

**TO APPROVE THE ACCEPTANCE OF IHS FUNDS AND ALLOCATE THE FUNDS FOR REPAIR OF
THE IDABEL CLINIC**

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL

A COUNCIL BILL

TO APPROVE the acceptance of One Millions Seventy Five Thousand Dollars (\$1,075,000) for repairs to one Tribal Health Clinic for Backlog of Essential Maintenance and Repairs (BEMAR) for FY19.

TO APPROVE the allocation of \$1,075,000 from IHS plus an additional \$335,485.00 from Unrestricted Cash, for a total of \$1,410,485.00, to make repairs to the Idabel Clinic.

WHEREAS, Indian Health Services (IHS) awarded the Choctaw Nation of Oklahoma (the "Nation") One Millions Seventy Five Thousand Dollars (\$1,075,000) for repairs to one Tribal Health Clinic for Backlog of Essential Maintenance and Repairs (BEMAR) for FY19;

WHEREAS, IHS requires that the funds for repairs be used by September 30, 2019;

WHEREAS, the Choctaw Nation Health Service Authority ("CNHSA") has elected to repair and update the Choctaw Nation Health Clinic in Idabel, Oklahoma ("Idabel Clinic");

WHEREAS, CNHSA has determined that the Idabel Clinic needs repairs to the floors, walls, coverings, reception areas, and bathrooms;

WHEREAS, the lowest bid for the needed repairs for the Idabel Clinic was One Million Four Hundred Ten Thousand Four Hundred Eighty-Five dollars (\$1,410,485.00) for the repairs;

WHEREAS, the costs of the repairs to the Idabel Clinic is Three Hundred Thirty Five Thousand Dollars Four Hundred Eighty Five dollars (\$335,485.00) more than the funds awarded by IHS;

WHEREAS, the Council finds it is in the best interest of the Nation to approve the allocation of One Million Four Hundred Ten Thousand Four Hundred Eighty-Five dollars (\$1,410,485.00) for the work and repairs for the Idabel Clinic;

WHEREAS, the Council finds it is in the best interest of the Nation to approve the acceptance of One Millions Seventy Five Thousand Dollars (\$1,075,000) from IHS for Backlog of Essential Maintenance and Repairs (BEMAR) for FY19; and

WHEREAS, the Tribal Council finds it is in the best interest of the Nation to fund an additional Three Hundred Thirty Five Thousand Dollars Four Hundred Eighty Five dollars (\$335,485.00) from the Nation's unrestricted cash ("Unrestricted Cash") for the repairs of the Idabel Clinic.

THEREFORE BE IT ENACTED by the Council that this Bill be cited as approval to accept One Millions Seventy Five Thousand Dollars (\$1,075,000) from IHS for Backlog of Essential Maintenance and Repairs (BEMAR) for FY19.

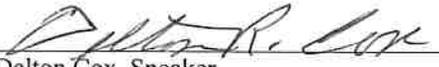
BE IT FURTHER ENACTED by the Council that this Bill be cited as approval to allocate One Million Four Hundred Ten Thousand Four Hundred Eighty-Five dollars (\$1,410,485.00) for the work and repairs for the Idabel Clinic.

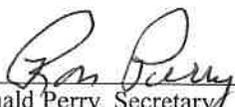
BE IT FURTHER ENACTED by the Council that this Bill be cited as approval of the allocation of \$1,075,00 from IHS plus an additional \$335,485.00 from Unrestricted Cash, for a total of \$1,410,485.00, to make repairs to the Idabel Clinic.

BE IT FURTHER ENACTED by the Council that this Bill be cited as an acknowledgement that the Chief of the Nation, or his designee, is authorized to prepare, execute, deliver and file any and all agreements, certificates, instruments and documents, in such form and with such terms and provisions as the Chief of the Nation, or his designee, may approve, and to take such other action as he, she or they may deem proper or appropriate, to carry out the intent and purposes of the foregoing enactments.

