

Application

Federal Award Identification Number (FAIN)	NM-2022-019-00
Temporary Application Number	7391-2022-1
Application Name	FY 2021 Mescalero Apache Tribe -Tribal Transit Discretionary Grant
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: MESCALERO APACHE TRIBE

Recipient ID	Recipient OST Type	Recipient Alias	UEI	DUNS
7391	Indian Tribe	Mescalero Apache Tribe		077618650

Location Type	Address	City	State	Zip
Headquarters	108 CENTRAL AVENUE	MESCALERO	NM	88340
Physical Address	108 CENTRAL AVENUE	MESCALERO	NM	88340
Mailing Address	108 CENTRAL AVENUE	MESCALERO	NM	88340

Union Information

There are no union contacts for this application

Part 2: Application Information

Title: FY 2021 Mescalero Apache Tribe -Tribal Transit Discretionary

Grant

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
NM-2022-019-00	Final Concurrence / Reservation	Grant	2/3/2022	2/3/2022	No

Application Executive Summary

FY 2021 Mescalero Apache Tribe -Tribal Transit Discretionary Grant D2022-TRTR-024. The total Discretionary Grant award is \$276,421, for Passenger Shelters and support maintenance vehicle. The eligible Federal share for this grant is 100%, there is no local match required.

Purpose: The Mescalero Apache Tribe applied and was awarded this Discretionary grant for support maintenance vehicles and Bus Stop Shelters. The support maintenance vehicles include a Kubota M6-141DTC-F Tractor Mower and Laymor Sweeper, to mow and sweep the rights of way of roads. Ten (10) Tolar Passenger Bus Stop Shelters, to protect tribal members while waiting for the bus.

Activities to be performed: The Tribe will purchase a new mower and sweeper. We will purchase 10 new passenger bus stop Shelters.

Expected Outcomes: The Mower and Sweeper will be purchased and used to allow safer access for Tribal members at bus stop sites and will increase traffic visibility on the roadways. Dilapidated shelters that were given to the Tribe years ago need to be replaced. They are located on the right of ways, the new shelters will replace the old ones. Some stops do not even have a shelter. Because of the harsh climate elements, rain, snow, and heat, in rural New Mexico mountains, the shelters will make it bearable for tribal members to wait safely and comfortably for the next bus. This grant will allow the purchase of the new bus stop shelters to replace the old ones. The Mescalero Apache Tribe Roads Department will take care of the removal of the old shelters and the installation of the new shelters.

Intended Beneficiaries: The beneficiaries of the grant will be the Mescalero Apache Tribal members. By having new bus stop shelters, tribal members can wait safely and comfortably for the next bus. The rights of way will be mowed and groomed so that the Tribal members are safe from snakes and other wild animals. Tribal members don't have to worry about the bus or other on-coming traffic not seeing them as they walk on the shoulder and wait for the bus.

Subrecipient Activities: The Mescalero Apache Tribe is the Direct recipient, there are no sub recipients.

Project 1: The breakdown by ALI is as follows:

Budget Activity Line Item 11.42.11: Purchase a Kabota M6-141 DTC-F Tractor Mower and Lamor SM450-ST Sweeper, (\$186,721), Start Date: 8-1-2022, get updated quotes/bids - Purchase Date: 9-1-2022, issue Purchase Order - End Date: 12-1-2022, pick up equipment - Final Report: 3-31-2023.

Budget Activity Line Item 11.32.10: Purchase 10 Bus Stop Shelters (\$89,700). Start Date: 8-15-2022, get updated quotes/bids - Purchase Date: 9-15-2022, issue Purchase Order - End Date: 12-1-2022, equipment is delivered - Final Report 3-31-2023.

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 does not include an indirect cost rate.

