

General Budget Overview

Budget	Federal Funding Request	Matching Funds (Cash)	Matching Funds (In-Kind)	Budget TOTAL	Last Mile Allocation	Middle Mile Allocation	Allocated TOTAL
Network & Access Equipment (switching, routing, transport, access)	\$281,392	\$28,300	\$427,803	\$737,495	\$94,554.00	\$642,941.00	\$737,495
Outside Plant (cables, conduits, ducts, poles, towers, repeaters, etc.)	\$832,493			\$832,493	\$1,800.00	\$830,693.00	\$832,493
Buildings and Land – (new construction, improvements, renovations, lease)	\$45,500	\$24,000		\$69,500		\$69,500.00	\$69,500
Customer Premise Equipment (modems, set-top boxes, inside wiring, etc.)				\$0			\$0
Billing and Operational Support Systems (IT systems, software, etc.)			\$147,424	\$147,424	\$147,424.00		\$147,424
Operating Equipment (vehicles, office equipment, other)	\$99,610	\$0	\$0	\$99,610	\$52,000.00	\$47,610.00	\$99,610
Engineering/Professional Services (engineering design, project management, consulting, etc.)	\$141,210			\$141,210		\$141,210.00	\$141,210
Testing (network elements, IT system elements, user devices, test generators, lab furnishings, servers/computers, etc.)	\$50,669		\$85,953	\$136,622	\$99,651.00	\$36,971.00	\$136,622
Site Preparation				\$0			\$0
Other	\$118,235			\$118,235	\$21,282.00	\$96,953.00	\$118,235
TOTAL BROADBAND SYSTEM:	\$1,569,109	\$52,300	\$661,180	\$2,282,589	\$416,711	\$1,865,878	\$2,282,589
Cost Share Percentage:	68.74%	2.29%	28.97%				

DETAIL OF PROJECT COSTS

PLEASE COMPLETE THE TABLE BELOW FOR THE DIFFERENT CATEGORIES OF EQUIPMENT THAT WILL BE REQUIRED FOR COMPLETING THE PROJECT. EACH CATEGORY SHOULD BE BROKEN DOWN TO THE APPROPRIATE LEVEL FOR IDENTIFYING UNIT COST

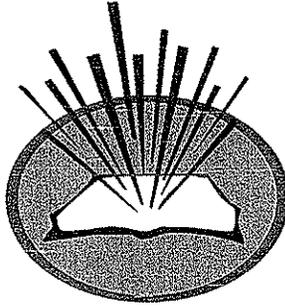
SERVICE AREA or COMMON NETWORK FACILITIES:		Match (Cash/In-kind)	Unit Cost	No. of Units	Total Cost	Last Mile Allocation	Middle Mile Allocation	Allocated Total	SF-424C Budget Category	Support of Reasonableness
NETWORK & ACCESS EQUIPMENT					\$737,495	\$94,554	\$642,941	\$737,495		
Switching	Cisco Systems 3560 Series	Cash Match	\$1,415.00	20	\$28,300		\$28,300.00	\$28,300	10. Equipment	
					\$0			\$0		
					\$0			\$0		
Routing	Mikrotik RB1000		\$881.00	19	\$16,739	\$16,739.00		\$16,739	11. Misc.	
					\$0			\$0		
					\$0			\$0		
Transport	Farne Relay	In-kind Match	\$187,481.00	1	\$187,481		\$187,481	\$187,481	11. Misc.	
	Backbone Circuits T1 to OC3	In-kind Match	\$240,322.00	1	\$240,322		\$240,322.00	\$240,322	11. Misc.	
					\$0			\$0		
Access	Wavion WBS2400		\$9,096.00	6	\$54,576	\$54,576.00		\$54,576	10. Equipment	
	Motorola 900MHz HP Omni Directional		\$3,034.00	6	\$18,204	\$18,204.00		\$18,204	10. Equipment	
	Dragonwave HP 11 GHz 10 Mb		\$7,500.00	9	\$67,500		\$67,500.00	\$67,500	10. Equipment	
	Dragonwave HP 18 GHz 10 Mb		\$8,980.00	3	\$26,940		\$26,940.00	\$26,940	10. Equipment	
	Dragonwave 18 GHz 10 Mb		\$7,125.00	1	\$7,125		\$7,125.00	\$7,125	10. Equipment	
	Dragonwave HP 23GHz 10 Mb		\$7,500.00	2	\$15,000		\$15,000.00	\$15,000	10. Equipment	
	10 Mb - 200 Mb Upgrade		\$2,250.00	15	\$33,750		\$33,750.00	\$33,750	10. Equipment	
	3' Parabolic Antennae 7-11 GHz		\$1,312.50	16	\$21,000		\$21,000.00	\$21,000	10. Equipment	
	2' Parabolic Antennae 7-19 GHz		\$750.00	8	\$6,000		\$6,000.00	\$6,000	10. Equipment	
	1' Parabolic Antennae 2-23 GHz		\$449.00	2	\$898		\$898.00	\$898	10. Equipment	
	6' Parabolic Antennae 7-11 GHz		\$3,562.50	2	\$7,125		\$7,125.00	\$7,125	10. Equipment	
	2' Parabolic Antennae 2-23GHz		\$750.00	2	\$1,500		\$1,500.00	\$1,500	10. Equipment	
					\$0			\$0		
Other	Battery backups		\$265.00	19	\$5,035	\$5,035.00		\$5,035	11. Misc.	
					\$0			\$0		
					\$0			\$0		
OUTSIDE PLANT					\$832,493	\$1,800	\$830,693	\$832,493		
Cables	Last Mile Cable kits		300	6	\$1,800	1800		\$1,800	11. Misc.	
	60M Horizon Cable Kit		359.2	30	\$10,776		10776	\$10,776	11. Misc.	
	Horizon AC Install w/ Con		898	15	\$13,470		13470	\$13,470	11. Misc.	
Conduits					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Ducts					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Poles					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Towers	Saber 150'		34641	7	\$242,487		242487	\$242,487	10. Equipment	
	Erection		50000	7	\$350,000		350000	\$350,000	9. Construction	
	Site Preparation/Excavation		21850	7	\$152,950		152950	\$152,950	7. Site work	
Repeaters					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Other	Power Connect to Grid		10000	4	\$40,000		40000	\$40,000	9. Construction	

