



Financial Assistance Award

DENALI COMMISSION
 510 "L" Street, Suite 410
 Anchorage, Alaska 99501
 (907) 271-1414 (phone)
 (907) 271-1415 (fax)
 www.denali.gov

Award Number	215-06
Award Title	Solid Waste Equipment Purchase
Performance Period	April 15, 2006 to September 30, 2006
Authorizing Resolution	06-10

Recipient Organization & Address
 Pitka's Point Village Council
 P.O. Box 127
 Saint Mary's, AK 99658
 Phone: (907) 438-2833
 Fax: (907) 438-2569

Authority 112 Stat 1854	CFDA Number 90.100
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Denali Commission Finance Officer Certification *JJP*

Recipient DUNS # 61-221-6929 TIN #92-0126831

Accounting Code	Denali Commission	Other Contributors	Total
FY 06 USDA Solid Waste	\$133,500		\$133,500
Pitka's Point Admin costs		\$4,000	
Total	\$133,500	\$4,000	\$137,500

This Financial Assistance Award approved by the Federal Co-Chair of the Denali Commission is issued in triplicate and constitutes an obligation of federal funding. By signing the three documents, the Recipient agrees to comply with the Award provisions indicated below and attached. Upon acceptance by the Recipient, two signed Award documents shall be returned to the Federal Co-Chair of the Denali Commission and the Recipient shall retain the third document. If not signed and returned without modification by the Recipient within 30 days of receipt, the Federal Co-Chair may unilaterally terminate this Award.

- Special Award Conditions and Attachments
- Line Item Budget
- OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations
<http://www.whitehouse.gov/omb/circulars/a133/a133.html>

- Administrative Requirements (check one)**
- OMB Circular A-102, Grants and Cooperative Agreements with State and Local Governments
<http://www.whitehouse.gov/omb/circulars/a102/a102.html>
 - 2 CFR Part 215, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Nonprofit Organizations (OMB Circular A-110)
http://www.access.gpo.gov/nara/cfr/waisidx_05/2cfr215_05.html

- Cost Principles (check one)**
- OMB Circular A-87, Cost Principles for State, Local and Indian Tribal Governments
www.whitehouse.gov/omb/circulars/a087/a087-all.html
 - OMB Circular A-122, Cost Principles for Nonprofit Organizations
www.whitehouse.gov/omb/circulars/a122/a122.html
 - OMB Circular A-21, Cost Principles for Educational Institutions
<http://www.whitehouse.gov/omb/circulars/a021/a021.html>
 - 48 CFR 31.2, Contracts with Commercial Organizations

Signature of Authorized Official - Denali Commission <i>George J. Canelos</i>	Typed Name and Title George J. Canelos, Federal Co-Chair	Date 5-19-06
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Signature of Authorized Official - Pitka's Point Village Council <i>Ruth J. Riley</i>	Typed Name and Title Ruth Riley, President	Date 6/7/06
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ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

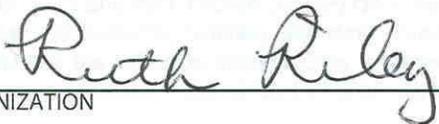
PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL		TITLE	
Ruth Riley 		President	
APPLICANT ORGANIZATION		DATE SUBMITTED	
Pitka's Point Village Council		6-7-06	

***Award Conditions to the Financial Assistance Award
Between the Denali Commission and Pitka's Point Village Council
For Solid Waste Equipment Purchase
Award No. 215-06
May 2006***

1. Scope of Work

This Award is for the purchase and transportation of a Model #706 Summit Consulting Services burn box and containment fencing with entry gate. Title to this equipment will be held by the owner of the landfill site, the Pitka's Point Native Corporation, and used by the Pitka's Point Village Council, the Native Village of Pitka's Point, and the City of Saint Mary's per the December 22, 2005 resolution of the Pitka's Point Native Corporation. This equipment will improve overall operations of the shared landfill and reduce the possible contamination of the Pitka's Point and Saint Mary's drinking water supplies.

A Joint Letter of Commitment and Support (signed June 14-15, 2005 by the Pitka's Point Village Council and the City of Saint Mary's) is on record regarding landfill operations.

This Award to the Pitka's Point Village Council is not to exceed \$133,500.

It is important to note that the City of Saint Mary's, the landfill operator and lease holder, has requested and been awarded: a 750-gallon waste oil tank, two 3-cubic-yard 4-wheeler dumpsters, four epoxy-coated 4-cubic-yard steel dumpsters, and the associated freight charges. This equipment will be owned by the City of Saint Mary's.

