

Application

Federal Award Identification Number (FAIN)	NC-2022-023-00
Temporary Application Number	6726-2021-1
Application Name	5311 FFY 2021 Qualla Boundary Community Transportation Program/ 5311
Application Status	Final Concurrence / Reservation
Application Budget Number	0

Period of Performance Start Date	N/A
Original Period of Performance End Date	3/30/2027
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	UEI	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 FFY 2021 Qualla Boundary Community Transportation Program/ 5311</p>

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
NC-2022-023-00	Final Concurrence / Reservation	Grant	3/30/2021	3/30/2021	No

Application Executive Summary

This application is to request FFY21 Section 5311 Rural Area Formula Program/5311 Appalachian funds apportioned to the Eastern Band of Cherokee Indians (EBCI) in the amount of \$153,893. Purpose: The Eastern Band of Cherokee Indians Tribe will utilize this award for operating assistance and to maintain existing transit services on or near the Qualla Boundary and other Tribal lands. Activities to be Performed: Funding will be used to cover eligible operating expenses including vehicle fuel, preventative maintenance and items having a useful life of less than one year. Funds will also be used for staff to receive training. Expected Outcomes: Funding will permit the EBCI Tribal Transit to continue to safe and effective operation of transit services for the Qualla Boundary and other Tribal lands and nearby areas. Intended Beneficiaries: Transit riders in the Qualla Boundary area and other tribal lands. Subrecipients: None - EBCI does not have subrecipients.

EBCI will be applying for FFY 2021 - 5311 Rural Formula funding in the amount of \$69,286 with a 20% local match of \$17,322 and 5311 Appalachian funding in the amount of \$84,607 with a 20% local match of \$21,152 for a total award amount of \$192,367 and to include indirect cost rate. As a federally recognized tribe these funds will come to us as a direct recipient. The overall start date in the grant award date and the overall end date is 03/30/2027

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: Eastern Band of Cherokee Indians provides their own calculated indirect cost rate. For FY22 the indirect cost rate is 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 - Rural Area Formula	5311-1A	20509	\$153,893
Local			\$38,474
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$192,367

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NC-2022-023-01-00	600-00 (600-A2) OTHER PROGRAM COSTS	\$69,286.00	\$17,322.00	\$86,608.00	1
NC-2022-023-01-00	11.79.00 PROJECT ADMINISTRATION	\$69,286.00	\$17,322.00	\$86,608.00	1
NC-2022-023-01-00	648-00 (648-A1) APPALACHIAN DEV PUB TRANSIT ASSIST	\$84,607.00	\$21,152.00	\$105,759.00	1
NC-2022-023-01-00	11.79.00 PROJECT ADMINISTRATION	\$84,607.00	\$21,152.00	\$105,759.00	1

Discretionary Allocations

This application does not contain discretionary allocations.

Part 3: Project Information

Project Title: Qualla Boundary Public Transit Program
--

Project Number	Temporary Project Number	Date Created	Start Date	End Date
NC-2022-023-01-00	6726-2021-1-P1	10/13/2021	10/1/2021	3/30/2027

Project Description

EBCI will utilize administrative funding to support the provision of community transportation services to the human service agencies and to the general public

Project Benefits

Provides administrative assistance for the EBCI Public Transportation System to enhance access for people in our service area for purposes such as shopping healthcare, education, recreation, public services and employment through maintenance, development and improvement of our public transportation system.

Additional Information

This project location will be within our service area located on and in the proximity of Eastern Band of Cherokee Indians Tribal Lands on the Qualla Boundary and the Snowbird Community in Robbinsville, NC

Location Description

This project location will be within our service area located on and in the proximity of Eastern Band of Cherokee Indians Tribal Lands on the Qualla Boundary and the Snowbird Community in 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 - Rural Area Formula	5311-1A	20509	\$153,893
Local			\$38,474
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$192,367

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NC-2022-023-01-00	600-00 (600-A2) OTHER PROGRAM COSTS	\$69,286.00	\$17,322.00	\$86,608.00	1
NC-2022-023-01-00	11.79.00 PROJECT ADMINISTRATION	\$69,286.00	\$17,322.00	\$86,608.00	1
NC-2022-023-01-00	648-00 (648-A1) APPALACHIAN DEV PUB TRANSIT ASSIST	\$84,607.00	\$21,152.00	\$105,759.00	1
NC-2022-023-01-00	11.79.00 PROJECT ADMINISTRATION	\$84,607.00	\$21,152.00	\$105,759.00	1

Project Budget Activity Line Items

Budget Activity Line Item: 11.79.00 - PROJECT ADMINISTRATION

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
APPALACHIAN DEV PUB TRANSIT ASSIST (648-00)	11.79.00	PROJECT ADMINISTRATION	BUS OTHER CAPITAL ITEMS APPALACHIAN	1

Extended Budget Description

This funding will be utilized by EBCI for FFY22, EBCI will utilize funding to assist in travel/training through various public transit programs including but not limited to; RTAP, CTAA, NCPTD and the FTA.

