

City of Rochester  
Request for Proposals  
**PROFESSIONAL ENGINEERING SERVICES  
FOR  
BIPARTISAN INFRASTRUCTURE LAW (BIL)  
LEAD SERVICE LINE REPLACEMENT (LSLR) FFY 22  
DWSRF #19277**

Proposals to be received by 4:00 PM

Friday, May 17, 2024

Submit Proposals to:

Michael J. Bushart, P.E.  
Managing Engineer/Water Design  
City of Rochester DES/Water Bureau  
10 Felix Street  
Rochester, NY 14608

Issued: April 16, 2024

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## **EXHIBITS (to be completed and returned with Proposal)**

EXHIBIT A – City of Rochester Professional Consultant Services Workforce Staffing Plan  
EXHIBIT B – Consultant Information Form (CIF)  
EXHIBIT C – NYSEFC Certification Regarding Grants, Loans and Cooperative Agreements  
EXHIBIT D – NYSEFC BABA Contractor Certification  
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## **APPENDICES**

APPENDIX A – Example of Contract Drawings for Prior Lead Service Line Replacement Project  
APPENDIX B – NYSDOH 6-30-2023 BIL DWSRF Eligibility Letter  
APPENDIX C – Draft Agreement for Professional Services

# REQUEST FOR PROPOSAL

The City of Rochester is seeking proposals from qualified Consultants (“Consultant(s)”) to provide engineering design, bidding, construction administration and resident project representative (RPR) services required for three separate public works construction projects that will replace a total of approximately 3,269 existing lead water services on various streets within the City. The 2022 BIL LSLR Group 4A project is expected to involve the replacement of 1,101 services and a smaller number of inside services. The 2022 BIL LSLR Group 4B project is expected to involve replacement of 1,208 services and a smaller number of inside services. The 2022 BIL LSLR Group 4C project is expected to involve replacement of 960 services and a smaller number of inside services. Work will also involve surface restoration that is limited to pavement and lawn repair due to the trench excavation. Neither chip sealing or milling and resurfacing will be included in this project.

## 1.0 BACKGROUND

The City of Rochester Water Bureau (RWB) is a division within the City’s Department of Environmental Services. RWB administers a number of capital improvement programs/projects for the City’s water supply and distribution system. One such capital program is the Lead Service Line Replacement (LSLR) Program.

