation Council enacted the Navajo Nation Local Governance Act codified as 26 NNC establishing a new title exclusively for political subdivisions of the Navajo Nation to address the governmental function of chapters that improves the governmental structure and provides the opportunity for local chapters to make decisions over local matters; and allowing communities to excel and flourish, enable Navajo leaders to lead toward a prosperous future and improve the strength and sovereignty of the Navajo Nation, including custom and tradition; and
3. The Ramah Navajo Chapter delegates the Chapter Officials the authority and responsibility to plan and implement community projects with the Ramah Navajo Chapter Office of Grants and Contracts Public Law 93-638 programs and Bureau of Indian Affairs for technical assistance; and,
4. Pursuant to Resolution CAP-34-98, at Resolved Section 4, the Ramah Navajo Chapter is given the grants and government authority with respect to making decisions over local matters consistent with Navajo Nation law, including Navajo custom and tradition; and,
5. Pursuant to Resolution #081713, the Ramah Navajo Chapter has identified the top five priority projects for ICIP in FY 2019-2023 and listed New Solid Waste Construction as number three on the list. Funds have been appropriated in amount of \$215,000 from NM Capital Outlay Funds for planning and designing, and now said project is shovel ready for construction where funds are being requested in the amount of \$500,000.00 from NN Capital Outlay Matching Fund and other sources of funds for leveraging as well; and

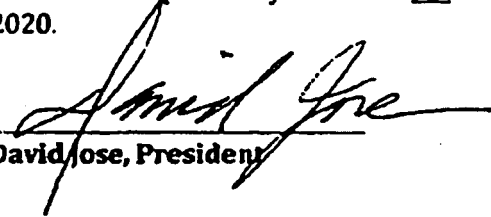
6. The Community Development Department of the Ramah Navajo Chapter maintains a list of desperately needed infrastructure improvements within the Ramah Navajo Community. Said list is based on and in coordination with other agencies, Chapter Officials and Community members, and with Construction Supervisor of CPMD as lead Agent of the Navajo Nation. And Rock Gap Engineering Firm completed the planning and designing phases and Construction Bid Package is finalized with estimate of \$913,038.66; and
7. The Ramah Navajo Community needs a solid waste dispenser to eliminate trash, waste and recycle station to keep the community safe and sanitary; and,

NOW, THEREFORE, BE IT RESOLVED THAT:

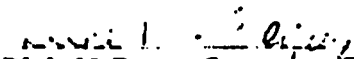
The Ramah Navajo Chapter hereby requests the Navajo Nation DCD and CPMD regarding 24th Navajo Nation Council appropriated Capital Outlay Matching Funds in the amount of \$500,000.00 to Leverage with New Mexico Capital Outlay Funds for Completion of New Solid Waste Collection Station for the Ramah Navajo Community Which is Shovel Ready Phase for Construction.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Ramah Navajo Chapter at a duly called meeting in Mt. View, Navajo Nation (New Mexico), at which a quorum was present and that the same was passed by a vote of 21 in favor, 0 opposed, 02 abstained on this 15th day of January, 2020.


David Jose, President


Chancey K. Martinez, Vice President


Dixie M. Begay, Secretary/Treasurer

Motion by: Carolyn Coho

Second by: Faye Wilson

Ramah Chapter
Ramah Navajo Solid Waste Collection Center
Opinion of Probable Cost

5/26/2021

Item #	Description	QTY	Unit	Cost	
				Unit	Total
1	Control Center Bldg 280 S.F. (Metal Siding on Wood Frame, White EPDM Fully Adhered Roof, Resilient Flooring & Concrete, 1-Toilet Room)				
2	Modular Building (Metal Siding on Wood Frame, White EPDM Fully Adhered Roof, Resilient Flooring & Concrete, 1-Toilet Room)	280	S.F.	\$ 250.00	\$ 70,000.00
3	Mechanical System	1	each	\$ 10,200.00	\$ 10,200.00
4	Plumbing System	1	each	\$ 8,532.00	\$ 8,532.00
5	CDEC Line Estimate	1	each	\$ 15,000.00	\$ 15,000.00
6	Overhead, 100 ft. Elec Service, 200A 120/240V	1	each	\$ 3,500.00	\$ 3,500.00
7	Meter Base 200A	1	each	\$ 650.00	\$ 650.00
8	240V Fused Disconnect, 200A 2P NEMA 3R	1	each	\$ 1,500.00	\$ 1,500.00
9	Roto-Phase, 20kVA	1	each	\$ 8,100.00	\$ 8,100.00
10	Exterior Solar Security Lights	3	each	\$ 6,000.00	\$ 18,000.00
11	Modular Building Lights and Switching	4	each	\$ 200.00	\$ 800.00
12	Modular Building Receptacles (6) lots	1	each	\$ 850.00	\$ 850.00
13	Modular Building HVAC	1	each	\$ 1,750.00	\$ 1,750.00
14	480V, 3P, 30A Fused Disconnect, NEMA 1R	1	each	\$ 500.00	\$ 500.00
15	480V, 3P, 30A Fused Disconnect, NEMA 3R	1	each	\$ 400.00	\$ 400.00
16	Standing Seam Metal Roof Add.	432	S.F.	\$ 3.25	\$ 1,404.00
17	Emergency Lights	2	each	\$ 550.00	\$ 1,100.00
18	Smoke Detectors Ceiling	3	each	\$ 244.00	\$ 732.00
19	Exterior Mtd Lights	2	each	\$ 585.00	\$ 1,170.00
20	Window Security Screens	70	S.F.	\$ 28.00	\$ 1,960.00
21	Fire Extinguisher & Cabinet	3	each	\$ 450.00	\$ 1,350.00
22	Trench, backfill and compaction	100	lf	\$ 2.00	\$ 200.00
23	3/4" PVC, 4-#10,	100	lf	\$ 5.00	\$ 500.00
24	15 kVA, 240V, 3-PH, TO 480Y/277V DRY TYPE TRANSFORMER	1	each	\$ 2,300.00	\$ 2,300.00
25	225A, 120/240V, 42 CIRCUITS PANELBOARD	1	each	\$ 2,775.00	\$ 2,775.00
26	STEEL INTERMEDIATE CONDUIT (IMC) 1-1/2" DIAMETER	19	lf	\$ 13.80	\$ 268.48
27	STEEL INTERMEDIATE CONDUIT (IMC) 3/4" DIAMETER	37	lf	\$ 7.85	\$ 280.83
28	FLEXIBLE METALLIC CONDUIT STEEL 3/4" DIAMETER	13	LF	\$ 3.34	\$ 43.42
29	#8 AWG, 600V, THWN, CU WIRE	0.45	cf	\$ 120.00	\$ 53.45
30	#10 AWG, 600V, THWN, CU WIRE	0.37	cf	\$ 61.50	\$ 22.58
31	#8 AWG, 600V, THWN, CU WIRE	0.43	cf	\$ 85.50	\$ 37.04
32	#3/0 AWG, 600V, THWN, CU WIRE	0.58	cf	\$ 480.00	\$ 278.08
33	GROUNDING ROD 10' LONG, 3/4" DIAMETER	1.00	each	\$ 139.00	\$ 139.00
34	GROUNDING BARE CU WIRE STRANDED #4 AWG	0.10	cf	\$ 129.50	\$ 12.95
35	GROUNDING CLAMPING BRONZE 3/4" DIAMETER	1.00	each	\$ 13.35	\$ 13.35
36	CHANNEL STEEL 3" X 1-1/2"	15.00	lf	\$ 48.30	\$ 724.50
37	Building Total				\$ 155,144.68

