

STATE OF VERMONT JOINT FISCAL OFFICE

MEMORANDUM

To: James Reardon, Commissioner of Finance & Management

From: Nathan Lavery, Fiscal Analyst

Date: March 18, 2011

Subject: JFO #2483, #2484, #2485, #2486, #2488, #2489, #2490, #2491

No Joint Fiscal Committee member has requested that the following items be held for review:

JFO #2483 — \$194,800 grant from the U.S. Department of Housing and Urban Development (HUD) to the Vermont Department of Economic, Housing and Community Development. These funds will be used to support repair and restoration work on 13 landmark historic buildings around the state. [*JFO received 2/09/11*]

JFO #2484 — \$561,915 grant from the U.S. Department of Health and Human Services to the Vermont Department of Health. These funds will be used to establish an evidence-based nurse home visiting program for families with young children who are identified to be "at risk" by pre-set parameters. This grant is awarded under the Affordable Care Act. One limited service position is associated with this request.

[JFO received 2/09/11]

JFO #2485 — \$211,840 grant from the U.S. Department of Justice to the Vermont Department of Corrections. This grant funds two modules for the Vermont Automated Notification Service (VANS) to provide services to victims of domestic violence, and expand services currently available to victims. [JFO received 2/09/11]

JFO #2486 — \$420,000 grant from the U.S. Department of Health and Human Services to the Vermont Department of Health. These funds will be used to expand the capacity of the Office of Minority Health by funding one limited service position. [JFO received 2/09/11]

JFO #2488 — \$1,250,000 grant from the U.S. Department of Health and Human Services to the Vermont Department of Health. These funds will be used to establish evidence-based comprehensive sexuality education for high risk and vulnerable youth in Vermont. This grant is awarded under the Affordable Care Act. **One limited service position is associated with this request.** [*JFO received 2/14/11*]

JFO #2489 — \$2,803,443 grant from the U.S. Department of Health and Human Services to the Vermont Department of Children and Families. These funds will be used to implement the Learning Together Program, a parent training initiative for adolescent parents and parents-to-be. [*JFO received 2/14/11*]

JFO #2490 — \$48,505 grant from the U.S. Department of Agriculture to the Vermont Department Education. These funds will be used to provide grants to low-income designated schools for investment in their food service programs. [*JFO received 2/14/11*]

JFO #2491 — \$33,393,402 grant from the U.S. Department of Commerce to the Vermont Telecommunications Authority (VTA). These funds will be used to construct an approximately 770 mile fiber optic communications network designed to provide high-capacity connections to specific community anchor institutions. [*JFO received 2/23/11*]

The Governor's approval may now be considered final. We ask that you inform the Secretary of Administration and your staff of this action.

cc: Noelle MacKay, Commissioner Harry Chen, Commissioner Andrew Pallito, Commissioner Dave Yacovone, Commissioner Armando Vilaseca, Commissioner Chris Campbell, Executive Director •



STATE OF VERMONT JOINT FISCAL OFFICE

MEMORANDUM

To: Joint Fiscal Committee Members

From: Nathan Lavery, Fiscal Analyst

Date: February 24, 2011

Subject: Grant Requests

Enclosed please find five (5) grants that the Joint Fiscal Office has received from the administration. One limited service position request is associated with these items.

JFO #2488 — \$1,250,000 grant from the U.S. Department of Health and Human Services to the Vermont Department of Health. These funds will be used to establish evidence-based comprehensive sexuality education for high risk and vulnerable youth in Vermont. This grant is awarded under the Affordable Care Act. One limited service position is associated with this request. [JFO received 2/14/11]

JFO #2489 — \$2,803,443 grant from the U.S. Department of Health and Human Services to the Vermont Department of Children and Families. These funds will be used to establish evidence-based comprehensive sexuality education for high risk and vulnerable youth in Vermont. [*JFO received 2/14/11*]

JFO #2490 — \$48,505 grant from the U.S. Department of Agriculture to the Vermont Department Education. These funds will be used to provide grants to low-income designated schools for investment in their food service programs. [JFO received 2/14/11]

