

Application

Federal Award Identification Number (FAIN)	NC-2021-034-00
Temporary Application Number	6726-2020-2
Application Name	5311(c) TTP FFY 2020 Eastern Band of Cherokee Indians Operating/Capital Assistance
Application Status	Final Concurrence / Reservation
Application Budget Number	0

Period of Performance Start Date	N/A	
Original Period of Performance End Date	9/30/2023	
Current Period of Performance End Date	N/A	Revision #: N/A

Part 1: Recipient Information

Name: Eastern Band Of Cherokee Indians

Recipient ID	Recipient OST Type	Recipient Alias	Recipient DUNS
6726	Indian Tribe	EASTERN BAND OF CHEROKEE INDIANS	074511999

Location Type	Address	City	State	Zip
Headquarters	88 COUNCIL HOUSE LOOP	CHEROKEE	NC	287190419
Physical Address	88 COUNCIL HOUSE LOOP	CHEROKEE	NC	28719
Mailing Address	P.O. BOX 455	CHEROKEE	NC	28719

Union Information

There are no union contacts for this application

Part 2: Application Information

<p>Title: 5311(c) TTP FFY 2020 Eastern Band of Cherokee Indians Operating/Capital Assistance</p>

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
NC-2021-034-00	Final Concurrence / Reservation	Grant	2/3/2020	2/3/2020	No

Application Executive Summary

EBCI will be applying for FFY 20 TTP 5311(c) funds in the amount of \$644,590. EBCI's indirect cost rate is included in the application. As a federally recognized tribe these funds will come to EBCI as a direct recipient. Operating Assistance and Capital Assistance are being requested in the total amount of \$644,590. EBCI Transit will apply for \$484,590 for FY19 to ALI 30.09.01 Operating Assistance. EBCI will also apply for \$160,000 to purchase rolling stock. Tribal Transit Funding will be used to purchase three (3) accessible mini-vans for replacement of three (3) existing Non-emergency Medical Transportation vehicles that have met their useful life of 4 years. NEMT transportation in our geographical area often requires the use of smaller vehicles to gain access to passenger pick-up and drop off locations as LTVs cannot access these areas. Useful life for the smaller replacement van is 4 years or 100,000 miles. Replacement of these vehicles is also an effort to meet and maintain state of good repair. The start date for this funding will be 10/1/2020 and end date is 9/30/2023.

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 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 is applying an approved Indirect cost rate(s).

Indirect Rate Details: The Eastern Band of Cherokee Indians indirect costs will be applied to this application. EBCI FY21 Indirect Cost Rate is projected as 29%.

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
Julia	Walker	Environmental Protection Specialist	julia.walker@dot.gov	404-865-5645
Kevin	Tafoya	Manager	kevitafo@nc-chokeee.com	8283596740

Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Program Formula	5311-1B	20509	\$644,590
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$644,590

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NC-2021-034-01-00	111-00 (111-A2) BUS - ROLLING STOCK	\$160,000.00	\$0.00	\$160,000.00	3
NC-2021-034-01-00	BUY 11.12.15 REPLACEMENT VAN	\$160,000.00	\$0.00	\$160,000.00	3
NC-2021-034-01-00	300-00 (300-A1) OPERATING ASSISTANCE	\$484,590.00	\$0.00	\$484,590.00	1
NC-2021-034-01-00	30.09.01 UP TO 50% FEDERAL SHARE	\$484,590.00	\$0.00	\$484,590.00	1

Discretionary Allocations

This application does not contain discretionary allocations.

Part 3: Project Information

Project Title: Capital Acquisition/Operating Assistance

Project Number	Temporary Project Number	Date Created	Start Date	End Date
NC-2021-034-01-00	6726-2020-2-P1	2/4/2020	10/1/2020	9/30/2023

Project Description

Tribal Transit Program will fund operating assistance activities and capital acquisition. TTP also funds driver salaries, a supervisor, manager's salary, and a receptionist salary. Funding will also provide transportation assistance to substance abuse recovery programs and appointments for riders who are ineligible for other assistance programs. Funding will also be utilized to assist the mobility program with free transportation to shopping and medical appointments for elderly and/or disabled individuals who are ineligible for Medicaid transportation. EBCI Transit will apply for \$484,590 for FY19 to ALI 30.09.01 Operating Assistance and \$160,000 to purchase rolling stock.