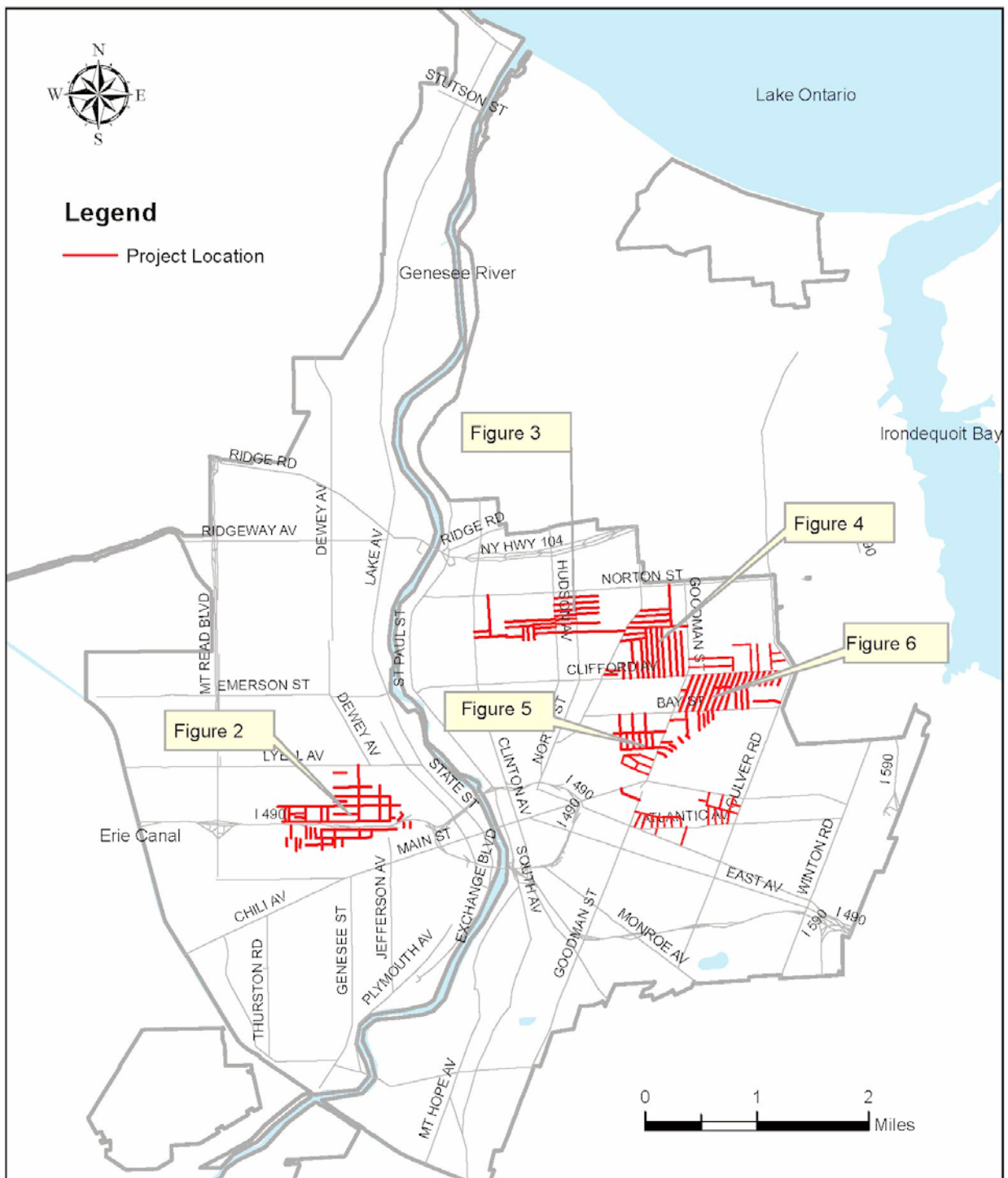
There are approximately 59,000 active water services within the City’s water distribution system, of which, approximately 20,000 are known to contain lead (either lead, lead-lined iron or galvanized iron). The City has developed an aggressive program to replace all lead services by 2030.

Water services are divided into two sections, both of which are owned by the property owner. The “outside” service is defined as the section located between the service connection at the water main and the curb valve (inclusive). City code stipulates that RWB is responsible for maintenance of this section. The “inside” service is considered to be the section located between the curb valve and the building. The property owner is responsible for maintenance and replacement of this section. Replacement of inside water services must be performed by a licensed plumber.

While RWB possesses relatively complete records of outside water service material (approximately 99% known), records of inside service materials are not nearly as complete (approximately 35% unknown). RWB has undertaken an initiative to identify all unknown inside service materials. These records are being updated daily.

Figure 1 is an overall project location map. Tentative Project Area Maps can be found in Figures 2 through 6. Work is expected to include replacement of all outside and inside lead services within the Project Areas. On previously completed projects, the number of inside lead services replaced has been approximately 15% of the number of outside services replaced. The Consultant will be expected to utilize the RWB’s GIS data, which includes outside and inside water service material records, to develop the construction contract drawings required for this project. Contract drawings prepared by RWB for a recent LSLR project, using RWB’s GIS data, are found in Appendix A.

Bipartisan Infrastructure Law (BIL) funding through the Drinking Water State Revolving Fund (DWSRF) is designated for design, inspection and construction of these project (total of up to \$10 million grant and up to \$14 million interest free financing). Consequently, the Consultant will be required to comply with New York State Environmental Facilities Corporation (NYSEFC) Mandatory State Revolving Fund Terms and Conditions for Non-Construction Projects, which have been incorporated into the draft Professional Services Agreement (PSA). See Appendix B for a copy of the June 30, 2023 eligibility letter received from the NYS Department of Health.

