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NOTICE OF FUNDING OPPORTUNITY

Agency: Denali Commission

Date: 8 June 2017

Title: Small Project Transportation Maintenance and Improvements Grants

Announcement Type: Initial Solicitation

Notice of Funding Opportunity Number: DC-TP-17-002

Catalog of Federal Domestic Assistance Number: 90.100

Application Deadline: 2:00 p.m. Alaska time on July 21, 2017

Entities wishing to apply for this opportunity may download the full NOFO package from the Denali Commission website at <https://www.denali.gov/programs>

Applicants may also request a hard copy of the package by contacting:

Janet Davis
Denali Commission Grants Management Officer
jdavis@denali.gov
(907) 271-1414 or (907) 271-3036

Administrative questions should also be directed to Janet Davis. Program related questions should be directed to:

Thomas S. Wolf, P.E., PMP
Denali Commission Transportation Program Manager twolf@denali.gov
(907) 271-1414 or (907) 271-5232

TABLE OF CONTENTS

	<u>Page</u>
A. Program Description	3
B. Federal Award Information	4
C. Eligible Applicants	5
D. Application Format and Submittal Requirements	6
E. Application Review Process	8
F. Administrative Information	11
G. Awarding Agency Contacts	12
H. Other Requirements and Information	12

Exhibits

1. Financial Assistance Award Terms and Conditions

A. Program Description

The Commission's Transportation Program (TP) was originally created in 2005 and included two main components, rural roads and water front development. Initially the goals of the TP Program were to connect rural communities to one another and the state highway system, provide functional and safe ports, barge landings, and docking facilities, and to provide opportunities to enhance rural economic development. As the program developed the safe delivery of petroleum products was also included. Due to reduced Federal and State funding the Commission has been realigning our rural transportation investments towards maintaining, sustaining, and protecting existing infrastructure.

As part of the Transportation Program, the Commission has a total of \$1,200,000 available for [Small Project Transportation Maintenance and Improvement Grants](#). These funds are available in accordance with the Commission's approved workplan for Fiscal Year 2016. The objective of this opportunity is to aid rural Alaskan communities maintain and improve their existing core transportation infrastructure.

The authority for this solicitation is section 305, of the Denali Commission Act of 1998, which authorizes the Commission, acting through the Federal Co-Chairperson, to award grants.

A list of example projects that could be the basis for a successful application is summarized below. This is not a comprehensive list of eligible projects. Rather, it is intended to communicate the scope and scale of project types that may be considered appropriate for consideration under this competitive opportunity.

1. Roadway surface repair and safety improvements
2. Fence repair
3. Sign maintenance
4. Dust Control surface treatment
5. Drainage and/or drainage structure repair
6. ATV trail repair
7. Dock/waterfront facility structural integrity and safety improvements
8. Bridge preservation and maintenance

The funds made available via this NOFO are intended to be used for actual implementation type projects. Applications that only include planning and design activities will not be considered. The costs of repair and upgrade of equipment necessary for completion of a project should not exceed 15% of the proposed construction project.

As used in this NOFO:

- *Contract* is a legal instrument by which a recipient purchases property or services needed to carry out the project under an award. A contract/contractor provides the goods and services within normal business operations; provides similar goods or services to many different purchasers; normally operates in a competitive environment; and provides goods or services that directly support the goals of the Federal program.
- *Core Transportation Infrastructure* means roads, bridges, ATV trails, and dock/waterfront facilities.
- *Distressed Community* means a community that is listed on the annual update of the distressed community list prepared by the Alaska Department of Labor and Workforce Development, Research and Analysis Section. The 2016 Distressed Community List can be found here:
https://www.denali.gov/images/documents/distressed_lists/2016_Distressed_Final.pdf
- *Force Account Construction* means a construction delivery method by which a grantee employs its own workers to complete a publicly funded construction project in lieu of hiring a private contractor.

B. Federal Award Information

The total amount of funds available in FY2017 for all awards under this NOFO is \$1.2 million. The maximum amount of assistance that will be awarded for individual applications is \$200,000. The Commission will not accept applications for projects with a total cost less than \$25,000. The number of awards will depend on the number of eligible applications submitted, the size of awards requested, and the quality/competitiveness of the applications. The Commission anticipates issuing between 6 to 12 awards under this program. The exact amount of an individual award will be determined in pre-award negotiations between the Commission and the applicant.