Opinion of Probable Cost

5/26/2021

Item #	Description	QTY	Unit	Cost	
				Unit	Total
38	Civil & Structural				
39	Mobilization	LS	1	\$ 35,000	\$ 35,000
40	Clearing and Grubbing	LS	1	\$ 20,000	\$ 20,000
41	Construction Staking by Contractor	LS	1	\$ 13,500	\$ 13,500
42	Traffic Control Management	LS	1	\$ 3,500	\$ 3,500
43	Construction Testing by Contractor	LS	1	\$ 16,000	\$ 16,000
44	Compacted Fill	CY	2,000	\$ 30	\$ 60,000
45	Excavation (Assumes Excess Disposed Onsite)	CY	3,000	\$ 20	\$ 60,000
46	Subgrade Preparation for Base Course	SY	3,000	\$ 2.0	\$ 8,000
47	Base Course (4" Depth)	CY	680	\$ 35	\$ 23,800
48	Chain Link Double-Swing Gate (26')	EA	1	\$ 3,000	\$ 3,000
49	Chain Link Fence	LF	1,650	\$ 45	\$ 74,250
50	Signage (Three Total)	LS	1	\$ 5,000	\$ 5,000
51	Concrete Curb Stop (8' in length)	EA	8	\$ 750	\$ 6,000
52	Site Drainage Outlet Rip Rap (12" Thick with Filter Fabric)	LS	1	\$ 9,500	\$ 9,500
53	Water: 2" Water Tap for Service, Valve and Meter (NTUA WS-2)	LS	1	\$ 9,300	\$ 9,300
54	Water: 2" PE Water Line	LF	290	\$ 45	\$ 13,050
55	Water: 1" PE Water Line	LF	210	\$ 40	\$ 8,400
56	Water: Standard Yard Hydrant with Domestic Stop (NTUA WS-21 without meter or curb stop)	EA	2	\$ 3,500	\$ 7,000
57	and Provide Two 4" Gate Valves	LS	1	\$ 6,500	\$ 6,500
58	Sewer: One-Way 4" Cleanout	EA	1	\$ 1,500	\$ 1,500
59	Sewer: Two-Way 4" Cleanout	EA	1	\$ 1,600	\$ 1,600
60	Sewer: 4" PVC (SDR 35) Line	LF	100	\$ 45	\$ 4,500
61	Sewer: 1,000 Gallon Septic Tank	EA	1	\$ 13,750	\$ 13,750
62	Sewer: Infiltrator Leachline (ADS 36 or approved equal)	LF	100	\$ 50	\$ 5,000
63	Sewer: Septic System Distribution Box and Three Inspection Ports	LS	1	\$ 3,700	\$ 3,700
64	Steel Shade Structure	LS	1	\$ 95,000	\$ 95,000.00
65	Control Room Building Foundation (14'x20')	SF	280	\$ 128	\$ 35,840.00
66	Concrete Retaining Wall (8.5' Tall)	LF	189	\$ 136	\$ 25,704.00
67	Concrete Retaining Wall (Tapered from 8.5' to 0.0')	LF	45	\$ 128	\$ 5,870.00
68	Civil & Site Work Total				\$ 572,094.00

**Ramah Chapter
Ramah Navajo Solid Waste Collection Center
Opinion of Probable Construction Cost - SUMMARY**

1/14/2020

Item #	Description Architectural	Total	
1	Control Center Bldg 280 S.F. Modular Building (Metal Siding on Wood Frame, White EPDM Fully Adhered Roof, Resilient Flooring & Concrete, 1-Toilet Room)		
24	Building TOTAL	\$	128,066.00
55	Civil & Structural Site Work TOTAL	\$	457,736.00
56	Building & Civil Total	\$	585,802.00
57	Navajo Tax 6%	\$	35,148.12
58	Subtotal	\$	620,950.12
59	Contingency 10%	\$	62,095.01
60	Building & Site Improvements TOTAL	\$	683,045.13
77	Equipment TOTAL	\$	229,993.53
78	R.O.M. TOTAL		\$913,038.66