JFO #2491 — \$33,393,402 grant from the U.S. Department of Commerce to the Vermont Telecommunications Authority (VTA). These funds will be used to construct an approximately 770 mile fiber optic communications network designed to provide high-capacity connections to specific community anchor institutions. This grant is awarded under the American Recovery and Reinvestment Act and expedited review of this item has been requested. Joint Fiscal Committee members will be contacted by March 8 with a request to waive the statutory review period and accept this item. [JFO received 2/23/11]

JFO #2492 — \$1,527,630 grant from the Federal Emergency Management Agency (FEMA) to the Vermont Department Transportation. These funds will be used to provide disaster assistance for damages to public facilities (state, local, non-profit) in Chittenden, Franklin, and Lamoille counties caused by the December 1, 2010 storm. [*JFO received 2/23/11*]

Please review the enclosed materials and notify the Joint Fiscal Office (Nathan Lavery at (802) 828-1488; <u>nlavery@leg.state.vt.us</u>) if you have questions or would like an item held for legislative review. Unless we hear from you to the contrary by <u>March 11</u>we will assume that you agree to consider as final the Governor's acceptance of these requests.

cc: James Reardon, Commissioner Harry Chen, Commissioner Dave Yacovone, Commissioner Armando Vilaseca, Commissioner Chris Campbell, Executive Director Brian Searles, Secretary



State of Vermont Agency of Administration Office of the Secretary Pavilion Office Building 109 State Street Montpelier, VT 05609-0201 www.adm.state.vt.us

[phone] 802-828-3322 [fax] 802-828-3320 Jeb Spaulding, Secretary

JFO Z491

MEMORANDUM

TO:	Peter Shumlin, Governor and Senator Ann Cummings, Chair Joint Fiscal
	Committee
CC:	Karen Marshall, Chris Campbell, VTA, Susan Zeller, Deputy Commissioner
FROM:	Michael Clasen, Deputy Secretary
RE:	Expedited Grant Acceptance
DATE:	February 11, 2011

We hereby request expedited approval for a \$33 million federal grant (Recovery Act – Vermont Fiber Link CFDA#11.557) awarded directly to the Vermont Telecommunication Authority (VTA) on July 27, 2010. The project is also supported by \$0.4 million from the Gates Foundation, previously accepted by the State of Vermont, and \$12 million of direct investments by Sovernet.

In accordance with 30 V.S.A. § 8062 (a) (5), the VTA is authorized to "receive and accept grants, gifts, loans, or contributions from any source subject to the provisions of 32 V.S.A. § 5." While preparing their annual Report, the VTA discovered that they had not prepared the appropriate paperwork, nor submitted the paperwork to the Governor and the Joint Fiscal Committee as required by 32 V.S.A. § 5. While the grant was accepted by the VTA in July, no federal funds have been drawn; in fact, the federal government has called to inquire why funds have not been drawn yet.

The VTA, Finance & Management, and the Secretary of Administration hereby request that the Governor and Joint Fiscal Committee expedite approval of the required attached documentation to correct the process oversight as well as allow the VTA to begin drawing federal funds.

The VTA and Finance & Management apologize for the delay and the need for the expedited approval request. Thank you in advance for your action in this matter.





Vermont Telecommunications Authority

Memo

То:	Coleen Kraus Department of Finance and Management
From:	Christopher Campbell, Executive Director
Date:	1/5/2011
Re:	Form ESR-2

Attached is completed form ESR-2 for our Recovery Act grant from the Broadband Technology Opportunities Program (BTOP). This grant has received full support from the Governor's office.

The award was accepted by the VTA on July 27, 2010. Please accept my apologies for not submitting this request sooner. We discovered the oversight during the process of preparing our Annual Report, and moved to correct it. Please note, although we have signed a grant agreement, to date there have been no draw down of grant funds. The first draw down will occur after we have received authorization through the grant approval process. We would request any expedited handling you and the Joint Fiscal Office can provide to avoid any delays in this process. Thank you for your attention to this matter.

