



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 01063-00

Award Title Aniak Barge Landing Design

Performance Period November 15, 2008 through December 31, 2010

Recipient Organization & Address

U. S. Army Engineer District, Alaska
 P.O. Box 6898
 Elmendorf AFB, AK 99506

Authority
 112 Stat 1854

CFDA Number
 90.100

Denali Commission Finance Officer Certification

Jennifer Price
 01/27/2009

Phone: (907) 753-5685
Recipient DUNS # 068112791 **TIN #** 92001677

Cost Share Distribution Table

Accounting Code	New Funding		Prior Period Funding		Total
	Denali Commission	Other Contributors	Denali Commission	Other Contributors	
95670000AL	\$150,000.00		\$0.00		\$150,000.00
	\$0.00		\$0.00		\$0.00
	\$0.00		\$0.00		\$0.00
	\$0.00		\$0.00		\$0.00
		\$0.00		\$0.00	\$0.00
		\$0.00		\$0.00	\$0.00
		\$0.00		\$0.00	\$0.00
		\$0.00		\$0.00	\$0.00
		\$0.00		\$0.00	\$0.00
Total	\$150,000.00	\$0.00	\$0.00	\$0.00	\$150,000.00

This Financial Assistance Award approved by the Federal Co-Chair of the Denali Commission constitutes an obligation of federal funding.

The Denali Commission is providing \$120,000 in Section 5309 SAFETEA-LU funds to the U.S. Army Engineer District, Alaska (USACE) for the subject project. \$30,000 in State General Funds appropriated for Denali Commission Transportation projects under SB53, Chapter 30 SLA07, Section 50, 34c is provided in required match funds through its overall project. Denali Commission funds and match funds will be managed by the USACE.

Signature of Authorized Official - Denali Commission
 Electronically Signed

Typed Name and Title
 George Canelos
 Federal Co-Chair

Date
 01/27/2009

DENALI COMMISSION AGREEMENT

Project: Aniak Barge Landing Design

Denali Commission Agreement No: 01063

Other Agency's Agreement No: _____

(check one)

- Denali Commission is the Requesting Agency
 Denali Commission is the Servicing Agency

EFFECTIVE DATE: See Block 8c, Signature DateEXPIRATION DATE: December 31, 2010

Page 1 of 7

1. AGREEMENT. This Reimbursable Agreement and the Memorandum of Agreement between the Denali Commission and the Department of the Army dated March 27, 2007, constitutes the entire agreement between the requesting agency and the servicing agency.

2a. AUTHORITY OF REQUESTING AGENCY: (check all that apply)

23. U.S.C. 204, Highways, Federal Lands Highway Program. (Applies when WFLHD is the requesting agency and state agencies, civil subdivisions of a state, or Tribes will be performing services relating to planning, research, engineering, construction of roads/bridges, or transit facilities within public lands/NPS/Indian reservations.)
- 31 U.S.C. 1535, The Economy Act (Applies when 23 U.S.C. 308 does not apply. Authorizes one federal agency to secure items/services from another federal agency.)
- Other. _____

2b. AUTHORITY FOR SERVICING AGENCY:

23. U.S.C. 308, Highways, Cooperation with Federal and State Agencies & Foreign Countries. (Applies when WFLHD is the Servicing Agency who will be performing engineering or other services to another Federal agency or to State/local government agencies.)
- Other. Memorandum of Agreement between the Denali Commission and the Department of the Army dated March 27, 2007

3a. REQUESTING AGENCY ADDRESS

Denali Commission
510 L Street, Suite 410
Anchorage, Alaska 99501

3b. SERVICING AGENCY ADDRESS

U.S. Army Engineer District, Alaska
Attn: CEPOA-PM-ESP
PO Box 6898
Elmendorf AFB, AK 99506-0898

4a. Denali Commission Accounting & Appropriation Data:
95-69X8083.67

4b. SERVICING AGENCY Accounting & Appropriation Data:
Corps will need to set up account codes

5. FUND AMOUNT

Amount Obligated by this Action: \$150,000

6. PAYMENT AND BILLING The other party to this agreement is a: (Check one)

- Federal Agency. Bill via Interagency Payment and Collection (IPAC) to requesting Agency's Location Code (see block 7a or 7b, as applicable.)
- Other than a Federal Agency. Agencies must submit an acceptable invoice in a format and frequency designated in Section IV.

