STATE OF NORTH CAROLINA NORTH CAROLINA DEPARTMENT OF INFORMATION TECHNOLOGY DIVISION OF BROADBAND AND DIGITAL EQUITY	**REQUEST FOR BEST AND FINAL OFFER NO. SOW # CABSOWPOLK01**
	Offer will be received until: June 26, 2024
	Issue Date: June 24, 2024
	Description: BAFO request for Polk County
	Using Agency: NCDIT
	Application ID #: 1000022021

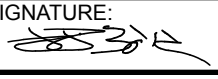
NOTICE TO VENDOR

Your Best and Final Offer (BAFO), subject to the conditions made a part hereof, will be received via email until *June 26, 2024* for furnishing and delivering the goods and services as described herein. BAFOs are subject to rejection unless submitted on this form.

EXECUTION

In compliance with this Request for Best and Final Offer, and subject to all the conditions herein, the undersigned offers and agrees to furnish any or all goods and services which are offered, at the prices agreed upon and within the time specified herein. Pursuant to N.C.G.S. §143B-1354 and under penalty of perjury, the undersigned Vendor certifies that this offer has not been arrived at collusively or otherwise in violation of Federal or North Carolina law and this offer is made without prior understanding, agreement, or connection with any firm, corporation, or person submitting an offer for the same commodity, and is in all respects fair and without collusion of fraud.

Failure to execute/sign offer prior to submittal shall render offer invalid. Late offers are not acceptable.

OFFEROR: Skyrunner, Inc.			
STREET ADDRESS: 779 Dogwood Road		P.O. BOX:	ZIP:
CITY & STATE & ZIP: Asheville, NC 28806		TELEPHONE NUMBER:	TOLL FREE TEL. NO
PRINT NAME & TITLE OF PERSON SIGNING:		FAX NUMBER:	
AUTHORIZED SIGNATURE: 	DATE: 6/26/2024	E-MAIL: jj@skyrunner.net	

Offer valid for fourteen (14) days from date of receipt.

ACCEPTANCE OF OFFER

If the State accepts any or all parts of this offer, an authorized representative of NCDIT shall affix his/her signature to the Vendor's response to this Request for BAFO. The acceptance shall include the response to this BAFO, any provisions and requirements of the original RFP (and resulting Convenience Contract) and Scope of Work which have not been superseded by this BAFO. These documents collectively shall then constitute the written agreement between the parties. A copy of this acceptance will be forwarded to the successful vendor(s).

FOR STATE USE ONLY

Offer accepted and contract awarded this 28 *day of* June *, 2024, as indicated on attached certification, by* _____ (Authorized representative of NCDIT).

REQUEST FOR BEST AND FINAL OFFER (BAFO)

This request is to acquire a best and final offer from Vendor in response to the Polk County Scope of Work in the Completing Access to Broadband Program. The final contract will integrate the Broadband Expansion and Access RFP and the Polk County Scope of Work, and your responses thereto, plus any changes identified below.

NOTE: This bid is still in the evaluation period. During this period and prior to award, possession of the BAFO, scope of work response, and accompanying information is limited to personnel of NCDIT, county evaluators, and advisors assisting in the evaluation. Bidders who attempt to gain this privileged information, or to influence the evaluation process (i.e. assist in evaluation) will be in violation of purchasing rules and their offer will not be further evaluated or considered.

Best and final offers should include match amount, final number of eligible locations as identified by NCDIT, and any other terms you wish to negotiate or changes to your proposal. NCDIT may decline your BAFO and proposal or propose additional changes.

The following table includes the proposed match breakdown of 15% by the provider, 10% by the county, and 75% by NCDIT, which you may accept as is or change as long as the proposed amounts remain in accordance with N.C.G.S. § 143B-1373.1(e).

Provider Contribution	County Contribution	NCDIT Contribution
$1,217,624.85	$811,749.90	$6,088,124.25

We have also identified the final number of eligible locations, which may differ from your proposal if we were not able to verify the eligibility of all of your proposed locations. We have included a CSV file identifying the final list of locations to be part of your project.

Number of Eligible Locations: 2680

Other terms and conditions of the final contract are noted here:

- Skyrunner Inc.'s acceptance of the contract is expressly contingent upon the successful underwriting of the required performance bond by September 15, 2024. Said bond shall cover 100% of the CAB funds awarded and must be maintained until Skyrunner Inc. demonstrates to the satisfaction of NCDIT the completion of the buildout of 100% of the locations to be served by the project.

Complete and sign the first page of this BAFO, in the box beginning with "Offeror," and email your response to creecy.johnson@nc.gov and shanon.gerger@nc.gov. If NCDIT accepts this offer, NCDIT will countersign both this BAFO document and the scope of work and return them to you, at which point a contract will be created.