Indirect Rate Details: N/A

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
Abel	Ayala	Program Management Specialist	Abel.Ayala@dot.gov	(817) 978-0560
Sharon	Gilsdorf	Chief Financial Officer	sharon@ziatherapy.org	(575) 439-4900 101

Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Competitive	5311-1C	20509	\$276,421
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$276,421

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NM-2022-019-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$276,421.00	\$0.00	\$276,421.00	0
NM-2022-019-01-	11.32.10 ACQUIRE -	\$89,700.00	\$0.00	\$89,700.00	0

00		BUS PASSENGER SHELTERS					
NM-2022-019-01-00	11.42.11	ACQUIRE - SUPPORT VEHICLES	\$186,721.00	\$0.00	\$186,721.00	0	

Discretionary Allocations

Discretionary ID	Project Title	Amount Applied	FAIN	Congressional Release Date
D2022-TRTR-024	Mescalero Apache Tribe 1) Bus Shelters for the stops in Mescalero. 2) Kubota M6-141 DTC-F Tractor Mower and Laymor Sweeper, to mow and sweep right of ways of roads. 3) Operating funding [Cap \$276,421; Op \$294,647] (1 of 2)	\$276,421	NM-2022-019-00	

Part 3: Project Information

Project Title: Project 1: Mescalero Apache Tribe Discretionary Grant-Support Maintenance Equipment

Project Number	Temporary Project Number	Date Created	Start Date	End Date
NM-2022-019-01-00	7391-2022-1-P1	2/16/2022	8/1/2022	3/31/2023

Project Description

The eligible Federal Share for this Discretionary Competitive Grant is 100%, there is no local match required.

In rural New Mexico where the Mescalero Apache Tribe (MAT) Reservation lies, the terrain is a mountainous area. Tribal residents have to walk on the roadside to get to the bus stops. On the shoulders the grass and weeds are high and a place where snakes and other wild animals are found. The Mower will be used to keep the shoulders mowed and the Sweeper will groom the cut grass/weeds, at a level that can be safely walked on by Tribal members.

The tribe will purchase 10 new bus shelters to replace the old dilapidated shelters that were donated to the tribe many years ago. The current shelters are located on the right of ways, the new shelters will replace the old ones. The MAT roads department will install the shelters at the tribes expense.

Project Benefits

This is a safety issue for tribal residents, the benefit is to keep them safe from highway traffic by not having to walk on the roadway. Also, by not having to walk in the high grassy/weeded area, keeping them safe from snakes and other wild animals. Keeping the shoulders mowed and swept will allow tribal members to walk to the bus stop safely on the shoulder, instead of having to use the roadways. This will improve the visual acuity allowing members to see where they are walking.

By purchasing new Shelters, we will be able to replace the old dilapidated ones. This will benefit the tribal members directly and will address the state of good repair needs. It will also ensure climate protection for the Mescalero tribal members. The MAT is in a rural area and the time between stops are one and a half

hours. This makes for a long wait for our members. Our riders include everyone from the very young to our elders. They need a place to be able to sit safely while waiting for the bus.

Additional Information

The Mescalero Apache Tribe (MAT) is located in rural South Central New Mexico, in the Sacramento mountains within the Lincoln National Forest. A major highway (HWY70) runs directly through the Reservation. So the traffic level is very high.

Location Description

The Mescalero Apache Tribe is located in a very rural mountainous area in South Central New Mexico. It is located in the Sacramento Mountains, within the Lincoln National Forest. The climate is generally harsh, with steep temperature drops between day and night, high winds, run off from melting snow and rain. Climate change, places considerable stress on the mountain environment and the tribal members who live there.

Project Location (Urbanized Areas)

UZA Code	Area Name
350000	New Mexico

Congressional District Information

State	District	Representative
New Mexico	2	Yvette Herrell

Program Plan Information

STIP/TIP

Date: 2/16/2022

Description: The STIP recently completed a partial rewrite and major update of the Procedures Manual governing the 2020 Statewide Transportation Improvement Project (STIP/TIPs) 7/20/2020.

UPWP

Date: 2/16/2022

Description: This is the Final 20 year Mescalero Apache Tribe Long Range Plan (UPWP) which includes the Tribes Transportation long range plan. Adopted in 2018. It is reviewed and updated every 5 years.

Long Range Plan

Date: 2/16/2022

Description: This is New Mexico's 25 year long range plan for the NMDOT, which coordinates with Regional, Metropolitan and local plans. It was adopted September 17, 2015.

