

This presentation will guide the listener through the process of taking a federally funded Tribal Transportation Project from an idea through construction.



These slides show what everyone is looking for when they have an idea for a project. These are examples of projects that were completed utilizing Tribal Transportation funding. I want to thank the Muscogee (Creek) Nation and the Citizen Potawatomi Nation for allowing us to use their projects as examples for this presentation. This project completed by the Muscogee (Creek) Nation is a new walking trail constructed along the shore of Lake Eufaula in the City of Eufaula, Oklahoma.



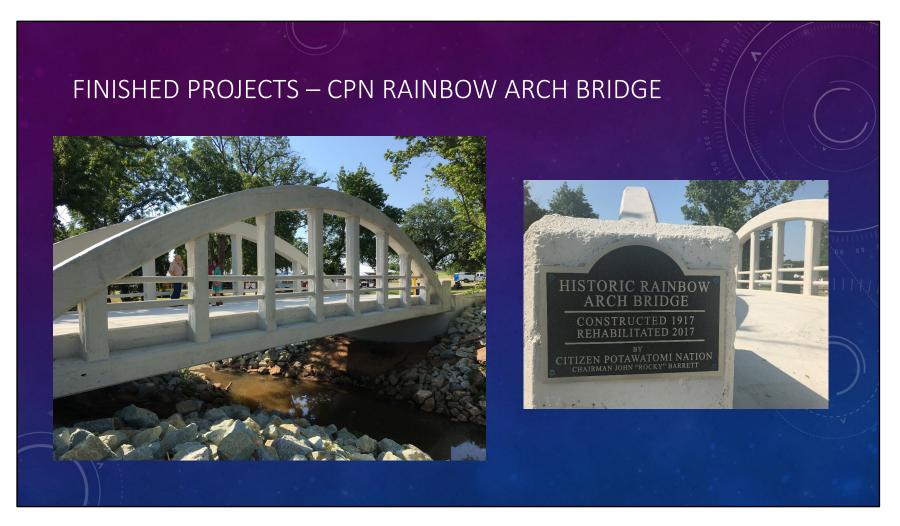
This 9-mile project was completed by the Muscogee (Creek) Nation in Hughes County, Oklahoma. It involved installation of new guardrail, patching and an asphalt overlay on a county road.



This project was completed by the Citizen Potawatomi Nation. It involved the construction of a walking trail placed around a geothermal pond at the Nation's Tribal Complex in Shawnee, Oklahoma.



This project was completed by the Citizen Potawatomi Nation. It involved the construction of a new sidewalk along Gordon Cooper Road in Shawnee, Oklahoma. This project was funded through the Tribal Transportation Safety Program.



This project was completed by the Citizen Potawatomi Nation. It involved the renovation of a 100-year old concrete arch bridge at the Nation's Tribal Complex in Shawnee, Oklahoma. This bridge is the only one of this type in the State of Oklahoma.



What does it take to go from an idea to a completed project?

Long Range Transportation Plan

National Tribal Transportation Facility Inventory (NTTFI)



Transportation Improvement Plan

Design & Environmental

Construction



Now that we have seen some completed projects, lets talk about the process of taking a federally funded Tribal Transportation Project from an

idea to a completed construction project. Below are the five basic steps listed in the order they must be performed.

- 1. Place project in the Long Range Transportation Plan (LRTP)
- 2. Place route on the National Tribal Transportation Facility Inventory (NTTFI)
- 3. Place project on a Transportation Improvement Plan (TIP)

- 4. Complete the design and environmental assessment for the project
- 5. Complete the construction of the project

While it sounds relatively simple there are a lot of details that go into each of these five steps. This presentation will attempt to cover these details.

LONG RANGE TRANSPORTATION PLAN

MUSCOGEE (CREEK) NATION



LONG RANGE TRANSPORTATION PLAN 2014 - 2034

DEPARTMENT OF THE INTERIOR Bureau of Indian Affairs 25 CFR Part 170

Tribal Transportation ProgramBureau of Indian Affairs, Interior: Final rule.

170.409 What is the purpose of long-range transportation planning?

(a) The purpose of long-range transportation planning is to clearly demonstrate a Tribe's transportation needs and to develop strategies to meet these needs. These strategies should address future land use, economic development, traffic demand, public safety, and health and social needs. The planning process should result in a LRTP.

