



STATE OF NEW YORK
EXECUTIVE CHAMBER
ALBANY 12224

DAVID A. PATERSON
GOVERNOR

November 17, 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 September 1, 2009 Grant Agreement from the U.S. Environmental Protection Agency to the New York State Department of Health (the "Grant Agreement"), I hereby certify that the infrastructure investments involving the Village of Briarcliff Manor, Town of Caneadea, Town of Richland, Town of Schodack, Village of Unadilla and the Village of Warwick listed in the Attachment to this certification, which will be funded with amounts made available by ARRA under the heading "Drinking Water State Revolving Fund" to the Environmental Protection Agency, have received the full review and vetting required by law. I accept responsibility that such investments are appropriate uses of taxpayer dollars. I further certify that the specific information required by ARRA § 1511 and the Grant Agreement concerning such investments (a description of the investments, the estimated total cost, and the amount of ARRA funds to be used) is summarized within the Drinking 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

David A. Paterson
Governor

Attachment

c: Commissioner Richard F. Daines, M.D.

ATTACHMENT

- **Village of Briarcliff Manor, Westchester County** – Total project cost of \$19,534,615, of which \$18,799,238 is being financed through the Drinking Water SRF program. The Village is eligible for up to \$8,690,238 in ARRA principal forgiveness and \$2,896,746 in ARRA loan. This project consists of the construction of a new tap on the Catskill Aqueduct to comply with the Surface Water Treatment Rule and a new pump station with appurtenant transmission mains. The Villages of Briarcliff Manor, Sleepy Hollow and Tarrytown will jointly own, operate and maintain the project.

The contract execution schedule for this project is as follows:

Contract No.: VM-0708-7

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|-----------------------------------|------------------|
| - Submit Plans and Specifications | May 26, 2009 |
| - Advertise for Bids | May 4, 2009 |
| - Open Bids | June 19, 2009 |
| - Award Bids | July 2, 2009 |
| - Execute Contracts | August 10, 2009 |
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| - Construction Completion | January 24, 2011 |

Contract No.: VM-0910-2

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|-----------------------------------|--------------------|
| - Submit Plans and Specifications | August 11, 2009 |
| - Advertise for Bids | July 15, 2009 |
| - Open Bids | August 7, 2009 |
| - Award Bids | August 20, 2009 |
| - Execute Contracts | September 16, 2009 |
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| - Construction Completion | November 23, 2009 |

SEQR/SERP – Pursuant to an operating agreement between the NYS Department of Health (DOH) and the US 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 this action will finance a project which will not have a significant impact on the environment: (1) the Department of Health has certified that this project complied with SEQR and complies substantively with SERP; (2) no potentially large impacts have been identified; and (3) the Village of Briarcliff Manor, acting as lead agency, has issued a negative declaration.

Resolutions/ Agreements – The project was authorized pursuant to bond resolutions passed by the Board of Trustees of the Village of Briarcliff Manor on May 18, 2006, June 21, 2007, October 2, 2008 and February 19, 2009, authorizing the aggregate issuance of \$28,277,800 in bonds for the costs of acquisition, construction and reconstruction of improvements to the Village water supply system. Additionally, financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation and the Village of Briarcliff Manor.

Disadvantaged Business Enterprises/Minority/Women's Business Enterprises (MWBE) – the fair share objectives are negotiated with the US 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 – 6 %;
 service contracts - 8.8 %
- WBE goal: construction contracts – 6 %;
 service contracts – 8.8 %

- **Town of Caneadea, Allegany County** – Total project cost of \$8,311,000, of which \$7,659,811 is being financed through the Drinking Water SRF program. The Town is eligible for up to \$3,445,509.50 in ARRA grant and ARRA principal forgiveness. This project involves the upgrading of the existing water treatment plant, installation of new transmission main, the replacement of existing distribution mains, and an Extension #1 to the Houghton Water District distribution system. The Town will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

Water Main/Distribution System

- Submit Plans and Specifications December 2, 2008
- Advertise for Bids May 18, 2009
- Open Bids June 11, 2009
- Award Bids September 10, 2009
- Execute Contracts October 7, 2009