Selected applicants (Recipients) will be funded through a Financial Assistance Award (FAA) between the Commission and the successful applicant. The FAA will include the information stipulated in 2 CFR 200.210 (general award information, terms and conditions, budget, schedule, deliverables and reporting requirements). The Commission's FAA general terms and conditions are attached for reference as Exhibit 1. Recipients will be required to adhere to the Bonding and Insurance requirements stipulated in Section 14 of Exhibit 1. Guidance and requirements for all FAA's awarded by the Commission are summarized in *Recipient Guidelines and Requirements* (RGR), dated July 2015. A copy of the RGR is available on the Commission website which can be found here:

https://www.denali.gov/images/forms/FINAL_RGR_FY15_-_9.18.15.pdf

The Commission expects to be substantially involved in many aspects of the awards. This involvement may include, but is not limited to, collaboration on the scope of work, providing technical assistance, providing comment and review on design submittals, and tracking progress toward successful execution of the proposed project.

Pre-award project direct costs are generally unallowable; however, pre-award costs may be considered in FAA negotiations between the Commission and successful applicants. Incurring pre-award costs is at the applicant's own risk.

Successful applicants will be required to submit additional forms and certifications during the development of the Commission Financial Assistance Award (FAA) documents, including Standard Form SF-424, Application for Federal Assistance. The Commission uses a platform known as *GrantSolutions* to process new FAA's and amendments to existing FAA's.

The performance period for Awards issued pursuant to this NOFO will be a maximum of 14 months. Projects should be developed such that they can be fully executed within the award period.

Denali Commission Award recipients will be required to:

1. Be registered in SAM.gov prior to award.
2. Provide a valid DUNS number prior to award.
3. Continue to maintain an active SAM registration with current information at all times during the Award performance period.

Though not required to submit an application in response to this NOFO, applicants are encouraged to address the SAM registration and DUNS number requirements during the application process. The Commission may not issue an FAA until the applicant has complied with all applicable SAM and DUNS requirements. Registration in these systems can take up to one month to complete and, if an applicant has not fully complied with the requirements by the time the Commission is ready to make an award, the Commission may determine that the applicant is not qualified to receive a Federal award and use that determination as a basis for making an award to another applicant.

C. Eligible Applicants

Eligible applicants include rural Municipal, Borough and Tribal governments, ANCSA Village Corporations, and regional tribal non-profit organizations that serve rural Alaska. Proposed projects must be in rural communities with populations less than 1,200. Applications from individuals, ANCSA Regional Corporations, state or federal agencies will also not be considered under this NOFO.

More than one Award in a single community will not be considered under this NOFO. Applicants must demonstrate the ability to implement requested projects through competitive design and/or construction contracts or via local force account construction. Sub-awards are not allowable under Awards issued pursuant to this NOFO.

All construction projects exceeding \$100,000 require cost sharing/matching as follows:

- *Distressed* communities - Commission funding shall not exceed 80% of the total project cost
- *Non-distressed* communities - Commission funding shall not exceed 50% of the total project cost

Proposed projects that do not exceed the \$100,000 cost threshold are not required to provide cost sharing or matching to be eligible. However, a cost sharing or matching scoring element is part of the selection criteria (reference NOFO Section E).

"Cost sharing or matching" is defined by 2 C.F.R. 200.29 as "the portion of project costs not paid by Federal funds (unless otherwise authorized by Federal statute)." Any shared costs or matching funds and all contributions, including cash and third party in-kind contributions, will be considered cost sharing or matching when the contributions meet the criteria listed in 2 C.F.R. 200.306. Community owned equipment that is leased or rented to the project may be considered an in-kind contribution to the project and counted as a non-federal match.

D. Application Format and Submittal Requirements

All applications must be submitted in sealed envelopes bearing on the outside the name of the NOFO for which the application is being submitted and shall be submitted by mail or in person at the place and no later than the time specified below. Facsimile or electronic mail applications will not be accepted. Any applications not physically received at the address below on or before the specified date and time will not be opened or considered.

