

Application

Federal Award Identification Number (FAIN)	WI-2021-054-00
Temporary Application Number	6741-2021-2
Application Name	CARES Act 5311(c) for Transit Services Building
Application Status	Final Concurrence / Reservation
Application Budget Number	0

Period of Performance Start Date	N/A	
Original Period of Performance End Date	3/30/2025	
Current Period of Performance End Date	N/A	Revision #: N/A

Part 1: Recipient Information

Name: Lac Du Flambeau Band Of Lake Superior Chippewa Indians

Recipient ID	Recipient OST Type	Recipient Alias	Recipient DUNS
6741	Indian Tribe	LAC DU FLAMBEAU, BAND OF LAKE SUPERIOR CHIPPEWA INDIANS	074781584

Location Type	Address	City	State	Zip
Headquarters	418 LITTLE PINES RD	LAC DU FLAMBEAU	WI	545389124
Physical Address	418 LITTLE PINES RD	LAC DU FLAMBEAU	WI	54538
Mailing Address	418 LITTLE PINES ROAD	LAC DU FLAMBEAU	WI	54538

Union Information

There are no union contacts for this application

Part 2: Application Information

Title: CARES Act 5311(c) for Transit Services Building

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
WI-2021-054-00	Final Concurrence / Reservation	Grant	5/20/2021	5/20/2021	No

Application Executive Summary

The Lac du Flambeau Tribe is looking to utilize \$148,515 of FY20 CARES Act 5311(c) funds to design and construct an additional Tribal Transit Services building. These funds will include any remaining expenses related to the completion of a foundation and "shell" (exterior walls/roof) of the building, and interior, mechanical and finishing work. The purpose and need for this project is to increase the amount of available space, addressing the current lack of operational space for existing transit operations. The new building would expand this space, "ten-fold", and allow for extra training and storage space for staff, dispatch and administration. This expansion will also improve the capacity for social-distancing, protecting the health and well-being of staff and customers. The available grant funds will be combined with a separate 5311(c) Formula grant (grant WI-2021-053), and a separate CRRSAA grant, in order to complete the expansion project. There are no subrecipient activities. No local match is required for CARES Act funds, and this grant will not include any local match. No STIP is required for the Tribal Transit Program. Environmental documentation and the CARES Act apportionment table are attached.

The Recipient certifies that it and any subrecipient or contractor that is a provider of public transportation: (a) are currently not furloughing any employees; (b) have, to the maximum extent possible, brought back any employees previously furloughed as a direct result of financial challenges caused by the COVID-19 public health emergency; and (c) have rehired, or posted to rehire, any positions of employees who were laid off as a result of financial challenges caused by the COVID-19 public health emergency.

The Recipient agrees that if it receives Federal funding from the Federal Emergency Management Agency (FEMA) or through a pass-through entity through the Robert T. Stafford Disaster Relief and Emergency Assistance Act, a different Federal agency, or insurance proceeds for any portion of a project activity approved for FTA funding under this Grant Agreement, it will provide written notification to FTA, and reimburse FTA for any Federal share that duplicates funding provided by FEMA, another Federal agency, or an insurance company.

Frequency of Milestone Progress Reports (MPR)

Annual

Frequency of Federal Financial Reports (FFR)

Annual

Does this application include funds for research and/or development activities?

This award does not include research and development activities.

Pre-Award Authority

This award is not using Pre-Award Authority.

Does this application include suballocation funds?

Recipient organization is directly allocated these funds and is eligible to apply for and receive these funds directly.

Will this Grant be using Lapsing Funds?

No, this Grant does not use Lapsing Funds.

Will indirect costs be applied to this application?

This award does not include an indirect cost rate.

Indirect Rate Details: N/A

Requires E.O. 12372 Review

No, this application does not require E.O. 12372 Review.

Delinquent Federal Debt

No, my organization does not have delinquent federal debt.

Application Point of Contact Information

First Name	Last Name	Title	E-mail Address	Phone
Emerson	Coy	Director, Planning & Dev	ecoy@idftribe.com	715-588-4252
Colin	Korst	Transportation Program Specialist	colin.korst@dot.gov	(312) 353-3853

Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$148,515
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$148,515

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
WI-2021-054-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$148,515.00	\$0.00	\$148,515.00	1
WI-2021-054-01-00	12.43.01 CONSTRUCT ADMIN BUILDING	\$148,515.00	\$0.00	\$148,515.00	1

Discretionary Allocations

This application does not contain discretionary allocations.