	Power Connect to Grid		7500	1	\$7,500		7500	\$7,500	9. Construction	
	Power Connect to Grid		5000	2	\$10,000		10000	\$10,000	9. Construction	
	Cultural Survey		1170	3	\$3,510		3510	\$3,510	6. Inspection fees	
					\$0			\$0		
					\$0			\$0		

COMMON		Match	Unit Cost	No. of	Total Cost	Last Mile	Middle Mile	Allocated Total	SF-424C Budget	Support of Reasonableness
BUILDINGS					\$69,500	\$0	\$69,500	\$69,500		
New Construction					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Pre-Fab Huts	Equipment Shed		1500	7	\$10,500		10500	\$10,500	9. Construction	
	HVAC & Electrical - Sheds		5000	7	\$35,000		35000	\$35,000	9. Construction	
					\$0			\$0		
Improvements &					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Other	Collocation	Cash Match	6000	4	\$24,000		24000	\$24,000	1. Admin and Legal	
					\$0			\$0		
					\$0			\$0		
CUSTOMER PREMISE EQUIPMENT					\$0	\$0	\$0	\$0		
Modems					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Set Top Boxes					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Inside Writing					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Other					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
BILLING SUPPORT AND OPERATIONS SUPPORT SYSTEMS					\$147,424	\$147,424	\$0	\$147,424		
Billing Support	NPT-IS Staff	In-kind Match	24500	1	\$24,500	24500		\$24,500	1. Admin and Legal	
					\$0			\$0		
					\$0			\$0		
Customer Care	NPT-IS Staff	In-kind Match	30731	4	\$122,924	122924		\$122,924	1. Admin and Legal	
					\$0			\$0		
					\$0			\$0		
Other Support					\$0			\$0		
					\$0			\$0		
					\$0			\$0		

