

Date: September 18, 2007

Alaska Native Tribal Health Consortium
Division of Environmental Health and Engineering
1901 Bragaw Street, Suite 200
Anchorage, Alaska 99508-3440

Document Distribution

Document Type: Amendment No. 2 to the Financial Assistance Sub-Award
Project No.: AN 02-G30
Project Location: Nulato, Alaska
Execution Date: September 14, 2007

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LR: 05/24/06



Division of Environmental Health and Engineering

Amendment No. 2 to the Financial Assistance Sub-Award

A Primary Care Health Facilities Project Between:
The Alaska Native Tribal Health Consortium and
The City of Nulato, Alaska
Project No. AN 02-G30
September 2007

**AMENDMENT NO. 2
TO THE
ANTHC PRIMARY CARE FACILITY
FINANCIAL ASSISTANCE SUB-AWARD
CITY OF NULATO, ALASKA**

PROJECT NO. AN 02-G30

To complete this project, ANTHC and the City of Nulato mutually agree to the terms and conditions contained in this Amendment.

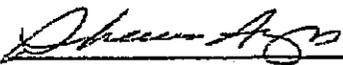
APPROVED BY:

9/12/07
Date


Paul Sherry
Chief Executive Officer
ANTHC

APPROVED BY:

9/14/07
Date


Sharen Agnes
Mayor, City of Nulato

**AMENDMENT NO. 2
TO THE
ANTHC PRIMARY CARE FACILITY
FINANCIAL ASSISTANCE SUB-AWARD
CITY OF NULATO, ALASKA**

PROJECT NO. AN 02-G30

DATE OF DOCUMENT:
September 2007

A. INTRODUCTION

Throughout this Amendment these entities are referred to as follows:

City of Nulato	=	City
Alaska Native Tribal Health Consortium	=	ANTHC
Denali Commission	=	Commission
Indian Health Service	=	IHS
Dept. of Community and Economic Development	=	DCED
Financial Assistance Sub-Award	=	FSA
Community Development Block Grant	=	CDBG

On October 3, 2002, ANTHC and the City of Nulato executed an FSA authorized by the Denali Commission to design and construct a new health clinic in Nulato, Alaska. The project was funded by the Denali Commission in the amount of \$50,373 for design and \$493,658 for construction, via Financial Assistance Award Project No. 0071-DC-2002-I24, dated April 2002.

Additionally, the city provided a cost share of \$119,748 cash, \$12,000 land, and \$20,000 gravel.

On October 20, 2004, ANTHC and the city executed Amendment No. 1 to the FSA. Amendment No. 1 rescinded the city's cost share of \$119,748 cash; the land and gravel cost share remained part of the project budget. As the city's new cash cost share, this amendment added IHS FY04 Tribal Equipment funds and Community Development Block Grant funds.

Additional Commission funds have also been provided via Denali Commission Financial Assistance Award Project No. 0071-DC-2002-I24, Amendment No. 3, dated September 2004.

This amendment provides funding to resolve unanticipated moisture problems in the crawl space of the existing clinic which have occurred after construction was completed and the warranty period expired.

B. CHANGES IN PROJECT FUNDING

Project Funding

Contributor	Fiscal Year	Description	Amount
<u>Denali Commission</u>	<u>Federal 2002</u>	<u>NA</u>	<u>\$ 671,411</u>
<u>Denali Commission</u>	<u>Federal 2002</u>	<u>NA</u>	<u>\$ 421,273</u>
<u>Denali Commission</u>	<u>Federal 2007</u>	<u>NA</u>	<u>\$ 22,291</u>
<u>Tribal Equip</u>	<u>2004</u>	<u>NA</u>	<u>\$ 205,693</u>
<u>CDBG</u>	<u>NA</u>	<u>NA</u>	<u>\$ 243,644</u>
TOTAL PROJECT FUNDING			<u>\$ 1,564,312</u>

Matching Funds

<u>City</u>	<u>NA</u>	<u>Land/ gravel</u>	<u>\$ 32,000</u>
<u>City</u>	<u>NA</u>	<u>Equipment</u>	<u>\$ 6,000</u>
TOTAL PROJECT FUNDING			<u>\$ 38,000</u>

