

FORM CD-451 (REV 10/98)  <b>AMENDMENT TO FINANCIAL ASSISTANCE AWARD</b>	U.S. DEPARTMENT OF COMMERCE	X GRANT      COOPERATIVE AGREEMENT
	ACCOUNTING CODE  **See Attached**	
	AWARD NUMBER 78-42-B10568	

RECIPIENT NAME Virgin Islands Public Finance Authority	AMENDMENT NUMBER 3
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STREET ADDRESS 32-33 Kongens Gade	EFFECTIVE DATE
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CITY, STATE ZIP St. Thomas, VI 00802-0430	EXTEND WORK COMPLETION TO August 31, 2013
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CFDA NO. AND PROJECT TITLE:  
11.557 American Recovery and Reinvestment Act, PCC - vINGN Public Computer Centers Program

COSTS ARE REVISED AS FOLLOWS:	PREVIOUS ESTIMATED COST	ADD	DEDUCT	TOTAL ESTIMATED COST
FEDERAL SHARE OF COST	\$3,021,867.00	\$0.00	\$0.00	\$3,021,867.00
RECIPIENT SHARE OF COST	\$1,383,616.00	\$0.00	\$0.00	\$1,383,616.00
TOTAL ESTIMATED COST	\$4,405,483.00	\$0.00	\$0.00	\$4,405,483.00

**REASON(S) FOR AMENDMENT**

This grant is hereby amended to designate the recipient as "high risk," pursuant to 15 C.F.R. § 24.12 and to issue a notification of intent to suspend the award on October 14, 2011 due to deficient financial and procurement management systems and severely inadequate or non-existent internal controls. In order to prevent suspension of the award, a Corrective Action Plan (CAP) based on the attached SAC document must be submitted by the recipient to the Program Officer for approval by October 3, 2011. It is anticipated that a final determination of approval of the CAP will be issued on or before October 14, 2011. In the absence of an approval of the CAP, further enforcement action will be taken on October 14, 2011 including the possibility of award suspension. All project work must cease immediately. Only expenditures related to the development and implementation of the CAP will be subject to review and approval on a reimbursement basis only by the NIST Grants Officer. ALL PREVIOUS TERMS AND CONDITIONS REMAIN IN EFFECT.

This Amendment approved by the Grants Officer is issued in triplicate and constitutes an obligation of Federal funding. By signing the three documents, the Recipient agrees to comply with the Amendment provisions checked below and attached, as well as previous provisions incorporated into the Award. Upon acceptance by the Recipient, two signed Amendment documents shall be returned to the Grants Officer and the third document shall be retained by the Recipient. If not signed and returned without modification by the Recipient within 30 days of receipt, the Grants Officer may unilaterally terminate this Amendment.

Special Award Conditions

Line Item Budget

Other:

SIGNATURE OF DEPARTMENT OF COMMERCE GRANTS OFFICER  Joyce Brigham <i>Joyce F. Brigham</i>	DATE  9/6/11
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TYPED NAME, TYPED TITLE, AND SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL  Angel E. Dawson, Jr., Executive Director, <i>A. Dawson Jr.</i>	DATE  11/4/11
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Award Number: 78-42-B10568, Amendment Number 3  
Federal Program Officer: Francine Jefferson  
Requisition Number: 6478  
Employer Identification Number: 660450278  
Dun & Bradstreet No: 78-94-38293  
Recipient ID: 7809540  
Requestor ID: 7809540  
Treasury Account Symbol (TAS): 0554

**Award ACCS Information**

Bureau Code	FCFY	Project-Task	Org Code	Obj Class	Obligation Amount
61	2010	4803011-300	06-10-0000-00-00-00-00	41-19-00-00	\$0.00

**Award Contact Information**

Contact Name	Contact Type	Email	Phone
Mr. Julito A Francis	Administrative	jafrancis@usvipfa.com	(340) 774-2896

**NIST Grants Officer:**

Usha Ganti  
100 Bureau Drive, MS 1650  
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**NIST Grants Specialist:**

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**AMERICAN RECOVERY AND REINVESTMENT ACT  
BROADBAND TECHNOLOGY OPPORTUNITY PROGRAM  
SPECIAL AWARD CONDITIONS  
78-42-B10568**