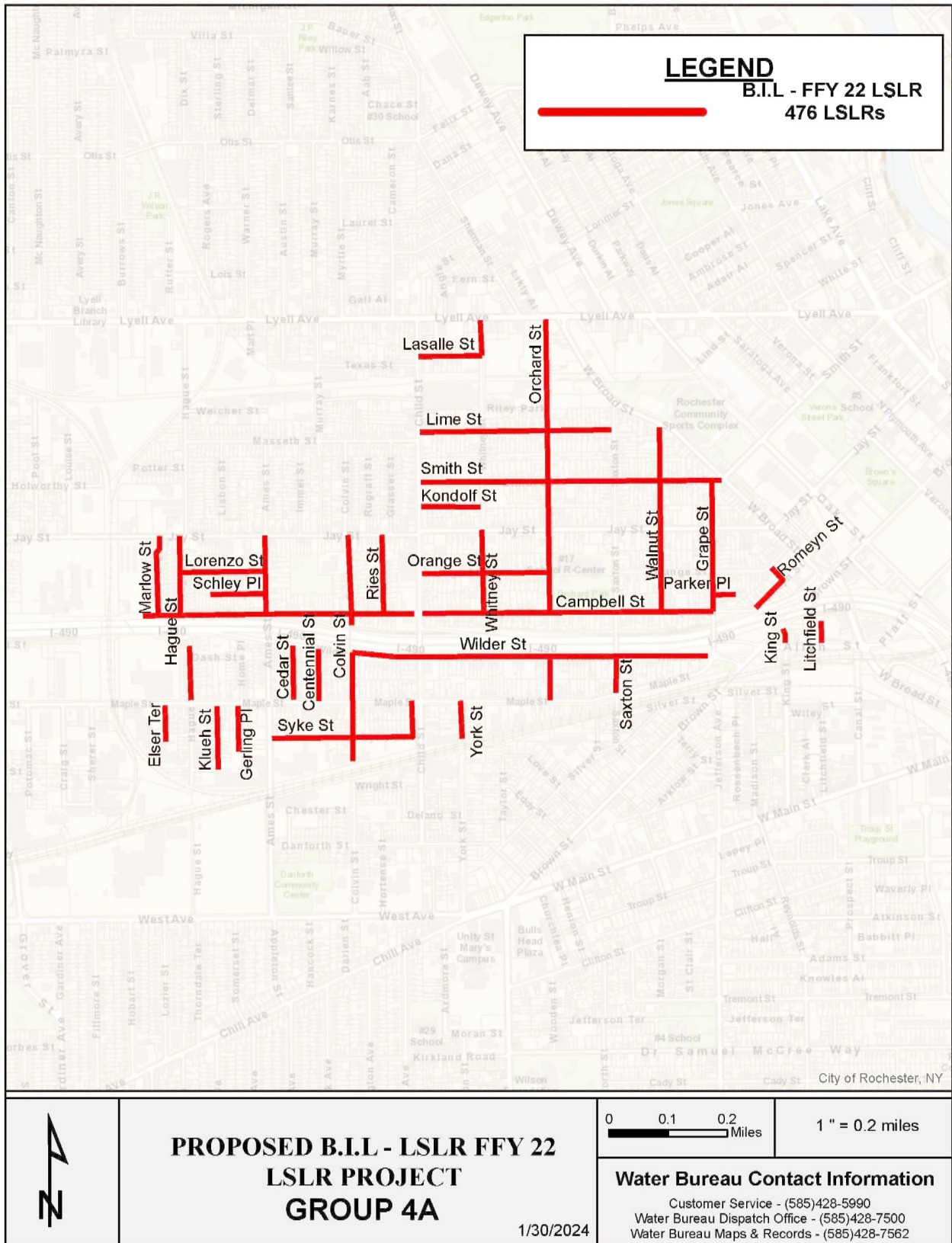


## OVERALL PROJECT LOCATION MAP

BIL-LSLR FFY '22  
LEAD SERVICE LINE REPLACEMENT PROJECT  