Applicants are reminded that "overnight" or "express mail" deliveries from rural Alaska to Anchorage can take longer than expected.

Deadline: Friday, 21 July 2017 at 2:00 PM

Address Responses To: Denali Commission, 510 "L" St., Suite 410, Anchorage, Alaska 99901

Mark Submittals as Follows: Application for Small Project Transportation Maintenance and Improvements Grant

Required Number of Copies: Three (3) hard copies

Applications should only address the selection criteria listed in Section E. Applications shall include all of the following and adhere to the specified criteria. One page is defined as one side of a standard 8 ½ inch by 11 inch sheet of paper.

- | | |
|--|------------------|
| <input type="checkbox"/> Cover Letter | One page maximum |
| <input type="checkbox"/> Project Summary | One page maximum |
| <input type="checkbox"/> Narrative | 8 pages maximum |
| <input type="checkbox"/> Appendix | 15 pages maximum |

Cover Letter: Each application must include a cover letter signed by an individual duly authorized to represent the entity submitting the application. The letter must include the following.

1. Acknowledgement that the applicant has reviewed all information included in the original NOFO solicitation, and all subsequent information related to the NOFO (if any) posted on the Commission's website prior to 14 July 2017.
2. Certification that the applicant is in good standing with the Internal Revenue Service.
3. Certification that any funds identified in the project budget as non-federal cost share match are available.
4. If the applicant is a non-profit organization, a reference to current U.S.C. 501(c)(3) documentation included in the Appendix.
5. If the applicant is an entity other than a Municipal or local Tribal government, a statement confirming that the entity is applying on behalf of the Municipal or local Tribal government, with a reference to an appropriate authorizing resolution included in the Appendix.
6. SAM registration number, or certification that the applicant will become registered no later than 31 July 2017.

Failure to include the above information in the cover letter may result in the application being rejected as non-responsive.

Project Summary: A one page summary that includes the following information.

- a) Name of applicant
- b) Project title and location
- c) Distressed or non-distressed community
- d) Description of the proposed activity
- e) Total amount of requested funding
- f) Proposed non-federal match or in-kind contribution, if any
- g) Project Schedule

Narrative: Information about the proposed project that specifically addresses all the criteria in Section E.

Appendix: Other relevant supporting materials such as project design plans, resumes of key personnel, maps of the project area, photographs, letters of support, etc.

E. Application Review Process

The Commission will review applications based upon merit in accordance with 2 CFR 200.204. An initial review will be conducted to determine if applications meet the submittal requirements and are consistent with program objectives. Only those applications meeting these initial criteria will be considered qualified and forwarded for formal review.

Qualified applications will be reviewed by a Selection Committee established for this particular NOFO. The Committee will be comprised of at least 3 reviewers. Both Commission and non-Commission subject matter experts may be members of the Committee. Each Committee member will score each application on the first three selection criteria listed below. The fourth criteria will be scored using a formula that compares all qualified applications to each other, and then added to each Committee member's score sheet. Similarly, the points for projects in distressed communities will be added to each Committee member's score sheet, if applicable. A combined Committee score will be assigned to each application by summing the scores from each reviewer.

The Review Committee will develop a prioritized list of applications based on the combined Committee score, with the highest priority assigned to the application with the highest score. The Review Committee's prioritized list of applications will be forwarded to the Denali Commission Federal Co-chair for approval.

<u>Evaluation Criteria</u>	<u>Max. Score</u>	<u>Percent of Max. Score</u>
1. Consistency with Program Intent	400	40%
2. Implementation Plan	250	25%
3. Budget Detail	100	10%
4. Match Funds	150	15%
5. Distressed Community	<u>100</u>	<u>10%</u>
	1,000 Points	100%

Additional information on each evaluation criteria is summarized below. The narrative section of the application should address all the information described below. To facilitate the application review and award process, the Commission recommends that application narratives be organized in the order and labeled as stated below.

1. **Consistency with Program Intent (40%)**

Describe the infrastructure/equipment that is need of maintenance and/or improvement. The use of photographs to help communicate the condition of the infrastructure/equipment is encouraged. Photographs and other support material referenced in the text of an application but included in an appendix do not count against the narrative section page limits.