Opinion of Probable Cost

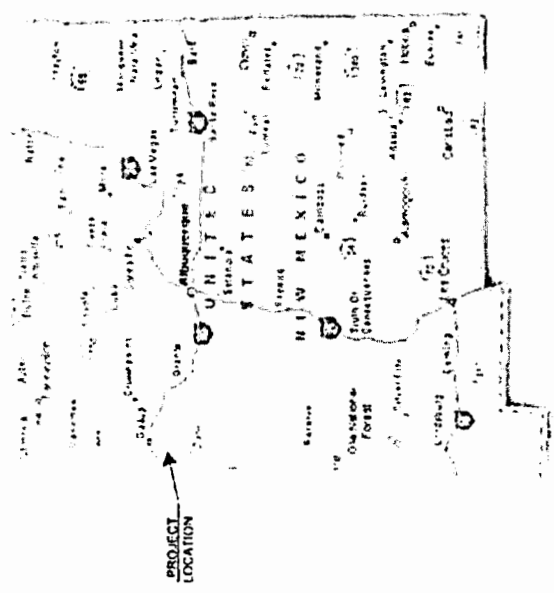
5/26/2021

Item #	Description	QTY	Unit	Cost	
				Unit	Total
69	Building & Civil Total				\$ 727,208.00
70	Navajo Tax 6%		0.06		\$ 43,632.52
71	G/L 1.4%		0.014		\$ 10,180.92
72	Subtotal				\$ 781,022.10
73	Contingency 10%		0.10		\$ 78,102.21
74	Covid Increase 8%		0.08		\$ 68,178.69
75	Total Building & Site Improvements				\$ 917,303.00
76	Equipment				
77	Stationary Trash Compactor	1	each	\$ 35,000.00	\$ 35,000.00
79	Compactor 40 C.Y. Closed Bin	2	each	\$ 12,920.00	\$ 25,840.00
80	40 C.Y. Open Roll-Off Bin	3	each	\$ 5,167.00	\$ 15,501.00
81	Haul Tipping Truck (ranges between \$30,000 used to \$150,000 new)	1	each	\$ 100,000.00	\$ 100,000.00
82	Backhoe/Front-end Loader (ranges between \$65,000 to \$150,000)	1	each	\$ 110,000.00	\$ 110,000.00
83	Small Tools	1	LS	\$ 1,500.00	\$ 1,500.00
84	Desk	1	each	\$ 975.00	\$ 975.00
85	Desk Chair	1	each	\$ 325.00	\$ 325.00
86	Arm Chair	1	each	\$ 215.00	\$ 215.00
87	Trash Cans (30 gal.)	2	each	\$ 175.00	\$ 350.00
88	Equipment Subtotal				\$ 289,708.00
89	NMGRT 8.75%		0.0875		\$ 25,349.28
90	G/L 1.4%		0.0140		\$ 4,055.88
91	Subtotal				\$ 318,111.18
92	Contingency 10%		0.10		\$ 31,811.12
93	Covid Increase 8%		0.08		\$ 25,528.89
94	Total Equipment				\$ 379,459.17
95	2021 R.O.M. Total				\$1,296,762.17

THE NAVAJO NATION RAMAH NAVAJO SOLID WASTE RAMAH COLLECTION STATION RAMAH, NEW MEXICO

30% SUBMITTAL PACKAGE SEPTEMBER 4, 2019

PROJECT LOCATION MAP



NAVAJO NATION
 DCD Capital Projects Management Department

Navajo Nation
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 1000 Navajo Blvd
 Tuba City, AZ 86045
 (908) 855-1234

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 (908) 855-1234

INDEX OF DRAWINGS

GENERAL	NO.	DESCRIPTION	SHEET TITLE
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ROCK GAP
 1000 Rock Gap Blvd
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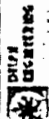
RAMAH NAVAJO SOLID WASTE
 COLLECTION STATION
 RAMAH, NEW MEXICO

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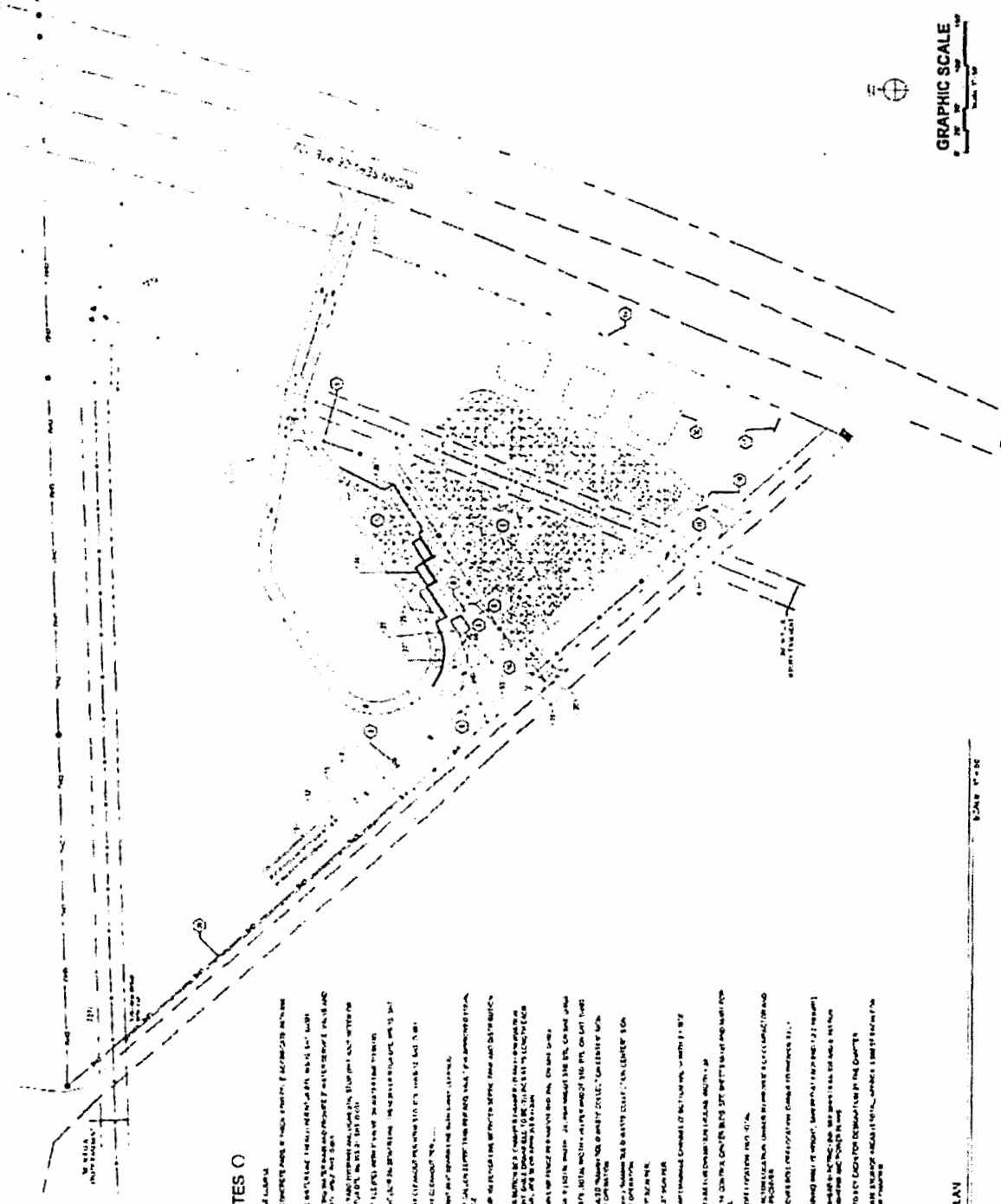


RAYAH NAVAJO SOLID WASTE
COLLECTION STATION
RAYAH, NEW MEXICO

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100. EXISTING GRADE

SITE AND UTILITY PLAN

CAPITAL PROJECTS MANAGEMENT DEPT
JULY 2017
PROJECT MANAGER: BEN C.