Project Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Competitive	5311-1C	20509	\$276,421
Local			\$0
Local/In-Kind			\$0

State		\$0
State/In-Kind		\$0
Other Federal		\$0
Transportation Development Credit		\$0
Adjustment		\$0
Total Eligible Cost		\$276,421

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NM-2022-019-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$276,421.00	\$0.00	\$276,421.00	0
NM-2022-019-01-00	11.32.10 ACQUIRE - BUS PASSENGER SHELTERS	\$89,700.00	\$0.00	\$89,700.00	0
NM-2022-019-01-00	11.42.11 ACQUIRE - SUPPORT VEHICLES	\$186,721.00	\$0.00	\$186,721.00	0

Project Budget Activity Line Items

Budget Activity Line Item: 11.32.10 - ACQUIRE - BUS PASSENGER SHELTERS

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM COSTS (600-00)	11.32.10	ACQUIRE - BUS PASSENGER SHELTERS	ACQUISITION - BUS STATIONS/TERMINALS	0

Extended Budget Description

Please note that the eligible Federal share for this Discretionary Competitive grant is 100%, no local match is required. In addition, the Passenger Bus Shelters will be placed in the public right of way.

The Mescalero Apache Tribe (MAT) has 16 bus stops within the Reservation. Years ago, Santa Fe Trails, a system up in Santa Fe, NM, donated ten of their shelters that they were disposing of to the MAT. The tribe put the shelters up in various stops on the Reservation. There are still six stops with no shelters. All existing shelters are in very bad condition and need replacing. The MAT Road Department will remove the old shelters and install the new ones at the tribes expense. The Roads Supervisor will determine which stops will be replaced. Annually, the tribal representative (the Roads Supervisor) coordinates and meets with the Ztrans Director to go over the bus stops to determine if any need to be changed or moved. Ztrans is the Public Transportation provider for Otero and Lincoln counties. The MAT pays a subsidy to Ztrans for public transportation services. The current shelters are located on the right of ways, the new shelters will replace the old ones. The MAT roads department will install the shleters at the tribes expense.

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

Yes, 3rd Party Contractors will be used for this line item.

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Competitive	5311-1C	20509	\$89,700
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$89,700

Milestone Name	Est. Completion Date	Description
Start Date	8/15/2022	Get updated quotes/bids per procurement procedures.
Contract Award/Purchase Date	9/15/2022	Issue Purchase Order with Federal Clauses.
End Date	12/1/2022	Equipment is delivered.
Final Report	3/31/2023	Final report is done after project completion.

Budget Activity Line Item: 11.42.11 - ACQUIRE - SUPPORT VEHICLES

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM COSTS (600-00)	11.42.11	ACQUIRE - SUPPORT VEHICLES	ACQUISITION OF BUS SUPPORT EQUIP/FACILITIES	0

Extended Budget Description

Please note that the eligible Federal Share for this Discretionary Grant is 100%, no local match is required.

This project will allow the Mescalero Apache Tribe to purchase a tractor and sweeper in order to mow and groom the rights of way for access to the bus stops for tribal members. The Tribe intends to purchase a Kabota M6-141 DTC-F Mower and LamorSM450-ST Sweeper. Updated bids and quotes will be obtained according to procurement procedures. This is currently an ongoing safety issue, with the weeds and grass being overgrown, and snakes and other wild animals are a threat to the Tribal members who have no choice except to walk in the roadway or the tall weeds, creating a safety hazard to vehicles and themselves while attempting to access the bus stops.

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

Yes, 3rd Party Contractors will be used for this line item.

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Competitive	5311-1C	20509	\$186,721
Local			\$0

Local/In-Kind		\$0
State		\$0
State/In-Kind		\$0
Other Federal		\$0
Transportation Development Credit		\$0
Adjustment		\$0
Total Eligible Cost		\$186,721

Milestone Name	Est. Completion Date	Description
Start Date	8/1/2022	Get updated Quotes and Bids per procurement procedures.
Contract Award/Purchase of Equipment	9/1/2022	Issue Purchase Order with Federal Clauses.
End Date	12/1/2022	Pick up equipment or have it delivered.
Final Report	3/31/2023	Final Report for completed project.

