

Application

Federal Award Identification Number (FAIN)	NC-2020-042-00
Temporary Application Number	6726-2020-5
Application Name	EBCI Transit FY20 Section 5311Cares Act Operating Assistance; Cherokee NC - Qualla Boundary/Tribal Lands (*NC-2020_027*)
Application Status	Final Concurrence / Reservation
Application Budget Number	0

Period of Performance Start Date	N/A
Original Period of Performance End Date	3/30/2023
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	Recipient 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

Title: EBCI Transit FY20 Section 5311Cares Act Operating Assistance; Cherokee NC - Qualla Boundary/Tribal Lands (*NC-2020_027*)

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
NC-2020-042-00	Final Concurrence / Reservation	Grant	7/7/2020	7/7/2020	No

Application Executive Summary

Included in this application for CARES Funding are three (3) different 5311 CARES Act funding sources; 5311 Tribal CARES Act Funding, 5311 Rural CARES Act Funding, and 5311 Appalachian CARES Act Funding.

This is an FFY 2020 Section 5311 (c) 1 Tribal CARES Act application in the amount of \$590,160. Per the CARES Act, the grant requests 100% federal share. This application utilizes CARES Act funding to prevent, prepare for, and respond to coronavirus. The application scope of work includes Operating Assistance and Capital Assistance. As a Federally recognized tribe these funds will come to the EBCI as a direct recipient. The start date for this funding will be date that the funding is awarded and end date when the funding has been expended.

Also included in this application is FFY 2020 Section 5311 Rural and Appalachian CARES Act funding request in the amount of \$534,839.

This application is for 5311 Operating Assistance for public transportation in rural and small urban areas by way of formula grant program administered by NCDOT. Per the CARES Act, the grant requests 100% federal share. This application utilizes CARES Act funding to prevent, prepare for, and respond to coronavirus. The applications scope of work includes; Operating Assistance activities in response to COVID 19 Event and Capital Assistance.

EBCI will be applying for FFY 2020 -CARES Act 5311 Rural Formula funding in the amount of \$336,949 with no local match and 5311CARES Act Appalachian funding in the amount of \$197,890 with no local match for a total award amount of \$534,839 and to include indirect cost rate.

The NCDOT Transfer Request of NC Section 5311 CARES Act Rural Formula Program funds to 5311 Tribal Transit funds for the Eastern Band of Cherokee Indians dated 04/20/2020, are attached in TrAMS.

The combined total amount of CARES Act Funding being requested in this application is \$1,124,999. 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 09/30/2021.

EBCI Transit agrees that if it receives Federal funding from the Federal Emergency Management Agency (FEMA) or 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 CARES Act, the project(s) in this application is not required to be programmed in the Long Range Transportation Plan or Statewide Transportation Improvement Program.

The Operational Expenses requested in this application are determined by the Eastern Band of Cherokee Indians (EBCI). The EBCI understands that the expenses requested in this application are subject to an FTA review.

Grants to tribes are exempt from STIP requirements.

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: The Eastern Band of Cherokee Indians indirect costs will be applied to this funding. EBCI FY20 Indirect Cost Rate is projected as 29%. EBCI FY21 Indirect Cost Rate is projected as 26%.

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-choerokee.com	8283596740

Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 Appalachian Dev Formula (CARES Act)	5311-6	20509	\$197,890
5311 Tribal formula (CARES Act)	5311-7	20509	\$590,160
5311 - Rural Area Formula (CARES Act)	5311-5	20509	\$336,949
Local			\$0

Local/In-Kind		\$0
State		\$0
State/In-Kind		\$0
Other Federal		\$0
Transportation Development Credit		\$0
Adjustment		\$0
Total Eligible Cost		\$1,124,999

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NC-2020-042-01-00	300-00 (300-A5) OPERATING ASSISTANCE	\$336,949.00	\$0.00	\$336,949.00	1
NC-2020-042-01-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$336,949.00	\$0.00	\$336,949.00	1
NC-2020-042-02-00	114-00 (114-A3) BUS: SUPPORT EQUIP AND FACILITIES	\$130,000.00	\$0.00	\$130,000.00	1
NC-2020-042-02-00	11.42.08 ACQUIRE - ADP SOFTWARE	\$130,000.00	\$0.00	\$130,000.00	1
NC-2020-042-02-00	300-00 (300-A4) OPERATING ASSISTANCE	\$460,160.00	\$0.00	\$460,160.00	2
NC-2020-042-02-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$230,080.00	\$0.00	\$230,080.00	1
NC-2020-042-02-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$230,080.00	\$0.00	\$230,080.00	1
NC-2020-042-03-00	111-00 (111-A1) BUS - ROLLING STOCK	\$127,500.00	\$0.00	\$127,500.00	2
NC-2020-042-03-00	11.12.04 BUY REPLACEMENT	\$72,500.00	\$0.00	\$72,500.00	1

