

## Application

<b>Federal Award Identification Number (FAIN)</b>	ND-2022-008-00
<b>Temporary Application Number</b>	5842-2022-1
<b>Application Name</b>	Spirit Lake Tribe 5311 Tribal CRRSAA - Operations and Preventive Maintenance
<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>	9/30/2022
<b>Current Period of Performance End Date</b>	N/A Revision #: N/A

### Part 1: Recipient Information

**Name: SPIRIT LAKE TRIBE**

Recipient ID	Recipient OST Type	Recipient Alias	UEI	DUNS
5842	Indian Tribe	SPIRIT LAKE TRIBE OF FORT TOTTEN	SZYEFV7UUKK9	060487915

Location Type	Address	City	State	Zip
Headquarters	816 3RD AVE N	FORT TOTTEN	ND	58335
Physical Address	816 3RD AVE N	FORT TOTTEN	ND	58335
Mailing Address	PO BOX 359	FORT TOTTEN	ND	58335

### Union Information

There are no union contacts for this application

### Part 2: Application Information

<p><b>Title: Spirit Lake Tribe 5311 Tribal CRRSAA - Operations and Preventive Maintenance</b></p>
---

<b>FAIN</b>	<b>Application Status</b>	<b>Application Type</b>	<b>Date Created</b>	<b>Last Updated Date</b>	<b>From TEAM?</b>
ND-2022-008-00	Final Concurrence / Reservation	Grant	3/24/2022	3/24/2022	No

**Application Executive Summary**

This application requests FFY 2021 Section 5311 Tribal CRRSAA in the amount of \$374,853, (full apportionment), representing 100% federal share of the total eligible amount. This application utilizes CRRSAA Act funding to prevent, prepare for, and respond to COVID-19.

**Purpose:**

The application scope of work includes the following projects in support of the Tribal Transit Program.

- 1) Operating Assistance - \$348,775
- 2) Preventive Maintenance - \$26,078

**Activities to be performed:**

FFY 2021 CRRSAA Act 5311 Tribal Funds will be used for operating and preventive maintenance expenses commencing July 1, 2021 through June 30, 2022 for the Spirit Lake Public Transit Program. Spirit Lake Transit will use Pre-Award Authority beginning July 1, 2021 through June 30, 2022. Operating expenses of \$348,775 and preventive maintenance expenses of \$26,078 will total the full award of \$374,853.

**Expected Outcomes:**

Funding will assist Spirit Lake to continue operating their Tribal Transit program and provide necessary transportation to the community.

**Intended Beneficiaries:**

The tribal transit program provides needed transportation services for the public, elderly and individuals with disabilities for shopping, employment, medical, education, and social appointments on and near the Spirit Lake Reservation.

**Subrecipient activities:**

NA

The Recipient certifies that it, and its subrecipients and contractors that are providers of public transportation, have not furloughed any employees since March 27, 2020 (the enactment date of the CARES Act)

Spirit Lake Tribe 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.

Per the CRRSAA, the project(s) 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 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:* FY22 Indirect Cost Proposal is uploaded under both Application Documents and Recipient Documents. Current IDC agreement is a Fixed Carryforward from 10/1/2020 through 9/30/2021 at 18.05% for All Other Programs. New IDC agreement is a Fixed Carryforward from 10/1/2021 through 9/30/2022 at 24.08% for All Other Programs.

**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
Terry	Gonzales	Administrative Officer	terry.gonzales@dot.gov	(303) 362-2401
Jolene	Crosswhite	Director	jolene1@gondtc.com	701-766-1200

**Application Budget Control Totals**

Funding Source	Section of Statute	CFDA Number	Amount
5311 Tribal Formula (CRRSAA)	5311-9B	20509	\$374,853
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>\$374,853</b>

**Application Budget**

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
ND-2022-008-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$348,775.00	\$0.00	\$348,775.00	1
ND-2022-008-01-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$348,775.00	\$0.00	\$348,775.00	1
ND-2022-008-02-00	600-00 (600-A2) OTHER PROGRAM COSTS	\$26,078.00	\$0.00	\$26,078.00	1
ND-2022-008-02-00	11.7A.00 PREVENTIVE MAINTENANCE	\$26,078.00	\$0.00	\$26,078.00	1

## Discretionary Allocations

This application does not contain discretionary allocations.

## Part 3: Project Information

### Project Title: Spirit Lake Public Transportation - Operations

Project Number	Temporary Project Number	Date Created	Start Date	End Date
ND-2022-008-01-00	5842-2022-1-P1	4/26/2022	7/1/2021	6/30/2022

#### Project Description

FFY 2021 CRRSAA 5311 Tribal funds in the amount of \$348,775 will be used for operating assistance for the Spirit Lake Public Transit Program. Federal Share is 100%,

The Tribal 5311 CRRSAA funds will be used for operating expenses commencing July 1, 2021 through June 30, 2022 for the Spirit Lake Public Transit Program. Spirit Lake Transit will use Pre-Award Authority beginning July 1, 2021 through June 30, 2022 and operating expenses will be \$348,775.00.

