

FORM CD-451 (REV 10-98) LF DAO 203-26 U. S. DEPARTMENT OF COMMERCE <p style="text-align: center;">AMENDMENT TO FINANCIAL ASSISTANCE AWARD</p>		<input checked="" type="checkbox"/> GRANT <input type="checkbox"/> COOPERATIVE AGREEMENT ACCOUNTING CODE AWARD NUMBER NT10BIX5570088		
RECIPIENT NAME Charlotte, City of		AMENDMENT NUMBER 9		
STREET ADDRESS 600 East Fourth Street		EFFECTIVE DATE 07/31/2014		
CITY, STATE, ZIP CODE Charlotte NC 28202-2816		EXTEND WORK COMPLETION TO N/A		
CFDA NO. AND PROJECT TITLE 11.557 Recovery Act - CharMeck Connect				
COSTS ARE REVISED AS FOLLOWS	PREVIOUS ESTIMATED COST	ADD	DEDUCT	TOTAL ESTIMATED COST
FEDERAL SHARE OF COST	\$16,702,490.00	\$0.00	\$0.00	\$16,702,490.00
RECIPIENT SHARE OF COST	\$4,389,953.00	\$0.00	\$0.00	\$4,389,953.00
TOTAL ESTIMATED COST	\$21,092,443.00	(\$-0.00)	\$0.00	\$21,092,443.00
REASON(S) FOR AMENDMENT <p>On August 7, 2013, NTIA granted a partial programmatic waiver of Section IX.C.2 of the First and Second Notices of Funds Availability (NOFAs) and Solicitations of Applications [74 Fed. Reg. 33104, 33123 (July 9, 2009) and 75 Fed. Reg. 3792, 3810 (January 22, 2010)]. Both NOFAs imposed a general prohibition on the sale or lease of the BTOP-funded project assets during their life unless NTIA finds that the conditions enumerated in the NOFAs have been met and grants a waiver of this requirement.</p> <p>This programmatic waiver granted on August 7, 2013, eliminates this restriction on the sale or lease of BTOP-funded assets without prior NTIA approval to the extent that the restriction applies to the recipient's provision of indefeasible right-of-use (IRU) arrangements to customers on fiber optic facilities for their own use.</p> <p><u>The enclosed Special Award Condition and NTIA Decision Memo are incorporated by reference.</u></p> <p>This Amendment approved by the Grants Officer is issued in triplicate and constitute 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.</p> <p><input checked="" type="checkbox"/> Special Award Conditions (Attachment B)</p> <p><input type="checkbox"/> Line Item Budget (Attachment A)</p> <p><input type="checkbox"/> Other(s)</p>				
SIGNATURE OF DEPARTMENT OF COMMERCE GRANTS OFFICER Debbie Chen		TITLE Grants Officer		DATE 08/19/2014
TYPE NAME AND SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL Jeffrey Stovall		TITLE Chief Information Officer		DATE 09/23/2014