1863.69

771.30

Indian Service Pile 122

920.04'

RAMAH NAVAJO CHAPTER
SOLID WASTE TRANSFER STATION
SITE LOCATION "A"



CHARTER PROJECTS MANAGING/ENGINEER/PT
TRUCK BUILD
PROJECT MANAGER/BENIC
PIMMONT/STATION
SOUTH-TRUCK/PT
SITE LOCATION

Indian Service Rd 122

7.28 ACRES
317,250.0 SF

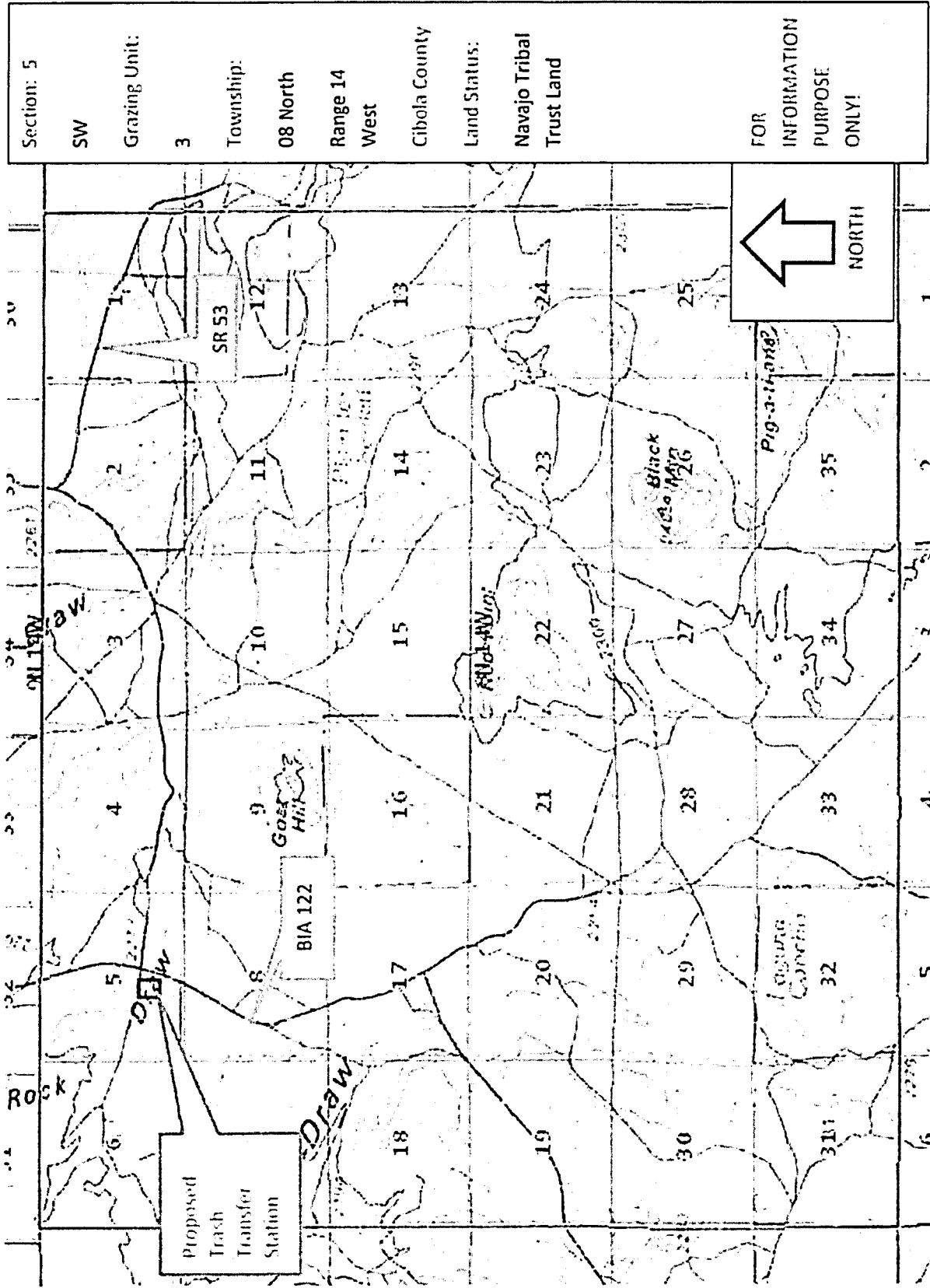
609.0'

500.0'

660.0'

34°57'59.75" N
108°20'16.72" W





Section: 5

SW

Grazing Unit:

3

Township:

08 North

Range 14

West

Cibola County

Land Status:

Navajo Tribal

Trust Land

FOR
INFORMATION
PURPOSE
ONLY!