The Spirit Lake Public Transportation currently operates a Demand Response and a Dial a Ride service seven (7) days a week 6:00 a.m. to 12:30 a.m., Sunday through Saturday. Transportation is provided by the means of 5 buses at the fare rate of \$1.00 per ride. The Spirit Lake Reservation encompasses all of Benson County and the communities of Fort Totten, Crow Hill, St. Michaels and Tokio. Transportation services are provided to these communities and the off-reservation community of Devils Lake.

#### Project Benefits

The funds are essential for the Spirit Lake Public Transportation Program to continue to operate transit services during the COVID-19 Pandemic. The tribal transit program provides needed transportation services for the general public, elderly and individuals with disabilities for shopping, employment, medical and social appointments on and near the Spirit Lake Reservation.

#### Additional Information

*None provided.*

#### Location Description

The Spirit Lake Reservation is located in North Dakota and encompasses all of Benson County and the communities of Fort Totten, St. Michaels, Tokio and Crow Hill.

## 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: Not Provided

Description: NA

### UPWP

Date: Not Provided

Description: NA

### Long Range Plan

Date: Not Provided

Description: NA

## Project Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 Tribal Formula (CRRSAA)	5311-9B	20509	\$348,775
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>\$348,775</b>

## Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
----------------	-------------	------------	----------------	-----------------------	----------

ND-2022-008-01-00	600-00 (600-A1)	OTHER PROGRAM COSTS	\$348,775.00	\$0.00	\$348,775.00	1
ND-2022-008-01-00		30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$348,775.00	\$0.00	\$348,775.00	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 COSTS (600-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	OPERATING ASSISTANCE	1

#### Extended Budget Description

The 5311 Tribal CRRSSA funds 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 July 1, 2021 through June 30, 2022, including drivers' salaries and fringe benefits fuel, oil, dispatcher salaries and fringe benefits and licenses. This also includes paying administrative leave for operations and maintenance personnel due to reductions/suspending of service. Operating expenses are based on an approved fiscal year operating budget and monthly expenditure reports are provided from the tribal finance office showing actual expenditures that were incurred to operate the tribal transit program.

#### 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 Formula (CRRSAA)	5311-9B	20509	\$348,775
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>\$348,775</b>

Milestone Name	Est. Completion Date	Description
Start Date	7/1/2021	Start of Operating Expenses

End Date	6/30/2022	End of Operating 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	5/31/2022

### Project Title: Spirit Lake Transit - Preventative Maintenance

Project Number	Temporary Project Number	Date Created	Start Date	End Date
ND-2022-008-02-00	5842-2022-1-P2	5/19/2022	7/1/2021	6/30/2022

#### Project Description

FFY 2021 CRRSSA 5311 Tribal Funds in the amount of \$26,078 will be used for preventive maintenance assistance for the Spirit Lake Public Transit Program. Federal Share is 100%.

CRRSSA Act 5311 Tribal Funds will be used for preventive maintenance expenses commencing July 1, 2021 through June 30, 2022 for the Spirit Lake Public Transit Program. Spirit Lake Transit will use Pre-Award Authority beginning July 1, 2021 through June 30, 2022 and preventive maintenance expenses will be \$26,078.

Spirit Lake Public Transit does not anticipate the purchase of items over \$5,000 in value at this time. Any items with value over \$5,000 identified during the execution of the activities under this ALI will be included after award (actual value and useful life).

The Spirit Lake Public Transportation currently operates a Demand Response and a Dial a Ride service seven (7) days a week, 6:00 a.m. to 12:30 a.m., Sunday through Saturday. Transportation is provided by the means of 5 buses at the fare rate of a \$1.00 per ride. The Spirit Lake Reservation encompasses all of Benson County and the communities of Fort Totten, Crow Hill, St. Michaels, and Tokio. Transportation services are provided to these communities and the off-reservation community of Devils Lake.

#### Project Benefits

The funds are essential for the Spirit Lake Public Transportation Program to continue to operate transit services during COVID-19 Pandemic. The tribal transit program provides needed transportation services for the general public, elderly and individuals with disabilities for shopping, employment, medical, and

social appointments on and near the Spirit Lake Reservation.

**Additional Information**

*None provided.*

**Location Description**

The Spirit Lake Reservation is located in North Dakota and encompasses all of Benson County and the communities of Fort Totten, St. Michaels, Tokio and Crow Hill.