C. REVISED COST ESTIMATE TABLE

Job Type	Scope of Work	Qty	Units	Unit Cost	Total Cost	Denali FY02 **	Denali FY02 ***	Denali FY07	City CDBG	Tribal Equip. FY04
M-DS	Design & planning	1	LS	96,419	96,419	96,419				
M-CL	Construct new clinic	1	LS	1,240,860	1,240,860	447,612	343,911		243,644	205,693
M-CB	Constuction Direct Charges	1	LS	16,288	16,288			16,288		
M-PP	Professional Operations Charges	1	LS	210,745	210,745	127,380	77,362	6,003		
Total Project Cost					\$1,564,312	\$671,411	\$421,273	\$22,291	\$243,644	\$205,693

Funding for this amendment comes from Award 288-07 Amendment No. 1, the name of the pool is COR.288DEN.

D. AUTHORITY FOR APPROVAL

Upon signing this document, the ANTHC Chief Executive Officer delegates authority to sign all subsequent agreements related to this project to the Director of Regional Facilities Services, DEHE.

E. CONCLUSION

This document constitutes Amendment No. 2 to the FSA to design and construct a new health clinic in the City of Nulato, Alaska. All other sections of the original FSA remain in effect as agreed upon and executed.



ALASKA NATIVE TRIBAL HEALTH CONSORTIUM
Division of Environmental Health & Engineering
1901 Bragaw, Suite 200
Anchorage, Alaska 99508-3440

MEMORANDUM

DATE: September 7, 2007

FROM: Environmental Coordinator

SUBJECT: Nulato Health Clinic Repair- Environmental Review
Project No. AN 02-G30

TO: FOR THE RECORD

Based upon the scope for this project, an environmental review in accordance with the National Environmental Policy Act (NEPA) and the National Historic Preservation Act (NHPA) has been completed. The Alaska Native Tribal Health Consortium (ANTHC) has considered all potential environmental concerns (specific and cumulative effects) associated with the project in consultation with applicable federal, state, and local authorities. The Environmental Review Report has been completed and reviewed with respect to the proposed health facility repair and is attached to this Memorandum.

FINDINGS

This environmental review finds that no further environmental investigation is necessary. All actions involving construction have been reviewed and no extraordinary or exceptional circumstances were found to exist. It is therefore recommended that the ANTHC Certifying Tribal Officer approve a determination of eligibility for categorical exclusion from the requirement to conduct further environmental evaluation for this project. Current IHS policy (Federal Register, Vol. 58, No. 3, January 6, 1993, pp. 569-572) allows for categorical exclusion of health facility repair that does not have a significant impact on the environment, as determined by the attached "Environmental Review and Documentation."

BACKGROUND

Nulato is located on the west bank of the Yukon River, 35 miles west of Galena and 310 air miles west of Fairbanks. It lies in the Nulato Hills, across the River from the Innoko National Wildlife Refuge. The community lies at approximately 64.719440° North Latitude and - 158.103060° (West) Longitude. (Sec. 08, T009S, R004E, Kateel River Meridian.)

SCOPE OF REVIEW

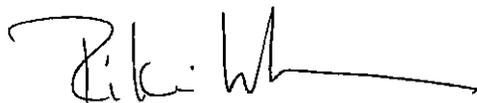
ANTHC plans to provide repairs to the Nulato Health Clinic by excavating and contouring a 2 foot wide trench under the eave of the facility and to provide additional drainage. Other repair work will consist of removing damaged sheetrock, providing ventilation to the crawl space and sealing the foundation against moisture entry.

PROPOSED MITIGATION MEASURES

Given the environmental review performed by the ANTHC, no mitigation activities are proposed for this project.

SUMMARY

With the scope of work outlined for this project, the ANTHC has completed the environmental review. If the scope of work is changed in the future, then the ANTHC will revisit this environmental review to determine if potential environmental concerns have been addressed.



