



**Financial Assistance Award**

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

<b>Award Number</b>	161-05
<b>Award Title</b>	Native Village of Selawik Equipment Purchase
<b>Performance Period</b>	April 1, 2005 to December 31, 2005
<b>Authorizing Resolution</b>	04-07
<b>Recipient Organization &amp; Address</b>	
Native Village of Selawik P.O. Box 59 Selawik, AK 99770 Phone: (907) 484-2002 Fax: (907) 484-2001	
<b>Recipient DUNS # 612092861 TIN # 92-0059338</b>	

**Authority**  
112 Stat 1854

**CFDA Number**  
90.100

**Denali Commission Finance Officer Certification**

*[Handwritten Signature]*

**Cost Share Distribution Table**

Accounting Code	Denali Commission	Other Contributors	Total
FY 04	\$100,000		\$100,000
<b>Total</b>	<b>\$100,000</b>		<b>\$100,000</b>

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>
- OMB Circular A-110, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Nonprofit Organizations  
<http://www.whitehouse.gov/omb/circulars/a110/a110.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](http://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](http://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

<b>Signature of Authorized Official - Denali Commission</b> <i>[Handwritten Signature]</i>	<b>Typed Name and Title</b> Jeffrey B. Staser, Federal Co-Chair	<b>Date</b> 4/1/05
<b>Signature of Authorized Official - Native Village of Selawik</b> <i>[Handwritten Signature]</i>	<b>Typed Name and Title</b> Tommy Ballot Acting General Manager	<b>Date</b> 4/18/05

## ASSURANCES - 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 (0348-0042), 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 assistance 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 costs) 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 assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. 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.
8. 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).
9. 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.
10. Will comply with all Federal statutes relating to non-discrimination. 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.

11. 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 and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.

12. Will comply with the 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.

13. 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.

14. Will comply 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.

15. 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).

16. 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.

17. 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.).

18. 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."

19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL

Tommy Ballot



TITLE

Acting General Manager

APPLICANT ORGANIZATION

Native Village of Selawik

DATE SUBMITTED

4/15/05

*Award Conditions to the Financial Assistance Award  
Between the Denali Commission and  
The Native Village of Selawik  
For Equipment Purchase  
Project No. 161-05*

**1. *Scope of Work***

This Award finances the Native Village of Selawik (IRA Council) purchase of two burn units manufactured by Tok Welding and Fabrication for on-site MSW incineration, and polypropylene bags manufactured by The Bag Connection for MSW storage and containment.

The object is to construct the first (super-sack) above-ground landfill in the state. This Award will be used in conjunction with other funds secured by the community to construct an access road and do other site improvements. Equipment will be used at the existing Selawik landfill (and in the future at new landfill location) for the benefit of the Native Village of Selawik and the City of Selawik.

The equipment will assist in the community's handling of MSW through volume reduction and containment to prevent blowing trash from spreading across the tundra. These improvements should show direct and immediate improvements in water quality for the community as the primary drainage for the landfill is one mile upstream from the water intake.

Technical advice to the project will be provided by Zender Environmental Science and Planning, LLC. Mikunda Cottrell & Company will act as pay requestor on behalf of the Native Village of Selawik for the purposes of this award.

The amount of the Award is not to exceed \$100,000.

All Commission funding is intended for use for the scope of work identified in the Award document only. In the event there is a balance of funding remaining after the full scope of work has been completed, the Denali Commission shall determine how the excess funds will be allocated.

## 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	
	Start Date	End Date	Start Date	End Date
Construction	04/01/2005	10/31/2005		
Project Close-out	10/31/2005	12/31/2005		

## 3. *Award Performance Period*

The Award performance period is April 1, 2005 through December 31, 2005. 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 A-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 the Village of Selawik 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. The Village of Selawik must be registered with the ASAP program in order to make draw downs. Please contact the Commission's Program Manager or Finance Manager for further information about registering with the ASAP program. Payments shall be made in accordance with (administrative circular). **No interest will be accrued on these funds.**

## 7. **Reporting**

Two forms of project reporting are required under this Award, listed below. The Village of Selawik shall submit reports using the Denali Commission's on-line Project Database System, available at [www.denali.gov](http://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 1, 2005 through June 30, 2005, 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. Update 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 project progress shall be provided with the progress reports to document the impact of the equipment purchased. These should include a before and after photo. 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. **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 designated by OMB. Information can be found on the following web-site:

<http://harvester.census.gov/sac/>

## 8. **Project Close-Out**

The project close-out 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](http://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 construction 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.