Describe the specific goals and objectives that will be achieved by implementing the proposed project. Provide sufficient information defining project activities for reviewers to understand how the project

scope will achieve the goals and objectives. Expected project outcomes should also be clearly stated. Identify specific community or individual benefits related to safety, reduced operating costs, and/or extending the useful life of the infrastructure/equipment.

2. Implementation Plan (25%)

Organization and Capacity: Provide information about your organization, including its mission, structure, leadership, programs, and special expertise. Summarize your organization's experience and capacity to manage Federal grant programs. List key personnel that will be involved in project implementation. Resumes included in an appendix will not count against the narrative section page limits.

Project Contact: Identify the designated local project lead, including name, position, address, email address, and telephone number.

Delivery Method: Describe your approach to implementation of the project including design, permitting, and construction elements. Delineate work that will be completed by contractors and/or via force-account construction.

Schedule: Provide a project implementation schedule illustrating the proposed completion dates of major project milestones including design, permitting, and construction activities. Demonstrate the ability to complete project activities within the award period.

Qualifications: Summarize the experience of key personnel assigned to this project with respect to managing federal grants, and contracts or force account construction as applicable. Also summarize key personnel experience in managing the design and construction of similar projects.

3. Budget Detail (10%)

Provide a budget estimate for the project that clearly identifies and justifies the cost of the proposed work. All costs must be allowable, allocable and reasonable in accordance with 2 CFR 200 Subpart E. The budget should be sufficiently detailed to enable a clear understanding of the various cost elements of the project, and the calculations used to derive line item subtotals. Include the following categories, as applicable.

Personnel: Include both direct labor and fringe benefits. Only include costs for employees working directly on the grant project. Include the number, type of personnel, the percentage of time dedicated to the project, hourly wage (or salary) and total cost to the grant. Costs should be consistent with that paid for similar types of work within the organization. Note that Davis Bacon (DB) and State Prevailing Wages will not apply to most projects funded through this NOFO; they will only be applicable on work done in a Federal Highway Right-of-Way. Prepare application budgets accordingly. The Commission will verify DB applicability. Fringe benefits included in the application must be consistent with benefits paid to all of the organization's employees. Fringe benefits are only for the percentage of time devoted to the grant project. This *In-house Personnel Cost* category is limited to only those individuals directly employed by your organization. The labor cost for individuals working on the project but not employed by your organization should be included in the

“*Contracts*” category below.

Travel: Summarize costs for travel required for project implementation. Provide the purpose, method of travel, number of persons traveling, number of days, and estimated cost for each trip. If details of each trip are not known at the time of application submission, provide the basis for determining the amount requested.

Equipment: Include costs for those items which are tangible, nonexpendable, personal property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit --- unless the applicant has a clear and consistent written policy that results in a different threshold. Include a description, quantity, and unit price for all equipment owned by your organization that will be charged to the project. Each item of equipment must be identified with its corresponding cost. List fuel, maintenance and operator costs separately. General-purpose equipment must be justified as to how it will be used on the project.

Equipment that costs less than \$5,000 should be included under “*Supplies*” or “*Other Direct Costs.*” The costs for rented or leased equipment should be included in the “*Contracts*” or “*Other Direct Costs*” category, depending upon the procurement method.

Supplies: Supplies are tangible personal property other than equipment. If supplies are requested, include a justification of why they are needed for project implementation. It is not necessary to document office supplies in great detail (for example: reams of paper, boxes of paperclips, etc.). However, applicants should include a quantity and unit cost for larger cost supply items such as computers and printers.

Contracts: Include the estimated costs for labor (fully burdened), travel, materials, equipment and freight for those activities to be performed by an individual or organization, other than the applicant, in the form of a procurement relationship. Applicants should include detailed budget information regarding all known contracts and indicate the basis for the estimated contract costs. Note that Davis Bacon and State Prevailing Wages are not required for contractor labor paid for via an Award made pursuant to this NOFO.

Other Direct Costs: Include costs that do not fit any of the aforementioned categories, such as rent for buildings used to conduct project activities, utilities, leased equipment, employee training tuition, etc. “*Other*” direct costs must be itemized.