Part 3: Project Information

Project Title: FY20 CARES Act 5311(c) Transit Services Building Construction

Project Number	Temporary Project Number	Date Created	Start Date	End Date
WI-2021-054-01-00	6741-2021-2-P1	5/20/2021	8/31/2021	9/30/2022

Project Description

The \$148,515 of FY20 CARES Act 5311(c) funding for this project will cover any remaining costs associated with the construction of the new Transit Services building, including the foundation and "shell" (exterior walls and roof), and additional work including interior, mechanical, and finishing work. The project location will be on the same parcel as the existing Transit Services facility, at 268 Industrial Park Lane, in Lac du Flambeau. This grant will be combined with a separate 5311(c) Formula grant, and a separate CRRSAA grant, to complete the project.

Project Benefits

The purpose and need for this project is to increase the amount of available space, addressing the current lack of operational space for existing transit operations. The new building would expand this space, "ten-fold", and allow for extra training and storage space for staff, dispatch and administration. This project will also improve the capacity for social-distancing, protecting the health and well-being of staff and customers.

Additional Information

None provided.

Location Description

This project will take place at 268 Industrial Park Lane, Lac du Flambeau, Wisconsin.

Project Location (Urbanized Areas)

UZA Code	Area Name
550000	Wisconsin

Congressional District Information

State	District	Representative
Wisconsin	7	Tom Tiffany

Program Plan Information

STIP/TIP

Date: N/A

Description: N/A

UPWP

Date: N/A

Description: N/A

Long Range Plan

Date: N/A

Description: N/A

Project Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$148,515
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$148,515

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
WI-2021-054-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$148,515.00	\$0.00	\$148,515.00	1
WI-2021-054-01-00	12.43.01 CONSTRUCT ADMIN BUILDING	\$148,515.00	\$0.00	\$148,515.00	1

Project Budget Activity Line Items

Budget Activity Line Item: 12.43.01 - CONSTRUCT ADMIN BUILDING

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM COSTS (600-00)	12.43.01	CONSTRUCT ADMIN BUILDING	CONSTRUCTION	1

Extended Budget Description

The \$148,515 of FY20 CARES Act 5311(c) funding for this project will cover any remaining costs associated with the construction of the new Transit Services building, including the foundation and "shell" (exterior walls and roof), and additional work including interior, mechanical, and finishing work. This will include insulation, covering insulation, interior walls, finished floors, electrical, plumbing, heating, cooling and communications work. The project will construct a new Transit Services facility, at 268 Industrial Park Lane, in Lac du Flambeau. The proposed use for this expansion project will create more work space for dispatch staff, training opportunities, storage space, and administrative office space for continued operations. No STIP required.

The estimated useful life of the building is 40 years.

Will 3rd Party contractors be used to fulfill this activity line item?

Yes, 3rd Party Contractors will be used for this line item.

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$148,515
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Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$148,515

Milestone Name	Est. Completion Date	Description
Develop RFP for General Contractor	8/31/2021	The Tribal Planning Department will put together an RFP for General Contracting Services, in cooperation with Tribal Transit.
Contract Award Date	9/30/2021	The Planning Department, in compliance with Tribal Property and Procurement procedures, will select and award a general contractor.
Construction Completion	9/30/2022	The project will be fully completed and ready for operation.

Project Environmental Findings

Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects that do not have a significant environmental impact on the human or natural environment and are therefore categorically excluded from the requirement to prepare an environmental assessment or an environmental impact statement. FTA requires a sufficient project description to support a CE determination. The project may require additional documentation to comply with other environmental laws.

Categorical Exclusion Description

Type 09: Assembly or construction of facilities that is consistent with existing land use and zoning requirements (including floodplain regulations) and uses primarily land disturbed for transportation use, such as: buildings and associated structures; bus transfer stations or intermodal centers; busways and streetcar lines or other transit investments within areas of the right-of-way occupied by the physical footprint of the existing facility or otherwise maintained or used for transportation operations; and parking facilities.

Date Description	Date
Class IIc CE Approved	7/7/2021

Part 4: Fleet Details

No fleet data exists for this application.

Part 5: FTA Review Comments

FTA Comments for DOL

Comment By Colin Korst

Comment Type	DOL Review for Information
Date	7/26/2021
Comment	5311 Special Waiver for Tribal Transit Funds. No DOL Certification Required.