The steps presented in this presentation come from the 25 CFR Part 170, this CFR provides guidance for the Tribal Transportation Program. You will see references such as "170.409 What is the purpose of long-range transportation planning", this is wording comes directly from the CFR.

The first step in any federally funded Tribal Transportation Project is to place the project in the Tribes Long-Range Transportation Plan (LRTP). When developing a LRTP a Tribe should fully consider all of their transportation needs and develop strategies to meet them.



The LRTP is where all future transportation facilities must be identified. Each road that is to be placed on the NTTFI must be included in the LRTP.

LONG RANGE TRANSPORTATION PLAN

170.411 What should a long-range transportation plan include?

A LRTP should include:

- (a) An **evaluation** of a full range of transportation modes and connections between modes such as highway, rail, air, and water, to meet transportation needs;
- (b) **Trip generation studies**, including determination of traffic generators due to land use;
- (c) Social and economic development planning to identify transportation improvements or needs to accommodate existing and proposed land use in a safe and economical fashion;

- (d) Measures that address health and safety concerns relating to transportation improvements;
- (e) A review of the existing and proposed transportation system to identify the relationships between transportation and the environment;
- (f) Cultural preservation planning to identify important issues and develop a transportation plan that is sensitive to Tribal cultural preservation;
- (g) Scenic byway and tourism plans;
- (h) Measures that address energy conservation considerations;
- (i) A prioritized list of short- and long-term transportation needs; and
- (j) An analysis of funding alternatives to implement plan recommendations.

The CFR shows the items that should be included in a LRTP. Each LRTP is different based on the needs of the Tribe and may or may not include all the items listed in the CFR. This list is a good starting point for things to consider while developing a LRTP, there may be many other items specific to a certain Tribe that needs to be considered and included in the plan.

LONG RANGE TRANSPORTATION PLAN

170.413 What is the public's role in developing the long-range transportation plan?

BIA, FHWA, or the Tribe must solicit public involvement. If there are no Tribal policies regarding public involvement, a Tribe must use the procedures in this section. Public involvement begins at the same time long-range transportation planning begins and covers the range of users, from stakeholders and private citizens to major public and private entities. Public involvement must include either meetings or notices, or both.

170.414 How is the Tribal long-range transportation plan used and updated?

The Tribal government uses its TTP long-range transportation plan to develop transportation projects as documented in a Tribal priority list or TTIP and to identify and justify the Tribe's updates to the NTTFI.

NAME	ORGANIZATION	EMAIL		
Donna M-Gee	Wetumka Public Schools	ducagee wetunkakis		
JOHN ROBERTS	Huspies Convey EMEZGENCY Morr.	hughescountyeneapail com		
Tonya Szonse. Greg Collins	MCN City of Coweta	gestinsectystande-okigar		
PALPH BARNEH		Marnetocityolpristown		
nike Dups	Applique co 22			
BUB HARDRIDGE	CHMULGEE CO. DIST 2			
Mighey & Nichale	shoulder co Dist			
KAY BOWEN	MAYOR City of Bixty	prayor @ birbyok.gov		
LAREN COTTLE	CITY OF BIXSY	grottle a birby com		
Son Son	Musica Notes-North (Soni)	yamithéreadymuskogre ook		
Motel Back	National Council			
ROBBET CARE	City of Jonks	rearra jentsot.org		
Pone ENEROLOSES	CITY OF BIKEY	djenevoldsche olp.ne		
JAMEN Lyour	Morris Public School	Slyen O Mario Kilokus		

When preparing a LRTP it is a requirement to involve the public in the planning process. The CFR is very specific about the public involvement and all public involvement should be documented in the LRTP. The publics involvement should start early in the process of developing a LRTP to ensure that all citizens both Tribal and non-Tribal and public entities have a chance to participate.