							Form ESR-2
ARRA ACTIVITY ACC	EPTANCE REQUE	EST:	ARRA	Competiti	ive Grant	Other ARH	RA Activity
Revision? 🗌 Yes	Revision Date:		(Alte	ernate Form	AA-1)	(Not subject to a	AA-1 Process)
INSTRUCTIONS:	This form must be	complete	ed in its en	tirety and i	s required fo	r:	
	l) acceptance of al						
	2) PRIOR to receip						
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NOTE: Incomplete BASIC ARRA INFORM		ned to dep	partments :	and will rest	<u>ilt in the delay</u>	y of spending autho.	rity release.
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3. Records Center	_						
4. Montpelier, VT 4. Office Location:		wn: Mont			Compton W		
			pener		County: W		
5. ARRA Activity (ARR. 7. Legal Title of Grant		I amm ant I	libor Link		0. AKRA C	Code (ARRA 2-1):	
	·····					11 667	
B. Federal Agency Awa	ard # (ARRA-B): NI	TUBIX53	0/00/6			(ARRA-E): 11.557	
0. Federal Funding A	gency's US Treasu	ary Accou	unt Symbo	l (TAS):	13-0554 (if provided by	y the federal funding age	ncy)
1. Federal (or VT) Fu	inding Agency (ARF	RA-A): 13	335			12. Award Date:	7/1/2010
3. Award Amount \$3	3,393,402				14. Check i	f this amount is an	estimate:
5. Grant Period (ARRA	A-H) From:	7/1/2010		To:	6/30)/2013	
6. Date by which ARI	RA funds must be:		oligated by	Date: 6/30/	2013 and/or	Spent by Date	: 6/30/2013
access providing last mile provide	g data transport servers acress southern,	vices up to central, a	o 1 Gbps to	community	anchor instit	ber-optic High speed utions, government rices and greater bar	agencies and
	able in these comm						**** 1
8. Area that will Bene Drange; Washington; Ca		inty, city or	school distric	et): Vermont	- Rutland; Be	ennington; Windhan	i; Windsor;
9. Impact on existing				11-1-1 - A	-+ 70		
0. BUDGET INFORMA	e able to accomplis					nns D+E+F)	
Column Reference		В		C	D	E	F
	←State	Fiscal Ye	ar	<i>></i>	+	-Federal Fiscal Year	
Fiscal Year	SFY 2009	SFY 201	1	Y 2011 & Beyond	FFY 2009	FFY 2010	SFY 2011 & Beyond
ersonnel Costs	\$	\$		\$426,561	\$	\$6,728	\$419,833
rd Party Contracts	\$	\$		\$0	\$	\$0	\$(
perating Expenses	\$	\$		\$188,680	\$	\$116,713	\$71,96
rants/Sub-Awards	\$	\$		\$47,562,519	\$	\$119,968	\$47,442,55
Total Expenditures	\$	\$		\$48,177,760	\$	\$243,409	\$47,934,35
levenues:							
State Funds:	\$	\$		\$	\$	\$	\$
Cash	\$	\$		\$2,308,103	S	\$203,229	\$2,104,874
In-Kind	\$	\$		\$4,900	\$	\$4,190	\$710
ARRA Federal Funds:	\$	S		\$	\$	S	\$
(Direct Costs)	\$	\$		33,393,402	\$	\$0	\$33,393,402
(Statewide Indirect)	\$	\$		\$	\$	\$	S