Riki Lebman

ENVIRONMENTAL INFORMATION AND DOCUMENTATION

Tribe: Native Village of Nulato	Reservation:
Project, Program, Grant Description & Location:	The project is to repair water damage to the health clinic and provide additional drainage and ventilation to the facility in Nulato, Alaska

Considerations	Basis for Determination (Documentation)
1. Will the proposed action result in a known violation or continuance of a violation of applicable (Federal, Tribal, State or local) laws or requirements for protection of environment or public health and safety?	No. Reviewer's Experience - The construction of this proposed project will be in compliance with all applicable laws and requirements and will have the appropriate regulatory approvals.
2. Will the proposed action result in a conflict with existing or proposed federal, Tribal, state, and local land use plans?	No. Printed Materials – The project site is not zoned. The Village Traditional Council has identified this project as an essential community facility.
3. Is there a controversy with respect to environmental effects of the proposed action based on reasonable and substantial issues?	No. Printed Materials—The CPA for this project, which is signed, afforded the Village the opportunity to address controversies with respect to environmental effects of the construction of the proposed project.
4. Is the proposed action significantly greater in scope than normal for the area or does it have significant unusual characteristics?	No. Reviewer's Experience – The construction of the proposed project is typical in scope in comparison with other ANTHC sanitation improvement projects in rural Alaska and has no unusual, significant characteristics.
5. Does the proposed action establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?	No. Reviewer's Experience – The construction of the proposed project is not anticipated to result in any cumulative impacts that will result in degradation of environmental concerns as outlined in NEPA.
6. Does the proposed action have significant adverse direct or indirect effects on park land, other public lands, or areas of recognized scenic or recreational value?	No. Printed Materials – Areas of recognized scenic or recreational value Alaska Wildlife Refuges, U.S. Fish and Wildlife Service 2003 National Wildlife Refuge www.alaska.fws.gov/nwr/map.htm , USDOI NPS http://www.nps.gov.state.ak Alaska Department of Natural Resource Division of Parks and Outdoor Recreation, Individual State Parks http://www.dnr.state.ak.us/parks/units/index.htm Although the community of Nulato lies near the Innoko National Wildlife Refuge, legislation recognizes the communities lying near and within the refuge boundary are compatible with this Federal designation. This project will occur within the established community boundaries and therefore work is not anticipated to adversely affect the noted National Wildlife Refuge.

ENVIRONMENTAL INFORMATION AND DOCUMENTATION

Tribe:	Native Village of Nulato	Reservation:
Project, Program, Grant Description & Location:	The project is to repair water damage to the health clinic and provide additional drainage and ventilation to the facility in Nulato, Alaska	

7. Does the proposed action include construction of a new municipal solid waste landfill at a new solid waste disposal site?	No. This project does not address the need for constructing a new municipal solid waste landfill.
8. Will the proposed action create a need for additional capacity at solid waste disposal facilities?	No. Printed materials – The proposed project in will not generate any additional solid waste than the existing facility because it will not affect community population levels.
9. Does the proposed action include construction of a new wastewater treatment facility that will discharge treated sewage effluent to the waters of the U.S.?	No. This project does not address the need for constructing a new wastewater treatment facility that will discharge treated surface effluent into surface waters.
10. Will the proposed action create a need for additional capacity at wastewater treatment facilities?	No. Printed materials – The construction of the proposed project will not affect the capacity of the community's wastewater treatment facilities.
11. Will the proposed action create a need for additional capacity in the drinking water supply?	No. Review's Experience – The construction of the proposed project will not create a need for additional drinking water supply as the same population will continue to be served as previously.
12. Are there other considerations about the proposed action that could adversely affect the environment and/or public health, and safety?	No. Printed materials – The construction of the proposed project is not anticipated to adversely affect the environment and/or public health and safety. No toxic building materials will be utilized.
13. Will the proposed action create a need for additional capacity in health care facilities and for health care services?	No. Review's Experience – The construction of the proposed project is not anticipated to create a need for additional capacity in health care facilities and for health care services because it will not affect community population levels.
14. Will the proposed action create a need for additional energy supply or generation?	No. Review's Experience - The construction of the proposed project will not create a need for additional energy supply or generation.