**The Recipient, the U.S. Virgin Islands Public Finance Authority (VIPFA), must satisfactorily address the following special award conditions by no later than October 3, 2011. Pursuant to 15 C.F.R. §24.43, Enforcement, failure to provide adequate documentation to NTIA and to the NIST Grants Office to support these conditions will result in the suspension of this award on October 14, 2011.**

17. Accounting System Verification: The VIPFA, whether receiving Federal Funds or only providing matching funds, must have a functioning financial management system that meets the provisions of 15 C.F.R. § 14.21 and 15 C.F.R. § 24.20 to ensure proper accountability of funds. The VIPFA must submit an accounting system certification issued by an independent Certified Public Accountant (CPA) to the NIST Grants Officer by October 3, 2011. Attached is a template that should be used to satisfy this condition.
18. Organizational Structure: The VIPFA must provide a more detailed organizational chart outlining the roles and responsibilities of all current and projected viNGN and VIPFA staff associated with this award, including 3P Consulting support, showing which organization all current and projected employees are employed and whether their position is or will be funded by Federal funds for this grant award. The response should also explain viNGN's role as sub-recipient and VIPFA's oversight.
19. Authorized Award Representative (AOR): The VIPFA must submit an Award Action Request (AAR) changing the AOR designation from Mr. Francis to Mr. Dawson. In conjunction with this change, the VIPFA must ensure that only Mr. Dawson and his designee, Joy Wheatley, will have access to ASAP.
20. Provide a list of staff in the VIPFA who are authorized to make draw down requests through ASAP.
21. The VIPFA must provide copies of its policies and procedures that address timesheet approval for Program Director time, whether funded by Federal funds or supplied as match. The VIPFA must provide completed timesheets demonstrating that it has implemented these policies.
22. Match Valuation: The VIPFA must demonstrate proof that it has ensured that all match valuation documentation is in the Grants File.

23. The VIPFA must submit copies of the executed sub-recipient agreement between VIPFA and viNGN to NTIA and NIST Grants Office.
24. The VIPFA must develop a subrecipient monitoring plan to monitor the activities of viNGN. A copy of this plan must be submitted to NTIA and the NIST Grants Office.
25. The VIPFA must submit a copy of the executed contract agreement between viNGN and the Atlantic Engineering Group (AEG). It should contain a task order for each project to facilitate the submission of invoices. Invoices should be unique to grant 78-42-B10568.
26. The VIPFA must submit to the Federal Audit Clearinghouse with a copy to the NTIA and the NIST Grants Office the overdue annual A-133 Audit for the VIPFA.
27. Sub-recipient / Vendor Designation: The VIPFA must explain why 3P is designated as a vendor and not a subrecipient for the NTIA grant awards, specifically given Ms. Marion Prescod's role in the award. If the VIPFA determines that 3P as a sub-recipient, it should obtain a subrecipient agreement, modify its budgets accordingly, and prepare a sub-recipient monitoring plan.
28. Property Management: The VIPFA must develop, document, and implement Asset/Property Management Policy and Procedures. The VIPFA must submit a copy of these policies and procedures to NTIA and the NIST Grants Office.
29. The VIPFA must provide a copy of meeting notes demonstrating when the VIPFA board adopted its Procurement Policy addendum to the U.S. Virgin Islands Territory Procurement Policy.
30. The VIPFA must submit copies of all executed contract agreements over \$100,000.
31. Third Party Relationship Management: The VIPFA must provide an overview of the VIPFA's processes, procedures, and systems used to manage third-party contributor and contractor relations.
32. Equipment Recordkeeping: The VIPFA must provide an overview of how the VIPFA complies with the requirement to document and maintain a property record of property acquired or improved with Federal funds per the requirements set forth in 15C.F.R. § 24.32, entitled "Equipment."

33. Reporting: The VIPFA must provide a process flow, identifying the individual responsible for each step of reporting for the VIPFA quarterly Performance Progress Report (PPR), FFR, and American Recovery and Reinvestment Act reporting.
  
34. Schedule (PCC) Provide a detailed project schedule that includes the activities associated with opening/launching each PCC and provide a list of which PCCs the PFA would not construct or open during the award period if schedule delays persist and increased expenses due to ADA compliance.