Application Review Comments

Comment By Marjorie Hughes

Comment Type	Application Details
Date	7/20/2021
Comment	<p>Lac Du Flambeau Band of Lake Superior Chippewa Indians must comply with all applicable Federal laws and regulations related to this project, including the ADA Standards for Transportation Facilities, based on the U.S. Access Board's ADA Accessibility Guidelines. Found here: http://www.access-board.gov/guidelines-and-standards/transportation/facilities/ada-standards-for-transportation-facilities</p> <p>Specifically, Lac Du Flambeau Band of Lake Superior Chippewa Indians must comply with the ADA Standards for Transportation Facilities when constructing the transit services building. The following is a non-exhaustive list of ADA standards that Lac Du Flambeau Band of Lake Superior Chippewa Indians must comply with when constructing the facility:</p> <ul style="list-style-type: none"> • As required under DOT ADA Standard 206.4.1, Lac Du Flambeau Band of Lake Superior Chippewa Indians must ensure that 60 percent of all public entrances to the facility will be accessible. If a station has only two entrances, then both must be accessible.

- As required under DOT ADA Standard 206.3, Lac Du Flambeau Band of Lake Superior Chippewa Indians must ensure that accessible routes coincide with or are located in the same area as general circulation paths, and elements such as ramps, elevators, and fare vending and collection areas are placed to minimize the distance that wheelchair users and other persons who cannot climb steps must travel in comparison to the general public.
- As required under DOT ADA Standard 406.8, Lac Du Flambeau Band of Lake Superior Chippewa Indians must ensure that curb ramps will have detectable warnings.
- As required under DOT ADA Standard 810.2, Lac Du Flambeau Band of Lake Superior Chippewa Indians must ensure that bus boarding and alighting areas are in compliance with the ADA-ABA Guidelines (Section 810.2), which address surfaces (sturdy); dimensions (96" long x 60" wide); connection to sidewalks, streets, and pedestrian paths; slope (not steeper than 1:48); signs; and public address systems.
- As required by DOT ADA Standard 810.5.3, Lac Du Flambeau Band of Lake Superior Chippewa Indians must ensure that station platforms must be coordinated with the vehicle floor height.

The information provided above is intended as technical assistance and applies only to the project as described. Should the project scope change or new information on the project be provided, FTA may require a re-evaluation of the project information as it relates to ADA and require additional information. This confirmation is not an express or implied promise of project compliance with the ADA.

Comment By Marjorie Hughes

Comment Type Application Details

Date 7/20/2021

Comment Grantee has submitted required civil rights programs for FTA review and approval is pending. Grantee has met its obligations by complying with a program submission request. Final approval for a new program submission is not required for the award of this grant. The FTA Office of Civil Rights concurs with the award of this grant.

Part 6: Agreement

**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
FEDERAL TRANSIT ADMINISTRATION**

**GRANT AGREEMENT
(FTA G-28, February 9, 2021)**

On the date the authorized U.S. Department of Transportation, Federal Transit Administration (FTA) official signs this Grant Agreement, FTA has obligated and awarded federal assistance as provided below. Upon execution of this Grant Agreement by the Recipient named below, the Recipient affirms this FTA Award, enters into this Grant Agreement with FTA, and binds its compliance with the terms of this Grant Agreement.

The following documents are incorporated by reference and made part of this Grant Agreement: (1) "Federal Transit Administration Master Agreement," FTA MA(28), February 9, 2021, <http://www.transit.dot.gov>,

- (2) The Certifications and Assurances applicable to the FTA Award that the Recipient has selected and provided to FTA, and
(3) Any Award notification containing special conditions or requirements, if issued.

WHEN THE TERM "FTA AWARD" OR "AWARD" IS USED, EITHER IN THIS GRANT AGREEMENT OR THE APPLICABLE MASTER AGREEMENT, "AWARD" ALSO INCLUDES ALL TERMS AND CONDITIONS SET FORTH IN THIS GRANT AGREEMENT.

FTA OR THE FEDERAL GOVERNMENT MAY WITHDRAW ITS OBLIGATION TO PROVIDE FEDERAL ASSISTANCE IF THE RECIPIENT DOES NOT EXECUTE THIS GRANT AGREEMENT WITHIN 90 DAYS FOLLOWING FTA's AWARD DATE SET FORTH HEREIN.