COMMON		Match	Unit Cost	No. of	Total Cost	Last Mile	Middle Mile	Allocated Total	SF-424C Budget	Support of Reasonableness
OPERATING EQUIPMENT					\$99,610	\$52,000	\$47,610	\$99,610		
Vehicles	Service Vehicle		30000	2	\$60,000	30000	30000	\$60,000	10. Equipment	
	Yamaha 700 Rhino		17610	1	\$17,610		17610	\$17,610	10. Equipment	
					\$0			\$0		
Office Equipment /	Panasonic Toughbook 30		5500	4	\$22,000	22000		\$22,000	10. Equipment	
					\$0			\$0		
					\$0			\$0		
Other					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
PROFESSIONAL SERVICES					\$141,210	\$0	\$141,210	\$141,210		
Engineering	FCC Licensure		510	16	\$8,160		8160	\$8,160	1. Admin and Legal	
					\$0			\$0		
					\$0			\$0		
Project	NPT IS Staff		75000	0.75	\$56,250		56250	\$56,250	1. Admin and Legal	
					\$0			\$0		
					\$0			\$0		
Consulting	Installation - contract First Step staff		4800	16	\$76,800		76800	\$76,800	7. Site work	
					\$0			\$0		
					\$0			\$0		
Other					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
TESTING					\$136,622	\$99,651	\$36,971	\$136,622		
Network	NPT-IS Staff	In-kind Match	24491	2	\$48,982	48982		\$48,982	1. Admin and Legal	
					\$0			\$0		
					\$0			\$0		
IT System	NPT-IS Staff	In-kind Match	36971	1	\$36,971		36971	\$36,971	1. Admin and Legal	
					\$0			\$0		
					\$0			\$0		
User Devices					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Test Generators	Fluke DTX - 1800 Kit		15990	1	\$15,990	15990		\$15,990	10. Equipment	
	Fluke DTX - Copper/Fiber OTDR Kit		27011	1	\$27,011	27011		\$27,011	10. Equipment	
	Fluke DTX Support Service 1 year		3834	2	\$7,668	7668		\$7,668	10. Equipment	
					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Lab					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Servers/Computer					\$0			\$0		
					\$0			\$0		
					\$0			\$0		

COMMON		Match	Unit Cost	No. of	Total Cost	Last Mile	Middle Mile	Allocated Total	SF-424C Budget	Support of Reasonableness
OTHER UPFRONT COSTS					\$118,235	\$21,282	\$96,953	\$118,235		
Site					\$0			\$0		
					\$0			\$0		
					\$0			\$0		
Other	Indirect = 22.23%		118235	1	\$118,235	21,282	96953	\$118,235		
					\$0			\$0		
					\$0			\$0		
PROJECT TOTAL:					\$2,282,589	\$416,711	\$1,865,878	\$2,282,589		



IDAHO COMMISSION FOR LIBRARIES

325 West State Street Boise, Idaho 83702 | ph. 208.334.2150 | 800.458.3271 | Fax: 208.334.4016

25 March 2010

Samuel N Penney, Chairman
Nez Perce Tribe
Po Box 365
Lapwai, ID 83540

March 24, 2010

Dear Chairman Penny,

The Idaho Commission for Libraries is pleased to be a collaborating partner with the Nez Perce Tribe in their Round 2 BTOP grant project. The Commission hopes to be awarded a Round 2 BTOP Public Computer Center grant that includes computers, user training, and programs targeting the unemployed and K-14 students for the public libraries included in the Tribe's 200 Mbps backbone project. The Commission has been coordinating their grant proposal with the Tribe to include, specifically, facilities for the libraries in Lapwai, Culdesac, Peck, and Kooskia.

The Commission's Round 2 proposed project provides computers for free public access in the libraries in the Prairie-River Library District, most of which need augmented broadband connectivity that will be made possible through the Nez Perce project. By increasing connectivity speeds and computers, the public computing centers will offer access to online education programs, basic skills tutorials, employment and job training services, and e-government resources. By purchasing new adult education and employment online services, the libraries will be able to meet an immediate need and help workforce agencies overcome the obstacles that physical distance creates for Idaho residents.

We support the Nez Perce Tribe's BTOP application to expand broadband facilities that will provide increased connectivity to the Internet for public computing centers in the Prairie-River Library District public libraries.

Sincerely,

Ann Joslin
State Librarian

AJ:pb

Comprehensive Community Infrastructure Key Metrics Dashboard

Please refer to the CCI Grant Guidelines for instructions on completing this form.