DWSRF #19277

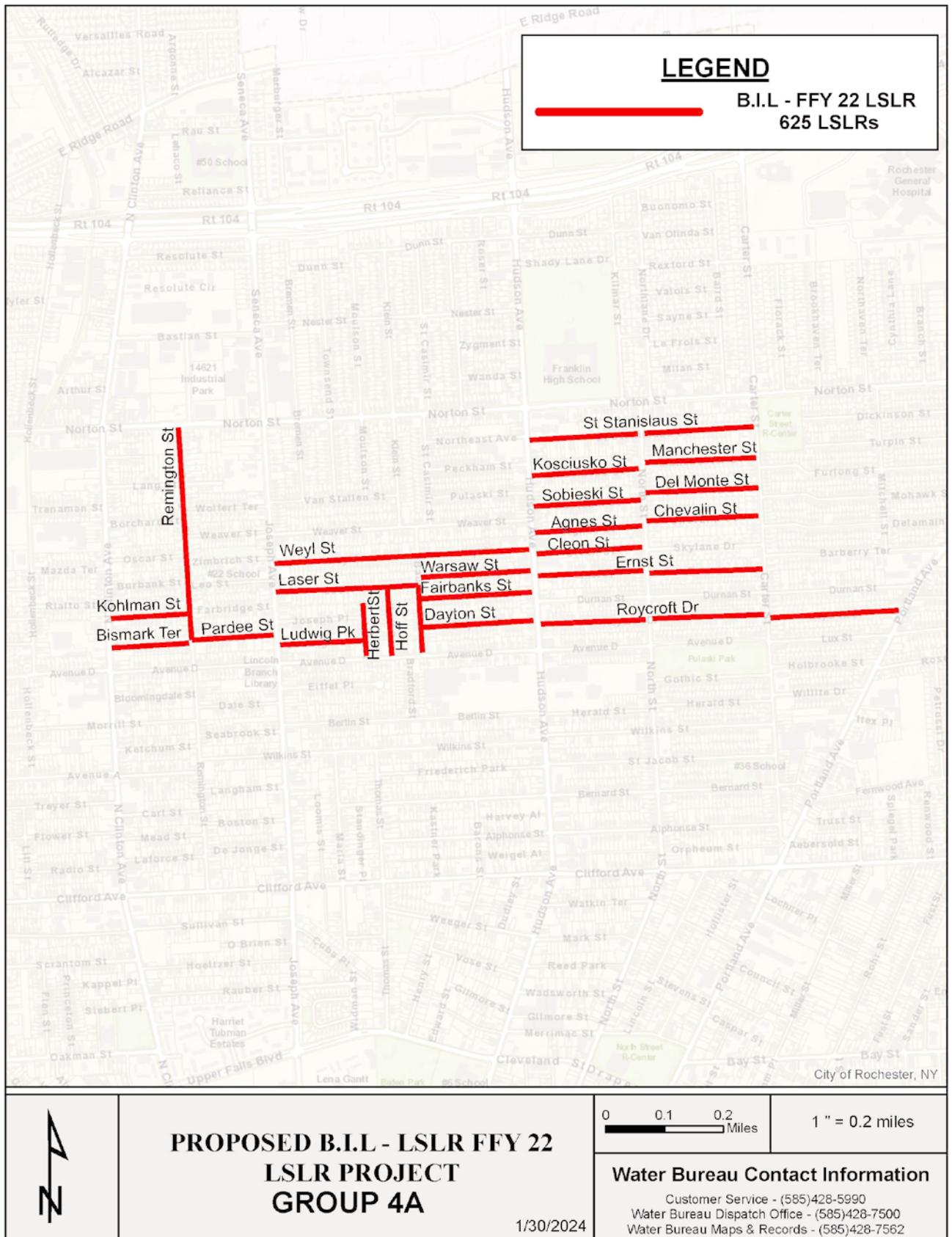
CITY OF ROCHESTER, NEW YORK  
DEPT. OF ENVIRONMENTAL SERVICES  
BUREAU OF WATER  
March 2024

