

## Application

<b>Federal Award Identification Number (FAIN)</b>	ND-2022-005-00
<b>Temporary Application Number</b>	5838-2022-1
<b>Application Name</b>	ARP Section 5311 TTP - Standing Rock Public Transit - Operating Assistance, Project Administration
<b>Application Status</b>	Final Concurrence / Reservation
<b>Application Budget Number</b>	0

<b>Period of Performance Start Date</b>	N/A
<b>Original Period of Performance End Date</b>	3/31/2024
<b>Current Period of Performance End Date</b>	N/A Revision #: N/A

### Part 1: Recipient Information

**Name: SITTING BULL COLLEGE**

Recipient ID	Recipient OST Type	Recipient Alias	UEI	DUNS
5838	Indian Tribe	SITTING BULL COLLEGE	KKWNJ9254C26	962780326

Location Type	Address	City	State	Zip
Headquarters	9299 HWY 24	FORT YATES	ND	585389706
Physical Address	9299 HWY 24	FORT YATES	ND	58538
Mailing Address	9299 HIGHWAY 24	FORT YATES	ND	58538

### Union Information

There are no union contacts for this application

### Part 2: Application Information

**Title: ARP Section 5311 TTP - Standing Rock Public Transit -**

## Operating Assistance, Project Administration

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
ND-2022-005-00	Final Concurrence / Reservation	Grant	4/4/2022	4/4/2022	No

### Application Executive Summary

This is a FFY 2021 Section 5311 ARP funding application (North Dakota UZA 380000), in the amount of \$439,727 (full apportionment), representing 100% federal share of the total eligible amount. This application utilizes ARP funding to prevent, prepare for, and respond to coronavirus.

The application scope of work includes the following projects:

- 1) Operating Assistance - \$361,321
- 2) Project Administration - \$78,406

**Purpose:** The purpose of the award is to provide one year of operating assistance to Standing Rock Public Transit to maintain public transit services on and near the Standing Rock Indian Reservation and assist in responding to COVID-19 during the period of January 1, 2023 to December 31, 2023.

**Activities to be performed:** Funding will be used to cover eligible operating expenses including driver salaries, fuel, preventative maintenance, items having a useful life of less than one year, and other miscellaneous expenses necessary to continue transit services and to prevent, prepare for, and respond to COVID-19.

**Expected Outcomes:** Funding will permit the Standing Rock Sioux Tribe to continue to provide service that would otherwise have to be cut due to lack of funding and provide for extra cleaning and disinfectant supplies, equipment, and hours needed to ensure a clean, sanitized, and safe environment for drivers and passengers.

**Intended beneficiaries:** Standing Rock Public Transit employees and the passengers that rely on its service will benefit from continued services, permitting workers to get to work and passengers to get to essential services.

Sitting Bull College dba Standing Rock Public Transit 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 difference 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.

Per ARP, the projects in this application are not required to be programmed in the Long-Range Transportation Plan, Statewide Transportation Plan, or Statewide Transportation Improvement Program.

### 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 is applying an approved Indirect cost rate(s).

*Indirect Rate Details:* Indirect Cost Rate details: Project Administration @ 21.7% Negotiated Rate. See uploaded Indirect Cost Rate Proposal. Current IDC letter expires 6/30/2022 awaiting updated letter and will upload when received.

**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
Pamela	Ternes	Transit Director	pam.ternes@sittingbull.edu	701-854-8075
Terry	Gonzales	Administrative Officer	terry.gonzales@dot.gov	(303) 362-2401

**Application Budget Control Totals**

Funding Source	Section of Statute	CFDA Number	Amount
5311 -Tribal Transit Program Formula (ARPA)	5311-10C	20509	\$439,727
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$439,727</b>

**Application Budget**

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
ND-2022-005-01-00	600-00 (600-A2) OTHER PROGRAM COSTS	\$78,406.00	\$0.00	\$78,406.00	1
ND-2022-005-	11.79.00 PROJECT	\$78,406.00	\$0.00	\$78,406.00	1

01-00		ADMINISTRATION					
ND-2022-005-02-00	600-00 (600-A1)	OTHER PROGRAM COSTS	\$361,321.00	\$0.00	\$361,321.00	1	
ND-2022-005-02-00		30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$361,321.00	\$0.00	\$361,321.00	1

## Discretionary Allocations

This application does not contain discretionary allocations.