Indirect Costs (if applicable): Indirect costs are an allowable cost under Commission Awards. Indirect costs are incurred for common or joint objectives that benefit more than one project. If claiming an indirect cost rate, the applicant must include a signed copy of the approved negotiated rate agreement in the Appendix, that is valid as of the date of the application. If the rate will not be approved by the application due date, attach the letter of renewal or letter of request that you sent to your cognizant agency with your application. Applicants that do not have an approved indirect cost rate agreement can use the 10% de-minimis rate referenced in 2 CFR 200.414.

4. Match Funds (15%)

Identify project costs provided via non-federal contributions or as in-kind costs. Indicate whether any proposed non-federal cost share match funds have been secured or not.

5. Distressed Communities (10%)

The full points available in this element will be awarded to applications from communities meeting the definition of a *distressed* community as defined in Section A of this document. Applications from non-*distressed* communities will receive zero points for this scoring element.

F. Administrative Information

1. Both successful and unsuccessful applicants will be notified within 10 business days after the Selection Committee's final recommendations have been approved by the Federal Co-Chair. It is anticipated that said notifications will be made on or about August 4, 2017. The earliest anticipated date that FAA's will be issued is early September 2017.
2. The Denali Commission is not liable for any costs incurred by applicants prior to issuing a formal FAA pursuant to this NOFO. All preparation and other costs in responding to this NOFO are the sole responsibility of the applicant.
3. Notification that an applicant has been selected pursuant to this NOFO is not an authorization to proceed with work or to incur costs. A fully executed FAA signed by the Denali Commission Director of Programs is the authorizing document.
4. Exhibit 1 includes the administrative, national policy, and reporting requirements typically included in a Denali Commission FAA. See Section B for more information regarding the Commission's FAA documents.
5. Guidance and requirements for all FAA's issued by the Commission are summarized in *Recipient Guidelines and Requirements* (RGR). See Section B for a link to the current RGR.
6. If the total value of a Recipient's active grants, cooperative agreements, and procurement contracts from all federal awarding agencies exceeds \$10,000,000 for any period of time during the performance period of an Award made pursuant to this NOFO, then the Recipient must comply with reporting requirements related to civil, criminal and administrative proceedings, in accordance with 2 CFR 200 Appendix XII.

G. Awarding Agency Contacts

Administrative questions regarding this NOFO or Denali Commission FAA's should be directed to:

Janet Davis
Denali Commission Grants Management Officer
jdavis@denali.gov
(907) 271-1414 or (907) 271-3036

Program related questions should be directed to:

Thomas S. Wolf, P.E., PMP
Denali Commission Transportation Program Manager twolf@denali.gov
(907) 271-1414 or (907) 271-5232

H. Other Requirements and Information

1. If additional information or instructions regarding this NOFO are published, said information or instructions will be posted on the Denali Commission website here:

<https://www.denali.gov/programs>

No new information or instructions will be posted after 14 July. It is the responsibility of applicants to periodically check the website for any new information or instructions, to comply with said new information or instructions, and to acknowledge that they have done so in the cover letter submitted with their application as stated in Section D.

2. The Denali Commission reserves the right to waive minor informalities, and to make selections deemed consistent with and in the best interest of the Transportation Program. This includes the right to cancel the solicitation at any time, reject any or all applications and the right to proceed utilizing a different process based on the Commission's analysis of the overall program budget.
3. The Denali Commission may require, seek, and utilize all information it deems appropriate in order to assess the qualifications of applicants. All information submitted in response to this NOFO is considered Public Records under the Alaska Public Records Act.
4. Award of an FAA pursuant to this NOFO does not obligate the Denali Commission to issue any future FAA's to selected applicants.