Project Benefits

EBCI Transit operates six (6) routes 5 days a week. This funding will pay driver salaries, a supervisor salary, manager salary and receptionist salary. EBCI Transit will operate from 6:30 A.M. to Midnight for safe transportation to and from workplaces in our service area. EBCI Transit operates four (4) community routes and two (2) in-town routes. The in-town routes also serve agencies and businesses in the service area. Two shifts operate 5 day and nights per week: 6:30 A.M. to 12:00 A.M. EBCI Transit also offers a response demand service to minimize gaps in service. Operation of these hours allows local night shift workers a safe and reliable ride home. Funding will also support a fee subsidy program, for eligible residents of Qualla Boundary and then Snowbird community. Presently we operate a mobility program that offers free transportation to shopping and medical appointments for the elderly and disabled. Tribal Transit Funding is for those elderly and disabled who are not eligible for Medicaid and cannot afford the fares to medical appointments. Trips for substance abuse recovery programs are also included for riders who are ineligible for transportation assistance through other local programs. Purchase of rolling stock will ensure that safe, dependable transportation is provided to our service area. New vehicles will replace vehicles that have surpassed their useful life and/or mileage.

Additional Information

None provided.

Location Description

The project location will be within our service area located on the Eastern Band of Cherokee Indians Tribal lands on the Qualla Boundary and the Snowbird Community in the Robbinsville NC.

Project Location (Urbanized Areas)

UZA Code	Area Name
370000	North Carolina

Congressional District Information

State	District	Representative
North Carolina	11	Mark Meadows

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 - Tribal Transit Program Formula	5311-1B	20509	\$644,590
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$644,590

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NC-2021-034-01-00	111-00 (111-A2) BUS - ROLLING STOCK	\$160,000.00	\$0.00	\$160,000.00	3
NC-2021-034-01-00	11.12.15 BUY REPLACEMENT VAN	\$160,000.00	\$0.00	\$160,000.00	3
NC-2021-034-01-00	300-00 (300-A1) OPERATING ASSISTANCE	\$484,590.00	\$0.00	\$484,590.00	1
NC-2021-034-01-00	30.09.01 UP TO 50% FEDERAL SHARE	\$484,590.00	\$0.00	\$484,590.00	1

Project Budget Activity Line Items

Budget Activity Line Item: 11.12.15 - BUY REPLACEMENT VAN

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
BUS - ROLLING STOCK (111-00)	11.12.15	BUY REPLACEMENT VAN	BUY REPLACEMENTS - CAPITAL BUS	3

Extended Budget Description

Tribal Transit Funding will be used to purchase three (3) accessible mini-vans for replacement of three (3) existing Non-emergency Medical Transportation vehicles that have met their useful life of 4 years. NEMT transportation in our geographical area often requires the use of smaller vehicles to gain access to passenger pick-up and drop off locations as LTVs cannot access these areas. Useful life for the smaller replacement van is 4 years or 100,000 miles. Replacement of these vehicles is also an effort to meet and maintain state of good repair.

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

No, 3rd Party Contractors will not be used for this line item.

Propulsion	Fuel Type	Vehicle Condition	Vehicle Size (ft.)
N/A	Gasoline	New	Mni-van

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Program Formula	5311-1B	20509	\$160,000
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$160,000

Milestone Name	Est. Completion Date	Description
RFP/IFB Issue Date	10/12/2020	RFP/IFB Issue Date
Contract Award Date	10/26/2020	Contract Award Date
Initial Delivery Date	1/11/2021	Initial Delivery Date
Final Delivery Date	1/18/2021	Final Delivery Date
Contract Completion Date	1/29/2021	Contract Completion Date

Budget Activity Line Item: 30.09.01 - UP TO 50% FEDERAL SHARE

Scope Name / Code	Line Item	Line Item Name	Activity	Quantity
-------------------	-----------	----------------	----------	----------

	#			
OPERATING ASSISTANCE (300-00)	30.09.01	UP TO 50% FEDERAL SHARE	OPERATING ASSISTANCE	1

Extended Budget Description

Tribal Transit Program will fund operating assistance activities. TTP also funds driver salaries, a supervisor, manager’s salary, and a receptionist salary. Funding will also provide transportation assistance to substance abuse recovery programs and appointments for riders who are ineligible for other assistance programs. Funding will also be utilized to assist the mobility program with free transportation to shopping and medical appointments for elderly and/or disabled individuals who are ineligible for Medicaid transportation or other local agency transportation assistance. EBCI Transit will apply for \$484,590 for FY20 to ALI 30.09.01 Operating Assistance The project will start on 10/01/2020 and end 09/30/2023

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

No, 3rd Party Contractors will not be used for this line item.

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Program Formula	5311-1B	20509	\$484,590
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$484,590

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2020	Start Date
End Date	9/30/2023	End Date

Project Environmental Findings

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

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

Categorical Exclusion Description

Type 04: Planning and administrative activities which do not involve or lead directly to construction, such as: training, technical assistance and research; promulgation of rules, regulations, directives, or program guidance; approval of project concepts; engineering; and operating assistance to transit authorities to continue existing service or increase service to meet routine demand.