LRTP: PRIORITY LIST MUSCOGEE (CREEK) NATION PRIORITY LIST ROUTE ROUTE NAME COUNTY 170.420 What is the Tribal priority list? 6.0 1432 Gun Club Road East Okmulgee 1457 Industrial Park Roads Okmulgee 1854 & Texanna Road 4.7 McIntosh 1861 1553 Butler Creek Church Road Muskogee 2.0 The Tribal priority list is a list of all 5.0 1221 transportation projects that the Tribe wants 1206 5.0 Iron Post North 1849 Little Coweta McIntosh funded. The list: 1937 **Dustin South** 4.0 Hughes (a) Is not financially constrained; and Twin Hills Okmulgee (b) Is provided to BIA or FHWA by official Tribal 2.0 1006 Oneta Road Wagoner 1563 Wainwright Road 11.2 Muskogee action, unless the Tribal government submits a Nichols Park Road 1418 Okmulgee 2.3 TTIP. 1405 10th Street 9.0 Okmulgee 1443 **Duck Creek Road** Okmulgee 1822 2.3 Hanna West McIntosh Okmulgee 3.0 1328 Micawber Road East Okfuskee

An important part of the LRTP is the Tribal Priority List, this is basically a wish list of all the future projects the Tribe would like to complete. This list should contain any idea someone has about a future cooperative endeavor with a public entity, housing project, building project, and economic development project.



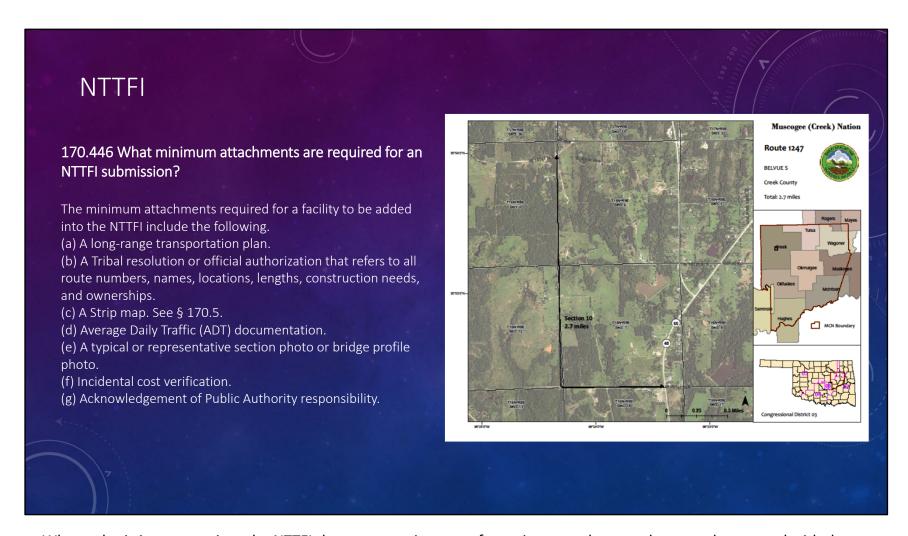
The second step in any Tribal Transportation Project is to place the route on the NTTFI. No federal funding can be spent on a project when the route does not have an official status in the NTTFI. Any facility that the Tribe intends to place in the NTTFI must first be listed in an approved LRTP.

NTTFI

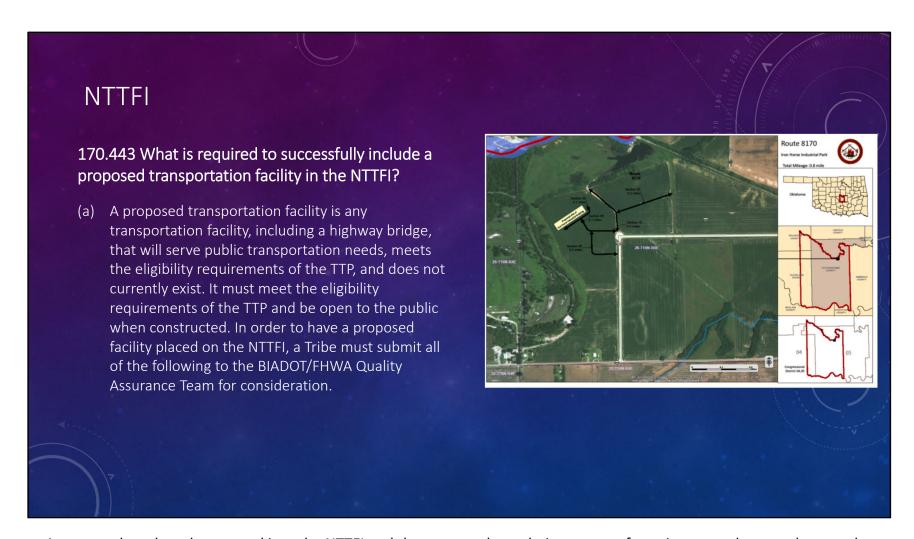
170.444 How is the NTTFI updated?