NAVAJO TRIBAL TRUST LAND

TOWNSHIP: 08 NORTH

RANGE: 14 WEST

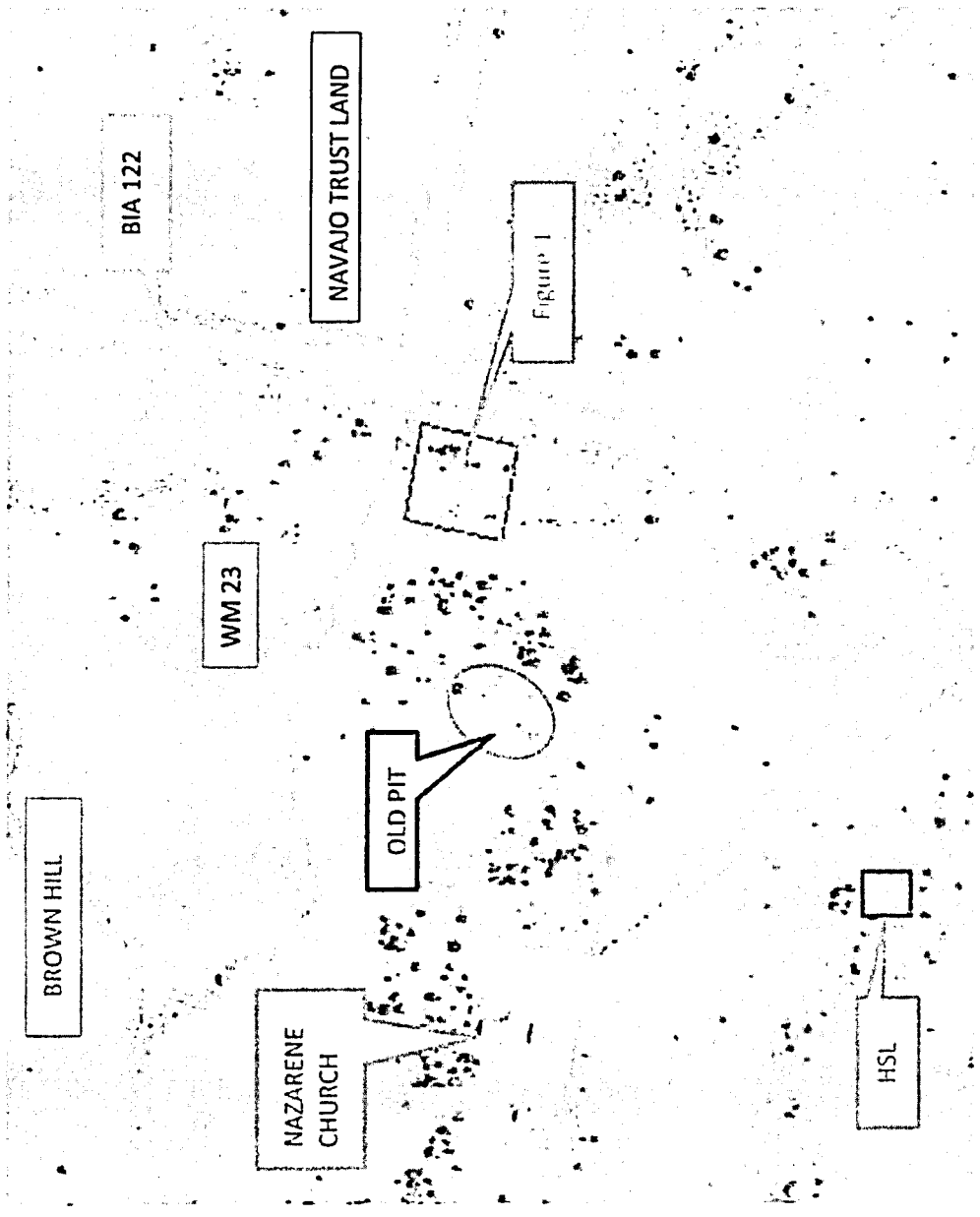
SECTION: 5 SW/4

ACRES: 1 ACRE

Figure 1. Indicates a tract of land proposed for a community trash transfer station.

NORTH

FOR INFORMATION PURPOSE ONLY!



DAVID JOSE
President

RAMAH NAVAJO CHAPTER
HC 61, Box 13 RAMAH, NEW MEXICO 87321-9601
(505) 775-7130/7132
FAX (505) 775-7137

NORMAN M. BEGAY
Council Delegate
Navajo Nation Council

JANIE HENIO
Vice-President

Tribal Office

RODGER MARTINEZ
Member
Eastern Navajo Land Board

DIXIE M. BEGAY
Secretary/Treasurer



RESOLUTION OF THE RAMAH NAVAJO CHAPTER

NO. 041709

Approving to Expedite Planning Activities of the Standard Planning, Design and Construction Phases of Solid Waste Transfer Station and Civilian and Veterans Cemetery Projects by Disbursement of FY 2017 Navajo Nation Sales Tax Budget for Archaeological, Biological and Environmental Clearances and Land Survey.

WHEREAS:

1. Pursuant to Navajo Tribal Council Resolution CJ-20-55; the Ramah Navajo Chapter is a sub-division of the Navajo Nation and the Chapter is uniquely situated as a satellite community of the Navajo Nation; and
2. By Resolution CAP-34-98, the Navajo Nation Council enacted the Navajo Nation Local Governance Act of 1998 (LGA) codified as 26 NNC establishing a new title exclusively for political subdivisions of the Navajo Nation to address the governmental function of chapters that improves the governmental structure and provides the opportunity for local chapters to make decisions over local matters; and allowing communities to excel and flourish, enable Navajo Leaders to lead toward a prosperous future and improve the strength and sovereignty of the Navajo Nation, including custom and tradition; and
3. Pursuant to Resolution 081306, the Ramah Navajo Chapter rescinded Resolutions 010205 and 040205 that adopt and amended the Plan of Operation of CLUP Committee of the Ramah Navajo Chapter; and Amending and Adopting the Plan of Operation of CLUP Commission (CLUPC) of the Ramah Navajo Chapter pursuant to Resolution 081206; and
4. By Resolution RDCS-69-16, the Budget and Finance Committee of the Navajo Nation Council certified Ramah Chapter's Community-Based Land Use Plan which has Reevaluated and Readjusted Ramah Navajo Chapter's First Community-Based Land Use Plan; and
5. By Resolution 031702, the Ramah Navajo Chapter approves to withdraw two acreage of Navajo Tribal Trust Land described as Section 5, T8N, R14W in Unit 3 to plan, design and construct Solid Waste and Recycling Transfer Station for Community Use; and
6. By Resolution 031705, the Ramah Navajo Chapter approves to withdraw 30 of 80 acres of Navajo Tribal Trust Land described as S/2NW/4 of Section 32, T9N, R14W in Unit 3 to plan, design and construct for Civilian and Veterans Cemetery; and

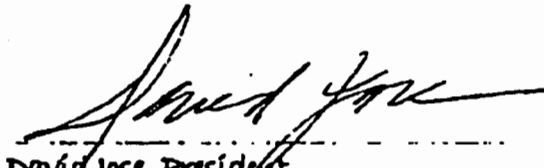
7. On April 3, 2017, the CLUPC of the Ramah Navajo Chapter approved clearances (archeological, biological and environmental) and land survey as soon as possible to begin conceptual design and finally construction of proposed Solid Waste Transfer Station and Civilian and Veterans Cemetery Projects for community use.