Applicant Profile	
Applicant Name	Nez Perce Tribe
Title	Nez Perce Reservation Broadband Enhancement
Easygrants ID	5022
Headquarters	Lapwai, Idaho
Size (2009 Data) of Applicant Entity	<ul style="list-style-type: none"> • Current Year Revenues: \$ 51,413 • Employees: 9
Technology Type	Wireless
Key Partners	First Step Internet (EGID 643), Washington RSA No 8 Limited Partnership dba Inland Cellular, ID Commission for Libraries (EGID 6743), Idaho Education Network (EGID 4791) and One Economy (EGID 7025)

Project Economics			
Budget Information		Project Financials	
Project Budget	\$ 2,282,589	Project Revenues (Yr 8)	\$ 325,195
Federal Contribution (%)	69%	Net Income and Margin (Yr 8)	\$ 168,872
Cash Match Amount (%)	2%	EBITDA and Margin (Yr 8)	\$ 179,264
In Kind Match Amount (%)	29%	Rate of Return (w/o BTOP Funds)	-13.15%
Middle Mile/Last Mile Budget Allocation		Rate of Return (w/ BTOP Funds)	6%
Middle Mile Percentage (%)	82%	Cost Efficiency	
Last Mile Percentage (%)	18%	Cost per Mile (MM)	\$ 24,591
Rural Last Mile Percentage	11%	Cost per Household (LM)	\$ 104

Market Territory	
Geographic Area(s)	
Middle Mile Network Composition	
Total Proposed Network Miles (MM only)	<ul style="list-style-type: none"> • Total Miles: 119 • Backbone Miles: 56 • Lateral Miles: 0
New Construction Network Miles (MM only)	<ul style="list-style-type: none"> • Total Miles: 56 • Backbone Miles: 56 • Lateral Miles: 0
Existing Applicant Network Miles Utilized (MM only)	<ul style="list-style-type: none"> • Total Miles: 63 • Backbone Miles: 63 • Lateral Miles: 0
Leased Network Miles Utilized (MM only)	<ul style="list-style-type: none"> • Total Miles: 0 • Backbone Miles: 0 • Lateral Miles: 0
Underserved/Unserved	<ul style="list-style-type: none"> • Percentage of Backbone Miles in Underserved/Unserved Areas: 100% underserved • Percentage of Lateral Miles in Underserved/Unserved Areas: 0

Comprehensive Community Infrastructure Key Metrics Dashboard

Existing Customer Base	
Existing Residential/Individual Customers within PFSA	130
Existing Business Customers within PFSA	0
Existing Community Anchor Institution Customers within PFSA	<ul style="list-style-type: none"> • Total CAI's: 18 • Community Colleges: 1 • Public Safety Entities: 11
Existing Third Party Service Provider Customers within PFSA	First Step Internet 241
Potential Customer Base	
Market Potential Households (within PFSA)	<ul style="list-style-type: none"> • Total HH's: 4,864 • Located in Underserved/Unserved Areas: 4011
Market Potential Businesses (within PFSA)	<ul style="list-style-type: none"> • Total Businesses: 2,428 • Located in Underserved/Unserved Areas: 564
Market Potential Community Anchor Institutions (within PFSA)	<ul style="list-style-type: none"> • Total CAI's: 18 • Located in Underserved/Unserved Areas: 18 • Community Colleges: 1 • Public Safety Entities: 11
Market Potential Third Party Service Providers (within PFSA)	<ul style="list-style-type: none"> • Total Third Party Service Providers in PFSA: 2 • Expressing Commitment or Letter of Interest: First Step Internet, Happy Elves Media & More LLC
Funded Network Coverage	
Households Connected to Network (via BTOP Funds by end of Year 3)	<ul style="list-style-type: none"> • Total Households Connected: 2,736 • Located in Underserved/Unserved Areas: 2,736
Businesses Connected to Network (via BTOP Funds by end of Year 3)	<ul style="list-style-type: none"> • Total Businesses Connected: 467 • Located in Underserved/Unserved Areas: 467
Community Anchor Institutions Directly Connected (via BTOP Funds by end of Year 3)	<ul style="list-style-type: none"> • Total Directly Connected CAI's: 18 • Located in Underserved/Unserved Areas: 18 • Community Colleges: 1 • Public Safety Entities: 11
Projected Subscribers by Year Five	<p><u>Directly Served by Applicant</u></p> <ul style="list-style-type: none"> • Community Anchor Institutions: 18 • Households: 785 • Businesses: 120 • Third Party Service Providers: 2 <p><u>Served by Proposed Network Via Third Party Service Provider</u></p> <ul style="list-style-type: none"> • Community Anchor Institutions: Unknown • Households: Unknown • Businesses: Unknown

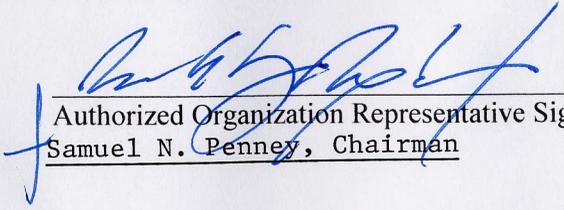
Comprehensive Community Infrastructure Key Metrics Dashboard