**FIGURE 1 – BIL LSLR FFY 22 OVERALL PROJECT LOCATION MAP**



**FIGURE 2 – BIL LSLR FFY 22 GROUP 4A (Lyell/Maple/Broad)**



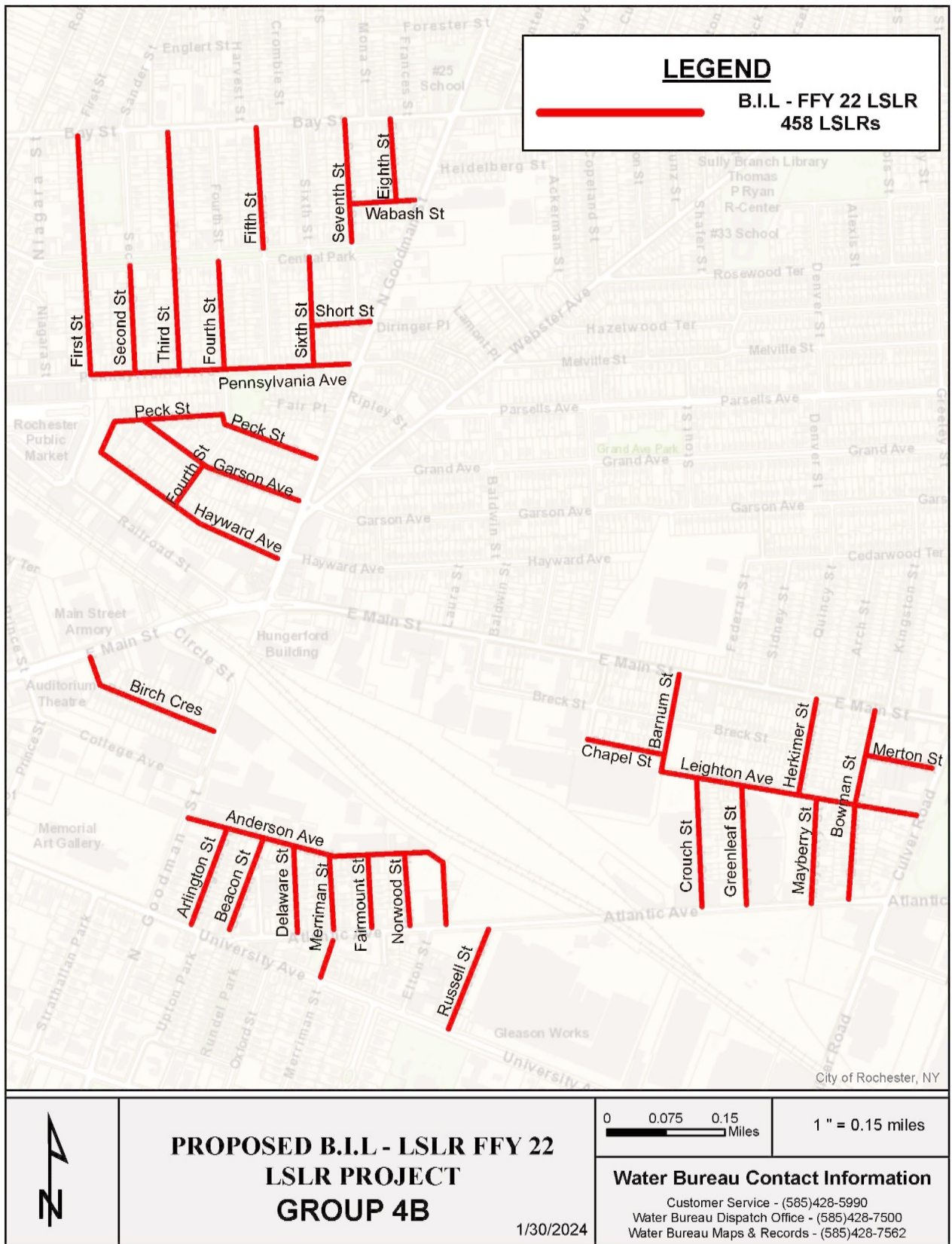


**FIGURE 3 – BIL LSLR FFY 22 GROUP 4A (Norton/Ave D/Hudson)**



**FIGURE 4 – BIL LSLR FFY 22 GROUP 4B (Clifford/Portland/Norton)**





**FIGURE 5 – BIL LSLR FFY 22 GROUP 4B (Goodman/Bay/Pennsylvania)**





**FIGURE 6 – BIL LSLR FFY 22 GROUP 4C (Homestead Heights Neighborhood)**

## 2.0 TIMELINE

Activity	Time	Date
RFP Release		April 16, 2024
Pre-proposal Meeting	10:00 AM	Thursday, April 25, 2024
Deadline for questions	4:00 PM	Tuesday, April 30, 2024
Response for questions submitted		Friday, May 3, 2024
Proposals due	4:00 PM	Friday, May 17, 2024
Consultant Selection and Award Notification		Tuesday, May 28, 2024
City Council Approval of agreement with Consultant		Tuesday, July 23, 2024
Agreement Start Date		September 2024
Design – Phase 1		September 2024 – December 2024
Bid & Award – Phase 1		January 2025 – April 2025
Construction – Phase 1		April 2025 – June 2026
Design – Phase 2		January 2025 – April 2025
Bid & Award – Phase 2		May 2025 – August 2025
Construction – Phase 2		August 2025 – October 2026
Design – Phase 3		May 2025 – August 2025
Bid & Award – Phase 3		September 2025 – December 2025
Construction – Phase 3		December 2025 – May 2027

A Professional Services Agreement resulting from this RFP shall commence on the Agreement Start Date for a term that shall extend until three (3) months after completion of a two (2) year guarantee inspection of the project.

The dates shown may be subject to change within the City of Rochester's sole discretion and upon written notification as set forth herein.

## 3.0 COMMUNICATIONS

All communications by parties who have indicated an intent to submit or have submitted a proposal in response to this RFP ("Respondents"), including any questions or requests for clarifications, submission of the proposal, requests for status updates about the proposal selection process and any other inquiries whatsoever concerning this RFP shall be sent, in writing, to the following City staff person ("City Contact"):

Nicholas Wynne  
Engineer III/Water  
Rochester Water Bureau  
10 Felix Street  
Rochester, NY 14608  
[Nicholas.Wynne@cityofrochester.gov](mailto:Nicholas.Wynne@cityofrochester.gov)

No contact is permitted with any other City staff member with regard to this RFP during the RFP process unless specifically authorized in writing. Prohibited contact may be grounds for disqualification.