#### ***9. 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.

***10. Program Manager, Financial Manager & Other Contact Information***

<b>Denali Commission</b>	<b>Village of Selawik</b>
Cindy Roberts Program Manager Denali Commission 510 L Street, Suite 410 Anchorage, AK 99501 Phone: (907) 271-3018 Fax: (907) 271-1415 Email: <a href="mailto:croberts@denali.gov">croberts@denali.gov</a>	Raven Sheldon Project Manager Native Village of Selawik P.O. Box 59 Selawik, AK 99770 Phone: (907) 484-2006 Fax: (907) 484-2001 Email: <a href="mailto:raven.sheldon@akuliguq.org">raven.sheldon@akuliguq.org</a>
Joey Hutcherson Grants Manager & Analyst Denali Commission 510 L Street, Suite 410 Anchorage, AK 99501 Phone: (907) 271-3415 Fax: (907) 271-1415 Email: <a href="mailto:jhutcherson@denali.gov">jhutcherson@denali.gov</a>	Raven Sheldon Financial Manager Native Village of Selawik P.O. Box 59 Selawik, AK 99770 Phone: (907) 484-2006 Fax: (907) 484-2001 Email: <a href="mailto:raven.sheldon@akuliguq.org">raven.sheldon@akuliguq.org</a>

***12. Other project specific paragraphs may be added here***

A separate project account will be established by the Village of Selawik for this project. This account will be separate from the General Ledger and will document all purchase orders, materials, and labor payments. The firm of Mikunda Cottrell Accounting & Consulting Company will manage this account. The Village of Selawik will approve and sign all payments.

The Village of Selawik may be invited to report the results of this equipment at a future meeting of the Commission or other forum.

*Native Village of Selawik*  
Selawik IRA Council  
P.O. Box 59  
Selawik, Alaska 99770

March 28, 2005

First National Bank of Alaska  
P.O. Box 107006  
Anchorage, Alaska 99510

RE: Financial Authorization

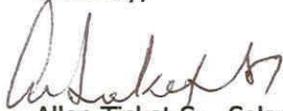
To Whom It May Concern:

The purpose of this letter is to provide First National Bank with the Native Village of Selawik's authorization for Mikunda Cottrell Accounting & Consulting (MCAC) to manage the Solid Waste Management Improvement Account. MCAC may, on behalf of the Native Village of Selawik, perform the following activities for the Solid Waste Management Improvement Account established after this date:

1. Open and close an Interest Bearing bank account for the Native Village of Selawik for the Denali Commission funded Solid Waste Equipment Purchase Award.
2. Enroll in the Automated Standard Application for Payments (ASAP) the Denali Commission's standard method of drawing award funds, and act in the capacity of an ASAP funds "requestor" on behalf of the Native Village of Selawik.
3. Receive monthly bank statements and cancelled checks for the Solid Waste Management Improvement Account to MCAC.
4. Sign checks issued on project accounts. Checks are valid if they are signed by any two authorized signatories. (MCAC will provide a list of signatories to you).
5. Allow MCAC to issue stop payment notices, authorize checks with incorrect number of signatures, and transfer money between related accounts upon written confirmation.
6. Perform all other administrative activities associated with maintaining project accounts (requesting information on balances, signing w-9 forms, prepare expenditure statements for Village Administrators to submit quarterly reports to the Denali Commission, or any other administrative paperwork associated with maintaining the Solid Waste Management Improvement Account).

Thank you for your assistance in this arrangement.

Sincerely,



Allen Ticket Sr., Selawik IRA Council President

*Native Village of Selawik*  
Selawik IRA Council  
P.O. Box 59  
Selawik, Alaska 99770

March 30, 2005

Mikunda Cottrell & Company  
3301 Denali Street  
Anchorage, Alaska 99503

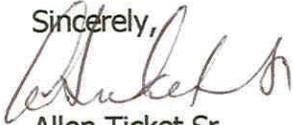
To Whom It May Concern:

Technical advice to the project will be provided by Zender Environmental Science and planning, LLC. Mikunda Cottrell & Company will act as pay requestor on behalf of the Native Village of Selawik for the purposes of this award.

A separate project account will be established by the Native Village of Selawik for this project. This account will be separate from the General Ledger and will account for all purchase orders, materials, and labor payments. The firm of Mikunda Cottrell Accounting & Consulting Company will manage this account. The Native Village of Selawik will approve and sign all payments.

If you have any questions please feel free to contact me.

Sincerely,



Allen Ticket Sr.  
President  
Selawik IRA Council