

Application

Federal Award Identification Number (FAIN)	OK-2020-036-00
Temporary Application Number	6759-2020-3
Application Name	Cherokee Nation FY2020 CARES Act Operating/ Expansion vans
Application Status	Final Concurrence / Reservation
Application Budget Number	0

Period of Performance Start Date	N/A
Original Period of Performance End Date	4/30/2022
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	Recipient DUNS
6759	Indian Tribe	CHEROKEE NATION	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 FY2020 CARES Act Operating/ Expansion vans

FAIN	Application Status	Application Type	Date Created	Last Updated Date	From TEAM?
OK-2020-036-00	Final Concurrence / Reservation	Grant	7/21/2020	7/21/2020	No

Application Executive Summary

The Cherokee Nation was awarded \$862,452.00 at 100% through FY2020 Section 5311(c) Coronavirus Aid, Relief, and Economic Security (CARES) Act. These funds will be used to prevent, prepare for, and respond to coronavirus through Capital Expansion and Operations in FY 2021. split letters dated June 4, 2020 and are attached in TrAMS. Should Cherokee Nation Department of Transportation receive Federal funding from 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.

Section 5311c program projects are not required to be in STIP.

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 Indirect Cost rate is 11.52%

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
Luciana	Nears	Transportation Program Specialist.	luciana.nears@dot.gov	817-978-0569
Sherry	Waters	Infrastructure Data Coord	sherry-waters@cherokee.org	9184535731

Application Budget Control Totals

Funding Source	Section of Statute	CFDA Number	Amount
5311 Tribal formula (CARES Act)	5311-7	20509	\$862,452
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$862,452

Application Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
OK-2020-036-01-00	300-00 (300-A1) OPERATING ASSISTANCE	\$673,452.00	\$0.00	\$673,452.00	0
OK-2020-036-01-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$673,452.00	\$0.00	\$673,452.00	0
OK-2020-036-01-00	600-00 (600-A2) OTHER PROGRAM COSTS	\$189,000.00	\$0.00	\$189,000.00	3
OK-2020-036-01-00	11.13.15 BUY VAN FOR SVC EXPANSION	\$189,000.00	\$0.00	\$189,000.00	3

Discretionary Allocations

This application does not contain discretionary allocations.

Part 3: Project Information

Project Title: FY2020 CARES Act Expansion and Operations

Project Number	Temporary Project Number	Date Created	Start Date	End Date
OK-2020-036-01-00	6759-2020-3-P1	7/21/2020	7/7/2020	11/30/2021

Project Description

These funds will be used for capital expansion and continuing operations

Project Benefits

Additional transit vans will be purchased and transit operations will continue to provide safe reliable transportation to the Cherokee Nation Tribal Reservation area. Operations currently the Stilwell, OK to Tahlequah, OK; Stilwell, OK to West Siloam Springs, OK; Sallisaw, OK to Tahlequah, OK; Tahlequah, OK to Muskogee, OK; Muskogee, OK to Tahlequah, OK; Tahlequah, OK to Pryor, OK; Tahlequah, OK to Catoosa, OK; Pryor, OK to Catoosa, OK; Salina, OK to Catoosa, OK and Demand Response Services within the Cherokee Nation Tribal reservation.

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
Oklahoma	5	Steve Russell

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	\$862,452
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$862,452

Project Budget

Project Number	Budget Item	FTA Amount	Non-FTA Amount	Total Eligible Amount	Quantity
OK-2020-036-01-00	300-00 (300-A1) OPERATING ASSISTANCE	\$673,452.00	\$0.00	\$673,452.00	0
OK-2020-036-01-00	30.09.08 EMER RELIEF - OPERATING ASSIST - 100% Fed Share	\$673,452.00	\$0.00	\$673,452.00	0
OK-2020-036-01-00	600-00 (600-A2) OTHER PROGRAM COSTS	\$189,000.00	\$0.00	\$189,000.00	3
OK-2020-036-01-00	11.13.15 BUY VAN FOR SVC EXPANSION	\$189,000.00	\$0.00	\$189,000.00	3

Project Budget Activity Line Items

Budget Activity Line Item: 11.13.15 - BUY VAN FOR SVC EXPANSION
--

Scope Name / Code	Line Item #	Line Item Name	Activity	Quantity
OTHER PROGRAM COSTS (600-00)	11.13.15	BUY VAN FOR SVC EXPANSION	BUY EXPANSION - CAPITAL BUS	3

Extended Budget Description

These vans will be used for both commuter routes and demand response services. These vans will be used until the useful life benchmark has been reached 4yrs/100kmiles

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	\$189,000
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$189,000

Milestone Name	Est. Completion Date	Description
Advertisement for bid	7/7/2020	bid advertisement
Bid award	8/12/2020	Bid awarded to contractor
Delivery of vans	1/11/2021	Transit vans should be delivered to the Cherokee Nation
End Date	11/30/2021	All funds will be expended.

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	0

Extended Budget Description

These funds will be used for operation expenses such as fuel, drivers salaries and supplies for both commuter routes and demand response service.

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	\$673,452
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0
Adjustment			\$0
Total Eligible Cost			\$673,452

Milestone Name	Est. Completion Date	Description
Start Date	10/1/2020	funds will be obligated
End Date	11/30/2021	All funds will be expended

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	0	\$673,452.00	\$673,452.00

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
OTHER PROGRAM COSTS (600-00)	11.13.15	BUY VAN FOR SVC EXPANSION	3	\$189,000.00	\$189,000.00

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 9/14/2020

Comment Section 5311c CARES for info ONLY.

Application Review Comments

Comment By Sherry Waters

Comment Type Application Details

Date 9/11/2020

Comment Operating expenses will consist of driver and other operations, worker salaries, fuel, and supplies.

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: The Cherokee Nation

Recipient ID: 6759

DUNS No: 077345494

Application Information

Federal Award Identification Number: OK-2020-036-00

Application Name: Cherokee Nation FY2020 CARES Act Operating/ Expansion vans

Application Start Date: N/A

Original Award End Date: 4/30/2022

Current Award End Date: N/A

Application Executive Summary: The Cherokee Nation was awarded \$862,452.00 at 100% through FY2020 Section 5311(c) Coronavirus Aid, Relief, and Economic Security (CARES) Act. These funds will be used to prevent, prepare for, and respond to coronavirus through Capital Expansion and Operations in FY 2021. split letters dated June 4, 2020 and are attached in TrAMS. Should Cherokee Nation Department of Transportation receive Federal funding from 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.

Section 5311c program projects are not required to be in STIP.

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: \$862,452.00

Amount of Federal Assistance Obligated for This FTA Action (in U.S. Dollars): \$862,452.00

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): \$862,452.00

Total Non-Federal Funds Committed to the Overall Award (in U.S. Dollars): \$0.00

Application Budget Control Totals

(The Budget includes the individual Project Budgets (Scopes and Activity Line Items) or as attached)

Funding Source	Section of Statute	CFDA Number	Amount
5311 Tribal formula (CARES Act)	5311-7	20509	\$862,452
Local			\$0
Local/In-Kind			\$0
State			\$0
State/In-Kind			\$0
Other Federal			\$0
Transportation Development Credit			\$0

Adjustment		\$0
Total Eligible Cost		\$862,452

(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