ENVIRONMENTAL INFORMATION AND DOCUMENTATION

<p>Tribe: Native Village of Nulato</p>	<p>Reservation:</p>
<p>Project, Program, Grant Description & Location:</p>	<p>The project is to repair water damage to the health clinic and provide additional drainage and ventilation to the facility in Nulato, Alaska</p>
<p>15. Will the proposed action create a need for additional capacity in educational facilities?</p>	<p>No. Printed materials- The construction of the proposed project will not affect any need for additional capacity in educational facilities because the same population will be serve as previously.</p>
<p>16. Will the proposed action create a need for additional capacity in transportation systems?</p>	<p>Printed materials – The construction of the proposed project will serve the same population in a community lacking a transportation system.</p>
<p>17. Historic Preservation:</p>	<p>No. Reviewer's Experience - All work will occur in previously disturbed ground or in an area of low potential, therefore this project has no potential to affect historic properties on or eligible for the National Register of Historic Places. The State Historic Preservation Officer was provided with an opportunity to review these findings for concurrence on the original construction and did concur on January 8, 2004.</p>
<p>a. Does the proposed action involve the purchase, construction, alteration, renovation, or lease of a building or portion of a building that is more than 50 years old?</p>	<p>No. Printed Materials – No historic properties eligible or on the National Register of Historic Places will be adversely impacted by the construction of the proposed project. The State Historic Preservation Officer will be provided with a timely opportunity to review these findings for concurrence.</p>
<p>b. Will the proposed action adversely affect properties listed, or eligible for listing, on the National Register of Historic Places?</p>	<p>No. Printed Materials (http://alaska.fws.gov/fisheries/Endangered/Listing.htm, http://www.adfg.state.ak.us/cfm?adfg=Endangered.List) – Alaska Region Endangered Species Listing, Proposed Candidate and Delisted Species in Alaska, April 2007. This project will not be taking place in the vicinity of a critical habitat of an endangered species.</p>
<p>18. Endangered Species Act: Is the proposed action likely to adversely affect a plant or animal species listed on the Federal or applicable state list of endangered or threatened species or a specific critical habitat of an endangered or threatened species?</p>	<p>No. This project will not require major sedimentation and erosion control measures.</p>
<p>19. Will the proposed action require major sedimentation and erosion control measures?</p>	<p>No. Printed Materials – An NPDES permit is not required.</p>
<p>20. Will the proposed action violate a storm water permit or a wastewater discharge permit either for construction or on-going operations?</p>	<p>No. Personal Contact – Email on file from Chris Miller, Alaska Department of Environmental Conservation, May 31, 2007. There are no designated sole source aquifers in Alaska.</p>
<p>21. Safe Drinking Water Act: Will the proposed action impact an EPA designated sole source aquifer?</p>	<p>No. Personal Contact – Email on file from Chris Miller, Alaska Department of Environmental Conservation, May 31, 2007. There are no designated sole source aquifers in Alaska.</p>