See "Financial Administration" portion of this document for further details.

7a. FINANCE BILLING INFORMATION

- 8-digit Agency Location Code (ALC): 95-6-0000
- DUNS #: 02-958-416
- Tax ID #: 92-0173238
- Finance Office Contact: Jennifer Price
- Finance Phone: (907) 271-1414
- Finance FAX: (907) 271-1415
- Finance email: jprice@denali.gov

7b. SERVICING AGENCY FINANCE BILLING INFORMATION

- 8-digit Agency Location Code (ALC): S96951
- DUNS #: 06-811-2791
- Tax ID #: 92-0016677
- Finance Office Contact: *Lori A. Scalis Lynn Maurer*
- Finance Phone: (907) 753-5634 *5668*
- Finance FAX: (907) 753-5626
- Finance email: lori-a.scalis@usace.army.mil
Lynn, M. Maurer

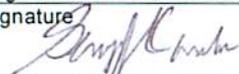
8a. Denali Commission APPROVAL (Name & Title - (type or print))

George J. Cannelos, Federal Co-Chair

9a. OTHER AGENCY APPROVAL (Name & Title - type or print)

Phillip L. Hunt, R.A. CEPOA-PM

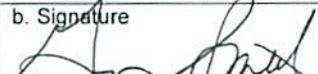
b. Signature



c. Date

1/21/09

b. Signature



c. Date

2/27/09

d. Phone: (907) 271-1414

Email: gcannelos@denali.gov

d. Phone: (907) 753-5770

Email: phillip.l.hunt@usace.army.mil

DENALI COMMISSION AGREEMENT Project: Aniak Barge Landing Design	Denali Commission Agreement No: 01063 Other Agency's Agreement No: _____
(check one) <input checked="" type="checkbox"/> Denali Commission is the Requesting Agency <input type="checkbox"/> Denali Commission is the Servicing Agency	EFFECTIVE DATE: <u>See Block 8c, Signature Date</u> EXPIRATION DATE: <u>December 31, 2010</u>

Project Agreement Barge Landing Design - Aniak

Denali Commission FY09 Funding Assistance

State: Alaska

Project Title: Aniak Barge Landing Design

Project Location: This project covers the barge landing design at Aniak, Alaska.

Parties to the Agreement: Denali Commission

And

U.S. Army Corps of Engineers

Purpose of this Agreement: This Agreement documents the intent of the parties for the barge landing design at Aniak, Alaska.

Authority: This Agreement is entered into between the undersigned parties pursuant to allocation of funds to Denali as defined in SAFETEA-LU. The Denali Commission's Transportation Advisory Committee, through its selection and approval process has established the intent of the Denali Commission to allocate funds to the Corps of Engineers for the study phase for the barge landing system design. The approved fund total is \$150,000.

Funds allocated for this project are for the planning phase of project development. Amendments to the agreement scope and/or funding level may be implemented to reflect decisions made during this planning phase.

Project Background: There is a need to investigate the location, capacity and configuration of a cost-effective, practical marine transfer point at Aniak. The transfer of fuel, freight and passengers is a key transportation element of all coastal communities and this infrastructure element understanding is needed for Aniak.

Planning and Coordination: Efforts to design mooring and unloading facilities will need to include input from the users. An initial list includes the region's fuel carriers, general cargo carriers, marine passenger transport businesses, local community leaders and regional leaders.

Project Scope: The purpose of this work is to develop a project planning document for a barge landing at Aniak. The document will include an outline of reasonable alternatives for marine transfer needs and a record of public involvement that includes a community resolution providing their response to the proposed resulting project. Real estate needed for the project will be identified. The final planning

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document will also include an outline of likely local, state and federal permit requirements and a planning-level design and construction cost estimate.

Programmed Funding and Schedule: This project is currently funded at \$150,000 with Denali Commission funds.

Program Manager: Melanie Harrop

Contact Information:

Melanie Harrop, Project Manager, (907) 753-5694
 Mike McKinnon, Denali Commission, (907) 523-9877

Quarterly reports will be filed with the Denali Commission to inform all parties on how scope, schedule and budget are progressing (see Reporting). The product of post scoping and Project Plan development is a preliminary engineering time line and budget to assist with prioritizing work tasks within the assigned funding.