ARRA Activity Acceptance_Form ESR-2.dot_v1.4

Page 1 of 3

TRACKING #78

D (#329

						Form ESR-2
(Dept'l Indirect)	\$	\$	\$	\$	\$	\$
Sub-total ARRA Funds	\$	\$	\$33,393,402	\$	<u>\$0</u>	\$33,393,402
Other Funds:	\$	\$	\$	\$	\$	\$
Gates Foundation						
(Other Federal)	\$	\$	\$399,900	\$	\$0	\$399,900
Sovernet Match	_					
(list source)	\$	\$	\$12,071,455	\$	\$35,990	\$12,035,465
Total Revenues	\$	\$	\$48,177,760	\$	\$243,409	\$47,934,351
Comments about expendit	ures or revenu	es may be made i	in the space provid	ted below:		
21. VISION Tracking Info	rmation:		· · · · · · · · · · · · · · · · · · ·			*** ****
DeptID/Appropriation:		ther VISION Cha		Total	Comm	ents
•	(fur	nds, programs or	projects)	Amount		
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			Total	<u>\$</u>	above	
PERSONAL SERVICE IN						· · · · · · · · · · · · · · · · · · ·
22. Will monies from this g						
If "Yes", appointing authority	y must initial he	re to indicate inten	t to follow current c	ompetitive bidd	ling process/policy.	
Appointing Authority Nar	ne: Christophe	er Campbell Agre	eed by:	(initial)	
	F			`	·	
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23. State Position Informati	ion and Title(s)					Guini IIvuis
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Information Technology						
	Total Desitie					
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24. 18 the appropriate 1 Usit				ew positions (
		In attached				
25. Equipment and space these positions:		s presently availa	ble. 🔲 Can be ol	otained w/avai	lable funds.	
26. Does this qualify as "I	Infrastructure	e"? Yes	No	If Yes	complete next line	
27. Infrastructure Ration	*****					
1. To Preserve & create jo	•					
2. To assist those most im						•.•
3. To provide investment						
4. X To invest in transportat 5. To stabilize State & loc						, benefits,
counterproductive state & loc				100000000000000000000000000000000000000		
28. AUTHORIZATION AG			TURES			
I/we certify that no funds beyond	hasic ARRA	Activity Manager:	,			Date: 1/5/2011
application preparation and filing	costs	• •	$v \to 0$			
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ARRA Activity Accontance From	ESP-2 dot w1	Note: Plea	an Sher P	1 company pairs	nything po	ze 2 of 3
ARRA Activity Acceptance_Form	ESR-2.dot_v1.4	Notel Plea En	K Porte CAL SHE. P R NI AA-1PN	1 corrections	rytry Pag	ge 2 of 3

		Form ESR-2
have been expended or committed in	Name: Jennine K Poulin	Title: Accounting & Compliance Mg.
anticipation of Joint Fiscal Committee approval of this grant, unless previous notification was made on Form AA-1PN	Department Head	Date: 1/5/1/
(if applicable). I/we further certify that these funds will be used only in	Name: Christopher Campbel,	Title: Executive Director
accordance with the federal American Recovery & Reinvestment Act and all federal and state rules and regulations	Agency Secretary (if required):	Date:
pertaining thereto:	Name:	Title:
29. REVIEW BY FINANCE & MA	NAGEMENT (continue on separate sheet if nece	ssary)
□ ↓ To Release Spending Authority in VISION:	FY 20 \$	Citation(s):
Analyst (initial): Date:	Commissione & Manageme	
For ESR Use Only: Assigne Director's Sign		2/10/11 Date:
* * * Section 30 through 33	are required ONLY when Form ESR-	2 is used in lieu of Form AA-1 * * *
30. SECRETARY OF ADMINISTR		
Check One Box: (Secretary's Accepted	signature or designed	Date: 02/10/11
Rejected		Date: /
31. ACTION BY GOVERNOR	signature or designee)	
Check One Box: (Governor Request to JFO	argnature of designee)	Date; 18/11
Rejected 32. SENT TO JFO		Date:
Sent to JFO		Date:
	* * * Section 33 is a required section	* * *
33. ARRA FORM ESR-2 DOCUME	NTATION CHECK LIST (check all that apply):	
 Notice of Award or Proof of Award (REQUIRED) Request Memo Grant Agreement 	Notice of Denotion (if applicable)	Grant (Project) Timeline (if applicable) Request for Extension (if applicable) Form AA-1PN attached (if applicable)

Vermont Fiber Connect

In July 2010, the VTA was awarded a grant through the Broadband Technologies Opportunity Program (BTOP) of the U.S. Department of Commerce for the Vermont Fiber Connect (VFC) project. VFC will construct an approximately 770 mile fiber optic communications network over the next 30 months through Rutland, Bennington, Windham, Windsor, Orange, Washington, and Caledonia counties. This project is a public-private partnership between the VTA, Sovernet Communications, Vermont Department of Libraries, Vermont Department of Education, Vermont State Colleges, Vermont Law School, Vermont Department of Public Safety, Vermont Department of Information and Innovation, and the New England Telehealth Consortium. These entities represent over 340 locations which this network seeks to connect. The network will be built, owned, and operated by Sovernet Communications, and Sovernet will provide gigabit connections to the state, schools and other partners at rates similar to what they currently pay for connection that operate at a fraction of the speed. The VTA will administer the grant, provide oversight of the sub-grant to Sovernet and act as liaison to the Department of Commerce.