ENVIRONMENTAL INFORMATION AND DOCUMENTATION

<p>Tribe: Native Village of Nulato</p>	<p>Reservation:</p>
<p>Project, Program, Grant Description & Location:</p>	<p>The project is to repair water damage to the health clinic and provide additional drainage and ventilation to the facility in Nulato, Alaska</p>
<p>22. Wetlands and Water Resources (lakes, rivers, ponds, streams, etc.): Will the proposed action violate a Section 404 (Clean Water Act) permit for actions in a wetland and/or Section 10 (Rivers and Harbors Act) permit for actions in a stream or river?</p>	<p>No. Printed Material (http://www.poa.usace.army.mil/reg/NeedPermit.htm; http://wetlandsfws.er.usgs.gov/wlinds/launch.html) - A U.S. Army Corps of Engineers permit is not required for this project.</p>
<p>23. Floodplains: a. Is the proposed action located in either a 100-year or, for critical actions, a 500-year floodplain? (If Flood Insurance Rate Maps do not exist for the project site, a floodplain survey or consultation may be required. Also may need to consider if the facility will require flood insurance).</p>	<p>No. - Printed Materials (http://www.poa.usace.army.mil/reg/NeedPermit.htm) - The health clinic is located up above the floodplain.</p>
<p>b. Will the proposed action adversely impact flood flows in a floodplain or support development in a floodplain?</p>	<p>No. Reviewer's Experience - construction activities will direct runoff to an appropriate area that does not adversely impact flood flow.</p>
<p>24. Existing site: Would the proposed action involve the purchase, construction or lease of new facilities (including portable facilities and trailers), substantially increase the capacity of an existing health care facility?</p>	<p>No. Printed Materials - No new health facility construction is included in this project. This project involves repairing drainage to an existing health care facility.</p>
<p>25. New site: Does the proposed action involve purchase, construction, or lease of new facilities (including portable facilities and trailers) where such action is for buildings equal to or more than 12,000 square feet (1080 square meters) of useable space when more than 5 acres (2 hectares) of surface land area are involved at a new site?</p>	<p>No. A new health facility is not proposed. This project involves repairing drainage to an existing health care facility.</p>

ENVIRONMENTAL INFORMATION AND DOCUMENTATION

Tribe:	Native Village of Nulato
	Reservation:
Project, Program, Grant Description & Location:	The project is to repair water damage to the health clinic and provide additional drainage and ventilation to the facility in Nulato, Alaska

26. New site: Does the proposed action involve purchase, construction, or lease of health care facilities (other than buildings) for projects equal to or more than 5 acres (2 hectares) of surface land area at a new site?	No. A new health care facility is not proposed. This project involves repairing drainage to an existing health care facility.
27. Does the proposed action involve the sale or transfer of real property, on which any hazardous substance was stored for one year or more, known to have been released, or disposed off? (Provide relevant documentation for any hazardous substance releases. See 40 CFR 373.2(b), 302.4, and 261.30 for reportable quantities.)	No. Printed Materials - (http://www.dec.state.ak.us/spar/esp/list.htm) Alaska Department of Environmental Conservation Contaminated Sites website. If hazardous waste/or petroleum products or their derivatives are uncovered through the course of construction, the Project Engineer will contact the Alaska Department of Environmental Conservation and follow their recommendations to ensure full legal compliance.
28. Does the proposed action involve the sale or transfer of real property, on which underground or above ground storage tanks are located?	No. The proposed action does not involve the transfer of real property.
29. Will the proposed action violate Tribal, local, state, or federal law on the use and storage of hazardous substances or the transportation, storage, and disposal of hazardous wastes or medical wastes? (Activities that may generate reportable quantities include air conditioning repair and service, pesticide application, motor pools, automobile repair, welding, landscaping, agricultural activities, print shops, hospitals, clinics, & medical centers. Repair, renovation, or demolition activities can generate waste that has asbestos-containing materials, asbestos, lead-based paint, PCBs, CFCs, etc.)	No. Printed Materials- The proposed project does not violate local, state, or federal law on the use and storage of hazardous substances or transportation, storage and disposal of hazardous wastes or medical wastes.