NC-2020-042-03-00		11.12.15	BUY REPLACEMENT VAN	\$55,000.00	\$0.00	\$55,000.00	1
NC-2020-042-03-00	300-00 (300-A2)		OPERATING ASSISTANCE	\$70,390.00	\$0.00	\$70,390.00	1
NC-2020-042-03-00		30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$70,390.00	\$0.00	\$70,390.00	1

Discretionary Allocations

This application does not contain discretionary allocations.

Part 3: Project Information

Project Title: EBCI Transit FY20 Section 5311 Rural Cares Act Operating Assistance; Cherokee NC - Qualla Boundary/Tribal Lands

Project Number	Temporary Project Number	Date Created	Start Date	End Date
NC-2020-042-01-00	6726-2020-5-P1	7/7/2020	1/20/2020	9/30/2020

Project Description

Funding included in the following project is NC Section 5311 CARES Act Rural Formula Program Funding

NC Section 5311 CARES Act Rural Formula Program funds are being requested in the amount of \$336,949, the Federal share of this funding is 100% with no local match.

5311 Cares Act Rural Formula Program funding will be utilized for operating assistance activities. Operating assistance funding will also be utilized for EBCI Transit staff salaries affected by the COVID-19 Pandemic as well as administrative leave granted for employees due to the crisis. Funding will also provide transportation for essential activities in relation to COVID-19.

EBCI Transit will apply for \$336,949 from 5311 - Rural Area Formula Funds (CARES Act)

Project Benefits

NC Section 5311 CARES Act Rural Formula Program funds will be utilized to pay salaries for transit employees that have been placed on administrative leave. This funding will also fund the salaries of the employees that continue to work during the coronavirus event. Funding will also assist in the provision of transportation to essential services for our continued ridership. Benefits include access to medical appointments in our service area and in other townships in the region, grocery shopping and other human services.

Additional Information

The project location will be within our service area located on the Eastern Band of Cherokee Indians Tribal lands on the Qualla Boundary and the Snowbird Community in the Robbinsville NC.

Location Description

The project location will be within our service area located on the Eastern Band of Cherokee Indians Tribal lands on the Qualla Boundary and the Snowbird Community in the 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 (CARES Act)	5311-5	20509	\$336,949
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$336,949

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NC-2020-042-01-00	300-00 (300-A5) OPERATING ASSISTANCE	\$336,949.00	\$0.00	\$336,949.00	1
NC-2020-042-01-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$336,949.00	\$0.00	\$336,949.00	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
OPERATING ASSISTANCE (300-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	OPERATING ASSISTANCE	1

Extended Budget Description

5311 - Rural Area Formula (CARES Act) Funding will cover operating assistance expenses for existing service beginning 01/20/2020 until 09/30/2020, including cost of salaries for employees affected and/or responding to the coronavirus event. Funding will also be used to cover expenses related to EBCI Transit's response to coronavirus event including but not limited to fare income lost, disinfecting supplies, modifications to vehicles and facilities to encourage prevention of exposure to COVID-19. EBCI will be applying the Indirect Cost Rate of 29% to this Operating Assistance ALI 30.09.08. The approved Indirect Cost Rate Document will be attached to this application. The EBCI's Indirect Cost Rate is approved by the United States Department of the Interior - Interior Business Center.

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 (CARES Act)	5311-5	20509	\$336,949
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0

Total Eligible Cost	\$336,949
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Milestone Name	Est. Completion Date	Description
Start Date	1/20/2020	Start Date
End Date	9/30/2020	End Date

Project Environmental Findings

Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

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	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
OPERATING ASSISTANCE (300-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	1	\$336,949.00	\$336,949.00

Project Title: EBCI Transit FY20 Section 5311(c) 1 Tribal Cares Act Operating Assistance/Capital Acquisition; Cherokee NC - Qualla Boundary/Tribal Lands

Project Number	Temporary Project Number	Date Created	Start Date	End Date
NC-2020-042-02-00	6726-2020-5-P2	7/7/2020	1/20/2020	9/30/2021

Project Description

5311(c)1 Tribal CARES Act Funding is being requested in the amount of \$590,160, the Federal share of this funding is 100% with no local match.