CERTIFICATION

I, the undersigned, as speaker of the Tribal Council of the Choctaw Nation of Oklahoma, do hereby certify that the Tribal Council is composed of twelve (12) seats. Eight (8) members must be present to constitute a quorum. I further certify that twelve (12) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on March 9, 2019. I further certify that the foregoing Council Bill CB- 87 -19 was adopted at such meeting by the affirmative vote of twelve (12) members, zero (0) negative votes, and zero (0) abstaining.


Delton Cox, Speaker
Choctaw Nation Tribal Council


Ronald Perry, Secretary
Choctaw Nation Tribal Council


Gary Patton, Chief
Choctaw Nation of Oklahoma

Date 3-12-19

Purpose/Need of Council Bill: The Nation was given \$1,075,000 from IHS for repairs to one Tribal Health Clinic for Backlog of Essential Maintenance and Repairs (BEMAR) for FY19. CNHSA chose to repair the Health Clinic in Idabel, Oklahoma. The costs to repair the Idabel Clinic is \$2,127,327.00. The costs to do the first phase of repairs is \$1,410,485.00. This bill approves and allocates funding from IHS to repair the Idabel Clinic. This bill also allocates an additional \$335,485.00 from Unrestricted Cash to complete the first phase of repairs.

Title of Council Bill: TO APPROVE THE ACCEPTANCE OF IHS FUNDS AND ALLOCATE THE FUNDS FOR REPAIR OF THE IDABEL CLINIC

Agency: Health

Budget: \$1,410,485.00

Match Required: \$335,485.00

Request by Project Director: Joe Bray, Senior Project Manager, Choctaw Nation Health Services, Teresa Jackson, SEO, Member Services



Capital Development Request Form

Requestor Information

Request Date 02/26/2019	Division Choctaw Nation Health Services
Name Joe Bray	Title Senior Project Manager
Department Department of Health	Email ljbay@cnhsa.com
Phone (Internal Extension)	Cell Phone 918-448-5984

Opportunity Timeline

Fiscal Year	2019
Target Start Date	March 1st, 2019
Target Completion Date	September 30th, 2019

Reason for Target Completion Date Attach additional documentation if necessary.

This project is funded primarily by IHS BEMAR funding which requires money be spent by Sept 30th, 2019

Opportunity Scope

Opportunity Description / Justification Provide a detailed description of scope and justification. Demonstrate the need for the proposed opportunity with reference to any specific product/service, new growth, or legislative/regulatory requirements that cannot be accommodated by existing infrastructure or operational means. Attach additional documentation as necessary.

Through IHS compact negotiations, tribes were awarded monies to pay for backlog of essential maintenance and repairs (BEMAR) for FY19. This also required the awarded tribes spend this money by FY19 end date of Sept 30th, 2019. Choctaw Nation was awarded \$1,075,000 to be spent at the discretion of the tribe to repair one of it's clinics. CNHSA chose Idabel clinic as it is in need of many repairs and updates. This included repairing floors, wall coverings, reception areas, and main bathrooms.

Opportunity Risks / Constraints Outline any known risks to business/operations that may arise from execution (eg interruption to operations, temporary loss of staff, waste of resources, failure to deliver service, etc.) and risks associated with non-execution of opportunity (non-realization of income, drop in customers, failure to deliver service, reputational damage, etc.). Outline any known or anticipated constraints related to timing; funding conditions; requirements related to ordering, handling, or housing of equipment, etc.

After drawings were completed, bids went out for the needed repairs. Two bids came back in and both exceeded the \$1,075,000.00. The lower bid was for \$1,410,485.00 which included below the line items such as replacement furniture and equipment and a small contingency. The bid to do all needed work came in at \$2,127,327.00. What we are requesting is that Tribal Council approve the lower \$1,410,485.00, and then if next years BEMAR money is awarded again, then we will complete all repairs to total the \$2,127,327.00.

Total Tribal Council request would be \$335,485.00

Proposed Location of Building or Equipment	Idabel Clinic
Land Ownership (Check One)	<input checked="" type="checkbox"/> CNO owns the proposed land for opportunity <input type="checkbox"/> CNO needs to purchase land for opportunity
Funding Sources (Check all that apply)	<input type="checkbox"/> Capital (Council Bill Request) <input type="checkbox"/> Maintenance Capex <input type="checkbox"/> Grant Grant Start Date <u>10/01/2018</u> Grant End Date <u>09/30/2019</u> Amount of Grant Funding for this Opportunity \$ <u>1,075,000.00</u>
Plans Completed to Date (Example: Architectural, Engineering, Internal Design, etc...) Please submit any documentation completed with request form. Plans are completed and bids have gone out. Pending awarding of contract for additional funding.	