The federal award will provide \$33.4M, and a grant from the Gates Foundation will provide \$400,000 for connections to libraries. The MOU between VTA and Sovernet at the time the grant was filed anticipates that Sovernet will provide approximately \$12M and the VTA approximately \$2.1M. The project contained significant overlapping routes with a VTel project the Dept. of Commerce also funded. This caused significant uncertainty about the final scope of the project, and has delayed finalizing the necessary agreements between the VTA and Sovernet. However, the Dept. of Commerce has recently resolved the overlap issue in VTA's favor and the VTA now expects to be able to finalize operational agreements with Sovernet.

Due to the objectives of BTOP, the proposed network is not designed to deliver broadband service directly to the doors of Vermont households (i.e. "last mile" coverage"), but is designed to provide high-capacity connections to specific "community anchor institutions" such as K-12 schools, health care providers, libraries, colleges, state government offices, and public safety communications networks. "Last-mile" broadband providers are potential users of this network; the high capacity this network will transport communications traffic between last-mile broadband and cellular facilities in local communities and the regional, national, and international networks to which they seek to connect.

STATE OF VERMONT GRANT SPENDING PRE-NOTICE (Form AA-1PN)

PURPOSE & INSTRUCTIONS:

This form is intended solely as notification to the Joint Fiscal Committee of the unavoidable need to spend State funds in advance of Joint Fiscal Committee approval of grant requests and with the intent of securing a federally or privately funded grant award. Pre-notification is required for expenditures of state funds beyond basic grant application preparation and filing costs. Expenditure of these state funds does not guarantee that a grant will be awarded to the State of Vermont, or that a future grant award will be accepted by the Joint Fiscal Committee. If a grant award is subsequently received, a completed **Form AA-1 Request for Grant Acceptance** must be submitted to the Joint Fiscal Committee for review and approval before spending or obligating additional funds.

BASIC GRANT INFORMAT	ION					
1. Agency:		Vermont Telecommunications Authority				
		One National Life Drive, Records Center Building				
	Montpelier,	VT 05620				
2. Department:		·				
3. Program:	Broadband T	echnology Opportunities Program				
4. Legal Title of Grant:	Recovery					
	Act - Vermon	at Fiber Link				
5. Federal Catalog #:	11.557					
6. Grant/Donor Name and Ad U.S. Department of Con						
7. Grant Period: From		To: 6/30/2013				
· · ·						
8. Purpose of Grant:			· · · · · · · · · · · · · · · · · · ·			
	d Sovernet sub-recir	bient agreement, Vermont FiberConnect will be a p	oublic/private			
		met Fiber Corp. to build a 770 mile fiber-optic Hig				
		to 1 Gbps to community anchor institutions, gover				
		tral, and northeastern Vermont at lower prices and				
bandwidth than is com			0			
		E OF GRANT ACCEPTANCE BY JOINT FIS	CAL			
Expenditures:	FY 11	Required Explanation/Comments	<u></u>			
Personal Services	\$0.00	(Include type of expenditures to be incurred, i.e. training, planning,	, proposal development,			
Operating Expenses	\$10,838.07	etc.)				
Grants	\$0.00	Grant planning.				
Total	\$10,838.07					
10. AUTHORIZATION AGE		NT				
I/We certify that spending these	Signature:		Date:			
State funds in advance of Joint		Signature:				
Fiscal Approval of a Grant is		Title: Executive Director				
unavoidable, and that a completed						
Form AA-1 Request for Grant						
Acceptance will be submitted for	Signature:	Signature: Date:				
Joint Fiscal Committee approval		· · ·				
grant award is received for this	Title:	Title:				
program:						
6	televent documentat	ion that demonstrates the necessity of this expend	itura (avamala:			
funding opportunity guidelines r			nuie. (example:			