EXHIBIT 1

Financial Assistance Award Terms and Conditions

**Financial Assistance Award Terms and Conditions
Between the Denali Commission and (Recipient)
For <Title of project, same as on FAA>
Award No. _____**

1. Project Summary

- a. Scope of Work: *Summary of the scope in the successful application.*
- b. Deliverables: *Summarize the primary deliverable(s)*
- c. Budget: The Commission is making \$ _____ available for the project via this Financial Assistance Award (FAA). This amount includes all direct, indirect, and pre-award costs (if any) authorized pursuant to 2 CFR 200.458. Other partners on the project include _____, who in total are contributing an additional \$ _____. All Commission funding is intended to be used for the scope of work identified in this FAA only. Any funds remaining after the full scope of work has been completed shall be returned to the Denali Commission consistent with 2 CFR 200.319.
- d. Delivery Method: *Brief summary of how the project will be accomplished, including relevant comments with respect to phasing, contracts, force account construction, and competitive procurements. Cooperative Agreement provisions will apply.*
- e. Performance Period The Period of Performance for this FAA is _____ through _____. In accordance with 2 CFR 200.309 Recipients can only incur obligations or costs against this FAA during the Period of Performance, unless specifically authorized in the Special Provisions (Section 14 of this document). If a project cannot be completed within the approved Period of Performance, an extension request must be made in accordance with the Commission's *Recipient Guidelines and Requirements* (RGR) document dated July 2015, available at www.denali.gov.

More detailed information on scope, deliverables, budget, funding, project delivery method and/or management plan, schedule and key milestones are included in Attachment A dated _____.

2. Project Reporting and Commission Site Visits

Progress reports and a close-out report are required under this FAA. Progress Reports shall be submitted at the frequency stipulated in the Special Provisions.

The Closeout Report shall be completed within 90-days of the end of the Period of Performance. All reports must be submitted using the Denali Commission's on-line Project Database System, available at www.denali.gov/dcpdb.

Recipient

Commission staff or agents of the Commission may make visits to the project site and/or home office to monitor progress during and/or after the Period of Performance. The Recipient shall coordinate and make information available as necessary to facilitate any such site visits.

Refer to the *Recipient Guidelines and Requirements* document for further information related to reports and site visits.

3. Payments

Payments under this FAA will be made in accordance with 2 CFR 200.305 by electronic transfer in response to a Standard Form 270 (SF-270) "Request for Advance or Reimbursement", submitted by the Recipient. At a minimum, all 270's must include summary cost information on labor, materials, contracts/consultants, and indirect costs. Detailed documentation is required for any single expenditure greater than \$50,000. If Pre-award Costs and/or Advance Payments are authorized under this FAA, the Special Provisions will indicate so. Requests for reimbursements may be made as needed. Refer to the *Recipient Guidelines and Requirements* document for further information about submitting SF-270's.

4. Modifications

In accordance with 2 CFR 200.308, the Recipient shall report deviations in project scope, budget, delivery method, management plan, schedule, or changed site conditions, and request prior approvals from the Program Manager. The Recipient shall also submit written requests to the Program Manager for the replacement of Key Staff identified in the Special Provisions. Refer to the *Recipient Guidelines and Requirements* document for further information about modifying a Financial Assistance Award.

5. Financial Management, Record Keeping, Internal Controls, and Audits

The Recipient must have financial management and record keeping systems that are consistent with 2 CFR 200.302. If the Recipient is a State organization it must expend and account for FAA funds in accordance with applicable State laws and procedures for expending and accounting for the State's own funds.

The Recipient must establish and maintain effective internal controls with respect to this FAA that are consistent with 2 CFR 200.303.

In accordance with 2 CFR 200.501, Recipients that expend \$750,000 or more of federal funds in a year shall have a single or program-specific audit conducted for that year.

Refer to the *Recipient Guidelines and Requirements* document for further information about financial management, record keeping, internal controls and audits.

Recipient**6. Direct and Indirect Costs**

All direct costs must be allowable and reasonable. Indirect costs must be allocable based on accepted accounting policies and practices. Indirect costs must be specifically included as a line item or identified with appropriate notes in the approved FAA budget. Refer to 2 CFR 200 Subpart E (Cost Principles) and the *Recipient Guidelines and Requirements* document for further information on direct and indirect costs.

7. Sub-Awards and Contracts

All sub-awards and contracts issued by the Recipient under this FAA must comply with 2 CFR 200.331 and Appendix II to 2 CFR 200. Refer to the *Recipient Guidelines and Requirements* document for further information on this subject.