To ensure that all Respondents have a clear understanding of the scope and requirements of this RFP, the City will respond to all timely questions submitted via e-mail to the City Contact by the question deadline stated in the Timeline. Questions and the responding answers will be sent via e-mail to all Respondents who have provided an e-mail address to the City Contact and will be posted on the City's web page for this RFP. The City's failure to timely respond or provide responses to any questions shall not delay or invalidate the City's right to make a decision to award an agreement pursuant to this RFP.

The City will make every reasonable effort to keep Respondents informed about the RFP process. Notifications about Timeline date changes, amendments to the RFP and other information about the RFP will be sent by e-mail to Respondents who have provided an e-mail address to the City Contact and will be posted on the City's website for this RFP. The City's failure to provide such information shall not delay or invalidate the City's right to make a decision to award an agreement pursuant to this RFP.

## **4.0 PRE-PROPOSAL CONFERENCE**

In order to provide the City with an opportunity to discuss the RFP and Respondents with an opportunity to ask questions and clarify the RFP, a pre-proposal conference will be held as follows:

Date: April 25, 2024  
Time: 10:00 AM  
Location: Rochester Water Bureau, 10 Felix Street, Rochester, 14608, Room 127  
Meeting URL: <https://cityofrochester.zoom.us/j/82727187540>  
Meeting ID: 827 2718 7540  
Dial-in Only: +1 646 931 3860 US

There is no requirement to attend the pre-proposal conference and no obligation by the City to provide information from the conference to parties who fail to attend.

## **5.0 SCOPE OF SERVICES**

The Consultant selected through this RFP process will enter into an agreement with the City to provide civil engineering design and construction services related to all phases of these two projects, including but not limited to the following:

- Preliminary and Final Design
- Contract Documents
- Bidding/Award
- Construction Administration
- Resident Project Representation (RPR)

Consideration may be given to consolidating two or three of these projects into one project.

A draft Professional Services Agreement (PSA), which includes more detailed scope of services information, has been included as Appendix B.