ENVIRONMENTAL INFORMATION AND DOCUMENTATION

<p>Tribe: Native Village of Nulato</p>	<p>Reservation:</p>
<p>Project, Program, Grant Description & Location:</p>	<p>The project is to repair water damage to the health clinic and provide additional drainage and ventilation to the facility in Nulato, Alaska</p>
<p>30. Will the proposed action adversely affect community air pollution for a long period of time?</p>	<p>No. Printed Materials – 18AAC50, Air Quality Control, Alaska Department of Environmental Conservation, December 14, 2006. This project will not result in a violation of the conformity rule per the State of Alaska Implementation Plan.</p>
<p>31. If the proposed action is implemented, will it have a disproportionately high and adverse human health or environmental impact on the Tribe, low-income populations, or minority populations?</p>	<p>No. This project will benefit the health and environment for the tribe and the community as a whole.</p>
<p>32. Will the proposed action adversely affect community noise levels?</p>	<p>No. Printed Material – This project will not affect community noise levels because no blasting will occur and heavy equipment use will be limited to the daytime (10 hour).</p>
<p>33. Wilderness Act: Will the proposed action adversely impact a Wilderness Area?</p>	<p>No. Printed Materials (http://en.wikipedia.org/wiki/List_of_U.S._Wilderness_Areas#Alaska) – Although the community of Nulato lies near the Innoko National Wildlife Refuge, legislation recognizes the community lying near or within the boundary as compatible with the Federal designation. The proposed project will occur within the established community boundaries and therefore work is not anticipated to adversely affect the noted National Wildlife Refuge.</p>
<p>34. Farmland Protection Policy Act: Will the proposed action convert significant agricultural lands to non-agricultural uses and exceed 160-point score on the farmland impact rating?</p>	<p>No. Printed Materials - (Email on file from Steve Tickett, ADNRM May 2007) – There are no Prime or Unique farmlands in the State of Alaska. Further, there are no Farmlands of Statewide Importance.</p>
<p>35. Coastal Zone Management Act: Will the proposed action directly affect a Coastal Zone in a manner inconsistent with the State Coastal Zone Management Plan?</p>	<p>No. Printed Materials (www.alaskacoast.state.ak.us) – Alaska Coastal Zone and Coastal District boundaries, National Oceanic and Atmospheric Administration, 2005. The community of Nulato is not located within a coastal zone.</p>

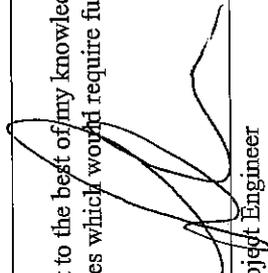
ENVIRONMENTAL INFORMATION AND DOCUMENTATION

Tribe: Native Village of Nulato	Reservation:
Project, Program, Grant Description & Location:	The project is to repair water damage to the health clinic and provide additional drainage and ventilation to the facility in Nulato, Alaska

<p>36. Wild and Scenic Rivers Act: Will the proposed action affect a wild, scenic, or recreational river area or create conditions inconsistent with the character of the river? (A consideration for activities that are in or near any wild and scenic waterway including construction of stream/river crossings, intake structures, outfalls, etc.)</p>	<p>No. Printed Materials (http://www.rivers.gov/wildrivers/list.html#ak) National Wild and Scenic Rivers (Alaska) List.</p> <p>This project is not a "Water Resource Project" that will impact a wild, scenic, or recreational river, hence will not create conditions that are inconsistent with the character of the river.</p>
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Based on the available record, the IHS has made the following determination on the proposed activity/action/undertaking. The record was examined to identify potential extraordinary or exceptional circumstances which would require further environmental review. (State if an Environmental Impact Statement or Environmental Assessment is needed, or which Categorical Exclusion applies to this activity/action/undertaking).

I certify that to the best of my knowledge and ability the information presented above is true and correct. The record was examined to identify potential extraordinary or exceptional circumstances which would require further environmental review.

	9/13/07	Date
ANTHC Project Engineer		9-13-07
	ANTHC Environmental Coordinator	Date



Denali Commission
510 L Street, Suite 410
Anchorage, AK 99501

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September 13, 2007

Riki Lebmen,
Environmental Review Coordinator
Alaska Native Tribal Health Consortium/DEHE
1901 South Bragaw, Suite 200
Anchorage, AK 99508-3440

Re: Environmental Review Determination – Nulato Clinic

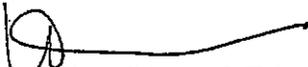
Dear Ms. Lebmen:

This letter is written by the Denali Commission (Commission) to indicate to the Alaska Native Tribal Health Consortium (ANTHC) that the course of action outlined in the environmental memorandum (attached) is appropriate for the following clinic projects:

Nulato – Mold removal and crawlspace drainage project

Please contact Ms. Denali Daniels of my staff, ddaniels@denali.gov at 271-1189 with any questions..

Sincerely,


Tessa L.D. Rinner, MPA
Director of Programs

cc: Paul Morrison/Simon Mawson ANTHC (via email)

File: Chronological
Small Clinic/Community/Correspondence