8. Acknowledgement of Support

The Recipient shall name the Denali Commission as a financial contributor and project/program partner in all media correspondence related to the work supported by this FAA. If Commission funds are used for construction, the Recipient shall also display a sign at the construction site that acknowledges the Commission's support. Refer to the *Recipient Guidelines and Requirements* document for further information on this subject.

9. Real and Personal Property

In accordance with 2 CFR 200.311, 313, and 316 the Denali Commission may require the Recipient to execute a security interest or other public notice of record to indicate that real or personal property acquired or improved, in whole or in part, with Federal funds is subject to a Federal interest. Any such requirements under this FAA, including post project reporting in accordance with 2 CFR 200.329, will be stipulated in the Special Provisions.

10. Conflict of Interest

In accordance with 2 CFR 200.112, the Recipient must disclose in writing any potential conflicts of interest to the Commission. In addition, 2 CFR 200.318 requires that Recipients maintain written standards of conduct covering conflicts of interest and governing the performance of their employees engaged in the selection, award, and administration of contracts. Refer to the *Recipient Guidelines and Requirements* document for further information on this subject.

11. Denali Commission Policies

Recipients may be required to comply with certain published Denali Commission policies which can be found in the *Recipient Guidelines and Requirements* document. Applicable policies are referenced in the Special Provisions of this FAA, and specific requirements/deliverables (if any) are stipulated in Appendix A.

Recipient**12. Laws and Regulations**

Recipients are required to comply with all applicable Federal laws and regulations. General categories of potentially applicable laws and regulations are summarized below. Refer to the *Recipient Guidelines and Requirements* document for further information on specific laws and regulations that may apply.

- a. Debarment and Suspension
- b. Whistle-blower Protection
- c. Non-Discrimination
- d. Lobbying and Propaganda
- e. Environmental
- f. Drug-Free Workplace
- g. Travel
- h. Human Rights
- i. Animal Welfare
- j. Executive Compensation

13. Other Provisions

- a. The United States expressly disclaims any and all responsibility or liability to the Recipient or sub-recipients for the actions of the Recipient or sub-recipients resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this FAA, including sub-awards, contracts, or sub-contracts issued in connection with this FAA.
- b. To the maximum extent practicable, considering applicable laws, the Recipient shall accomplish the project contemplated by this FAA using local Alaska firms and labor.
- c. All terms and conditions contained in this FAA apply to any sub-recipient under this FAA.
- d. Failure to comply with the provisions of this FAA or maintain satisfactory performance may result in additional FAA conditions pursuant to 2 CFR 207. This includes but is not limited to: temporarily withholding of payments pending the correction of the deficiency; disallowance of project costs; wholly or partially suspending or terminating the FAA. In addition, failure to comply with the provisions of this FAA may also have a negative impact on the Recipient's eligibility for future Federal awards.

14. Special Provisions

Progress Reports: *(will be required on a quarterly basis, at minimum.)*

Pre-award Costs: *(generally not allowed; consult NOFO for additional information.)*

Key Staff: *(as delineated in the successful application.)*

Advance Payments: *(if allowed, based on quarterly expense projections.)*

Federal Property Interests and Reporting Requirements: *(not applicable.)*

Denali Commission Policies: *(the following policies, as described in the RGR, are pertinent to this award.)*

- Sustainability
- Cost Containment
- Private Enterprise

Bonds and Insurance: *Contracts awarded by Recipient for construction of facilities and improvements will include payment and performance bonds. The Denali Commission shall be named as an Additional Insured on the Liability Insurance Policy of the Recipient and the Recipient's General Contractor.*

15. Program Manager, Financial Manager & Other Contact Information

Denali Commission	Recipient
Tom Wolf Program Manager 510 L Street, Suite 410 Anchorage, AK 99501 Phone: 907-271-1414 Fax: 907-271-1415 E-mail: twolf@denali.gov	Name Project Manager Address Phone: 907-xxx-xxxx Fax: 907-xxx-xxxx Email: @
Janet Davis Grants Management Officer 510 L Street, Suite 410 Anchorage, AK 99501 Phone: 907-271-3036 Fax: 907-271-1415 E-mail: jdavis@denali.gov	Name Financial Contact Address Phone: 907-xxx-xxxx Fax: 907-xxx-xxxx Email: @