**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: Not Provided  
Description: NA

**UPWP**

Date: Not Provided  
Description: NA

**Long Range Plan**

Date: Not Provided  
Description: NA

**Project Control Totals**

Funding Source	Section of Statute	CFDA Number	Amount
5311 Tribal Formula (CRRSAA)	5311-9B	20509	\$26,078
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>\$26,078</b>



## Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
ND-2022-008-02-00	600-00 (600-A2) OTHER PROGRAM COSTS	\$26,078.00	\$0.00	\$26,078.00	1
ND-2022-008-02-00	11.7A.00 PREVENTIVE MAINTENANCE	\$26,078.00	\$0.00	\$26,078.00	1

## Project Budget Activity Line Items

### Budget Activity Line Item: 11.7A.00 - PREVENTIVE MAINTENANCE

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM COSTS (600-00)	11.7A.00	PREVENTIVE MAINTENANCE	OTHER CAPITAL ITEMS (BUS)	1

### Extended Budget Description

FFY20 5311 Tribal CRRSSA funds will be used for preventive maintenance expenses for the Spirit Lake Tribal Transit Program, including small capital purchases for preventive maintenance and repairs to vehicles, and equipment. This also includes the purchase of personal protective equipment and other supplies to modify and clean vehicles, equipment and facilities expressly due to the COVID-19 pandemic. Timeframe for PM expenses is from July 1, 2021 to June 30, 2022.

Spirit Lake Public Transit does not anticipate the purchase of items over \$5,000 in value at this time. Any items with value over \$5,000 identified during the execution of the activities under this ALI will be included after award (actual value and useful life).

### 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 Formula (CRRSAA)	5311-9B	20509	\$26,078
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>\$26,078</b>

Milestone Name	Est. Completion Date	Description
----------------	----------------------	-------------

Start Date	7/1/2021	Start of Preventive Maintenance Expenses
End Date	6/30/2022	End of Preventive Maintenance 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 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	5/31/2022

## Part 4: Fleet Details

No fleet data exists for this application.

## Part 5: FTA Review Comments

### FTA Comments for DOL

**Comment By** Terry Gonzales

Comment Type DOL Review for Information

Date 6/7/2022

Agency Contact: Jolene Crosswhite  
 Email: jolene1@gondtc.com  
 Phone: 701-766-1200

### Application Review Comments

**Comment By** Robyn Kullas

Comment Type Environmental Findings

Date 5/31/2022

Project Title	Spirit Lake Transit - Preventative Maintenance
Project Number	ND-2022-008-02-00
Comment	this project meets the requirements of CE List C type 7; no additional documentation is required for NEPA clearance.

**Comment By Robyn Kullas**

Comment Type	Environmental Findings
Date	5/31/2022
Project Title	Spirit Lake Public Transportation - Operations
Project Number	ND-2022-008-01-00
Comment	The proposed action 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: SPIRIT LAKE TRIBE

Recipient ID: 5842

UEI: SZYEAHV7UUKK9

DUNS: 060487915

## Application Information

Federal Award Identification Number: ND-2022-008-00

Application Name: Spirit Lake Tribe 5311 Tribal CRRSAA - Operations and Preventive Maintenance

Application Start Date: N/A

Original Award End Date: 9/30/2022

Current Award End Date: N/A

Application Executive Summary: This application requests FFY 2021 Section 5311 Tribal CRRSAA in the amount of \$374,853, (full apportionment), representing 100% federal share of the total eligible amount. This application utilizes CRRSAA Act funding to prevent, prepare for, and respond to COVID-19.

Purpose:

The application scope of work includes the following projects in support of the Tribal Transit Program.

- 1) Operating Assistance - \$348,775
- 2) Preventive Maintenance - \$26,078

Activities to be performed:

FFY 2021 CRRSAA Act 5311 Tribal Funds will be used for operating and preventive maintenance expenses commencing July 1, 2021 through June 30, 2022 for the Spirit Lake Public Transit Program. Spirit Lake Transit will use Pre-Award Authority beginning July 1, 2021 through June 30, 2022. Operating expenses of \$348,775 and preventive maintenance expenses of \$26,078 will total the full award of \$374,853.

Expected Outcomes:

Funding will assist Spirit Lake to continue operating their Tribal Transit program and provide necessary transportation to the community.

Intended Beneficiaries:

The tribal transit program provides needed transportation services for the public, elderly and individuals with disabilities for shopping, employment, medical, education, and social appointments on and near the Spirit Lake Reservation.

Subrecipient activities:

NA

The Recipient certifies that it, and its subrecipients and contractors that are providers of public

transportation, have not furloughed any employees since March 27, 2020 (the enactment date of the CARES Act)

Spirit Lake Tribe 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.

Per the CRRSAA, the project(s) 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 using Pre-Award Authority.

### Application Budget

Total Application Budget: \$374,853.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$374,853.00

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): \$374,853.00

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 Formula (CRRSAA)	5311-9B	20509	\$374,853
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>\$374,853</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:

*SPIRIT LAKE TRIBE*