Date Description	Date
Class IIc CE Approved	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
OPERATING ASSISTANCE (300-00)	30.09.01	UP TO 50% FEDERAL SHARE	1	\$484,590.00	\$484,590.00

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

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

Categorical Exclusion Description

Type 07: Acquisition, installation, rehabilitation, replacement, and maintenance of vehicles or equipment, within or accommodated by existing facilities, that does not result in a change in functional use of the facilities, such as: equipment to be located within existing facilities and with no substantial off-site impacts; and vehicles, including buses, rail cars, trolley cars, ferry boats and people movers that can be accommodated by existing facilities or by new facilities that qualify for a categorical exclusion.

Date Description	Date
Class IIc CE Approved	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
BUS - ROLLING STOCK (111-00)	11.12.15	BUY REPLACEMENT VAN	3	\$160,000.00	\$160,000.00

Part 4: Fleet Details

Fleet Type: Other

Fleet Comments

Total vehicles in our fleet are 21 with 13 being lift or ramp equipped. We have 9 mini-vans, 2 cut-away vans, 5 high tops, two 18 passenger shuttle busses, three 14 passenger shuttle buses.

		Current Value
I.	Active Fleet	
	A. Peak Requirement	17
	B. Spares	4
	C. Total (A+B)	21

	D. Spare Ratio (B/A)	23.53%
II.	Inactive Fleet	
	A. Other	0
	B. Pending Disposal	2
	C. Total (A+B)	2
III.	Total (I.C and II.C)	23

Part 5: FTA Review Comments

FTA Comments for DOL

Comment By Julia Walker

Comment Type	DOL Review for Information
Date	8/2/2021
Comment	This is a Tribal grant and is being transmitted for informational purposes.

Application Review Comments

Comment By Julia Walker

Comment Type	FTA Post Review Comments for Grantee
Date	4/1/2021
Comment	Please include the vehicle information to the executive summary and attach the documents, such as the certs & assurances, vehicle information, etc.

Application Review Comments

Comment By Julia Walker

Comment Type	Pre-Award Manager Returns Application
Date	4/13/2021
Comment	Per the PM technical review: Useful life is stated as 4 years or 115,000 miles. Per FTA C 5010.1E, minimum useful life for minivans is 4 years or 100,000 miles. Though not prohibited to include a higher requirement, please double check with grantee if they'd like to adjust the mileage.

Comment By Julia Walker

Comment Type	Pre-Award Manager Returns Application
Date	5/20/2021

Comment Please add certs and assurances and any other required documents to the grant application.

Comment By Julia Walker

Comment Type Pre-Award Manager Returns Application

Date 6/2/2021

Comment Tribes are limited to 10% indirect cost rate per TPM. Please update that section of the application to reflect this limit.

Part 6: Agreement

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

**GRANT AGREEMENT
(FTA G-26, October 1, 2019)**

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(26), October 1, 2019, <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: Eastern Band Of Cherokee Indians

Recipient ID: 6726

DUNS No: 074511999

Application Information

Federal Award Identification Number: NC-2021-034-00

Application Name: 5311(c) TTP FFY 2020 Eastern Band of Cherokee Indians Operating/Capital Assistance

Application Start Date: N/A

Original Award End Date: 9/30/2023

Current Award End Date: N/A

Application Executive Summary: EBCI will be applying for FFY 20 TTP 5311(c) funds in the amount of \$644,590. EBCI's indirect cost rate is included in the application. As a federally recognized tribe these funds will come to EBCI as a direct recipient. Operating Assistance and Capital Assistance are being requested in the total amount of \$644,590. EBCI Transit will apply for \$484,590 for FY19 to ALI 30.09.01 Operating Assistance. EBCI will also apply for \$160,000 to purchase rolling stock. Tribal Transit Funding will be used to purchase three (3) accessible mini-vans for replacement of three (3) existing Non-emergency Medical Transportation vehicles that have met their useful life of 4 years. NEMT transportation in our geographical area often requires the use of smaller vehicles to gain access to passenger pick-up and drop off locations as LTVs cannot access these areas. Useful life for the smaller replacement van is 4 years or 100,000 miles. Replacement of these vehicles is also an effort to meet and maintain state of good repair. The start date for this funding will be 10/1/2020 and end date is 9/30/2023.

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

Indirect Costs: This award is applying an approved Indirect cost rate(s).

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 using Pre-Award Authority.

Application Budget

Total Application Budget: \$644,590.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$644,590.00

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): \$644,590.00

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 - Tribal Transit Program Formula	5311-1B	20509	\$644,590
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$644,590

(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:

Eastern Band Of Cherokee Indians