- (a) Submitting data into the NTTFI for a new facility is carried out on an annual basis as follows:
- (1) BIA Regional Offices provide each Tribe within its region with a copy of the Tribe's own NTTFI data during the first quarter of each fiscal year.
- (2) Tribes review the provided data and are responsible for entering all changes/updates into the database. This work must be completed by March 15. The submissions must include, at a minimum, all required minimum attachments (see § 170.446) and authorizing resolutions or similar official authorizations.
- (3) The BIA Regional Office reviews each Tribe's submission. If any errors or omissions are identified, the BIA Regional Office will return the submittals along with a request for corrections to the Tribe no later than May 15. If no errors or omissions are found, the BIA Regional Office validates the data and forwards it to BIADOT for review and approval.
- (4) The Tribe must correct any errors or omissions in the data entries or return the corrected submittals back to the BIA Regional Office by <u>June 15</u>.
- (5) Each BIA Regional Office must validate its regional data by July 15.
- (6) BIADOT approves the current inventory year submissions from BIA Regional Offices by <u>September 30</u> or returns the submissions to the BIA Regional Office if additional work is required.

The CFR clearly defines the steps necessary to place a route in the NTTFI. As can be seen there are specific dates associated with the submittal and review of routes entered in the NTTFI.



When submitting a route into the NTTFI there are requirements for various attachments that must be entered with the route. As with the LRTP there are also requirements for public participation when preparing routes to be entered into the NTTFI. As can be seen the first requirement is the inclusion of the route in the LRTP.



A proposed road can be entered into the NTTFI and these routes have their own set of requirements that are above and beyond the basic route requirements. An example of a proposed transportation facility would be a new access road and parking lot for a future building that is still several years away from construction.

TRIBAL TRANSPORTATION IMPROVEMENT PLAN (TTIP)

170.421 What is the Tribal Transportation Improvement Program (TTIP)?

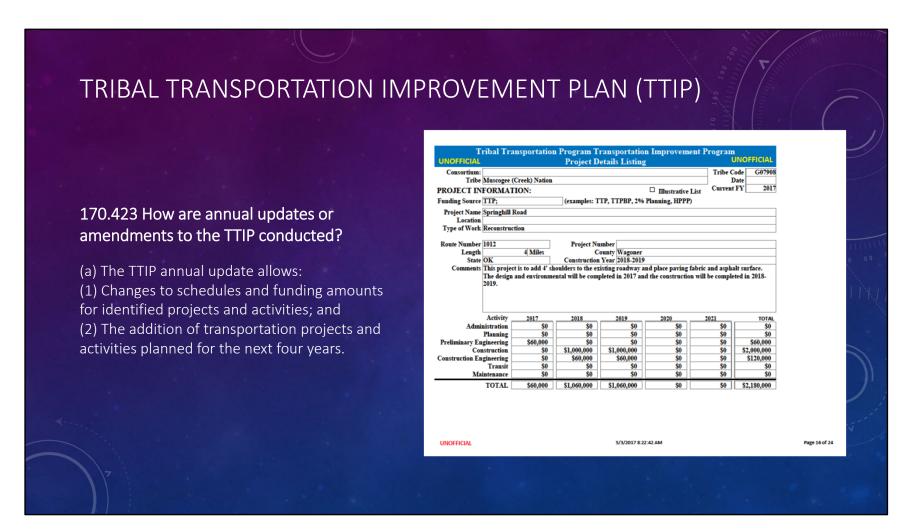
- (1) Is developed from and must be consistent with the Tribe's Tribal priority list or LRTP;
- (2) Is financially constrained
- (3) Must include public involvement;

