



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 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 investments involving The City of New York and the New York City Municipal Water Finance Authority 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, have received the full review and vetting required by law. I accept responsibility that such investments are 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

David A. Paterson
Governor

Attachment

c: Commissioner Alexander B. Grannis

ATTACHMENT

- **New York City Municipal Water Finance Authority (NYCMWFA), Bronx County (Hunts Point WPCP)** – Total project cost in the amount of \$35,365,300 is being financed through the Clean Water SRF program. The Authority is eligible for up to \$35,365,300 in ARRA principal forgiveness with regard to this project. This project, which will be undertaken by the New York City Department of Environmental Protection (NYCDEP), will finance the costs associated with both the rehabilitation of four anaerobic sludge digesters and the installation of polymer storage and feed equipment in the Centrate Building to improve solids removal in secondary treatment tanks on the site of the Hunts Point WPCP. The anaerobic digester rehabilitation work involves the replacement-in-kind of steel liner plates inside the concrete tanks and replacement of sludge piping and valves inside the digesters and adjacent transfer pump room. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- Submit Plans and Specifications	June 23, 2009
- Advertise for Bids	July 9, 2009
- Open Bids	August 20, 2009
- Award Bids	November 23, 2009
- Execute Contracts	December 21, 2009
- Construction Completion	January 7, 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 making of the proposed financing will finance the construction of a project that may have a significant adverse effect on the environment. However, NYCDEP, acting as lead agency, has determined that the adverse environmental impacts revealed in the Final EIS will be minimized or avoided to the maximum extent practicable and DEC has certified that this project is in compliance with the SERP. The Project is subject to DEC SPDES Permit No NY0026191, which expired on December 31, 2005 and was renewed indefinitely on January 1, 2006.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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

Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%

- **New York City Municipal Water Finance Authority (NYCMWFA), Kings County (Paerdegat Basin CSO)** – Total project cost in the amount of \$14,637,500 is being financed through the Clean Water SRF program. The Authority is eligible for up to \$14,637,500 in ARRA principal forgiveness with regard to this project. This project, which will be undertaken by the NYCDEP, will finance the costs associated with the construction of a Natural Area Park and a 5.1 acre Ecology Park on undeveloped land adjacent to the site of the Paerdegat Basin Combined Sewer Overflow (CSO) Facilities in southern Brooklyn. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- | | |
|-----------------------------------|--------------------|
| - Submit Plans and Specifications | July 24, 2009 |
| - Advertise for Bids | September 15, 2009 |
| - Open Bids | October 13, 2009 |
| - Award Bids | November 23, 2009 |
| - Execute Contracts | December 21, 2009 |
| - Construction Completion | January 7, 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 making of the proposed financing will finance the construction of a project that may have a significant adverse effect on the environment. However, NYCDEP, acting as lead agency, has determined that the adverse environmental impacts revealed in the Final EIS will be minimized or avoided to the maximum extent practicable and DEC has certified that this project is in compliance with the SERP. The Project is not subject to a DEC SPDES Permit.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of

notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%

- **New York City Municipal Water Finance Authority (NYCMWFA), Richmond County (Port Richmond WPCP)** – Total project cost in the amount of \$27,010,500 is being financed through the Clean Water SRF program. The Authority is eligible for up to \$27,010,500 in ARRA principal forgiveness with regard to this project. This project, which will be undertaken by the NYCDEP, will finance the costs associated with the replacement of two obsolete 900 horsepower (HP) boilers and one 200 HP boiler with three modern 600 HP fire tube boilers on the site of the Port Richmond WPCP. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- Submit Plans and Specifications	July 22, 2009
- Advertise for Bids	July 22, 2009
- Open Bids	September 2, 2009
- Award Bids	November 23, 2009
- Execute Contracts	December 21, 2009
- Construction Completion	December 30, 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 the construction of a project that will not have a significant adverse effect on the environment: (1) DEC has certified that this project is in compliance with the SERP; (2) no potentially large impacts have been identified; and (3) NYCDEP, acting as lead agency, has determined that the project will not have a significant effect on the environment. The Project is subject to DEC SPDES Permit No NY0026107, which expired on December 31, 2005 and was renewed indefinitely on January 1, 2006.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the

purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%

- **New York City Municipal Water Finance Authority (NYCMWFA), Kings County (NYCDEP 26th Ward WPCP)** – Total project cost in the amount of \$6,325,760 is being financed through the Clean Water SRF program. The Authority is eligible for up to \$6,325,760 in ARRA principal forgiveness with regard to this project. This project, which will be undertaken by the NYCDEP, will finance the costs associated with the replacement of the six primary mechanical bar screens and the two secondary mechanical bar screens on the site of the 26th Ward WPCP. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- | | |
|-----------------------------------|-------------------|
| - Submit Plans and Specifications | July 16, 2009 |
| - Advertise for Bids | October 9, 2009 |
| - Open Bids | October 29, 2009 |
| - Award Bids | November 23, 2009 |
| - Execute Contracts | December 21, 2009 |
| - Construction Completion | February 29, 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 this action will finance a project which will constitute "maintenance or repair involving no substantial changes in an existing structure or facility", which is a "Type II" action under SEQRA, pursuant to 6 NYCRR Section 617.5(c)(1) and "replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site", which is a "Type II" action under SEQRA, pursuant to 6 NYCRR Section 617.5(c)(2). The Project is subject to DEC SPDES Permit No NY0026212, which expired on December 31, 2005 and was renewed indefinitely on January 1, 2006.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note

Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%

- **New York City Municipal Water Finance Authority (NYCMWFA), Richmond County (Oakwood Beach WPCP)** – Total project cost in the amount of \$12,735,250 is being financed through the Clean Water SRF program. The Authority is eligible for up to \$12,735,250 in ARRA principal forgiveness with regard to this project. This project, which will be undertaken by the NYCDEP, will finance the costs associated with the reconstruction of the primary electrical substation switchgear and enclosure facility and the 5KV feeder lines to the secondary unit power electrical substations throughout the site of the Oakwood Beach WPCP. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- Submit Plans and Specifications	July 20, 2009
- Advertise for Bids	October 5, 2009
- Open Bids	October 29, 2009
- Award Bids	November 23, 2009
- Execute Contracts	December 21, 2009
- Construction Completion	February 29, 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 the construction of a project that will not have a significant adverse effect on the environment: (1) DEC has certified that this project is in compliance with the SERP; (2) no potentially large impacts have been identified; and (3) NYCDEP, acting as lead agency, has determined that the project will not have a significant effect on the environment. The Project is subject to DEC SPDES Permit No. NY0026174, which expired on December 31, 2005 and was renewed indefinitely on January 1, 2006.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal

Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%

- **New York City Municipal Water Finance Authority (NYCMWFA), Queens County (Rockaway WPCP)** – Total project cost in the amount of \$5,362,000 is being financed through the Clean Water SRF program. The Authority is eligible for up to \$5,362,000 in ARRA principal forgiveness with regard to this project. This project, which will be undertaken by the NYCDEP, will finance the costs associated with both the installation of new natural gas service lines to operate the plant boilers and replacement of two obsolete underground No. 4 heavy fuel oil tanks with a modern above ground No. 2 fuel oil tank on the site of the Rockaway WPCP. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- Submit Plans and Specifications	July 27, 2009
- Advertise for Bids	October 9, 2009
- Open Bids	October 27, 2009
- Award Bids	November 23, 2009
- Execute Contracts	December 21, 2009
- Construction Completion	January 3, 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 the construction of a project that will not have a significant adverse effect on the environment: (1) DEC has certified that this project is in compliance with the SERP; (2) no potentially large impacts have been identified; and (3) NYCDEP, acting as lead agency, has determined that the project will not have a significant effect on the environment. The Project is subject to DEC SPDES Permit No NY0026221, which expired on December 31, 2005 and was renewed indefinitely on January 1, 2006.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%