Other	
Proposed MM Network Capacity	<ul style="list-style-type: none"> • Backbone: 200 Mbps • Laterals: NA
Proposed LM Network Speed	<ul style="list-style-type: none"> • Highest offered speed tier: Maximum • Estimated Average speed for highest speed tier: 20 Mbps
Total Points of Interconnection	<ul style="list-style-type: none"> • Total Pol's: 17 • Pol's in Underserved/Unserved Areas: 17 • Environmentally-controlled, non-passive Pols: 0
Jobs Created	<ul style="list-style-type: none"> • Direct Job-years: 25 • Indirect Job-years: 592 • Induced Job-years: 148
Required Time for Project Completion (Number of Required Quarters to Fully Build-out and Test Network and Make Ready for Commercial Service)	<p>Build out for the Nez Perce broadband telecommunications network will be completed in ten (10) quarters. Final equipment and network testing will be completed by the end of Year 3, Qtr 2.</p>

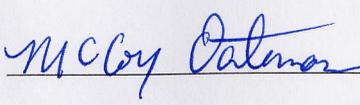
**U.S. Department of Commerce
Broadband Technology Opportunities Program
Authentication and Certifications**

1. I certify that I am the duly Authorized Organization Representative (AOR) of the applicant organization, and that I have been authorized to submit the attached application on its behalf.
2. I certify that I have examined this application, that all of the information and responses in this application, including certifications, and forms submitted, all of which are part of this grant application, are material representations of fact and true and correct to the best of my knowledge, that the entity(ies) that is requesting grant funding pursuant to this application and any subgrantees and subcontractors will comply with the terms, conditions, purposes, and federal requirements of the grant program; that no kickbacks were paid to anyone; and that a false, fictitious, or fraudulent statements or claims on this application are grounds for denial or termination of a grant award, and/or possible punishment by a fine or imprisonment as provided in 18 U.S.C. §1001 and civil violations of the False Claims Act.
3. I certify that the entity(ies) I represent have and will comply with all applicable federal, state, and local laws, rules, regulations, ordinances, codes, orders and programmatic rules and requirements relating to the project. I acknowledge that failure to do so may result in rejection or deobligation of the grant or loan award. I acknowledge that failure to comply with all federal and program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.
4. I certify that the entity(ies) I represent has and will comply with all applicable administrative and federal statutory, regulatory, and policy requirements set forth in the Department of Commerce Pre-Award Notification Requirements for Grants and Cooperative Agreements ("DOC Pre-Award Notification"), published in the Federal Register on February 11, 2008 (73 FR 7696), as amended; DOC Financial Assistance Standard Terms and Conditions (Mar. 8, 2009); the Department of Commerce American Recovery and Reinvestment Act Award Terms (Apr. 9, 2009); and any Special Award Terms and Conditions that are included by the Grants Officer in the award.
5. I certify that any funds awarded to the entity(ies) I represent as a result of this application will not result in any unjust enrichment of such entity(ies) or duplicate any funds such entity(ies) receive under federal universal service support programs administered by the Universal Service Administrative Corporation (USAC).
6. I certify that the entity(ies) I represent has secured access to pay the 20% of total project cost or has petitioned the Assistant Secretary of NTIA for a waiver of the matching requirement.

3-25-10
Date


Authorized Organization Representative Signature
Samuel N. Penney, Chairman

3/25/10
Date


Authorized Organization Representative Signature
McCoy Oatman, Secretary

BUDGET INFORMATION - Construction Programs

OMB Approval No. 4040-0008

Expiration Date 07/30/2010

NOTE: Certain Federal assistance programs require additional computations to arrive at the Federal share of project costs eligible for participation. If such is the case, you will be notified.