Summary of	Project	s List			Muscogee	(Creek) Nation		
Project Name	Project No.	Const. Yr	2017	2018	2019	2020	2021	Total
Rock Store Road		2019	\$0	\$0	\$2,494,669	\$0	\$0	\$2,494,669
Iron Post Road North		2020	\$0	\$0	\$0	\$3,823,309	\$0	\$3,823,309
Twin Hills Road (Phase II)		2021	\$0	\$0	\$0	\$0	\$3,409,309	\$3,409,309
Newtown Church Road		2018	\$0	\$2,580,000	\$0	\$0	\$0	\$2,580,000
Ryals Road		2019	\$0	\$0	\$2,298,640	\$0	\$0	\$2,298,640
Salt Creek Church Road		2018	\$0	\$2,213,309	\$0	\$0	\$0	\$2,213,309
TTP - MCN Transportation Administration			\$600,000	\$600,000	\$600,000	\$600,000	\$600,000	\$3,000,000
Garnett Road		2017	\$483,309	\$0	\$0	\$0	\$0	\$483,309
Mason School Road		2020-2021	\$0	\$0	\$0	\$2,030,000	\$2,444,000	\$4,474,000
MCN Transit Authority			\$500,000	\$500,000	\$500,000	\$500,000	\$500,000	\$2,500,000
MCN Road Mainenance			\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,000	\$1,500,000	\$7,500,000
TTP - MGMT & Project Planning			\$50,000	\$50,000	\$50,000	\$50,000	\$50,000	\$250,000
Springhill Road		2018-2019	\$60,000	\$1,060,000	\$1,060,000	\$0	\$0	\$2,180,000
Transit Building Expansion		2017	\$1,085,000	\$0	\$0	\$0	\$0	\$1,085,000
Muscogee (Creek) Nation Hospital Parking Lot		2017	\$940,000	\$0	\$0	\$0	\$0	\$940,000
Kbar Road		2017	\$1,440,000	\$0	\$0	\$0	\$0	\$1,440,000
Duck Creek Road		2017	\$550,000	\$0	\$0	\$0	\$0	\$550,000
Beggs Walking Trail		2017	\$100,000	\$0	\$0	\$0	\$0	\$100,000
Okmulgee Sidewalk		2017	\$200,000	\$0	\$0	\$0	\$0	\$200,000
Equipment Storage Building		2017	\$550,000	\$0	\$0	\$0	\$0	\$550,000
Cromwell Community Center Parking Lot		2017	\$445,000	\$0	\$0	\$0	\$0	\$445,000
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The third step to a successful Tribal Transportation Project is to place the project on the Tribes Transportation Improvement Plan (TIP). The TIP is a 5-year plan that lists all the projects the Tribe plans to complete in the next 5 years, and it is financially constrained. The TIP shows the amount of funding the Tribe expects to receive each year and the projects listed for each year must match that funding amount. The TIP is generally developed based from the projects listed on the Priority List in the LRTP. As with the LRTP and NTTFI the TIP also requires public involvement.



As with the LRTP and NTTFI submittal the TIP requires public participation.



The TIP is a 5-year plan but can be amended each year if required. With changes to various personnel and priorities it is very difficult to plan for a five-year period without making changes.



When preparing a TIP you must pay attention to projects that require a Public Hearing. As can be seen there is a list of circumstances that require a Public Hearing. If a Public Hearing is required, then pay close attention to the requirements listed in the CFR for conducting a Public Hearing as it is much more involved than a standard public meeting.



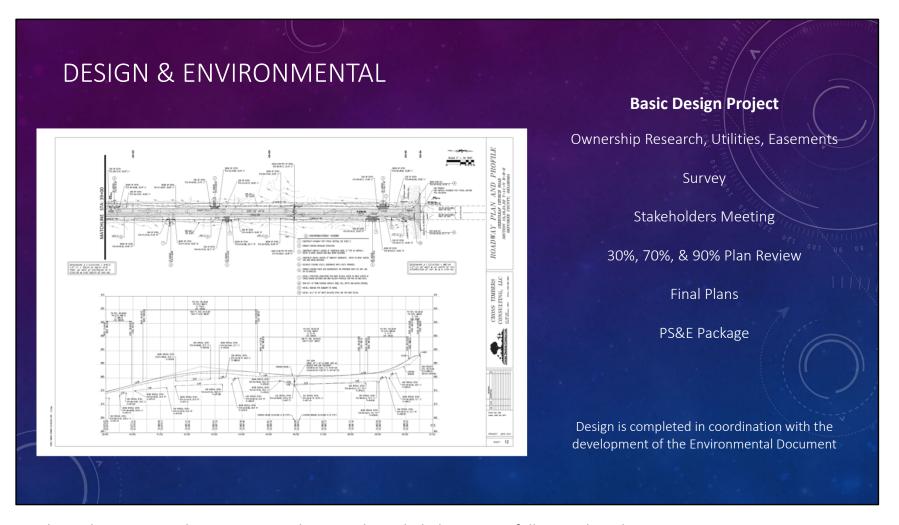
The fourth step in a Tribal Transportation Project is completing the design and environmental assessment. Federally funded projects require that the design be completed using either FHWA or State DOT design standards. Along with the design the Tribe is required to complete a NEPA Environmental Document. A Tribe may choose to approve their design plans, but the environmental document must be approved either by the Bureau of Indian Affairs or the Federal Highway Administration.