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	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
OTHER PROGRAM COSTS (600-00)	11.42.11	ACQUIRE - SUPPORT VEHICLES	0	\$186,721.00	\$186,721.00

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 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
OTHER PROGRAM COSTS (600-00)	11.32.10	ACQUIRE - BUS PASSENGER SHELTERS	0	\$89,700.00	\$89,700.00

Part 4: Fleet Details

No fleet data exists for this application.

Part 5: FTA Review Comments

FTA Comments for DOL

Comment By **Abel Ayala**

Comment Type DOL Review for Certification

Date 7/26/2022

Tribal 5311-1C DOL for Certification.

TRAMS DOL selection was automated by TRAMS system.

Comment Grantee POC:
Sharon Gilsdorf, Chief Financial Officer
Zia Therapy Center, Inc.
900 First Street
Alamogordo, NM 88310
sharon@ziatherapy.org
(575) 439-4900 Ext. 101

FTA contact:
Abel Ayala

Program Management Specialist
Federal Transit Administration Region VI
819 Taylor Street, Room 14A02
Fort Worth TX 76102
ABEL.AYALA@DOT.GOV
817-978-0560

Application Review Comments

Comment By Troy Thomas

Comment Type Application Details

Date 4/7/2022

Comment

- If property acquisition is required, recipient must consult with FTA.
- ADA improvements must be within 1,500 feet of bus shelters.
- Recipient must comply with the statutory requirements in FTA Circular 4220.1F, 3rd Party Contracting Guidance, as they apply to acquiring bus shelters.
- Recipient must comply with the Recipient's procurement policies and procedures as they apply to FTA-funded projects.
- The information provided above is intended as technical assistance and applies only to the project as described. Should the project scope change or new information on the project be provided, FTA may require a re-evaluation of the project information as it relates to federal compliance and require additional information. This confirmation is not an express or implied promise of project compliance with federal requirements.

Comment By Marisa Appleton

Comment Type Application Details

Date 4/18/2022

Comment

The Mescalero Apache Tribe (the Tribe) must comply with all applicable Federal laws and regulations related to this project, including the ADA Standards for Transportation Facilities, based on the U.S. Access Board's ADA Accessibility Guidelines. Found here: <http://www.access-board.gov/guidelines-and-standards/transportation/facilities/ada-standards-for-transportation-facilities>

Specifically, the Tribe must comply with the ADA Standards for Transportation Facilities when constructing/installing bus shelters. The following is a non-exhaustive list of ADA standards that the Tribe must comply with and document compliance of:

- As required under DOT ADA Standard 810.2, the Tribe must ensure new, altered, or relocated bus stops must have a firm, stable surface and must provide a clear length of 96 inches (2,440 mm), measured perpendicular to the curb or vehicle roadway edge, and a clear width of 60 inches (1,525 mm), measured parallel to the vehicle roadway.
- As required under DOT ADA Standard 810.2, the Tribe must ensure Bus stops must also connect via an accessible route to streets, sidewalks, or pedestrian paths.
- As required under DOT ADA Standard 810.2, the Tribe must ensure the slope of the bus boarding and alighting area in the direction parallel to the roadway must be the same as that of the roadway to the maximum extent practicable. Perpendicular to the roadway, the slope must not exceed 1:48, that is, not more than 1 inch of rise over a horizontal distance of 48 inches.
- As required under DOT ADA Standard 810.3, the Tribe must ensure that the minimum

clear floor or ground space (as set forth in Section 305) must be entirely within the shelter to accommodate individuals using wheelchairs and must be connected to an accessible route that complies with Section 402 to the boarding and alighting area.

As noted above, these requirements apply to the extent that construction specifications are within the control of public entities; compliance is required to the maximum extent practicable. If a transit agency does not own the right-of way, but another public entity does own it, FTA encourages the transit agency to work with the public entity to come to an arrangement where a bus boarding and alighting area that complies with Section 810.2 to the maximum extent practicable is provided.

The information provided above is intended as technical assistance and applies only to the project as described. Should the project scope change or new information on the project be provided, FTA may require a re-evaluation of the project information as it relates to ADA and require additional information. This confirmation is not an express or implied promise of project compliance with the ADA.

Application Review Comments

Comment By Abel Ayala

Comment Type Pre-Award Manager Returns Application

Date 4/20/2022

Comment