## 6.0 PROPOSAL REQUIREMENTS

### 6.1 Overview

Proposals must be postmarked or received by the City no later than Friday, May 17, 2024 @ 4:00 PM. One digital PDF copy and five (5) printed copies of the proposal are to be submitted to:

Michael J. Bushart, P.E.  
Managing Engineer/Water Design  
City of Rochester DES/Water Bureau  
10 Felix Street  
Rochester, NY 14608

This RFP is designed to facilitate the evaluation and selection of a Consultant that is best able to achieve the City's objectives. The proposal shall contain a table of contents. All pages shall be numbered and major sections and all attachments shall be referenced in the table of contents. In order to enable the City to effectively review the information contained in the proposals, proposals shall reference the numbered and lettered sections of the RFP. The response to each section shall be clearly indicated and addressed or an explanation provided for why the Respondent is not submitting a proposal for a specific section or requirement of the RFP. The number of pages in the proposal should not exceed 45 pages. Each proposal shall be signed by an individual authorized to enter into and execute contracts on the Respondent's behalf. Unless otherwise specified in its proposal, Respondent represents that it is capable of meeting or exceeding all requirements specified in this RFP.

Submission of a proposal shall be deemed authorization for the City to contact Respondent's references. Evaluation of proposals will be conducted by the City based on information provided in the Respondent's proposals and on such other available information that the City determines to be relevant. The evaluation of proposals may include an on-site assessment, meetings with authorized personnel, and may involve the use of a third-party consultant.

The Respondent selected by the City will be required to enter into a Professional Services Agreement (PSA) with the City (see Appendix C, which is the draft PSA for this contract). The establishment of a PSA is contingent upon approval by City Council for all Agreements in excess of \$10,000 or for a period of more than one year and upon the availability of funds for such an agreement. Unless otherwise stated in the proposal, the Respondent's response to this RFP shall be deemed its acceptance of the terms of this PSA (Note: Attention is directed to the City's Living Wage requirements and MWBE and Workforce Utilization Goals and NYSEFC Mandatory State Revolving Fund Terms and Conditions).

Respondents shall provide sufficient information in their written proposals to enable the City review team to make a recommendation to the Mayor. The City reserves the right to invite any or all Respondents to an interview to discuss their proposal. Any expenses resulting from such an interview will be the sole responsibility of the Respondent. The City is under no obligation to select any of the responding Respondents or to conduct the Project described herein. The City may amend or withdraw the RFP at any time, within its sole discretion. The City shall have no liability for any costs incurred in preparing a proposal or responding to the City's requests with respect to the proposal.

The selection of a Consultant is within the City's sole discretion and no reasons for rejection or acceptance of a proposal are required to be given. The City reserves the right to reject any or all proposals or to accept a proposal that does not conform to the terms set forth herein. The City further reserves the right to waive or modify minor irregularities in the proposals and negotiate with Consultants to serve the City's best interest.

## 6.2 Proposal Evaluation Criteria

The RFP is designed to facilitate the evaluation and selection of a Consultant that is best able to achieve the City's objectives. The response to each section shall be clearly indicated and addressed or an explanation provided for why the Respondent is not submitting a proposal for a specific section or requirement of the RFP. Proposals must be succinct, contain a table of contents and all pages must be numbered. ***In no case shall specified page maximums in any section be exceeded.*** All Sections of the proposal must contain tabs. Boilerplate and glossy promotional materials are discouraged; any such materials deemed necessary should be included as a separate appendix and may or may not be considered as part of the evaluation.

Consultant selection will be based on a rating of Consultant proposals. **The criteria will be as follows: Firm Qualifications (10% Score), Technical Proposal (40% score), and Project Team Qualifications (50% score).**

Proposers should understand that NYSEFC Mandatory Terms and Conditions (including DBE Utilization Goals) and the City's Workforce Reporting apply to and will be incorporated into any agreement resulting from proposals submitted for this RFP.

Proposers should understand that the City's Workforce Reporting applies to and will be incorporated into any agreement resulting from proposals submitted for this RFP.