BROADBANDUSA CONNECTING AMERICA'S COMMUNITIES

FOR MORE INFORMATION

www.recovery.gov www.broadbandusa.gov

Organization:	Vermont Telecommunications Authority
Project Name:	Vermont Fiber Link
Project Type:	Comprehensive Community Infrastructure
States:	Vermont, New Hampshire
Federal Award:	\$33,393,402

ABOUT THE PROJECT

As a small, rural state with rugged terrain, Vermont has difficulty attracting broadband Internet providers, who are often unable to build profitable business models for serving the state. Vermont Fiber Link, a public-private partnership between the **Vermont Telecommunications Authority** (VTA) and Sovernet Fiber Corporation, a regional communications service provider, proposes to address this problem, focusing on Vermont's key community anchor institutions, such as K-12 schools, that lack affordable high speed Internet access. The project plans to build almost 800 miles of fiber broadband infrastructure and provide direct connections at speeds of up to 1 Gbps to as many as 340 anchor institutions statewide, including nine community colleges, 12 other institutions of higher learning, 30 public safety entities, and 53 libraries.

Vermont Fiber Link proposes to:

- Complement the project of another BTOP-funded entity, Vermont Telephone Company, to provide robust, high speed Internet access across Vermont.
- Spur affordable broadband access for local consumers and businesses, including as many as 79,000 households and 13,000 businesses, along with an additional 1,400 community anchor institutions by enabling local Internet service providers to utilize the project's open network. Eight local service providers have already expressed interest in utilizing the new network to expand or enhance local broadband service to households and businesses.
- Significantly improve cost and quality of broadband service to Vermont's government agencies statewide.

ORGANIZATION'S HISTORY

The Vermont Telecommunications Authority was created by the state legislature in 2007 to facilitate the establishment and delivery of mobile phone and Internet access infrastructure and services for residents and businesses throughout Vermont. VTA is focused on unserved and underserved areas and has a long-term goal of ensuring broadband and mobile phone infrastructure exists throughout the state.

PROJECT PARTNERS

- * Vermont Department of Libraries
- Vermont Department of Education
- Vermont State College System, Community College of Vermont sites, and Vermont Law School
- Vermont Department of Public Safety
- Vermont Department of Information and Innovation
- New England Telehealth Consortium
- Sovernet Fiber Corporation

Data provided in the project description is based on information supplied by the applicant. An executive summary of this application can be found on www.nita.doc.gov/broadbandusa.

For press-related inquiries, contact 202-482-7002 or press@ntia.doc.gov. For the general public, contact BTOP@ntia.doc.gov

July 2010

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	COST CLASSIFICATION	a. Total Cost	b. Costs Not Allowable for Participation	c. Total Allowable Costs (Columns a-b)
•	Administrative and legal expenses	\$1956141	\$4900	\$1951241
•	Land, structures, rights-of-way, appraisals, etc.	\$1151500	\$	\$1151500
•	Relocation expenses and payment	\$	\$	\$
•	Architectural and engineering fees	\$3017040	\$	\$3017040
•	Other architectural and engineering fees	\$	\$	\$
5.	Project inspection fees	\$3400000	\$	\$ 3400000
<i>.</i>	Site work	\$	\$	\$
3.	Demolition and removal	\$	\$	S
).	Construction	\$30720083	\$	\$ 30720083
0.	Equipment	\$7522996	\$468000	\$7054996
1.	Miscellaneous	\$410000	\$	\$410000
2.	SUBTOTAL (sum of lines 1-11)	\$48177760	\$472,900	\$47704860
3.	Contingencies	\$	\$	\$
4.	SUBTOTAL	\$48177760	\$472900	\$47704860
5.	Project (program) income	\$	\$	\$
16.	TOTAL PROJECT COSTS (subtract #15 from #14)	^{\$} 48177760	^{\$} 472900	^{\$} 47704860
	· · ·	FEDERAL FUND	ING	•
17. X <u>70</u>	Federal assistance requested, calculate as follow (Consult Federal agency for Federal percentage % Enter the resulting Federal share.		gible costs from line 16c Multiply	\$ 33,393,402