FTA AWARD

Federal Transit Administration (FTA) hereby awards a Federal Grant as follows:

Recipient Information

Recipient Name: Lac Du Flambeau Band Of Lake Superior Chippewa Indians

Recipient ID: 6741

DUNS No: 074781584

Application Information

Federal Award Identification Number: WI-2021-054-00

Application Name: CARES Act 5311(c) for Transit Services Building

Application Start Date: N/A

Original Award End Date: 3/30/2025

Current Award End Date: N/A

Application Executive Summary: The Lac du Flambeau Tribe is looking to utilize \$148,515 of FY20 CARES Act 5311(c) funds to design and construct an additional Tribal Transit Services building. These funds will include any remaining expenses related to the completion of a foundation and "shell" (exterior walls/roof) of the building, and interior, mechanical and finishing work. The purpose and need for this project is to increase the amount of available space, addressing the current lack of operational space for existing transit operations. The new building would expand this space, "ten-fold", and allow for extra training and storage space for staff, dispatch and administration. This expansion will also improve the capacity for social-distancing, protecting the health and well-being of staff and customers. The available grant funds will be combined with a separate 5311(c) Formula grant (grant WI-2021-053), and a separate CRRSAA grant, in order to complete the expansion project. There are no subrecipient activities. No local match is required for CARES Act funds, and this grant will not include any local match. No STIP is required for the Tribal Transit Program. Environmental documentation and the CARES Act apportionment table are attached.

The Recipient certifies that it and any subrecipient or contractor that is a provider of public transportation:
(a) are currently not furloughing any employees; (b) have, to the maximum extent possible, brought back

any employees previously furloughed as a direct result of financial challenges caused by the COVID-19 public health emergency; and (c) have rehired, or posted to rehire, any positions of employees who were laid off as a result of financial challenges caused by the COVID-19 public health emergency.

The Recipient agrees that if it receives Federal funding from the Federal Emergency Management Agency (FEMA) or through a pass-through entity through the Robert T. Stafford Disaster Relief and Emergency Assistance Act, a different Federal agency, or insurance proceeds for any portion of a project activity approved for FTA funding under this Grant Agreement, it will provide written notification to FTA, and reimburse FTA for any Federal share that duplicates funding provided by FEMA, another Federal agency, or an insurance company.

Research and Development: This award does not include research and development activities.

Indirect Costs: This award does not include an indirect cost rate.

Suballocation Funds: Recipient organization is directly allocated these funds and is eligible to apply for and receive these funds directly.

Pre-Award Authority: This award is not using Pre-Award Authority.

Application Budget

Total Application Budget: \$148,515.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$148,515.00

Amount of Non-Federal Funds Committed to This FTA Action (in U.S. Dollars): \$0.00

Total FTA Amount Awarded and Obligated (in U.S. Dollars): \$148,515.00

Total Non-Federal Funds Committed to the Overall Award (in U.S. Dollars): \$0.00

Application Budget Control Totals

(The Budget includes the individual Project Budgets (Scopes and Activity Line Items) or as attached)

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$148,515
Local			\$0
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State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$148,515

(The Transportation Development Credits are not added to the amount of the Total Award Budget.)

U.S. Department of Labor Certification of Public Transportation Employee Protective Arrangements:

Original Certification Date:

Special Conditions

There are no special conditions.

FINDINGS AND DETERMINATIONS

By signing this Award on behalf of FTA, I am making all the determinations and findings required by federal law and regulations before this Award may be made.

FTA AWARD OF THE GRANT AGREEMENT

Awarded By:

FEDERAL TRANSIT ADMINISTRATION
U.S. DEPARTMENT OF TRANSPORTATION
Contact Info:
Award Date:

EXECUTION OF THE GRANT AGREEMENT

Upon full execution of this Grant Agreement by the Recipient, the Effective Date will be the date FTA or the Federal Government awarded Federal assistance for this Grant Agreement.

By executing this Grant Agreement, the Recipient intends to enter into a legally binding agreement in which the Recipient:

- (1) Affirms this FTA Award,
- (2) Adopts and ratifies all of the following information it has submitted to FTA:
 - (a) Statements,
 - (b) Representations,
 - (c) Warranties,
 - (d) Covenants, and
 - (e) Materials,
- (3) Consents to comply with the requirements of this FTA Award, and
- (4) Agrees to all terms and conditions set forth in this Grant Agreement.

Executed By:

Lac Du Flambeau Band Of Lake Superior Chippewa Indians