COST CLASSIFICATION	a. Total Cost	b. Costs Not Allowable for Participation	c. Total Allowable Costs (Columns a-b)
1. Administrative and legal expenses	\$ 321,787.00	\$	\$ 321,787.00
2. Land, structures, rights-of-way, appraisals, etc.	\$	\$	\$ 0.00
3. Relocation expenses and payments	\$	\$	\$ 0.00
4. Architectural and engineering fees	\$	\$	\$ 0.00
5. Other architectural and engineering fees	\$	\$	\$ 0.00
6. Project inspection fees	\$ 3,510.00	\$	\$ 3,510.00
7. Site work	\$ 229,750.00	\$	\$ 229,750.00
8. Demolition and removal	\$	\$	\$ 0.00
9. Construction	\$ 418,000.00	\$	\$ 418,000.00
10. Equipment	\$ 680,684.00	\$	\$ 680,684.00
11. Miscellaneous	\$ 475,623.00	\$	\$ 475,623.00
12. SUBTOTAL (sum of lines 1- 11)	\$ 2,129,354.00	\$ 0.00	\$ 2,129,354.00
13. Contingencies	\$	\$	\$ 0.00
14. SUBTOTAL	\$ 2,129,354.00	\$ 0.00	\$ 2,129,354.00
15. Project (program) income	\$	\$	\$ 0.00
16. TOTAL PROJECT COSTS (subtract #15 from #14)	\$ 2,129,354.00	\$ 0.00	\$ 2,129,354.00
FEDERAL FUNDING			
17. Federal assistance requested, calculate as follows: (Consult Federal agency for Federal percentage share.) Enter the resulting Federal share.			Enter eligible costs from line 16c Multiply X <input type="text" value="0.8"/> % \$ 1,703,483.00

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Approval No. 4040-0009
Expiration Date 07/30/2010

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.

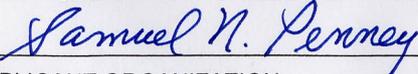
PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

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, 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 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 	*TITLE Chairman, Executive Committee
*APPLICANT ORGANIZATION Nez Perce Tribe	*DATE SUBMITTED 3-25-10

CERTIFICATION REGARDING LOBBYING LOWER TIER COVERED TRANSACTIONS

Applicants should review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 15 CFR Part 28, "New Restrictions on Lobbying."

LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 15 CFR Part 28, for persons entering into a grant, cooperative agreement or contract over \$100,000 or a loan or loan guarantee over \$150,000 as defined at 15 CFR Part 28, Sections 28.105 and 28.110, the applicant certifies that to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

In any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification.

NAME OF APPLICANT

Nez Perce Tribe

AWARD NUMBER AND/OR PROJECT NAME

Nez Perce Reservation Broadband Enhancement

PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE

McCoy Oatman, Chairman

SIGNATURE

McCoy Oatman

DATE

5-26-10

CERTIFICATION REGARDING LOBBYING

Applicants should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 15 CFR Part 28, "New Restrictions on Lobbying." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Commerce determines to award the covered transaction, grant, or cooperative agreement.

LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 15 CFR Part 28, for persons entering into a grant, cooperative agreement or contract over \$100,000 or a loan or loan guarantee over \$150,000 as defined at 15 CFR Part 28, Sections 28.105 and 28.110, the applicant certifies that to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

In any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification.

NAME OF APPLICANT

Nez Perce Tribe

AWARD NUMBER AND/OR PROJECT NAME

Nez Perce Reservation Broadband Enhancement

PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE

McCoy Oatman, Chairman

SIGNATURE

McCoy Oatman

DATE

5/26/10

DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352
(See reverse for public burden disclosure.)

Approved by OMB
0348-0046

1. Type of Federal Action: <input checked="" type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance	2. Status of Federal Action: <input checked="" type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award	3. Report Type: <input checked="" type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change For Material Change Only: year _____ quarter _____ date of last report _____
4. Name and Address of Reporting Entity: <input checked="" type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if known: Congressional District, if known: 4c ID 001	5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime: Prime Awardee & Reporting Entity: Nez Perce Tribe PO Box 365 Lapwai, ID 83540 Congressional District, if known: ID 001	
6. Federal Department/Agency: Commerce - NTIA	7. Federal Program Name/Description: BTOP Comprehensive Community Infrastructure CFDA Number, if applicable: 11.557	
8. Federal Action Number, if known: 0660-ZA28	9. Award Amount, if known: \$ 1,569,109	
10. a. Name and Address of Lobbying Registrant <i>(if individual, last name, first name, MI):</i> Anderson Tuell LLP 503 C Street NE Washington, DC 20002	b. Individuals Performing Services <i>(including address if different from No. 10a)</i> <i>(last name, first name, MI):</i> Loretta Tuell	
11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.	Signature: <u>McCoy Oatman</u> Print Name: <u>McCoy Oatman</u> Title: <u>Chairman</u> Telephone No.: <u>208-846-2253</u> Date: <u>5-26-10</u>	
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