## Part 3: Project Information

### Project Title: Standing Rock Public Transit - Project Administration

Project Number	Temporary Project Number	Date Created	Start Date	End Date
ND-2022-005-01-00	5838-2022-1-P1	4/4/2022	1/1/2023	12/31/2023

#### Project Description

FFY 2021 ARP 5311 Tribal funds in the amount of \$78,406 will be used for project administration. The Indirect Cost Rate is 21.7%. Federal share is 100%.

#### Project Benefits

Funds will be used to support staff and eligible project administration activities.

#### Additional Information

*None provided.*

#### Location Description

The Standing Rock Sioux Indian Reservation is located in south-central North Dakota and north-central South Dakota.

## Project Location (Urbanized Areas)

UZA Code	Area Name
380000	North Dakota

## Congressional District Information

State	District	Representative
North Dakota	1	Kelly Armstrong

## 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 (ARPA)	5311-10C	20509	\$78,406
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$78,406</b>

**Project Budget**

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
ND-2022-005-01-00	600-00 (600-A2) OTHER PROGRAM COSTS	\$78,406.00	\$0.00	\$78,406.00	1
ND-2022-005-01-00	11.79.00 PROJECT ADMINISTRATION	\$78,406.00	\$0.00	\$78,406.00	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
OTHER PROGRAM COSTS (600-00)	11.79.00	PROJECT ADMINISTRATION	OTHER CAPITAL ITEMS (BUS)	1

**Extended Budget Description**

FFY 2021 ARP funds will be used for Project Administration for the Tribal Transit Program to provide transportation services throughout the Standing Rock Indian Reservation. Federal share is 100%.

Project Administration expenses are from January 1, 2023 to December 31, 2022 and include general administration expenses (salaries of Project Director Supervisor, accounting/finance staff), building insurance premiums, office supplies, facility maintenance, IT, and standard overhead rates. This also includes paying administrative leave for general administrative personnel due to reductions/suspending of service.

Project Administration @ 21.7% negotiated rate. The amount of indirect costs chargeable to the grant will be 21.70% of the base, known as the Modified Total Direct Costs (MTDC).

Any equipment exceeding \$5,000 per unit and useful life greater than 1 year, and any supplies within an aggregate value greater than \$5,000 will be reported as project property at closeout of this award.

**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 (ARPA)	5311-10C	20509	\$78,406
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$78,406</b>

Milestone Name	Est. Completion Date	Description
Start Date	1/1/2023	Start of Project Administration Expenses.
End Date	12/31/2023	End of Project Administrative Expenses.

## 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	Date
Class IIc CE Approved	5/2/2022

**Project Title: Standing Rock Public Tribal Transit Operating Assistance**

Project Number	Temporary Project Number	Date Created	Start Date	End Date
ND-2022-005-02-00	5838-2022-1-P2	4/4/2022	1/1/2023	12/31/2023

**Project Description**

FFY 2021 ARP 5311 Tribal funds in the amount of \$361,321 will be used for operating assistance for the Standing Rock Public Transit Program. Federal share is 100%.

Standing Rock Public Transit proposes to operate demand response transit services for eight (8) communities on and near the Standing Rock Indian Reservation for Sioux County in North Dakota and Corson and Walworth Counties in South Dakota.

**Project Benefits**

The funds are essential for the Standing Rock Tribal Transit Program to continue to operate transit services during the COVID-19 pandemic. The Tribal Transit Program provides much needed transportation services for the general public, elderly, and individuals with disabilities for shopping, employment, medical, and social appointments on and near the Standing Rock Indian Reservation.

**Additional Information**

*None provided.*

**Location Description**

The Standing Rock Indian Reservation is located in south-central North Dakota and north-central South Dakota. The reservation is 2.2 million acres, or 3,563 square miles.

**Project Location (Urbanized Areas)**

UZA Code	Area Name
380000	North Dakota

**Congressional District Information**

State	District	Representative
North Dakota	1	Kelly Armstrong

**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 (ARPA)	5311-10C	20509	\$361,321
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$361,321</b>

**Project Budget**

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
ND-2022-005-02-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$361,321.00	\$0.00	\$361,321.00	1
ND-2022-005-02-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$361,321.00	\$0.00	\$361,321.00	1

**Project Budget Activity Line Items**

Budget Activity Line Item: 30.09.08 - EMER RELIEF - OPERATING ASSIST - 100% Fed Share				
Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM	30.09.08	EMER RELIEF - OPERATING	OPERATING	1



COSTS (600-00)

ASSIST - 100% Fed Share

ASSISTANCE

**Extended Budget Description**

Standing Rock Public Transit proposes to operate demand response transit services for eight communities on and near the Standing Rock Indian Reservation for Sioux County in North Dakota and Corson and Walworth Counties in South Dakota. FY 2021 ARP funds in the amount of \$361,321 will be used to provide operating assistance for the continued operations of the Tribal Transit Program. Federal share is 100%.