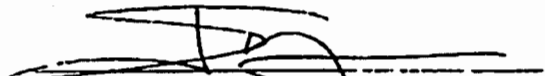
NOW, THEREFORE, BE IT RESOLVED THAT:

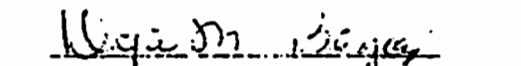
The Ramah Navajo Chapter hereby approves to expedite planning activities of the standard planning, design and construction phases of Solid Waste Transfer Station and Civilian and Veterans Cemetery Projects by Disbursement of FY 2017 Navajo Nation Sales Tax Budget for Archaeological, Biological and Environmental Clearances and Land Survey.

CERTIFICATION

We hereby certify that the foregoing resolution was duly considered by the Ramah Navajo Chapter at a duly called meeting in Mt. View, Navajo Nation (New Mexico), at which a quorum was present and that the same was passed by a vote of 21 in favor, 0 opposed, and 07 abstained on this 19th day of April, 2017.


David Jose, President


Jamie Henio, Vice President


Dixie M. Begay, Secretary/Treasurer

Motion by: Martha Garcia
Second by: Rolland Ellsworth



T'ohchlní Diné'é Bee Azee'llini
PINE HILL HEALTH CENTER
P.O. BOX 310
PINE HILL, NEW MEXICO 87357

William Becker
505-775-3271
william.becker@ihs.gov

February 27, 2020

Navajo Nation TIF Selection Committee,

The Pine Hill Health Center strongly supports the efforts of the Ramah Navajo Chapter and their application for Tribal Infrastructure Funds. The Pine Hill Health Clinic recognizes the need for funding assistance to meet the needs of our community with a transfer station that is sized appropriately for the chapter. Currently the Ramah Chapter is served by a small transfer station with limited capabilities.

An inappropriately designed and sized transfer station contributes to the poor health of many of our community members. The Pine Hill Health Center operates a Public Health System, an Emergency Medical System, and a Housing Improvement Program. All three programs report large volumes of trash at residencies. Debris and trash near homes allows rodents to live close to people, increasing exposure to Hantavirus, food borne diseases, and Leptospirosis. A properly sized and designed transfer station will limit exposure to Hantavirus, food borne diseases, and Leptospirosis by accommodating household debris, including household trash, which is frequently cached near homes.

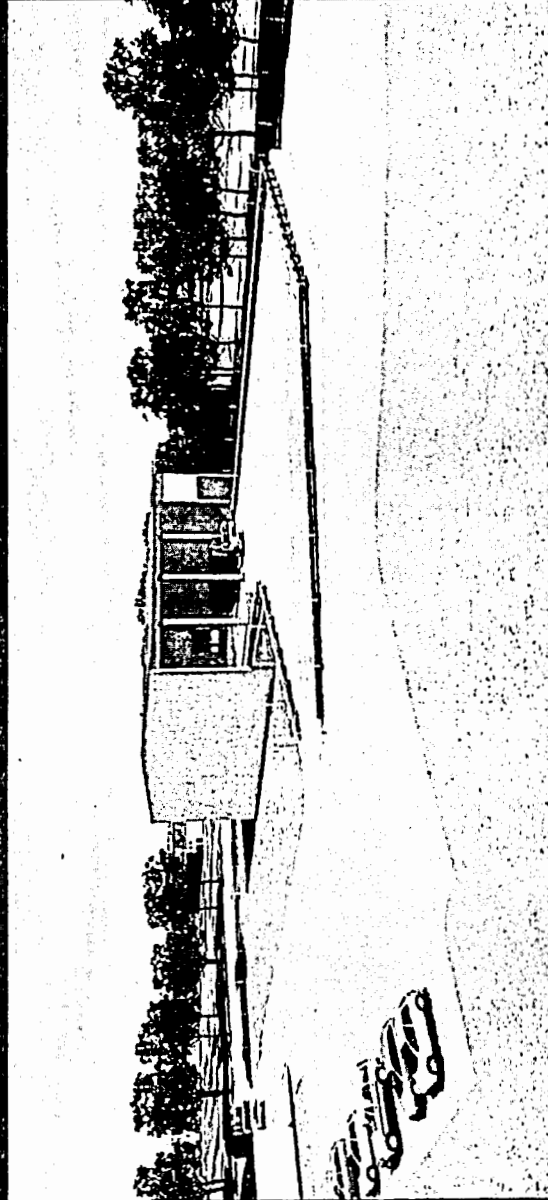
A larger transfer station and associated services will positively affect the quality of life for the Ramah Navajo Chapter.

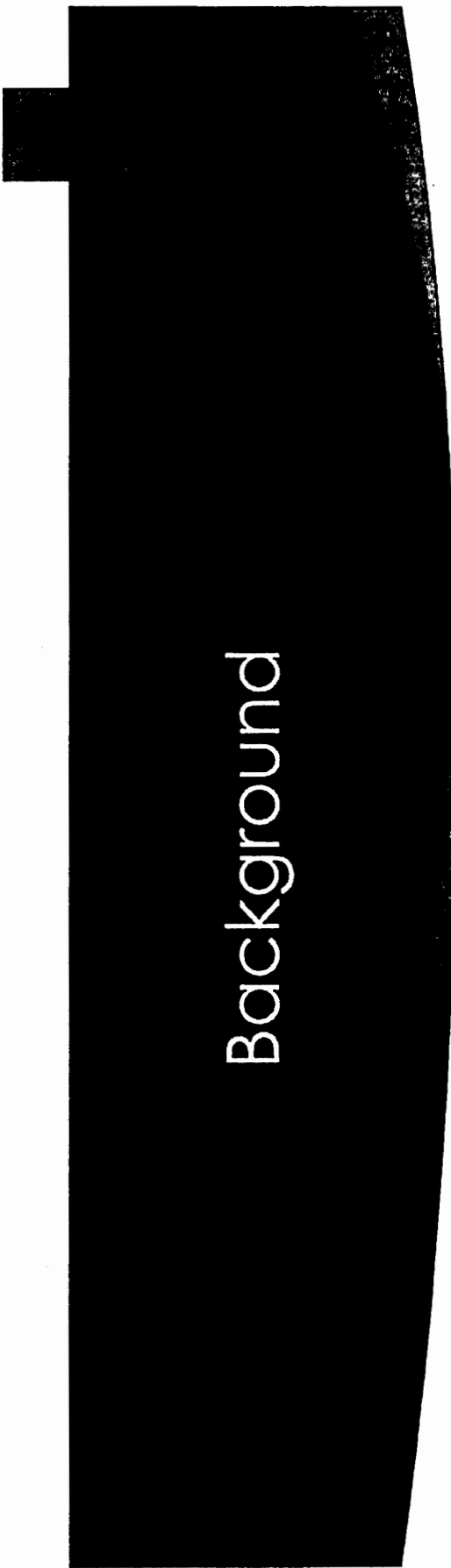
Sincerely,

A handwritten signature in black ink, appearing to read "William Becker", with a stylized flourish at the end.