- Construction Completion July 5, 2010

Water Plant Treatment

- Submit Plans and Specifications October 9, 2009
- Advertise for Bids September 16, 2009
- Open Bids October 13, 2009
- Award Bids October 22, 2009
- Execute Contracts December 10, 2009

- Construction Completion December 7, 2010

SEQR/SERP – Pursuant to an operating agreement between the NYS Department of Health (DOH) and the US 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 this action will finance a project which will not have a significant impact on the environment: (1) the Department of Health has certified that this project complied with SEQR and complies substantively with SERP; (2) no potentially large impacts have been identified; and (3) the Town of Caneadea, acting as lead agency, has issued a negative declaration. This project is subject to a Water Supply Permit No. 0-0242-00042/00002, which has no expiration date.

- Advertise for Bids May 22, 2009
- Open Bids June 25, 2009
- Award Bids July 14, 2009
- Execute Contracts September 15, 2009

- Construction Completion April 16, 2010

Contract No.: 2C Heating and Ventilating Construction

- Submit Plans and Specifications February 17, 2009
- Advertise for Bids May 22, 2009
- Open Bids June 25, 2009
- Award Bids July 14, 2009
- Execute Contracts September 2, 2009

- Construction Completion April 16, 2010

Contract No.: 2D Plumbing Construction

- Submit Plans and Specifications February 17, 2009
- Advertise for Bids May 22, 2009
- Open Bids June 25, 2009
- Award Bids July 14, 2009
- Execute Contracts September 2, 2009

- Construction Completion April 16, 2010

SEQR/SERP – Pursuant to an operating agreement between the NYS Department of Health (DOH) and the US 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 this action will finance a project which will not have a significant impact on the environment: (1) the Department of Health has certified that this project complied with SEQR and complies substantively with SERP; (2) no potentially large impacts have been identified; and (3) the Town of Richland, acting as lead agency, has issued a negative declaration. This project is subject to a Water Supply Permit No. 7-3550-00232/00001, which has no expiration date.

Resolutions/Agreements – The project was authorized pursuant to bond resolutions passed by the Town Board of the Town of Richland on January 22, 2008, April 21, 2009 and August 11, 2009, authorizing the aggregate issuance of \$11,960,000 in bonds for the construction of a water distribution system comprised of installation of waterline and water storage facilities within the Richland Water District No. 2. Additionally, financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation and the Town of Richland.

Disadvantaged Business Enterprises/Minority/Women’s Business Enterprises (MWBE) – the fair share objectives are negotiated with the US 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 – 6 %
 service contracts – 8.8 %
 WBE goal: construction contracts – 6 %
 service contracts – 8.8 %

- **Town of Schodack, Rensselaer County** – Total project cost in the amount of \$1,218,000, all of which is being financed through the Drinking Water SRF program. The Town is eligible for up to \$609,000 in ARRA principal forgiveness and \$203,000 in ARRA loan. This financing will support the planning, design and construction of a project that involves the interconnection of Water District Nos. 1 and 3, replacement of asbestos-cement lined pipe with ductile iron pipe water main and improvements to the existing pump station and treatment. The Town of Schodack will own, operate and maintain the system.

The contract execution schedule for this project is as follows:

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|-----------------------------------|--------------------|
| - Submit Plans and Specifications | July 14, 2009 |
| - Advertise for Bids | August 20, 2009 |
| - Open Bids | September 17, 2009 |
| - Award Bids | October 6, 2009 |
| - Execute Contracts | October 20, 2009 |
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| - Construction Completion | May 6, 2010 |

SEQR/SERP – Pursuant to an operating agreement between the NYS Department of Health (DOH) and the US 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 this action will finance the construction of a project which will not have a significant impact on the environment: (1) the DOH has certified that this project complies substantively with SERP; (2) no potentially large impacts have been identified; and (3) the Town of Schodack, acting as lead agency, has issued a negative declaration.

Resolutions/ Agreements – The project was authorized pursuant to a bond resolution passed by the Town Board of the Town of Schodack dated August 13, 2009 authorizing the issuance of \$1,218,000 in bonds for the purpose of water improvements to Water Districts No 1 and No. 3. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation and the Town of Schodack.