This project is intended to address deficiencies in solid waste disposal (sites) which may threaten to contaminate rural drinking water supplies. There is no indirect funding associated with this Award. All Commission funding is intended for use for the scope of work identified in the Award document only. Any balance of funds remaining after the full scope of work has been completed shall be returned to the Denali Commission.

2. Milestones

The following milestones are identified as the major steps to be completed as part of the project. "Planned" dates for the first milestone are included here. As part of each progress report, recipients shall update the progress toward meeting these milestones (see section 7, Reporting).

Milestone	Planned		Actual		Units	Total Cost At Completion
	Start Date	End Date	Start Date	End Date		
Equipment Purchase & Activation	04/15/2006	9/30/2006			0	\$0.00
Project Close-out	10/01/2006	12/30/2006			0	\$0.00

3. Award Performance Period

The Award performance period is April 15, 2006 through September 30, 2006. This is the period during which Award recipients can incur obligations or costs against this Award.

4. Direct and Indirect Costs

The cost principles of OMB 87 are applicable to this Award. No indirect costs are allowable under this award. Please refer to the cost principles regulations for specific details on other allowable charges under this Award.

5. Budget and Program Revisions

The Administrative Circular, OMB A-102 applies to this Award. Please refer to the Administrative Circular for specific details on revisions to this Award. The Administrative Circular requires that Pitka's Point Village Council will inform the Commission in writing (e-mail, letter, or report) at the earliest possible date of any unanticipated project cost overrun, project schedule delays, or changes in the project scope or changed site conditions.

6. Payments

Payments under this Award will be made through the U.S. Department of Treasury's Automated Standard Application for Payment (ASAP) system. The ASAP system is the Commission's mechanism for requesting and delivering Federal funds to Award recipients. Pitka's Point Village Council must be registered with the ASAP program in order to make draw downs. Please contact the Commission's Finance Manager at (907)-271-1414 for further information about registering with the ASAP program. Payments shall be made in accordance with OMB A-102. **No interest will be accrued on these funds.**

7. Reporting

Three forms of project reporting are required under this Award, listed below. Pitka's Point Village Council shall submit reports using the Denali Commission's on-line Project Database System, available at www.denali.gov. If there are technical limitations which may prevent the recipient from meeting this requirement, please contact the Program Manager listed in this agreement.

- a. **Progress Reports** shall be submitted on a quarterly basis. The first reporting period is April 15, 2006 through June 30, 2006, and quarterly thereafter. Reports are due within 30 days of the end of the reporting period. Progress reports shall include the following:
 - i. Total project funding, including both Denali Commission funding and other project funding sources.

- ii. The total project expenditures for the project as of the end of the reporting period, including both Denali Commission and Other funding sources.
 - iii. Updated schedule and milestone information as identified in the Scope of Work
 - iv. Narrative summary of the project status and accomplishments to date, and address the following questions: is the project on schedule, is the project on budget, and what actions are planned to address any project problems.
 - v. Photographic documentation of the funded equipment shall be provided with the progress reports, including a minimum of three, dated photos per reporting period such that a complete record is maintained over time, from "before," showing the situation before the mobilization of the equipment, to "during" showing work proceeding on the project, and "after" to show the impact of the operating equipment. Photos shall be provided in a digital format as part of the on-line report. A short description of the activity and names of those in the photos shall also be provided.
- b. **Standard Form 269A Financial Status Report – Short Form (SF269A)** shall be submitted on a quarterly basis via fax, e-mail or mail. As with the Progress Reports, the SF269A is due within 30 days of the end of the quarter and a final SF269A is due within 90 days of the end of the Award Performance Period. Please note the following:
- i. This report cannot yet be submitted through the Denali Commission On-line Project Database and therefore must be submitted via fax, e-mail or mail.
 - ii. This form is available on the Internet at <http://www.whitehouse.gov/omb/grants/sf269a.pdf>. A link to this site is also available on the Commission's website, www.denali.gov, under the "Finance" section. A Guide to Completing the SF269A can also be found on the Denali Commission's website under the "Finance" section.
 - iii. The SF269A may be filled out electronically using the above link. However, the completed SF269A must be printed and signed, and then the completed SF269A must be submitted to the Deputy Director of Administration via mail, fax or as a PDF attachment to an e-mail (nmerriman@denali.gov).
 - iv. If you have multiple projects under a single Financial Assistance Award, the SF269A is required ONLY for the award as a whole, not for the individual projects.
- c. **Federal Single Audits** shall be submitted annually, *when required*. In accordance with OMB Circular A-133, which requires [subpart 200] "Non-Federal entities that expend \$500,000 or more in a year in Federal awards shall have a single or program-specific audit conducted for that year in accordance with the provisions of this part [subpart 205]. The determination of when an award is expended should be based on when the activity related to the award occurs."