The Corps will ensure a quality product. The Corps' designated project contact is the Program Manager.

Upon completion of the project scoping, project plan, and initiation of preliminary design work outlined above, the Corps and the Denali Commission will hold a final meeting with the community to outline the next steps in project development. Project documents will be available for public review and use within the community, at the Borough and at the respective agencies.

Project Purpose and Benefits: This is both a significant safety project and to the extent practical a project that facilitates economic savings from more efficient movement of cargo, fuel and potentially passenger traffic. Improved infrastructure will improve the quality of life for residents and visitors by providing a safe and efficient transportation link between the water and the community.

Proposed Work FY 2009

Preliminary Engineering: Meet with the users and community for a scoping meeting and site visit. Simultaneously, acquire existing engineering and environmental data available from earlier and ongoing work. During the community visit, assess the need for a preliminary geotechnical investigation and/or bathymetric survey tasks. During this phase, the need for a topographical survey will also be determined. Work with in-house and/or contract engineering resources to prepare concept designs for a marine transfer facility. Determine needed Right of Way and its ownership for proposed project alternatives and prepare a map that illustrates those needs. Prepare a Real Estate Plan for the final alternative developed for the project that details the real estate requirements and sets the stage for Right-of-Way acquisition during final design by the Corps of Engineers. A preliminary construction phase cost estimates will be developed to guide alternatives analysis and assist with Denali Commission funding decisions. Denali Commission will use completion of this stage as a decision point about proceeding into the NEPA phase.

Environmental Assessment and Project Permits: Work with agencies to scope an environmental document and begin work to complete the NEPA process. Determine if there are field data needs and a

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course of action to collect the data. The Corps will use the NEPA documentation to prepare draft permit application packages for the communities, and assist with obtaining permits through the Corps regulatory division. The final NEPA document will be signed by both the Corps and the Denali Commission.

Preliminary/Final Design: Once an alternative is selected, begin preparation of the plans, specifications, and cost estimate for a construction contract. Perform survey and geotechnical investigations if required. Real estate easements will be acquired. Permits will be finalized and issued.

Preparation of Bid Plans and Specifications

The alternative selected from the Barge Landing System Design report will be the basis for preparation of the plans and specifications. Plans and specifications will be prepared in the Corps construction format for bid. Real estate easements will be acquired. Permits will be finalized and issued. A detailed government estimate will be prepared.

Once the bid documents are at a 90% level of detail, the documents will be sent for a review by the Denali Commission, internal technical reviewers and stakeholders. Comments will be collected and responses prepared while the plans and specifications are finalized.

Report to the Denali Commission and others on the design status. Begin design in Fiscal Year 2009 for a Fiscal Year 2010 construction start up based on funding availability and successful completion of the NEPA and Right-of-Way processes. This assumes bid documents will be for use on the Alaska District's Indefinite Delivery/Indefinite Quantity Construction Contract.

Denali Commission funds will be used to execute these tasks, up to but not exceeding \$150,000.

Initial planning and site location	\$150,000
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Project documents will be available for public review and use for all interested parties.

Funding: \$150,000 of Denali Commission funds will be allocated to perform the work described in this agreement.

Amendments to the Project Agreement: This Project Agreement may be modified by mutual agreement of the affected parties.

Reporting: Two forms of project reporting are required under this Project Agreement, listed below. The Corps 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 Corps from meeting this requirement, please contact the Commission Program Manager listed in this Agreement.

- a. **Progress Reports** shall be submitted on a quarterly basis. 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.

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- 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. **Non-Construction Projects** For minor repair and renovation projects or other non-construction projects, pictures should be provided of before and after, or photos that are representative of the funded activity, to the extent possible. 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. The project close-out report shall be completed within 90 days of the end of the Agreement performance period or within 90 days of the completion of the project, whichever is earlier.

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 Corps to submit the following information:

- a. Final data for each item listed in above section "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 non-construction projects, the Corps shall include an acknowledgement of the Government's support for the project(s) developed under this agreement. The format for acknowledgement of the Government's support for non-construction awards will vary with each award and must be agreed upon between the Corps and the Denali Commission Program Manager. Costs associated with this requirement shall be paid out of the project funding received by the Corps from the Denali Commission.