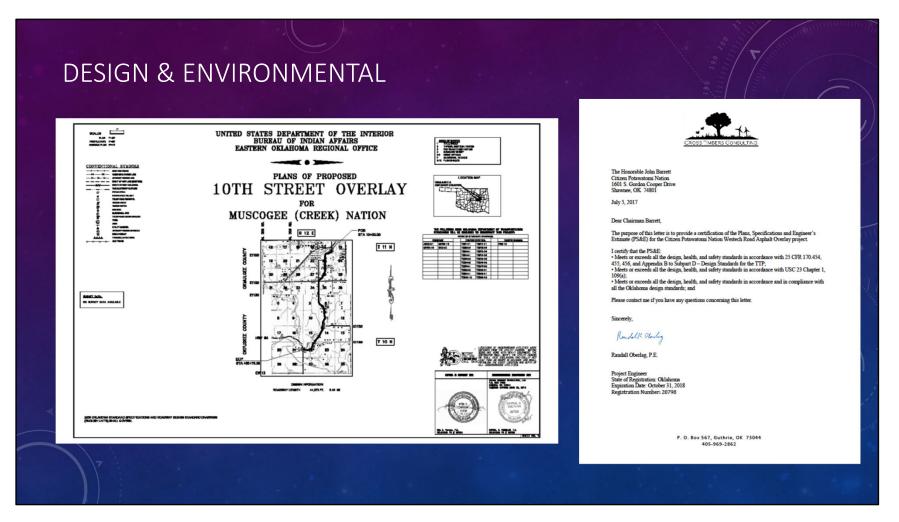
There are several options for a Tribe to complete a design and environmental project depending on their agreement with the BIA or FHWA.



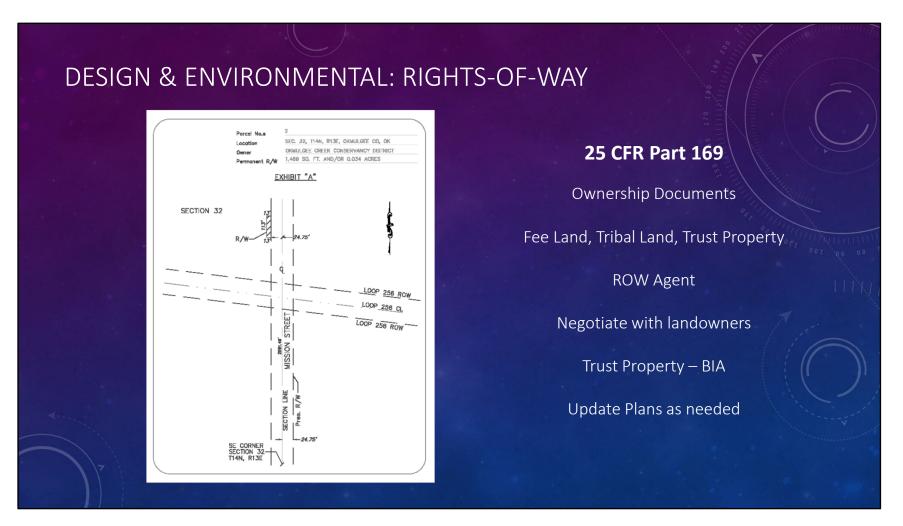
When selecting an engineering firm to complete your design and environmental project you should always check the Tribal Purchasing Policies to ensure that you follow the correct protocol for the RFP and Selection process.



