

## Application

<b>Federal Award Identification Number (FAIN)</b>	MT-2022-026-00
<b>Temporary Application Number</b>	7211-2022-1
<b>Application Name</b>	FY20/21 5311 TTP Formula Funds -Facility Related Capital
<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>	12/30/2023
<b>Current Period of Performance End Date</b>	N/A Revision #: N/A

### Part 1: Recipient Information

**Name: FORT PECK ASSINIBOINE & SIOUX TRIBES**

Recipient ID	Recipient OST Type	Recipient Alias	UEI	DUNS
7211	Indian Tribe	FORT PECK TRANSIT DBA FORT PECK TRIBE EXECUTIVE BD	UWGWN3HB8Y66	106578164

Location Type	Address	City	State	Zip
Headquarters	501 MEDICINE BEAR RD	POPLAR	MT	59255
Physical Address	501 MEDICINE BEAR RD	POPLAR	MT	59255
Mailing Address	PO BOX 1027	POPLAR	MT	59255

### Union Information

There are no union contacts for this application

### Part 2: Application Information

## Title: FY20/21 5311 TTP Formula Funds -Facility Related Capital

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
MT-2022-026-00	Final Concurrence / Reservation	Grant	5/19/2022	5/19/2022	No

### Application Executive Summary

#### Purpose:

Fort Peck Tribes will be using FY20 (lapsing) and FY21 5311 TTP Formula funds in the total amount of \$901,173. The total amount is comprised of the full FY20 and FY21 apportionments, \$464,029 and \$437,144, respectively (full apportionment). These funds will be used to rehab/renovate the main facility for Fort Peck Tribal Transit Program. The total estimated cost to renovate the main facility will be \$1,238,200. This funding will be used in conjunction with funding from the CARES Act application to cover total cost of this project.

This application will be using lapsing funds.

#### Activities to be performed:

The grant scope of work includes the following:

1. Facility related capital (Rehab/Renovation of main transit facility)

#### Expected Outcomes:

The main facility will be safer under inclement weather conditions.

#### Intended Beneficiaries:

Tribal members

Subrecipient Activities: N/A

#### Attachments:

1. Scope of Work for project
2. CE Worksheet
3. THPO letter
4. Cost estimates

### 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?

Yes, this Grant will 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
Elmer	De Coteau	Transit Director	elmer.decoteau@fortpecktribes.net	(406) 768-3909
Eboni	Younger-Riehl	Transportation Program Specialist	eboni.younger-riehl@dot.gov	(303) 362-2394

**Application Budget Control Totals**

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Program Formula	5311-1B	20509	\$901,173
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>\$901,173</b>

**Application Budget**

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
MT-2022-026-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$901,173.00	\$0.00	\$901,173.00	1
MT-2022-026-01-00	11.44.03 REHAB/RENOVATE - ADMIN/MAINT FACILITY	\$901,173.00	\$0.00	\$901,173.00	1

**Discretionary Allocations**

This application does not contain discretionary allocations.

## Part 3: Project Information

<b>Project Title: Rehab/Renovate Main Facility</b>
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Project Number	Temporary Project Number	Date Created	Start Date	End Date
MT-2022-026-01-00	7211-2022-1-P1	5/19/2022	2/28/2021	9/29/2023

### Project Description

Fort Peck Tribes will be using FY20/21 5311 TTP formula funding to Rehab/Renovate the Fort Peck Tribes Main Transit Facility located at 208 A&S Industrial Park Road, Poplar, MT 59255. 100% Federal share.

All activities in this project will occupy substantially the same geographic footprint and do not result in a change in functional use, such as: improvements to bridges, tunnels, storage yards, buildings, stations, and terminals; construction of platform extensions, passing track, and retaining walls; and improvements to tracks and railbeds.

### Project Benefits

Maintain state of good repair for transit facility and create safer conditions at facility during inclement weather.

### Additional Information

*None provided.*

### Location Description

Assiniboine and Sioux Fort Peck Reservation

## Project Location (Urbanized Areas)

UZA Code	Area Name
300000	Montana

## Congressional District Information

State	District	Representative
Montana	1	Matthew Rosendale Sr.