Recipients shall also submit single audits to the Federal Clearinghouse as designated by OMB. Information can be found on the following web-site:
<http://harvester.census.gov/sac/>

8. *Project/Award Close-Out*

The project close-out report shall be completed within 90 days of the end of the Award performance period or within 90 days of the completion of the project, whichever is earlier. Recipients must also draw down any remaining funds for expenditures incurred under this award during this 90-day period.

The project close-out report shall be submitted on-line through the Denali Commission's on-line Project Database System, available at www.denali.gov. The project close out will require the recipient to submit the following information:

- a. Final data for each item listed in paragraph 7(a) "Progress Reports"
- b. Final project expenditures itemized by the following categories: planning & design; materials & equipment; freight; labor; project administration/overhead and other expenses.
- c. Acknowledgement of support: For all equipment projects, the Award recipient shall display a sign that acknowledges the Government's support for the project(s) developed under this Award. The Commission will provide an appropriate sign. The Award recipient must request an indoor and/or an outdoor sign from the Commission office. Pickup or delivery of the sign can be arranged at that time.

9. *Public Policy Laws and Assurances*

Award Recipients are required to comply with the public policy laws and assurances on Standard Forms SF 424b (non-construction projects) or SF 424d (construction projects). This form must also be signed by a certifying official of the organization. Some of the laws are highlighted below for your reference.

To the maximum extent practicable, considering applicable laws, Funding Recipients shall accomplish the project contemplated by the Award using local Alaska firms and labor.

No portion of this award may be used for lobbying or propaganda purposes as prohibited by 18 U.S.C. Section 1913 or Section 607(a) of Public Law 96-74.

Project level environmental reviews in accordance with the National Environmental Policy Act (NEPA) and the National Historic Preservation Act (NHPA) are required for each project undertaken with Denali Commission funds.

10. Non-Compliance with Award Conditions

Recipients not in compliance with the terms and conditions of this Financial Assistance Award will be notified by the Denali Commission. The Denali Commission will work with the recipient to identify the steps necessary to bring them back into compliance, and will establish an appropriate time frame for the corrections to be made. If the corrections have not been made by the deadline, the Denali Commission reserves the right to either suspend or unilaterally terminate the Financial Assistance Award for non-performance.

11. Program Manager, Financial Manager & Other Contact Information

Denali Commission	Pitka's Point Village Council
Cindy Roberts Program Manager 510 L Street, Suite 410 Anchorage, AK 99501 Phone: 907-271-3018 Fax: 907-271-1415 E-mail: croberts@denali.gov	Ruth Riley, President Project Manager P.O. Box 127 Saint Mary's AK 99658 Phone: 907-438-2564 Fax: 907-438-2569 Email: pitkaspoint@amazon.com
Joey Ausel Grants Manager & Analyst 510 L Street, Suite 410 Anchorage, AK 99501 Phone: 907-271-3415 Fax: 907-271-1415 E-mail: jausel@denali.gov	Sandra Drake Financial Contact P.O. Box 127 Saint Mary's AK 99658 Phone: 907-438-2564 Fax: 907-438-2569 Email: pitkaspoint@amazon.com

12. Special Conditions

The Pitka's Point Village Council may be asked to make presentations to the Denali Commission or its Subcommittees on the success and lessons learned through this Award.

13. Attachments

- a. Joint Letter of Commitment and Support signed by the City of Saint Mary's and Pitka's Point Village Council, June 2005.
- b. Pitka's Point Native Corporation letter to City of Saint Mary's January 6, 2006.