5311(c)1 Tribal CARES Act funding will be utilized for operating assistance activities and capital acquisition. Operating assistance funding will also be utilized for EBCI Transit staff salaries affected by

the COVID-19 Pandemic as well as administrative leave granted for employees due to the crisis. Funding will also provide transportation for essential activities in relation to COVID-19.

EBCI Transit will apply for a total of \$590,160.

\$230,080 - 5311 Tribal Formula Funds (CARES Act) for EBCI FY20 Operating Assistance.

\$230,080 - 5311 Tribal Formula Funds (CARES Act) for EBCI FY21 Operating Assistance.

\$130,000 - 5311 Tribal Formula Funds (CARES Act) to purchase new scheduling/recordkeeping software to track ridership data. New Scheduling/recordkeeping software will replace existing software that has met its useful life.

Project Benefits

5311(c)1 Tribal CARES Act Funding will be utilized to pay salaries for transit employees that have been placed on administrative leave. This funding will also fund the salaries of the employees that continue to work during the coronavirus event. Funding will also assist in the provision of transportation to essential services for our continued ridership. Benefits include access to medical appointments in our service area and in other townships in the region, grocery shopping and other human services.

Funding will also be utilized for the capital acquisition of transportation scheduling and data tracking software. This software acquisition will allow us to have the same software utilized by the majority of transit systems in the Western North Carolina Region, thus allowing better communication of data. Software will allow redundancy of back-ups of our information with cloud-based system with multiple server locations outside of our network.

Additional Information

The project location will be within our service area located on the Eastern Band of Cherokee Indians Tribal lands on the Qualla Boundary and the Snowbird Community in the Robbinsville NC.

Location Description

The project location will be within our service area located on the Eastern Band of Cherokee Indians Tribal lands on the Qualla Boundary and the Snowbird Community in the 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 Tribal formula (CARES Act)	5311-7	20509	\$590,160
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$590,160

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NC-2020-042-02-00	114-00 (114-A3) BUS: SUPPORT EQUIP AND FACILITIES	\$130,000.00	\$0.00	\$130,000.00	1
NC-2020-042-02-00	11.42.08 ACQUIRE - ADP SOFTWARE	\$130,000.00	\$0.00	\$130,000.00	1
NC-2020-042-02-00	300-00 (300-A4) OPERATING ASSISTANCE	\$460,160.00	\$0.00	\$460,160.00	2
NC-2020-042-02-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$230,080.00	\$0.00	\$230,080.00	1
NC-2020-042-02-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$230,080.00	\$0.00	\$230,080.00	1

Project Budget Activity Line Items

Budget Activity Line Item: 11.42.08 - ACQUIRE - ADP SOFTWARE

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
BUS: SUPPORT EQUIP AND FACILITIES (114-00)	11.42.08	ACQUIRE - ADP SOFTWARE	ACQUISITION OF BUS SUPPORT EQUIP/FACILITIES	1

Extended Budget Description

5311(c)1 Tribal CARES Act funding will be used to purchase Automatic Data Processing software for EBCI Transit for the purpose of collecting data and record-keeping for the EBCI Transit system. The current system has exceeded the useful life of 5 years for software. The software to be purchased will allow EBCI Transit to communicate better with surrounding systems, as software will match the majority of transit software systems in our region of Western North Carolina. The selection process for this software is based on the utilization of this software by the counties that surround EBCI Tribal lands. Expanding on the SoNCVET will be a benefit of the acquisition along with shared rides with other county transit systems for long distance and out of county trips for veterans and other eligible riders. In addition, shared trips will expand accessibility to trips for Non-Emergency Medical appointments. Useful life for data software in 4 years.

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 (CARES Act)	5311-7	20509	\$130,000
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$130,000

Milestone Name	Est. Completion Date	Description
Start Date	4/20/2020	Start Date
Contract Award Date	7/17/2020	Contract Award Date
Contract Close Date	9/1/2020	Contract Close Date
Contract Closeout Date	9/24/2020	Contract Closeout Date
End Date	9/29/2020	End Date

Budget Activity Line Item: 30.09.08 - EMER RELIEF - OPERATING ASSIST - 100% Fed Share

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OPERATING ASSISTANCE (300-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	OPERATING ASSISTANCE	1

Extended Budget Description

5311 Tribal formula (CARES Act) funding will cover operating assistance expenses for existing service beginning 10/01/2020 until 09/30/2021, including cost of salaries for employees affected and/or responding to the coronavirus event. Funding will also be used to cover expenses related to EBCI Transit's response to coronavirus event including but not limited to fare income lost, disinfecting supplies, modifications to vehicles and facilities to encourage prevention of exposure to COVID-19. EBCI will be applying the Indirect Cost Rate of 26% to this Operating Assistance ALI 30.09.08. The approved Indirect Cost Rate Document will be attached to this application. The EBCI's Indirect Cost Rate is approved by the United States Department of the Interior - Interior Business Center.