Disadvantaged Business Enterprises/Minority/Women’s Business Enterprises (MWBE) – the fair share objectives are negotiated with the US 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 – 6%;
 service contracts - 8.8%
 WBE goal: construction contracts – 6%
 service contracts – 8.8%

- **Village of Unadilla, Otsego County** – Total project cost in the amount of \$3,200,000, all of which is being financed through the Drinking Water SRF program. The Village is eligible for up to \$1,561,704.13 in ARRA principal forgiveness. This financing will support the development of a new well to replace an existing well and upgrades to an existing substandard well to bring it into compliance with NYSDOH standards and use it as a backup source. This work will eliminate the need for usage of an unfiltered spring's source that has been classified as groundwater under the direct influence of surface water. The new well site will include a new pump, pump house, controls, disinfection system and transmission main to connect the new well to the existing distribution system. Upgrades to the existing Church Street well site include a new pump, pump house, controls and new treatment equipment. The Village of Unadilla will own, operate and maintain the system.

The contract execution schedule for this project is as follows:

- Submit Plans and Specifications	July 10, 2009
- Advertise for Bids	June 24, 2009
- Open Bids	July 29, 2009
- Award Bids	October 7, 2009
- Execute Contracts	October 29, 2009
- Construction Completion	June 30, 2010

SEQR/SERP – Pursuant to an operating agreement between the NYS Department of Health (DOH) and the US 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 this action will finance the construction of a project which will not have a significant impact on the environment: (1) the DOH has certified that this project complies substantively with SERP; (2) no potentially large impacts have been identified; and (3) the Village of Unadilla, acting as lead agency, has issued a negative declaration.

Resolutions/ Agreements – The project was authorized pursuant to a bond resolutions passed by the Board of Trustees of the Village of Unadilla dated June 17, 2008 and August 18, 2009 authorizing the aggregate issuance of \$3,200,000 in bonds for the purpose of the construction of improvements to the water supply and distribution system in and for the Village of Unadilla. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation and the Village of Unadilla.

Disadvantaged Business Enterprises/Minority/Women's Business Enterprises (MWBE) – the fair share objectives are negotiated with the US 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 – 6%;
	service contracts - 8.8%
WBE goal:	construction contracts – 6%
	service contracts – 8.8%

- **Village of Warwick, Orange County** – Total project cost in the amount of \$2,225,513 is being financed through the Drinking Water SRF program. The Village is eligible for up to \$1,087,163.50 in ARRA principal forgiveness and \$362,387.83 in ARRA loan. This project, which will be

undertaken by the Village of Warwick, will finance the costs associated with the construction of a new micro-filtration plant at Well #2 to comply with the Surface Water Treatment Rule. The Village of Warwick will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

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|------------------------------------|--------------------|
| - Submit Plans and Specifications | January 15, 2009 |
| - Revised Plans and Specifications | October 23, 2009 |
| - Advertise for Bids | September 30, 2009 |
| - Open Bids | October 29, 2009 |
| - Award Bids | November 9, 2009 |
| - Execute Contracts | December 7, 2009 |
| - Construction Completion | November 30, 2010 |

SEQR/SERP – Pursuant to an operating agreement between the NYS Department of Health (DOH) 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 this action will finance a project that will not have a significant adverse impact on the environment: (1) the DOH has certified that this project is in compliance with the SERP; (2) no potentially large impacts have been identified; and (3) the Village of Warwick, acting as lead agency, has issued a negative declaration.

Resolutions/Agreements – The project was authorized pursuant to a bond resolution passed by the Board of Trustees of the Village of Warwick dated August 3, 2009 for the purpose of design and construction of a micro-filtration plant for the Village’s water system Well No. 2. This bond resolution authorized the issuance of bonds totaling \$2,225,513 for this purpose. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation and the Village of Warwick.

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:

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|-----------|------------------------------|
| MBE goal: | construction contracts – 6%; |
| | service contracts - 8.8% |
| WBE goal: | construction contracts – 6%; |
| | service contracts – 8.8% |