Cost Estimates Attach detail breakdown of costs if available.	
Estimated Total Cost of Opportunity	\$ \$1,410,485.00
Estimated Total Savings to Tribe from Opportunity (Value Chain)	\$ \$1,075,000.00
Estimated additional salaries/wages	\$ 0
Estimated additional operating expenses <small>A detailed budget will be prepared if Leadership approves moving forward with Business Case.</small>	\$ 0
Estimated number of additional headcount	0
Preliminary Technology Needs (Example: number of computers, copiers, cell phones, etc) replace up to 5 registration computers	
Preliminary Special Equipment Needs (Example: new MRI machine, robot, etc.) none	
Other Considerations List other considerations associated with the opportunity that need to be considered. none	

Leadership Approvals	
Executive Director Approval	Senior Executive Officer Approval
Date	Date

Internal Use Only	
Sr. Development Analyst Assigned	
Date Assigned	
Opportunity Number Assigned	
Opportunity located in NMTC territory (yes/no) (attach map)	
Classification of Opportunity (Housing, Health, Services, Commerce)	
Business Growth Model (Acquisition, Organic, Investment)	
Additional Resource Required	

CNCA INTERNAL - PROJECT TRACKING / CONTINUATION SHEET

PROJECT NUMBER: 1200151
 PROJECT NAME: Idabel Clinic Renovation and Improvements
 GC OR CM NAME: Cundor Building Solutions
 CNCA PROJECT MANAGER: Lance Willcock

APPLICATION NO: _____
 APPLICATION DATE: _____
 PERIOD TO: _____

A	B	C	D	E	F	G	H	I	J	K	L			
ITEM NO.	DESCRIPTION OF WORK	ORIGINAL SCHEDULED VALUE	CM - SOV and/or CONTINGENCY TRANSFERS	REVISED SCHEDULED VALUE	PREVIOUS APPLICATION (D + E)	WORK COMPLETED THIS PERIOD	OWNER DIRECT PAY ITEMS (STORED MATERIALS)	OWNER DIRECT PAY ITEMS PREVIOUS MONTH	OWNER DIRECT PAY INVOICES/ITEMS	OWNER DIRECT PAY ITEMS THIS APPLICATION	TOTAL COMPLETED AND STORED TO DATE (D+E+G+H)	PERCENT COMPLETE (I + J)	BALANCE TO FINISH (K - I)	RETAINAGE (IF VARIABLE RATE) 10% of Above the Line Costs
1	"Below the Line" Costs													
2	General Contractor/Construction Manager Costs	\$1,245,810.00		\$1,245,810.00							\$0.00	0%	\$1,245,810.00	\$0.00
3	Alt #1 Millwork	\$371,500.00		\$371,500.00							\$0.00	0%	\$371,500.00	\$0.00
4	Alt #2 Restrooms	\$292,217.00		\$292,217.00							\$0.00	0%	\$292,217.00	\$0.00
5		\$0.00		\$0.00							\$0.00	0%	\$0.00	\$0.00
6		\$0.00		\$0.00							\$0.00	0%	\$0.00	\$0.00
	SubTotal "Above the Line" Costs:	\$1,909,527.00	\$0.00	\$1,909,527.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$1,909,527.00	\$0.00
	RETAINAGE (insert negative amount in column "L" to bill for retainage)													
	"Below the Line" Costs:													
7	340000 - CNCA Contingency (-5.0%)	\$95,500.00		\$95,500.00							\$0.00	0%	\$95,500.00	\$0.00
8	340000 - Owner Contingency	\$0.00		\$0.00							\$0.00	0%	\$0.00	\$0.00
9	500000 - Architect/Engineer Design Costs	\$60,000.00		\$60,000.00							\$0.00	0%	\$60,000.00	\$0.00
10	500000 - Architect Reimbursable Allowance	\$5,000.00		\$5,000.00							\$0.00	0%	\$5,000.00	\$0.00
11	510000 - Testing & Observation Services	\$0.00		\$0.00							\$0.00	0%	\$0.00	\$0.00
12	490000 - OS&E Allowance	\$0.00		\$0.00							\$0.00	0%	\$0.00	\$0.00
13	610000 - F&E Allowance	\$0.00		\$0.00							\$0.00	0%	\$0.00	\$0.00
14	630000 - CNCA General Conditions (-3.0%)	\$57,300.00		\$57,300.00							\$0.00	0%	\$57,300.00	\$0.00
15	480000 - Owner Provided Generator & ATS	\$0.00		\$0.00							\$0.00	0%	\$0.00	\$0.00
	SubTotal "Below the Line" Costs:	\$217,800.00	\$0.00	\$217,800.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$217,800.00	\$0.00
	Total Project Budget:	\$2,127,327.00	\$0.00	\$2,127,327.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$2,127,327.00	\$0.00