City of St. Mary's
P.O. Box 209
St. Mary's, AK 99658
(907) 438-2515, Fax (907) 438-2719

Pitka's Point Native Corporation
P.O. Box 289
Saint Mary's, AK 99658
(907) 438-2953, Fax (907) 438-2276

14 June, 2005

Cindy Roberts, Solid Waste Program Manager
Denali Commission
510 "L" Street, Suite 410
Anchorage, Alaska 99501

Dear Ms. Roberts:

JOINT LETTER OF COMMITMENT AND SUPPORT

This is a Joint Letter of Commitment and Support being submitted to your Office by the Pitka's Point Native Corporation and the City of Saint Mary's, advocating the Denali Commission establish and fund a Complete Solid Waste Management Pilot Program at the existing Pitka's Point Corporation owned Landfill (leased to and managed by the City of Saint Mary's) that, if successful, would be replicated throughout the Yukon River Watershed Sub-Region and eventually, elsewhere throughout Rural Alaska. It is understood that the lead technical partner in such a Program would be Summit Consulting Services, Inc., (SCS) based in Anchorage; and, that the Yukon River Inter-Tribal Watershed Council, also located at Anchorage, would administer this comprehensive Solid Waste Management Pilot Program grant. It is our understanding that federal 2005 year-end funds may be available for the initiation of this Project.

The essential material infrastructure envisioned for the Pilot Project would include:

- a) an SCS. #7 model Burn-box, 17' wide, 16' long and 10' high, weighing approximately 20,000 pounds, that is capable of handling collected and burnable solid wastes from approximately 1,000 persons;
- b) the construction of a pad for the landfill cells and as a base for the Burn-Box, with the pad consisting of existing native materials at the landfill site -- a former gravel pit -- or from gravel at the nearby City managed gravel pit #1; with the pad being 150' x 150' x 3' deep;
- c) installation of an enclosing steel fence with a lockable gate for security purposes;
- d) additional dumpsters at Saint Mary's as may be determined necessary;
- e) two portable aluminum solid waste containers for the Village of Pitka's Point, that can be transported to the Landfill by pick-up truck or a four-wheel ATV;
- f) a hazardous waste receptacle structure to be located near the City shop, a portion of which could be effectively integrated with an existing City fuel burner in order to burn waste fuel for the production of waste heat, and,

- g) a Solid Waste Transfer Station, mainly for use of Pitka's Point residents, where burnable wastes could be kept covered and dry from inclement weather, until City Staff could transfer these wastes to the Burn-Box.

The technical and management training that SCS Staff and Yukon River Inter-Tribal Watershed Council Staff will provide to the Pilot Project would include:

- 1) reviewing, evaluating and modifying the City's existing Solid Waste Management Program, with special emphasis being placed on the sustainability of the finished Program (operation, maintenance, repairs and a capital asset reserve) being guaranteed, as feasible, through user fee contributions;
- 2) educating both the City and the Village of Pitka's Point Community residents, businesses and institutions regarding the merits of the new Program; and also, explaining community and individual responsibilities concerning waste separation and disposal (burnable and non-burnable) in accordance with ADEC guidelines;
- 3) providing technology tailored to specific needs; e.g., integrating the hazardous waste station operations with those of the City's existing waste fuel burner;
- 4) developing an accountable system of Solid Waste Management Program reporting to the ADEC; and,
- 5) supplying Program technical training in repairing/maintaining of Program equipment, plus the proper care and preservation of the new Landfill cells.

The Joint Commitment of the City of Saint Mary's and the Pitka's Point Corporation would include:

A. Commitment of the City to the following activities:

1. the participation of City of Saint Mary's Solid Waste Utility Staff in the collection of solid wastes within the City, the burning of all burnable solid wastes at the Landfill, the moving of the ashes from the burn-box to the landfill cells and the proper maintenance/covering of the cells;
2. keeping a 450 CAT Dozer or a backhoe at the Landfill site for ongoing emptying of the burn-box and the care of the cells;
3. operating the Hazardous Waste Station for the convenience of both Communities; and in such a manner that there is verifiable evidence freshwater wells and the Andreafski and Yukon Rivers are not polluted by such wastes;
4. removing, as feasible, on an annual schedule and by barge: vehicle scrap metal, disposable appliances, waste batteries and non-burnable hazardous wastes from the Landfill and from both Communities;
5. scheduling, in conjunction with Corporation Staff, set times during each week when Village of Pitka's Point residents may have access to the Landfill;
6. formulating and submitting to the ADEC Solid Waste Management Program Staff, an acceptable Solid Waste Management Plan and an application for a Class III Landfill Permit license;
7. City Administrative Staff working with SCS and the grant Administration Staff of the Yukon River Inter-Tribal Watershed Council, for the successful conducting and coordinating by the latter of all grant administrative activities.
8. transporting the Burn-Box to the Landfill site;

9. providing, as necessary, crushed gravel for the Landfill pad;
10. continuing working with local Tribal Governing Bodies regarding the Community-wide aluminum can recycling program; and,
11. paying its annual Landfill lease fee on a timely basis.