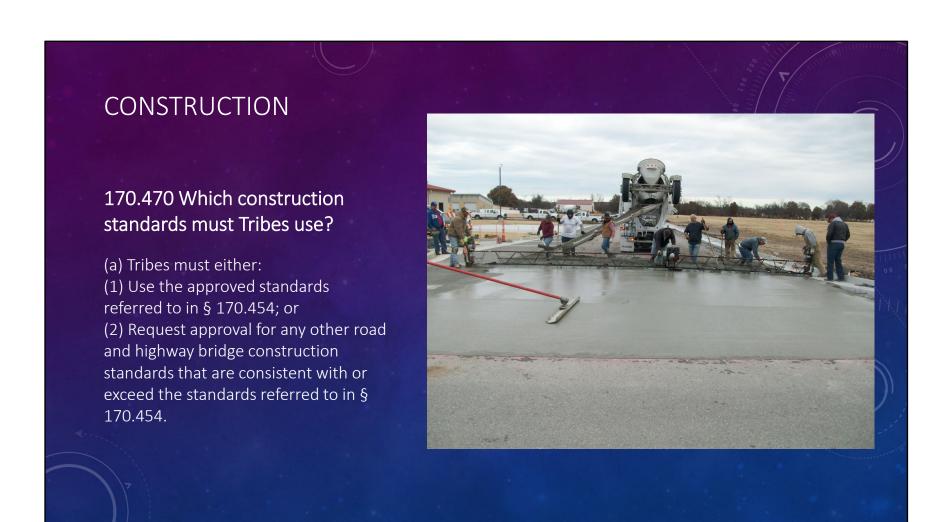
A basic design project has many steps that must be included to successfully complete the project. It is important to ensure that the plans are thoroughly reviewed by both the Tribe and the facility owner before approval.



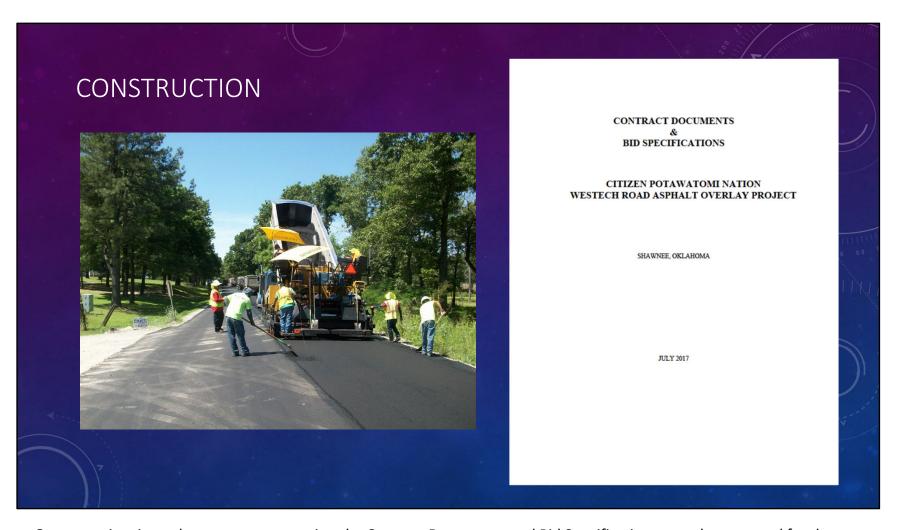
With all design projects this is the result you are working towards, a final set of plans signed and sealed by a professional engineer. Along with an approved set of plans there are also requirements for certifications from the Tribe and engineer.