CNCA Project Manager Signature: _____ Date: _____
 CNCA Director of Construction Signature: _____ Date: _____

CNCA INTERNAL - PROJECT TRACKING / CONTINUATION SHEET

PROJECT NUMBER: 1200151
 PROJECT NAME: Idabel Clinic Renovation and Improvements
 GC OR CM NAME: Candor Building Solutions
 CNCA PROJECT MANAGER: Lance Whittick

APPLICATION NO: _____
 APPLICATION DATE: _____
 PERIOD TO: _____

A	B	C	D	E	F	G	H	I	J	K	L		
ITEM NO	DESCRIPTION OF WORK	ORIGINAL SCHEDULED VALUE	CM - SOV and/or CONTINGENCY TRANSFERS	REVISED SCHEDULED VALUE	PREVIOUS APPLICATION (D + E)	THIS PERIOD	OWNER DIRECT PAY ITEMS (STORED MATERIALS)	OWNER DIRECT PAY ITEMS PREVIOUS MONTH	OWNER DIRECT PAY ITEMS THIS APPLICATION	TOTAL COMPLETED AND STORED TO DATE (D+E+F+G+H)	PERCENT COMPLETE (I + C)	BALANCE TO FINISH (C - I)	RETAINAGE (IF VARIABLE RATE) 10% of Above the Line Costs
1	"Below the Line" Costs												
2	General Contractor - (Base Proposal)	\$1,245,810.00		\$1,245,810.00						\$0.00	0%	\$1,245,810.00	\$0.00
3		\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
4		\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
5		\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
6		\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
	SubTotal "Above the Line" Costs	\$1,245,810.00	\$0.00	\$1,245,810.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$1,245,810.00	\$0.00
	RETAINAGE (first negative amount in column "L" to bill for retainage)												
	"Below the Line" Costs												
7	540000 - CNCA Contingency (-5.0%)	\$62,300.00		\$62,300.00						\$0.00	0%	\$62,300.00	\$0.00
8	540000 - Owner Contingency	\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
9	500000 - Architect/Engineer Design Costs	\$60,000.00		\$60,000.00						\$0.00	0%	\$60,000.00	\$0.00
10	500000 - Architect Reimbursible Allowance	\$5,000.00		\$5,000.00						\$0.00	0%	\$5,000.00	\$0.00
11	510000 - Testing & Observation Services	\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
12	490000 - OS&E Allowance	\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
13	610000 - F&E Allowance	\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
14	630000 - CNCA General Conditions (-3.0%)	\$37,375.00		\$37,375.00						\$0.00	0%	\$37,375.00	\$0.00
15	480000 - Owner Provided Generator & ATS	\$0.00		\$0.00						\$0.00		\$0.00	\$0.00
	SubTotal "Below the Line" Costs	\$164,675.00	\$0.00	\$164,675.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$164,675.00	\$0.00
	Total Project Budget:	\$1,410,485.00	\$0.00	\$1,410,485.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$1,410,485.00	\$0.00

CNCA Project Manager Signature: _____ Date: _____
 CNCA Director of Construction Signature: _____ Date: _____