- **New York City Municipal Water Finance Authority (NYCMWFA), Kings County (Owls Head WPCP)** – Total project cost in the amount of \$1,550,000 is being financed through the Clean Water SRF program. The Authority is eligible for up to \$1,550,000 in ARRA principal forgiveness with regard to this project. This project, which will be undertaken by the NYCDEP, will finance the costs associated with the replacement of five electro-hydraulic valve actuators for the five main sewage pumps and sixteen electric valve actuators for the four process air blowers on the site of the Owls Head WPCP. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- | | |
|-----------------------------------|--------------------|
| - Submit Plans and Specifications | July 20, 2009 |
| - Advertise for Bids | September 24, 2009 |
| - Open Bids | October 21, 2009 |
| - Award Bids | November 23, 2009 |
| - Execute Contracts | December 21, 2009 |
| - Construction Completion | July 3, 2011 |

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 this action will finance a project which will constitute "maintenance or repair involving no substantial changes in an existing structure or facility", which is a "Type II" action under SEQRA, pursuant to 6 NYCRR Section 617.5(c)(1) and "replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site", which is a "Type II" action under SEQRA, pursuant to 6 NYCRR Section 617.5(c)(2). The Project is subject to DEC SPDES Permit No NY0026166, which expired on December 31, 2005 and was

renewed indefinitely on January 1, 2006.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%

- **New York City Municipal Water Finance Authority (NYCMWFA), New York County (Wards Island WPCP)** – Total project cost in the amount of \$15,694,500 is being financed through the Clean Water SRF program. The Authority is eligible for up to \$15,694,500 in ARRA principal forgiveness with regard to this project. This project, which will be undertaken by the NYCDEP, will finance the costs associated with the replacement of all fifteen primary sludge pumps, all ten primary settling tank sluice gates and collector drives, and all of the grit removal equipment on the site of the Wards Island WPCP. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- | | |
|-----------------------------------|-------------------|
| - Submit Plans and Specifications | July 20, 2009 |
| - Advertise for Bids | August 5, 2009 |
| - Open Bids | September 9, 2009 |
| - Award Bids | November 23, 2009 |
| - Execute Contracts | December 21, 2009 |
| - Construction Completion | February 29, 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 this action will finance a project which will constitute "maintenance or repair involving no substantial changes in an existing structure or facility", which is a "Type II" action under SEQRA, pursuant to 6 NYCRR Section 617.5(c)(1) and "replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site",

which is a "Type II" action under SEQRA, pursuant to 6 NYCRR Section 617.5(c)(2). The Project is subject to DEC SPDES Permit No NY0026131, which expired on December 31, 2005 and was renewed indefinitely on January 1, 2006.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%

- **New York City Municipal Water Finance Authority (NYCMWFA), Kings County (Newtown Creek)** – Total project cost in the amount of \$84,226,800 is being partially financed through the Clean Water SRF program. The amount being financed and the total amount of ARRA principal forgiveness available to the Authority with regard to this project will be determined based on the final actual costs of the remaining NYCDEP projects. The total amount available for all projects is \$217,520,628. This project, which will be undertaken by the NYCDEP, will finance the costs associated with the construction of three (3) sludge transport vessels for transporting digested sludge from the Newtown Creek WPCP to the Wards Island WPCP for dewatering. The City of New York will own, operate and maintain the project.

The contract execution schedule for this project is as follows:

- Submit Plans and Specifications	June 15, 2009
- Advertise for Bids	April 15, 2009
- Open Bids	August 13, 2009
- Award Bids	November 23, 2009
- Execute Contracts	December 21, 2009
- Construction Completion	February 28, 2013

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 this action will finance a project which

will constitute the “replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site”, which is a “Type II” action under SEQRA, pursuant to 6 NYCRR Section 617.5(c)(2). The Project is subject to DEC SPDES Permit No NY0026204, which expired on December 31, 2005 and was renewed indefinitely on January 1, 2006.

Resolutions/Agreements – The project was authorized pursuant to the New York City Municipal Water Finance Authority Water and Sewer System Second General Revenue Bond Resolution adopted March 30, 1994 as amended to the date hereof including the Bond Anticipation Note Resolution adopted by the Board of Directors of the NYCMWFA dated November 9, 2009 for the purposes set forth therein. The Bond Anticipation Note Resolution authorized the issuance of notes totaling \$220,000,000. Financial assistance will be provided pursuant to a Project Finance Agreement executed by and between the New York State Environmental Facilities Corporation, The City of New York and the NYCMWFA.

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%