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 (CARES Act)	5311-7	20509	\$230,080
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$230,080

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2020	Start Date
End Date	9/30/2021	End Date

Budget Activity Line Item: 30.09.08 - EMER RELIEF - OPERATING ASSIST - 100% Fed Share

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OPERATING ASSISTANCE (300-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	OPERATING ASSISTANCE	1

Extended Budget Description

5311 Tribal formula (CARES Act) funding will cover operating assistance expenses for existing service beginning 01/20/2020 until 09/30/2020, including cost of salaries for employees affected and/or responding to the coronavirus event. Funding will also be used to cover expenses related to EBCI Transit's response to coronavirus event including but not limited to fare income lost, disinfecting

supplies, modifications to vehicles and facilities to encourage prevention of exposure to COVID-19. EBCI will be applying the Indirect Cost Rate of 29% to this Operating Assistance ALI 30.09.08. The approved Indirect Cost Rate Document will be attached to this application. The EBCI's Indirect Cost Rate is approved by the United States Department of the Interior - Interior Business Center.

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 (CARES Act)	5311-7	20509	\$230,080
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$230,080

Milestone Name	Est. Completion Date	Description
Start Date	1/20/2020	Start Date
End Date	9/30/2020	End Date

Project Environmental Findings

Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

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
BUS: SUPPORT EQUIP AND FACILITIES (114-00)	11.42.08	ACQUIRE - ADP SOFTWARE	1	\$130,000.00	\$130,000.00

Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

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	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
OPERATING ASSISTANCE (300-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	1	\$230,080.00	\$230,080.00

Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

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	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
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OPERATING ASSISTANCE (300-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	1	\$230,080.00	\$230,080.00
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Project Title: EBCI Transit FY20 Section 5311 Appalachian Cares Act Funding Operating Assistance/Capital Acquisition; Cherokee NC - Qualla Boundary/Tribal Lands

Project Number	Temporary Project Number	Date Created	Start Date	End Date
NC-2020-042-03-00	6726-2020-5-P3	7/7/2020	6/15/2020	9/30/2021

Project Description

Funding included in the following project is 5311 Appalachian CARES Act Funding.

5311 Cares Act Appalachian Formula funding is being requested in the amount of \$197,890, the Federal share of this funding is 100% with no local match.

5311 Cares Act Appalachian Formula funding will be utilized for operating assistance activities and capital acquisition. Operating assistance funding will also be utilized for EBCI Transit staff salaries affected by the COVID-19 Pandemic as well as administrative leave granted for employees due to the crisis. Funding will also provide transportation for essential activities in relation to COVID-19.

For EBCI FY21 EBCI Transit will apply for \$70,390 - 5311 Appalachian Dev Formula (CARES Act) for EBCI FY21 Operating Assistance

EBCI will also apply for \$127,500 - 5311 Appalachian Dev Formula (CARES Act) to purchase two replacement vehicles for rolling stock that have exceeded useful life.

Project Benefits

5311 Cares Act Appalachian Formula funds will be utilized to pay salaries for transit employees that have been placed on administrative leave. This funding will also fund the salaries of the employees that continue to work during the coronavirus event. Funding will also assist in the provision of transportation to essential services for our continued ridership. Benefits include access to medical appointments in our service area and in other townships in the region, grocery shopping and other human services.

Funding will also be utilized for the capital acquisition of two ADA accessible vehicle replacements for rolling stock that has exceeded useful life. Useful Life for the vehicles is 4 years This acquisition will ensure dependability and improve access for our riders that need mobility options for Non-Emergency Medical Transportation.

Additional Information

The project location will be within our service area located on the Eastern Band of Cherokee Indians Tribal lands on the Qualla Boundary and the Snowbird Community in the Robbinsville NC.

