



STATE OF NEW YORK
EXECUTIVE CHAMBER
ALBANY 12224

DAVID A. PATERSON
GOVERNOR

December 15, 2009

Lisa Jackson, Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Ave NW
Washington, DC 20460

Dear Ms. Jackson:

Pursuant to Title XV, Subtitle A, section 1511 of the American Recovery and Reinvestment Act of 2009 (Pub. L. 111-5) ("ARRA"), and the April 2, 2009, Grant Agreement from the U.S. Environmental Protection Agency to the New York State Department of Environmental Conservation (the "Grant Agreement"), I hereby certify that the infrastructure investment involving the City of New York acting by and through the New York City Department of Parks and Recreation described in the Attachment to this certification, which will be funded with amounts made available by ARRA under the heading "Clean Water State Revolving Fund" to the Environmental Protection Agency, has received the full review and vetting required by law. I accept responsibility that such investment is an appropriate use of taxpayer dollars. I further certify that the specific information required by ARRA § 1511 and the Grant Agreement concerning such investment (a description of the investment, the estimated total cost, and the amount of ARRA funds to be used) is summarized within the Clean Water State Revolving Fund link to be posted on the public website at <http://www.recovery.ny.gov>, and linked to www.Recovery.gov.

Very truly yours,

David A. Paterson
Governor

Attachment

c: Commissioner Alexander B. Grannis

ATTACHMENT

- **The City of New York acting by and through New York City Department of Parks and Recreation, Counties of Bronx, Queens and Richmond** – Total project cost in the amount of \$2,000,000 is being provided through a grant under the Clean Water SRF program. This project, which will be undertaken by the New York City Department of Parks and Recreation, will finance the costs associated with modifying existing roadways to include triangles, medians, bumpouts and blockbusters (where a two-way street meets a one-way street) into planting beds with active capture and storage for stormwater runoff. The City of New York acting by and through the New York City Department of Parks and Recreation will own, operate and maintain the project.

The construction contract execution schedule for this project is as follows:

- Submit Plans	January 4, 2010
- Submit Specifications	October 22, 2009
- Advertise for Bids	September 14, 2009
- Open Bids	October 13, 2009
- Award Bids	December 18, 2009
- Execute Contracts	January 4, 2010
- Register Contracts	February 4, 2010
- Construction Completion	January 1, 2012

SEQR/SERP – Pursuant to an operating agreement between the NYS Department of Environmental Conservation (DEC) and the U.S. Environmental Protection Agency, an environmental review in accordance with the State Environmental Review Process (SERP, a NEPA-like review agreed to in the operating agreement) is undertaken with respect to each action or project financed. The Corporation has determined that the proposed action will finance a project which constitutes “street openings and right-of-way openings for the purpose of repair or maintenance of existing utility facilities” and “public or private best forest management (silvicultural) practices on less than 10 acres of land” which are "Type II" actions under SEQRA, pursuant to 6 NYCRR Sections 617.5 (c) (5) and (14).

Resolutions/Agreements – The project to be undertaken by New York City Parks and Recreation is authorized pursuant to the New York City Charter Section 533 a. 8 and 10. Financial assistance will be provided pursuant to a Grant Agreement executed by and between the New York State Environmental Facilities Corporation and The City of New York acting by and through New York City Department of Parks and Recreation.

Disadvantaged Business Enterprises/Minority/Women’s Business Enterprises (MWBE) – the fair share objectives are negotiated with the U.S. Environmental Protection Agency using the guidance provided in 40 CFR, Part 33, Subpart D, and set forth in the Grant Agreement. The MWBE fair share goals are as follows:

MBE goal:	construction contracts – 21.5%; service contracts- 18.8%
WBE goal:	construction contracts – 13.7%; service contracts – 20.5