

Application

Federal Award Identification Number (FAIN)	OK-2022-019-00
Temporary Application Number	6759-2022-2
Application Name	Cherokee Nation Transit FY21 ARP Section 5311(c) Operating Assistance
Application Status	Final Concurrence / Reservation
Application Budget Number	0

Period of Performance Start Date	N/A
Original Period of Performance End Date	4/30/2024
Current Period of Performance End Date	N/A Revision #: N/A

Part 1: Recipient Information

Name: THE CHEROKEE NATION

Recipient ID	Recipient OST Type	Recipient Alias	UEI	DUNS
6759	Indian Tribe	CHEROKEE NATION	TBAHL1WANLF3	077345494

Location Type	Address	City	State	Zip
Headquarters	17675 SOUTH MUSKOGEE AVE	TAHLEQUAH	OK	744645492
Physical Address	17675 SOUTH MUSKOGEE AVE	TAHLEQUAH	OK	74464
Mailing Address	PO 809	TAHLEQUAH	OK	74465

Union Information

There are no union contacts for this application

Part 2: Application Information

Title: Cherokee Nation Transit FY21 ARP Section 5311(c) Operating Assistance

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
OK-2022-019-00	Final Concurrence / Reservation	Grant	5/9/2022	5/9/2022	No

Application Executive Summary

This is an FFY 2021 Section 5311 (c) ARP funding application (Cherokee Nation) in the amount of \$868,100, 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 operating expenses in FY 2023. Operating expenses derived from National Transit Database (NTD) data for period 10/1/22-1/30/24. Operating assistance dates overlap with operating dates OK-2021-027 and OK-2021-023. other available funds are insufficient to cover eligible expenses.

Split letter dated 07/29/2021 is attached and the IDC will be applied to this award at 11.70% (IDC letter attached).

-Purpose: Cherokee Nation will use this funding for operating assistance to continue existing transit operations

- Activities to be performed: Pay operating expenses such as salaries, fuel, maintenance, and supplies
- Expected Outcomes: Continued operating of the tribal transportation program
- Intended Beneficiaries: The Cherokee Nation 14 county reservation area
- Subrecipient Activities: Dispatch and drivers will be provided under contract

The Cherokee Nation 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 ARP, the project in this application is/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: IDC will be applied to this award at 11.70% (IDC letter attached)

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
Robert	Endicott	Transportation Planner	robert-endicott@cherokee.org	(918) 518-5343
Luciana	Nears	Transportation Program Specialist.	luciana.nears@dot.gov	(817) 978-0569

Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 -Tribal Transit Program Formula (ARPA)	5311-10C	20509	\$868,100
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$868,100

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
OK-2022-019-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$868,100.00	\$0.00	\$868,100.00	0
OK-2022-019-01-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$868,100.00	\$0.00	\$868,100.00	0

Discretionary Allocations

This application does not contain discretionary allocations.

Part 3: Project Information

Project Title: FY23 ARPA Operational Funding

Project Number	Temporary Project Number	Date Created	Start Date	End Date
OK-2022-019-01-00	6759-2022-2-P1	5/9/2022	10/1/2022	1/30/2024

Project Description

Operating funds will cover expenses for existing service incurred beginning 10/01/2022 until 01/30/2024, including fuel, salaries, maintenance, and supplies.

Project Benefits

This application will assist the Cherokee Nation 14 county reservation area and all it's citizens by continuing the eight (8) commuter routes and Demand Response Services. These services provide safe and low cost transportation to areas such as but not limited to employment and healthcare.

Additional Information

None provided.

Location Description

The Cherokee Nation 14 county reservation area

Project Location (Urbanized Areas)

UZA Code	Area Name
400000	Oklahoma

Congressional District Information

State	District	Representative
Oklahoma	2	Markwayne Mullin

Program Plan Information

STIP/TIP

Date: Not Provided

Description: Per ARP, the project in this application is/are not required to be programmed in the Long-Range Transportation Plan, Statewide Transportation Plan, or Statewide Transportation Improvement Program.

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	\$868,100
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$868,100

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
OK-2022-019-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$868,100.00	\$0.00	\$868,100.00	0
OK-2022-019-01-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$868,100.00	\$0.00	\$868,100.00	0

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	0

Extended Budget Description

Operating funds will cover expenses for existing service incurred beginning 10/01/2022 until 01/30/2024, including fuel, maintenance, salaries, and supplies.

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	\$868,100
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$868,100

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2022	Funds will be obligated for transit services
End Date	1/30/2024	Funds will be expended in full

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	

Part 4: Fleet Details

No fleet data exists for this application.

Part 5: FTA Review Comments

FTA Comments for DOL

Comment By Luciana Nears

Comment Type DOL Review for Information

Date 6/2/2022

Section 5311c for information ONLY.

Comment Rebecca Tahchawwickah
Comanche Nation Transit
Transit Asset Management
Office: 580-492-3318
Cell: 580-730-0938
Rebecca.Tahchawwickah@ComancheNation.com

Application Review Comments

Comment By Luciana Nears

Comment Type Pre-Award Manager Returns Application

Date 5/10/2022

Comment

Comment By Luciana Nears

Comment Type Pre-Award Manager Returns Application

Date 5/11/2022

Comment Comments not addressed

Comment By Luciana Nears

Comment Type Pre-Award Manager Returns Application

Date 5/20/2022

Comment

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: THE CHEROKEE NATION

Recipient ID: 6759

UEI: TBAHL1WANLF3

DUNS: 077345494

Application Information

Federal Award Identification Number: OK-2022-019-00

Application Name: Cherokee Nation Transit FY21 ARP Section 5311(c) Operating Assistance

Application Start Date: N/A

Original Award End Date: 4/30/2024

Current Award End Date: N/A

Application Executive Summary: This is an FFY 2021 Section 5311 (c) ARP funding application (Cherokee Nation) in the amount of \$868,100, 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 operating expenses in FY 2023. Operating expenses derived from National Transit Database (NTD) data for period 10/1/22-1/30/24. Operating assistance dates overlap with operating dates OK-2021-027 and OK-2021-023. other available funds are insufficient to cover

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Per ARP, the project in this application is/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: \$868,100.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$868,100.00

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): \$868,100.00

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 (ARPA)	5311-10C	20509	\$868,100
Local			\$0
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State		\$0
State/In-Kind		\$0
Other Federal		\$0
Transportation Development Credit		\$0
Adjustment		\$0
Total Eligible Cost		\$868,100

(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:

THE CHEROKEE NATION