William Becker
Pine Hill Health Center
Clinic Administrator

Ramah Navajo Collection/Transfer Station





Background

The Ramah Navajo Chapter has been planning a for Collection/transfer station for approximately 10 years. There is significantly issues of dumping and littering occurring in this area. Construction of a transfer station will address littering which damages the aesthetic beauty of this area and advance to a healthier community. Dumping also creates a safety hazard if materials are liquid that may contaminate groundwater or poison surrounding livestock and humans. This Project will benefit the citizens (5,000) residing within the Ramah Navajo Community area and other.



Land Status Information

Ramah Navajo Tribal Band Land is being used, land Withdrawal was approved by Chapter Resolution. Easements and right-of-ways, archaeological and environmental studies for the project site are completed/secured.

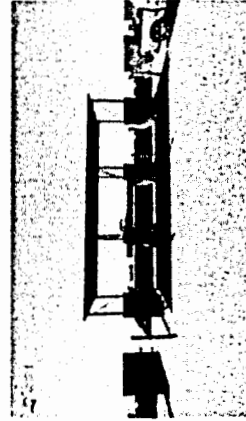
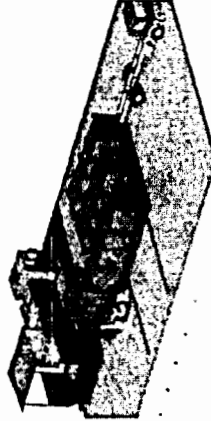
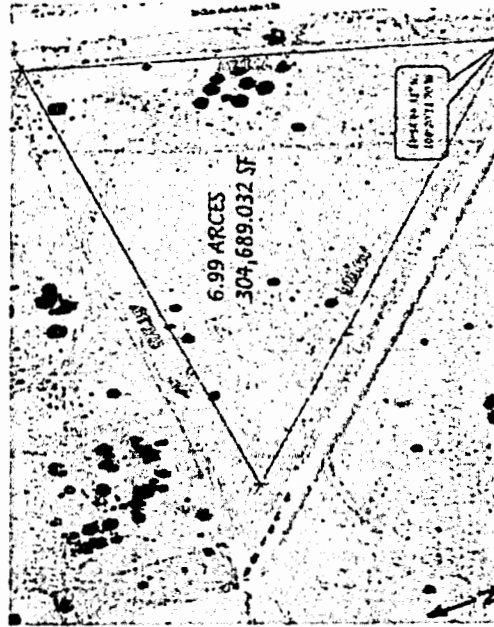
Planning & Development Team

Local Team players:

- RNC Chapter Elected Officials
- CLUP C- Members
- RNDOT, Program Director
- RNUA Director, Ward Hunter
- Kee Lee, Realty Services
- Darnell J. Maria, PI-93 638 Executive Director
- Gilbert Maria, Community Planning Development
- Michael Eriacho, Community Development, CIS
- Ben Cowboy, Navajo Nation Lead Agent, CPMD
- ROCK GAP Engineering LLC. & Staff

Planning & Development

Location Site



Dodge Environmental LLC.
RNC Contracted Services

- 1) Boundary Survey - Completed
- 2) Archaeological Survey - Completed
- 3) Biological Survey - Completed
- 4) Environmental Assessment - Completed
- 5) Proposed roadway & utility easement survey plat - completed

Planning & Design Funds used

- ▶ New Mexico Capital Outlay \$165,000.00
- ▶ New Mexico Severance Tax Bond Funds -\$50,000.00 (Pending /Construction)
- ▶ New Mexico Capital Outlay Funds Reauthorized from (\$165,000.00)
- ▶ \$105,000.00 was re-authorized for construction cost/Pending .
- ▶ Planning & Design Phase – Rock Gap Engineering Firm was hired.
- ▶ 100% review was completed on 12/17/2019 for Design of Transfer Station.
- ▶ Overall price of the design is \$1,013,589.15 to complete the project.

Acceptable: Waste Commonly Handled

Project Statement of Work

Professional Services Include

1. Site Planning.
2. Onsite Infrastructure Plan.
3. Transfer Station Facility.
4. 14' X 20' Control Center.
5. Soil Investigation.
6. Schematic Design.
7. Construction Documents.
8. Assisting with the Bidding Process.
9. Construction Monitoring.
10. Construction Observations.

Regulations Governing Solid Waste Facilities

Residential, Commercial, and Institutional Solid Waste and Part 273 - Standards for Universal Waste Management. Navajo Nation Solid Waste Regulations. State of New Mexico Solid Waste Rules 20.9.2 - 20.9.10 NMAC. United States Department of Labor, Occupational Safety and Health Administration (OSHA); For Construction - Regulations Standards - 29 CFR, Part 1926 - Safety and Health Regulations for Construction; For Operations - Regulations Standards - 29 CFR, Part 1910 - Occupational Safety and Health Standards.

Accepted Materials

Yard Waste (Green Waste) typically diverted to a composting facility.

Household Hazardous Waste (HHW), such as cleaning products, pesticides, motor oil, brake fluid, antifreeze, and paint. These materials need to be diverted to a licensed processor.

Recyclables are diverted to a recycling center. One of these three types of MSW are diverted, the remaining material is termed Household Standard Waste (HSW).

Construction and demolition (C & D) typically consists of concrete, masonry, wood, roofing materials, sheetrock, plaster, metal, and fire stamps. Sometimes these materials are managed separately from MSW. Materials containing metals are prohibited.

Materials that can be accepted depends on having a facility that will accept the materials your Center collects. Regulation requires a listing of the material categories that will be collected and where they will be disposed of.

Operation of facility & Operational cost

UNACCEPTABLE MATERIALS

- PCBs
- Lead Acid Batteries
- Radioactive Materials
- Medical and Biological Waste
- Asbestos Containing Materials
- Other Hazardous Materials
- Any Types of Materials that the facility is not registered to receive.