This Agreement shall be effective as of the date of the latest signature.

I. TERM OF AGREEMENT

The terms and conditions of this agreement shall become effective with and upon execution by Denali Commission Contracting Officer and shall remain in effect through December 31, 2010, unless modified in writing by mutual agreement or terminated by either party upon thirty (30) days written notice. Full credit shall be allowed for each party's reimbursable costs and all non-cancelable obligations properly incurred up to the effective date of termination.

II. FINANCIAL ADMINISTRATION

Availability of Funds for Proceeding Fiscal Year: Funds are not presently available for performance under this Reimbursable Agreement beyond December 31, 2010. Denali Commission obligation for performance beyond that date is contingent upon the availability of appropriated funds from which payment under the agreement can be made. No legal liability on the part of Denali Commission for any payment may arise for performance under this agreement beyond December 31, 2010 until funds are made available by the Contracting Officer through written modification of the agreement.

- A. **Total Agreement Amount:** See block #5, cover page, for funds obligated by this agreement.

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Funding Citations: See blocks 4a & 4b. of cover page.

B. IPAC: In accordance with the Debt Collection Improvement Act of 1996, all payments between Federal Agencies must be billed via Intra-Governmental Payment and Collections (IPAC). The Agency Location Code (ALC) for Denali Commission is 95-67-0000. For IPAC payment approval, the Servicing Agency will submit all Billings to the Government with Support Data as costs are billed, and one final and complete billing marked **Final Invoice** for reimbursement of all eligible costs incurred not later than 180 days after satisfactory completion of the work pursuant to the provisions of Title 23 CFR 645.117.

In the Notes section of the IPAC, please split the request for payment using the following formula:

- 80.00% (Federal portion)
- 20.00% (State General Fund Match portion)

C. Reimbursable Payment: **The servicing agency is authorized to bill *quarterly* as costs are incurred and authorized, and should correspond to actual IPAC payment submission.** The servicing agency is limited to recovery of actual costs only, with a progress report reflecting the progress to the date of the invoice. The report will note obstacles encountered, suggested solutions, progress to date, and identify costs and expenses as stipulated in the agreed upon cost budget for services rendered or supplies delivered, as stated in Section II, B. Cost Budget. Include back-up data with each request for payment. Back-up data includes all documents needed to support the requested IPAC reimbursement, such as record of contract payments, receipts, payrolls, and so on.

Submit cost support documentation:

Mr. Mike McKinnon,
 Transportation Program Manager
 Denali Commission,
 510 L Street, Suite 410
 Anchorage, Alaska 99501

D. Administrative Fee: Unless otherwise explicitly stated in this Agreement, the Denali Commission shall not be liable for any additional administrative fees.

III. KEY OFFICIALS

REQUESTING AGENCY – Denali Commission

Contact: Mike McKinnon
 Transportation Program Manager
 Voice: (907) 523-9877
 Fax: (907) 523-4946
 Cell: (907) 723-2798
 Email: mgmckinnon@qci.net

SERVICING AGENCY- U.S. Army Corps of Engineers, Alaska District

Contact: Phillip Hunt *Gregory Smith*
 Voice: (907) 753-5770 *5793*
 Fax: (907) 753-5626
 Email: phillip.l.hunt@usace.army.mil
Gregory.W.Smith

IV. SPECIAL PROVISIONS

None.

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V. MODIFICATIONS

Any modifications to the Agreement must be made in writing and agreed to by both parties. Such authorizations are not binding unless they are in writing and signed by personnel authorized to bind each of the agencies.

VI. AGREEMENT COMPLETION

When the Requesting Agency has accepted all deliverables, the Servicing Agency will provide a written project evaluation and final accounting of project costs to the requesting agency contact.

VII. TERMINATION

Either agency may terminate this agreement upon 30-calendar day (or as designated in the statement of work) prior written notification to the other agency. If this agreement is terminated by the Servicing Agency, its liability shall extend only to the release of its work products and related materials to the Requesting Agency by the effective date of termination. If this agreement should be terminated by the Requesting Agency, its liability shall extend only to pay for the actual and reasonable costs of the items/services rendered and the costs of any non-cancelable obligations incurred in accordance with the terms of this agreement prior to the effective date of termination.