B. Commitment of the Pitka's Point Native Corporation to the following activities:

- 1) working with the Village Tribal Governing Body so that Village of Pitka's Point residents use the portable aluminum Program containers; and that these containers are hauled to the Landfill and emptied into the Burn-Box, preferably when City Staff are preparing to conduct burns.
- 2) inviting Pilot Program and City Staff to present Program updates at Corporation Board Meetings and the Corporation's Annual Meeting;
- 3) encouraging Corporation Members to comply with Program waste separation and burning procedures to be established by the Pilot Program; and,
- 4) having witnessed the envisioned positive results of the Pilot Program as its policies and procedures are put into practice over the five year period of the recently approved Landfill lease extension to the City, the Corporation then will approve, once the five year lease extension will have expired, subject to contract negotiations, a new twenty year Landfill usage and management lease to the City.

This Joint Letter of Commitment and Support, being submitted to your Office as the Denali Commission's Solid Waste Program Manager, is our instrument advocating and requesting that the Commission establish and fund, primarily at the Pitka's Point Native Corporation's Landfill site, the Complete Solid Waste Management Pilot Program now being considered for our two Communities. Our commitment to this Pilot Program Project is manifested by the signatures below of the authorized representatives of our two entities. Thank you for your consideration of this request.

PITKA'S POINT NATIVE CORPORATION

CITY OF SAINT MARY'S

Anna L. Tinker
Anna Tinker, Corporation President

Sven Paukan
Sven Paukan, Mayor

06/15/05
Date

6-14-05
Date

PITKA'S POINT NATIVE CORPORATION

Friday, January 06, 2006

City of St. Mary's
P. O. Box
St. Mary's, AK
99658

COPY

P.O. Box 289
St. Mary's AK
99658-0289

TELEPHONE:
(907) 438-2953
FAX: 438-2276
Toll Free #
1-866-438-2953

To Whom It May Concern:

The Pitka's Point Native Corporation, at a Regular Meeting conducted on Thursday, December 22, 2005, at which a quorum of the Board Members was present, approved by unanimous vote the following seconded motion:

The Pitka's Point Native Corporation passes and approves that:

- a) The current, Pitka's Point Native Corporation (Corporation) owned, joint-use Landfill property be committed to be used in perpetuity i.e., for the useful life-time of the Landfill anticipated to be at least twenty years, for ongoing usage by the Pitka's Point Village Council- Native Village of Pitka's Point and the City of St. Mary's (City) as a joint-use Landfill;
- b) The Corporation's approval for Village Council and especially the City to have use of the existing Landfill for the useful life term of the Landfill, in no manner precludes the Corporation from setting and negotiating amended, restated lease rates for permitting Landfill solid waste disposal usage by the two pertinent governing Bodies;
- c) Any and all purchased and installed Landfill Burn-box, gate and fencing at the Landfill are to be part of the Landfill real estate property owned by the Pitka's Point Native Corporation; and
- d) The Corporation's 10/21/05 Letter to the City remains valid in its approving that the City's tenure as the existing Landfill Solid Waste Operations Manager should be extended and that an "...Amended and Restated...Agreement will include initial...term of five

BOARD OF DIRECTORS:

PRESIDENT
Anna L. Tinker
907-438-2319

VICE-PRESIDENT
John E. Tinker Jr.
907-349-3700

**SECRETARY/
TREASURER**
William John

MEMBER
Sandra M. Drake
907-438-2564

MEMBER
Ivy Lamont

Office Administrator:

Linda A. Long

FPNC
01/06

(-A

PITKA'S POINT NATIVE CORPORATION

years, and, a minimum, an option to extend for five additional years in favor of the City..."; with the "option to extend for five additional years" being contingent on the City's satisfactory performance in managing the Landfill particularly in its ability to obtain and successfully operate a suitable Burn-Box plus related solid waste management equipment at the Landfill, as well as obtain a Class III Landfill Permit from the Alaska Department of Environmental Conservation.

Since only
Pitka's Point Native Corporation

Anne L. Tinker
Anne L. Tinker
President

CC: John Furrell
Native Village of Pitka's Point
Glen Price, Attorney

COPY

PPNC
20

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1-B