Funding will also utilized for coordination with other regional transit systems to plan and provide customer service provision. Funding will also be utilized to maintain service from our Snowbird transit office in the Snowbird/Robbinsville area. Being that Snowbird is a rural community that lacks a good outlet for communication including; internet, mobile/cellular communications, the main office of EBCI Transit manages their administrative activities including marketing, data input, financial requisitions, and billing. Safety training materials and instruction through our our program's Safety Coordinator will also be provided with the administrative funding. Funding will also be used for costs associated with the administering of drug and alcohol testing. All of these activities will enhance the access of people in our service areas for the purpose of transportation.

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 - Rural Area Formula	5311-1A	20509	\$84,607
Local			\$21,152
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$105,759

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2021	Estimated Start Date
End Date	3/30/2027	Estimated End Date

Budget Activity Line Item: 11.79.00 - PROJECT ADMINISTRATION

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM COSTS (600-00)	11.79.00	PROJECT ADMINISTRATION	OTHER CAPITAL ITEMS (BUS)	1

Extended Budget Description

This funding will be utilized by EBCI for FFY22. EBCI will utilize funding to assist in travel/training through various public transit programs including but not limited to; RTAP, CTAA, NCPTD and the FTA. Funding will also utilized for coordination with other regional transit systems to plan and provide customer service provision. Funding will also be utilized to maintain service from our Snowbird transit office in the Snowbird/Robbinsville area. Being that Snowbird is a rural community that lacks a good outlet for communication including; internet, mobile/cellular communications, the main office of EBCI Transit manages their administrative activities including marketing, data input, financial requisitions, and billing. Safety training materials and instruction through our our program's Safety Coordinator will also be provided with the administrative funding. Funding will also be used for costs associated with the administering of drug and alcohol testing. All of these activities will enhance the access of people in our service areas for the purpose of transportation.

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 - Rural Area Formula	5311-1A	20509	\$69,286
Local			\$17,322
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$86,608

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2021	Estimated Start Date
End Date	3/30/2027	Estimated End Date

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 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
	Class IIc CE Approved

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
APPALACHIAN DEV PUB TRANSIT ASSIST (648-00)	11.79.00	PROJECT ADMINISTRATION	1	\$84,607.00	\$105,759.00

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 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
	Class IIc CE Approved

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
OTHER PROGRAM COSTS (600-00)	11.79.00	PROJECT ADMINISTRATION	1	\$69,286.00	\$86,608.00

Part 4: Fleet Details

No fleet data exists for this application.

Part 5: FTA Review Comments

FTA Comments for DOL

Comment By Julia Walker

Comment Type DOL Review for Information

Date 5/23/2022

Comment Tribal grant application for information.

Application Review Comments

Comment By Julia Walker

Comment Type Pre-Award Manager Returns Application

Date 1/5/2022

Comment Please change the end date to 3/3/2027. FTA TR04 has determined that this small change will result in fewer extensions/budget revisions.

Comment By Julia Walker

Comment Type	Pre-Award Manager Returns Application
Date	3/2/2022
Comment	Please address the comments that we discussed via email.

Comment By Julia Walker

Comment Type	Pre-Award Manager Returns Application
Date	5/11/2022
Comment	Please include the Apportionments Table, the EBCI FTA Transit Justification Memo, the Designation of Signature Authority for FTA assistance Awards EBCI Transit and the Certs & Assurances to the documents for this grant application.

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: EASTERN BAND OF CHEROKEE INDIANS

Recipient ID: 6726

UEI:

DUNS: 074511999

Application Information

Federal Award Identification Number: NC-2022-023-00

Application Name: 5311 FFY 2021 Qualla Boundary Community Transportation Program/ 5311

Application Start Date: N/A

Original Award End Date: 3/30/2027

Current Award End Date: N/A

Application Executive Summary: This application is to request FFY21 Section 5311 Rural Area Formula Program/5311 Appalachian funds apportioned to the Eastern Band of Cherokee Indians (EBCI) in the amount of \$153,893.

Purpose: The Eastern Band of Cherokee Indians Tribe will utilize this award for operating assistance and to maintain existing transit services on or near the Qualla Boundary and other Tribal lands.

Activities to be Performed: Funding will be used to cover eligible operating expenses including vehicle fuel, preventative maintenance and items having a useful life of less than one year. Funds will also be used for staff to receive training.

Expected Outcomes: Funding will permit the EBCI Tribal Transit to continue to safe and effective operation of transit services for the Qualla Boundary and other Tribal lands and nearby areas.

Intended Beneficiaries: Transit riders in the Qualla Boundary area and other tribal lands.

Subrecipients: None - EBCI does not have subrecipients.

EBCI will be applying for FFY 2021 - 5311 Rural Formula funding in the amount of \$69,286 with a 20% local match of \$17,322 and 5311 Appalachian funding in the amount of \$84,607 with a 20% local match of \$21,152 for a total award amount of \$192,367 and to include indirect cost rate. As a federally recognized tribe these funds will come to us as a direct recipient. The overall start date in the grant award date and the overall end date is 03/30/2027

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: \$192,367.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$153,893.00

Amount of Non-Federal Funds Committed to This FTA Action (in U.S. Dollars): \$38,474.00

Total FTA Amount Awarded and Obligated (in U.S. Dollars): \$153,893.00

Total Non-Federal Funds Committed to the Overall Award (in U.S. Dollars): \$38,474.00

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	5311-1A	20509	\$153,893
Local			\$38,474
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$192,367

(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