## Program Plan Information

### STIP/TIP

Date: N/A

Description: N/A

### UPWP

Date: N/A

Description: N/A

### Long Range Plan

Date: N/A

Description: N/A

## Project Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 - Tribal Transit Program Formula	5311-1B	20509	\$901,173
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>\$901,173</b>

## Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
MT-2022-026-01-00	600-00 (600-A1) OTHER PROGRAM COSTS	\$901,173.00	\$0.00	\$901,173.00	1
MT-2022-026-01-00	11.44.03 REHAB/RENOVATE - ADMIN/MAINT FACILITY	\$901,173.00	\$0.00	\$901,173.00	1

## Project Budget Activity Line Items

### Budget Activity Line Item: 11.44.03 - REHAB/RENOVATE - ADMIN/MAINT FACILITY

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM COSTS (600-00)	11.44.03	REHAB/RENOVATE - ADMIN/MAINT FACILITY	REHAB/RENOVATE BUS SUPPORT FACIL/EQUIP	1

### Extended Budget Description

FY20/21 5311 TTP formula funds will be used to rehab/renovate Fort Peck Tribes existing Main facility located at 208 A&S Industrial Park Road, Poplar, MT 59255. Renovation will repair and resolve drainage issue at the facility and include the following:

1. Topographic survey and base map
2. Demolition of existing concrete and asphalt
3. Excavation of site for re-grading and foundation repairs
4. Foundation stabilization
4. Placement of geo textile fabric and crushed based course
5. Four inch concrete sidewalk with ADA accessibility
6. 6 inch concrete parking lot pavement

See attached description of work and cost estimates.

Useful life is 40 years for main facility.

The facility repairs and renovations qualify as CE (C-8): All activities will be supporting the maintenance, rehabilitation, and reconstruction of existing facilities that occupy substantially the same geographic footprint, do not result in a change in functional use and do not involve expansion of the facilities.

**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 Program Formula	5311-1B	20509	\$901,173
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>\$901,173</b>

Milestone Name	Est. Completion Date	Description
Topographic survey and base map	2/28/2021	Cost were previously covered for this milestones. Cost for this activity will not be included in this award.
Sign Task Order	8/8/2022	The design and construction administration components of this project are added as a task order to the master agreement that the tribes have with contractor (Interstate Engineering).
Project Design	11/18/2022	Prepare construction bid documents for project improvements.
Bid opening	12/15/2022	Competitive bids will be received from qualified contractors for the construction work per tribes procurement guidelines.
Parking Lot Construction Begins	5/1/2023	Sign contract documents and notice to proceed.
Parking lot construction ends	9/29/2023	Facility renovation completed

## 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 08: Maintenance, rehabilitation, and reconstruction of facilities that occupy substantially the same geographic footprint and do not result in a change in functional use, such as: improvements to bridges, tunnels, storage yards, buildings, stations, and terminals; construction of platform extensions, passing track, and retaining walls; and improvements to tracks and railbeds.

Date	Description	Date
	Class IIc CE Approved	8/17/2022

## Part 4: Fleet Details

No fleet data exists for this application.

## Part 5: FTA Review Comments

### FTA Comments for DOL

**Comment By** Eboni Younger-Riehl

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Comment Type DOL Review for Information

Date 8/19/2022

This application is using FY20/21 5311 TTP formula funds to rehab/renovate the main transit facility. The contact information for this recipient is as follows:  
Elmer Decoteau  
Transit Director  
PO Box 1021  
Poplar, MT 59255  
elmer.decoteau@fortpecktribes.net

## Application Review Comments

**Comment By** Morgan Hecht

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Comment Type Application Details

Date 7/18/2022

Your agency 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: <https://www.access-board.gov/ada/>

Specifically, your agency must comply with the ADA Standards for Transportation Facilities. The following is a non-exhaustive list of ADA standards:

#### Requirements to Remember for: New Construction of Facilities

- As required under DOT ADA Standard 206.4.1, your agency must ensure that 60 percent of all public entrances to the facility will be accessible. If a station has only two entrances, then both must be accessible.
- As required under DOT ADA Standard 810.10, for rail projects, your agency must ensure that no flange way gap can be greater than 2.5" where passenger circulation paths cross tracks at grade (i.e. a street-level pedestrian crossing over streetcar tracks).
- As required under DOT ADA Standard 206.3, your agency must ensure that accessible routes coincide with or are located in the same area as general circulation paths, and elements such as ramps, elevators, and fare vending and collection areas are placed to minimize the distance that wheelchair users and other persons who cannot climb steps must travel in comparison to the general public.
- As required under DOT ADA Standard 406.8, your agency must ensure that curb ramps will have detectable warnings.
- As required under DOT ADA Standard 810.2, your agency must ensure that bus boarding and alighting areas are in compliance with the ADA-ABA Guidelines (Section 810.2), which address surfaces (sturdy); dimensions (96" long x 60" wide); connection to sidewalks, streets, and pedestrian paths; slope (not steeper than 1:48); signs; and public address systems.
- As required by DOT ADA Standard 810.5.3, your agency must ensure that station platforms must be coordinated with the vehicle floor height.

#### Requirements to Remember for: Alterations or Additions to Facilities

- As required under DOT ADA Standard 201 and DOT ADA Regulation 49 C.F.R. 37.43(a)(1), your agency must ensure that altered or added portions of the facility must be made accessible.
- As required by DOT ADA Regulation 49 C.F.R. 37.43(a)(2) and DOT ADA Standard 202.3, your agency must ensure that the path of travel to the altered or added portion of the facility must be made accessible, to the maximum extent feasible.
- As required by DOT ADA Standard 202.4 and DOT ADA Regulation 49 C.F.R. 37.43(e)(1), if the path of travel cannot be made accessible, your agency must submit to FTA an analysis demonstrating that the cost of making the path of travel accessible is disproportionate to (i.e., > 20%) the cost of the alterations or additions to the primary function area.
- As required by DOT ADA Standard 202.4 and DOT ADA Regulation 49 C.F.R. 37.43(b), if the path of travel cannot be made accessible, your agency must submit to FTA an analysis demonstrating that site-specific conditions prevent you from making the path of travel accessible. Include relevant diagrams and maps.

#### Title VI Requirements for Facilities:

DETERMINATION OF SITE OR LOCATION OF FACILITIES. Title 49 CFR Section 21.9(b)(3) states, "In determining the site or location of facilities, a recipient or applicant may not make selections with the purpose or effect of excluding persons from, denying them the benefits of, or subjecting them to discrimination under any program to which this regulation applies, on the grounds of race, color, or national origin; or with the purpose or effect of defeating or substantially impairing the accomplishment of the objectives of the Act or this part." Title 49 CFR part 21, Appendix C, Section (3)(iv) provides, "The location of projects requiring land acquisition and the displacement of persons from their residences and businesses may not be determined on the basis of race, color, or national origin." For purposes of this requirement, "facilities" does not include bus shelters, as these are transit amenities and are covered in Chapter IV, nor does it include transit stations, power substations, etc., as those are evaluated during project development and

the NEPA process. Facilities included in this provision include, but are not limited to, storage facilities, maintenance facilities, operations centers, etc. In order to comply with the regulations:

- a. The recipient shall complete a Title VI equity analysis during the planning stage with regard to where a project is located or sited to ensure the location is selected without regard to race, color, or national origin. Recipients shall engage in outreach to persons potentially impacted by the siting of facilities. The Title VI equity analysis must compare the equity impacts of various siting alternatives, and the analysis must occur before the selection of the preferred site.
- b. When evaluating locations of facilities, recipients should give attention to other facilities with similar impacts in the area to determine if any cumulative adverse impacts might result. Analysis should be done at the Census tract or block group where appropriate to ensure that proper perspective is given to localized impacts.
- c. If the recipient determines that the location of the project will result in a disparate impact on the basis of race, color, or national origin, the recipient may only locate the project in that location if there is a substantial legitimate justification for locating the project there, and where there are no alternative locations that would have a less disparate impact on the basis of race, color, or national origin. The recipient must show how both tests are met; it is important to understand that in order to make this showing, the recipient must consider and analyze alternatives to determine whether those alternatives would have less Chap. III-12 FTA C 4702.1B of a disparate impact on the basis of race, color, or national origin, and then implement the least discriminatory alternative.

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 and require additional information. This confirmation is not an express or implied promise of project compliance with the ADA or other civil rights requirements.