Operating funds will cover expenses from January 1, 2023 to December 31, 2023, including personnel salaries and fringe benefits, fuel, vehicle maintenance, and insurance, and other miscellaneous costs (licensing, training, drug testing, supplies and marketing). This also includes paying administrative leave for operations and maintenance personnel due to reductions/suspending of services, if necessary. Operating expenses are based on current operating expenditures.

**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 (ARPA)	5311-10C	20509	\$361,321
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$361,321</b>

Milestone Name	Est. Completion Date	Description
Start Date	1/1/2023	Start of Operating Assistance
End Date	12/31/2023	End of Operating Assistance

**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	Date
	Class IIc CE Approved	4/21/2022

## Part 4: Fleet Details

No fleet data exists for this application.

## Part 5: FTA Review Comments

### FTA Comments for DOL

**Comment By Terry Gonzales**

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Comment Type	DOL Review for Information
Date	5/6/2022
Comment	Agency Contact: Pamela Ternes Email: pam.ternes@sittingbull.edu Phone: 701-854-8075

### Application Review Comments

**Comment By Robyn Kullas**

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Comment Type	Environmental Findings
Date	4/21/2022
Project Title	Standing Rock Public Tribal Transit Operating Assistance
Project Number	ND-2022-005-02-00
Comment	Proposed action meets the requirements of CE List C Type 4; no further documentation for NEPA clearance is required.

**Comment By Robyn Kullas**

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Comment Type	Environmental Findings
Date	5/2/2022
Project Title	Standing Rock Public Transit - Project Administration
Project Number	ND-2022-005-01-00
Comment	proposed project meets the requirements of CE list C type 4; no additional documentation is required for NEPA clearance.

# Part 6: Agreement

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

**GRANT AGREEMENT  
(FTA G-29, October 1, 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(29), <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: SITTING BULL COLLEGE

Recipient ID: 5838

UEI: KKWNJ9254C26

DUNS: 962780326

### **Application Information**

Federal Award Identification Number: ND-2022-005-00

Application Name: ARP Section 5311 TTP - Standing Rock Public Transit - Operating Assistance, Project Administration

Application Start Date: N/A

Original Award End Date: 3/31/2024

Current Award End Date: N/A

Application Executive Summary: This is a FFY 2021 Section 5311 ARP funding application (North Dakota UZA 380000), in the amount of \$439,727 (full apportionment), representing 100% federal share of the total eligible amount. This application utilizes ARP funding to prevent, prepare for, and respond to coronavirus.

The application scope of work includes the following projects:

- 1) Operating Assistance - \$361,321
- 2) Project Administration - \$78,406

Purpose: The purpose of the award is to provide one year of operating assistance to Standing Rock Public Transit to maintain public transit services on and near the Standing Rock Indian Reservation and assist in responding to COVID-19 during the period of January 1, 2023 to December 31, 2023.

Activities to be performed: Funding will be used to cover eligible operating expenses including driver salaries, fuel, preventative maintenance, items having a useful life of less than one year, and other miscellaneous expenses necessary to continue transit services and to prevent, prepare for, and respond to COVID-19.

Expected Outcomes: Funding will permit the Standing Rock Sioux Tribe to continue to provide service that would otherwise have to be cut due to lack of funding and provide for extra cleaning and disinfectant supplies, equipment, and hours needed to ensure a clean, sanitized, and safe environment for drivers and passengers.

Intended beneficiaries: Standing Rock Public Transit employees and the passengers that rely on its service will benefit from continued services, permitting workers to get to work and passengers to get to essential services.

Sitting Bull College dba Standing Rock Public Transit 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 difference 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.

Per ARP, the projects in this application are not required to be programmed in the Long-Range Transportation Plan, Statewide Transportation Plan, or Statewide Transportation Improvement Program.

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 not using Pre-Award Authority.

## **Application Budget**

Total Application Budget: \$439,727.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$439,727.00

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): \$439,727.00

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)

<b>Funding Source</b>	<b>Section of Statute</b>	<b>CFDA Number</b>	<b>Amount</b>
5311 -Tribal Transit Program Formula (ARPA)	5311-10C	20509	\$439,727
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
<b>Total Eligible Cost</b>			<b>\$439,727</b>

(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:

*SITTING BULL COLLEGE*