Location Description

The project location will be within our service area located on the Eastern Band of Cherokee Indians Tribal lands on the Qualla Boundary and the Snowbird Community in the 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 Appalachian Dev Formula (CARES Act)	5311-6	20509	\$197,890
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$197,890

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
NC-2020-042-03-00	111-00 BUS - ROLLING STOCK	\$127,500.00	\$0.00	\$127,500.00	2

	(111-A1)						
NC-2020-042-03-00		11.12.04	BUY REPLACEMENT	\$72,500.00	\$0.00	\$72,500.00	1
NC-2020-042-03-00		11.12.15	BUY REPLACEMENT VAN	\$55,000.00	\$0.00	\$55,000.00	1
NC-2020-042-03-00	300-00 (300-A2)		OPERATING ASSISTANCE	\$70,390.00	\$0.00	\$70,390.00	1
NC-2020-042-03-00		30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$70,390.00	\$0.00	\$70,390.00	1

Project Budget Activity Line Items

Budget Activity Line Item: 11.12.04 - BUY REPLACEMENT

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
BUS - ROLLING STOCK (111-00)	11.12.04	BUY REPLACEMENT	BUY REPLACEMENTS - CAPITAL BUS	1

Extended Budget Description

5311 Appalachian CARES Act Funding will be used to purchase an accessible raised roof van for replacement of an existing Non-emergency Medical Transportation vehicle that has met its useful life of 4 years. NEMT transportation in our geographical area often requires the use of smaller vehicles to gain access to passenger pick-up and drop off locations as LTVs cannot access these areas. Useful life for the smaller replacement van is 4 years or 100,000 miles.

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

No, 3rd Party Contractors will not be used for this line item.

Propulsion	Fuel Type	Vehicle Condition	Vehicle Size (ft.)
N/A	Gasoline	New	

Funding Source	Section of Statute	CFDA Number	Amount
5311 Appalachian Dev Formula (CARES Act)	5311-6	20509	\$72,500
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0

Adjustment		\$0
Total Eligible Cost		\$72,500

Milestone Name	Est. Completion Date	Description
RFP/IFB Issue Date	6/15/2020	RFB/IFB Issue Start Date
Contract Award Date	6/29/2020	Contract Award Date
Initial Delivery Date	8/29/2020	Initial Delivery Date
Final Delivery Date	9/9/2020	Final Delivery Date
Contract Completion Date	9/30/2020	Contract Completion Date

Budget Activity Line Item: 11.12.15 - BUY REPLACEMENT VAN

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
BUS - ROLLING STOCK (111-00)	11.12.15	BUY REPLACEMENT VAN	BUY REPLACEMENTS - CAPITAL BUS	1

Extended Budget Description

5311 Appalachian CARES Act Funding will be used to purchase an accessible mini-van for replacement of an existing Non-emergency Medical Transportation vehicle that has met its useful life of 4 years. NEMT transportation in our geographical area often requires the use of smaller vehicles to gain access to passenger pick-up and drop off locations as LTVs cannot access these areas. Useful life for the smaller replacement van is 4 years or 100,000 miles.

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

No, 3rd Party Contractors will not be used for this line item.

Propulsion	Fuel Type	Vehicle Condition	Vehicle Size (ft.)
N/A	Gasoline	New	Mini-Van

Funding Source	Section of Statute	CFDA Number	Amount
5311 Appalachian Dev Formula (CARES Act)	5311-6	20509	\$55,000
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$55,000

Milestone Name	Est. Completion Date	Description
RFP/IFB Issue Date	6/15/2020	RFP/IFB Issue Date
Contract Award Date	6/29/2020	Contract Award Date
Initial Delivery Date	8/29/2020	Initial Delivery Date
Final Delivery Date	9/9/2020	Final Delivery Date
Contract Completion Date	9/30/2020	Contract Completion Date

Budget Activity Line Item: 30.09.08 - EMER RELIEF - OPERATING ASSIST - 100% Fed Share

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OPERATING ASSISTANCE (300-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	OPERATING ASSISTANCE	1

Extended Budget Description

5311 Appalachian Dev Formula (CARES Act) Funding will cover operating assistance expenses for existing service beginning 10/01/2020 until 09/30/2021, including cost of salaries for employees affected and/or responding to the coronavirus event. Funding will also be used to cover expenses related to EBCI Transit's response to coronavirus event including but not limited to fare income lost, disinfecting supplies, modifications to vehicles and facilities to encourage prevention of exposure to COVID-19. EBCI will be applying the Indirect Cost Rate of 26% to this Operating Assistance ALI 30.09.08. The approved Indirect Cost Rate Document will be attached to this application. The EBCI's Indirect Cost Rate is approved by the United States Department of the Interior - Interior Business Center.