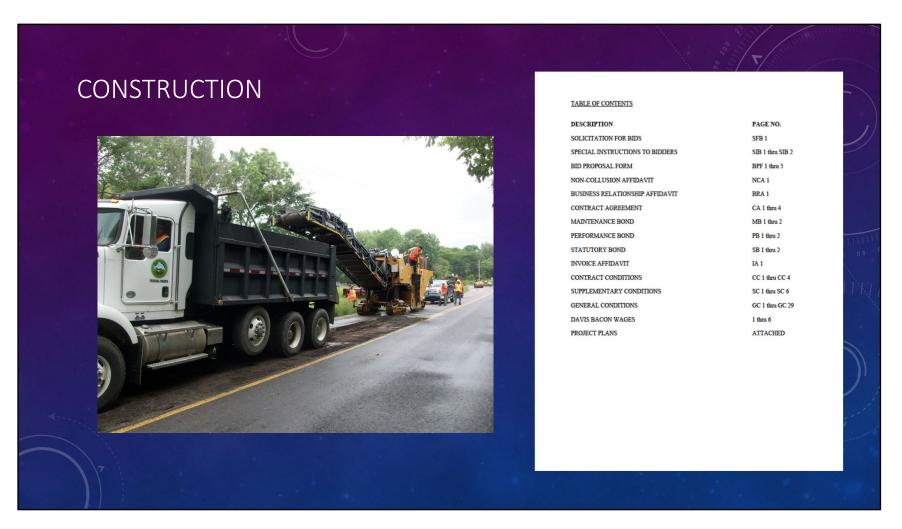
Not all projects will require the acquisition of Rights-of-Way but if they do it is important to follow the 25 CFR Part 169 regulations. As can be seen when ROW acquisition is required there are many steps that must be followed to successfully acquire the ROW. The engineer that completes the project design will generally prepare the ROW documents. Once these ROW documents are prepared it is important to obtain the services of a ROW Agent who will negotiate with the landowners and obtain the ROW.



The fifth and final step to a Tribal Transportation Project is the actual construction of the project. Typically a project is designed utilizing either the FHWA or State DOT standards and specifications.



Once a project is ready to go to construction the Contract Documents and Bid Specifications must be prepared for the project.



As with a design project it is important to check the Tribal Purchasing Policies and the Tribes federal agreement when bidding out a construction project. As shown in the Table of Contents for this project there are many sections that must be included in the construction bid documents.



Once the bid documents are prepared then it is time to solicit the bids. As can be seen there is a process for advertising and selecting a contractor for a construction project. It is very important to always have a pre-bid meeting to inform the contractors about the bid documents and give them a chance to answer questions. Tribes have various processes for picking a construction contractor that range from hiring the contractor who has the lowest bid to a process involving Indian Preference and a point system. Therefore it is important to ensure the bidding process follows the requirements of the Tribes Purchasing Policies.



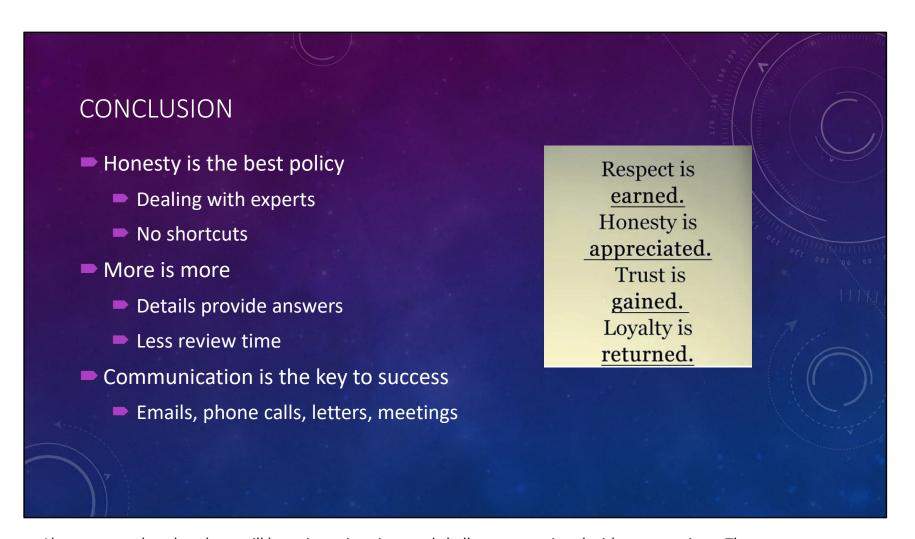
Once a contractor has been selected and a contract signed then it is important to have a Pre-Construction meeting with the contractor to review the schedule and specific contract items such as material submittals and traffic control plans. It is always important that a Notice to Proceed be issued and the contractor understands the contract time and liquidated damages.



During construction it is important that the project be properly inspected to ensure that the project is constructed properly, and all specifications are met and to ensure that all required testing is completed. This inspection can be completed by a Tribal employee or and independent construction manager.



In the end this is what we are striving for, a well-built project and successful ribbon cutting.



Always remember that there will be unique situations and challenges associated with every project. The more communication you have during a project the better the results.



If you have any questions about this presentation or if I can provide further information about the Tribal Transportation Program, please contact me.