OPERATIONAL COST CONSIDERATIONS

- Equipment: (Compactor and closed bins, open top bins, roll-off truck, backhoe/front-end loader) The equipment could be purchased or leased.
- Staff: Supervision of the Customers, management of waste, and clean-up of spills.
- Haul & Tipping Costs: Hauling tons of waste to a licensed landfill is the largest operating cost for a collection or transfer station. The selected type of operation and equipment must be optimized to control the costs of hauling and tipping.

Project Component Budget:

Construction of building and utilities Equipment	\$671,851.50 \$229,993.50
Total Amount:	<u>\$901,845.00</u>

- Budget Preparation Process The Budget was developed by the consultant engineering company who worked on the planning and design for this project. Rock gap Engineering Firm, LLC, in collaboration with information/cost estimate obtained from other transfer stations bid cost from other similar projects.

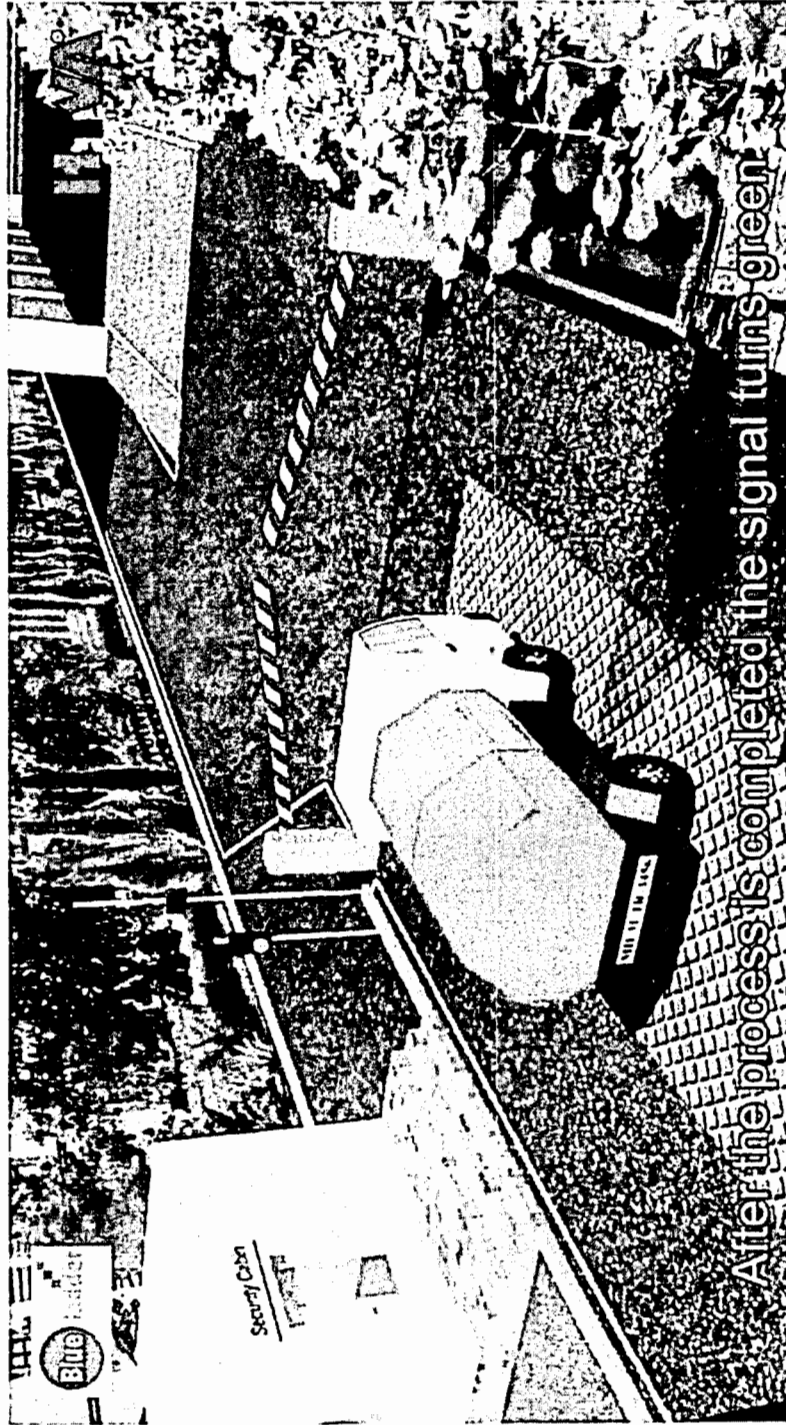
Leveraging Funds :

► LEVERAGING :

- Source of the Cash Match :
- Fund Source Fund Amount Date Secured:
- Capital Outlay - design funds \$50,000.00
6/28/2018
- Capital Outlay - design and construction
\$165,000.00 12/6/2016
- Total Amount: \$215,000.00
- Used for planning & design cost.

Overall Project cost:

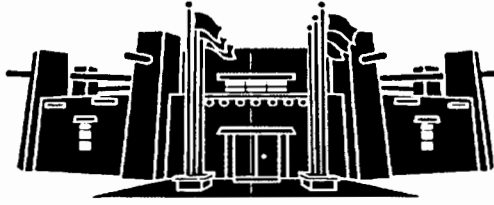
- Project Component:
- Budget
- Construction of building and utilities \$671,851.50
- Equipment \$229,993.50
- Total Amount: \$901,845.00



Thank you, Any Questions?

Prepared by: Michael Eiocho, CIS

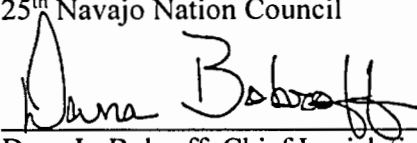
Office of Legislative Counsel
Telephone: (928) 871-7166
Fax No.: (928) 871-7576



Honorable Crystalyne Curley
Speaker
25th Navajo Nation Council

MEMORANDUM

TO: Hon. Norman M. Begay, Council Delegate
25th Navajo Nation Council

FROM: 
Dana L. Bobroff, Chief Legislative Counsel
Office of Legislative Counsel

DATE: March 6, 2023

SUBJECT: **RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE NORMAN M. BEGAY'S DELEGATE REGION (CHAPTERS: ALAMO, RAMAH, TOHAJIILEE)**

I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees' powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

Please ensure that his particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0037-23_

SPONSOR: Norman M. Begay

TITLE: An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Norman M. Begay's Delegate Region (Chapters: Alamo, Ramah, Tohajiilee)

Date posted: March 07, 2023 at 4:14PM

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

**Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586**

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*