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 Appalachian Dev Formula (CARES Act)	5311-6	20509	\$70,390
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$70,390

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2020	Start Date
End Date	9/30/2021	End Date

Project Environmental Findings

Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

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
BUS - ROLLING STOCK (111-00)	11.12.04	BUY REPLACEMENT	1	\$72,500.00	\$72,500.00

Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

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
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BUS - ROLLING STOCK (111-00)	11.12.15	BUY REPLACEMENT VAN	1	\$55,000.00	\$55,000.00
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Finding: Class II(c) - Categorical Exclusions (C-List)

Class Level Description

Class II(c) consists of projects called categorical exclusions (CEs) which are known not to have, either individually or cumulatively, 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. Class II(c) does not require documentation.

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	

Scope Name / Code	Line Item Number	Line Item Name	Quantity	FTA Amount	Total Eligible Cost
OPERATING ASSISTANCE (300-00)	30.09.08	EMER RELIEF - OPERATING ASSIST - 100% Fed Share	1	\$70,390.00	\$70,390.00

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 7/24/2020

Comment This is a tribal grant that is being sent to DOL for informational purposes.

Application Review Comments

Comment By Julia Walker

Comment Type FTA Post Review Comments for Grantee

Date 7/21/2020

Comment Can you resubmit? No changes. Administrative issue on my end.

Part 6: Agreement

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

**GRANT AGREEMENT
(FTA G-26, October 1, 2019)**

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(26), October 1, 2019, <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

DUNS No: 074511999

Application Information

Federal Award Identification Number: NC-2020-042-00

Application Name: EBCI Transit FY20 Section 5311Cares Act Operating Assistance; Cherokee NC - Qualla Boundary/Tribal Lands (*NC-2020_027*)

Application Start Date: N/A

Original Award End Date: 3/30/2023

Current Award End Date: N/A

Application Executive Summary: Included in this application for CARES Funding are three (3) different 5311 CARES Act funding sources; 5311 Tribal CARES Act Funding, 5311 Rural CARES Act Funding, and 5311 Appalachian CARES Act Funding.

This is an FFY 2020 Section 5311 (c) 1 Tribal CARES Act application in the amount of \$590,160. Per the CARES Act, the grant requests 100% federal share. This application utilizes CARES Act funding to prevent, prepare for, and respond to coronavirus. The application scope of work includes Operating Assistance and Capital Assistance. As a Federally recognized tribe these funds will come to the EBCI as a direct recipient. The start date for this funding will be date that the funding is awarded and end date when the funding has been expended.

Also included in this application is FFY 2020 Section 5311 Rural and Appalachian CARES Act funding request in the amount of \$534,839.

This application is for 5311 Operating Assistance for public transportation in rural and small urban areas by way of formula grant program administered by NCDOT. Per the CARES Act, the grant requests 100% federal share. This application utilizes CARES Act funding to prevent, prepare for, and respond to coronavirus. The applications scope of work includes; Operating Assistance activities in response to COVID 19 Event and Capital Assistance.

EBCI will be applying for FFY 2020 -CARES Act 5311 Rural Formula funding in the amount of \$336,949 with no local match and 5311CARES Act Appalachian funding in the amount of \$197,890 with no local match for a total award amount of \$534,839 and to include indirect cost rate.

The NCDOT Transfer Request of NC Section 5311 CARES Act Rural Formula Program funds to 5311 Tribal Transit funds for the Eastern Band of Cherokee Indians dated 04/20/2020, are attached in TrAMS.

The combined total amount of CARES Act Funding being requested in this application is \$1,124,999. 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 09/30/2021.

EBCI Transit agrees that if it receives Federal funding from the Federal Emergency Management Agency (FEMA) or 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 CARES Act, the project(s) in this application is not required to be programmed in the Long Range Transportation Plan or Statewide Transportation Improvement Program.

The Operational Expenses requested in this application are determined by the Eastern Band of Cherokee Indians (EBCI). The EBCI understands that the expenses requested in this application are subject to an FTA review.

Grants to tribes are exempt from STIP requirements.

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: \$1,124,999.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$1,124,999.00

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): \$1,124,999.00

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 - Rural Area Formula (CARES Act)	5311-5	20509	\$336,949
5311 Tribal formula (CARES Act)	5311-7	20509	\$590,160
5311 Appalachian Dev Formula (CARES Act)	5311-6	20509	\$197,890
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$1,124,999

(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