**The Technical Proposal shall address the following at a minimum:**

**Firm Qualifications (10% Score – 2 pages max. excluding required forms to be included in an appendix)**

- 1) Firm and Sub-Consultant Identification & Qualifications:  
A brief description of the firm including the local office location, number of local employees, and disciplines that are available locally relevant to this project. Provide a statement indicating that the firm is qualified to perform the services identified in this RFP. Identify the sub-consultants that will be utilized on the project, including primary tasks they will be responsible for. Include a statement of the firm's ability to meet the proposed project schedule as it relates to the firm's workload over the life of the project.
- 2) Relevant Firm and Sub-Consultant(s) Experience: Include three (3) recent projects the Consultant and the sub-consultant(s) has provided services relevant to those required herein. The list should include project name, project description, construction cost, client name and contact information, the specific dates when work was performed and the type of work services performed.
- 3) DBE Utilization Goal: Respondents shall provide a statement of how they intend to meet the 20% DBE goal for this project.

**Technical Proposal (40% score – 5 pages max.)**

Project Understanding and Technical Approach: Communicate an in-depth understanding of the project scope and unique technical approach for all services to be provided, including all multi-disciplinary engineering (e.g. transportation, traffic, utilities, geotechnical, environmental, constructability, etc.) and interactions with contractors and the public, as applicable. Highlight experience with utility design and construction in urban settings, and the City's general project policies and procedures.

### **Project Team Qualifications (50% score)**

- 1) **Project Team (2 pages max.):** Identify the **key** project team members by name and specific responsibilities on the project. This section should showcase, as applicable, **key** project team members' relevant experience and familiarity with the City's general project policies and procedures.
- 2) **Organizational Chart (1 page max.):** Provide a single page 8.5"x11" detailed Organizational Chart identifying the key project team members, including sub-consultant(s), and their specific responsibilities on the project.
- 3) **Team Resumes (1 page per team member):** Include for all **key** project team members a list of relevant projects only, with summaries of the work they specifically performed and approximate dates when work was performed. Team resumes should showcase relevant experience as it relates to this project.

Other criteria may be considered and evaluated by the City if it is determined to be in the best interest of the City and the success of the Project to do so.

### **Required Forms to be included with Proposal**

- 1) **Consultant Information Form (CIF):** This form must be filled out by the prime consultant only to verify that the prime consultant information listed on New York State Department of State database is correct and provide local contact information. Sub-consultants do not need to complete this form. This form can be found in Exhibit B of this RFP and shall be included in an appendix in the respondent's proposal.
- 2) **City of Rochester Professional Consultant Services Workforce Staffing Plan:** The City has established minority workforce goals of 20% M and 6.9% W for professional services consulting contracts. This form must be filled out for the prime consultant and each sub-consultant and for the combined project team. This form can be found in Exhibit A of this RFP and shall be included in an appendix in the respondent's proposal.
- 3) **NYSEFC Certification Regarding Lobbying:** This form can be found in Exhibit C of this RFP and must be filled out by the prime consultant and included in an appendix in the respondent's proposal.
- 4) **NYSEFC BABA Contractor's Certification:** This form can be found in Exhibit D of this RFP and must be filled out by the prime consultant and included in an appendix in the respondent's proposal.
- 5) **NYSEFC AIS Contractor Certification:** This form can be found in Exhibit E of this RFP and must be filled out by the prime consultant and included in an appendix in the respondent's proposal.

*Note that required NYSEFC fillable PDF forms can be found at:*

<https://efc.ny.gov/system/files/documents/2023/11/equivalency-tc-2024.pdf>



## 6.3 Basic Services Fee/Hours

**The proposal SHALL NOT include any proposed design fees**, however the City does require that the proposal include the proposed staff and specific staff assignments. **The information provided shall be detailed such that a reviewer can get a good feel for the tasks involved and the individuals who will be performing each specific work item.**

A table/spreadsheet shall be provided with an itemized breakdown of estimated personnel hours for all staff assigned to the project (including both the prime consultant and all sub-consultants) for each task included in the following design phases:

- 1) Preliminary Design
- 2) Final Design
- 3) Advertising, Bid Opening and Award
- 4) Construction Support

A summary page shall be included to summarize the total hours of the prime consultant and any proposed subcontractors. This table/spreadsheet and summary page as well as a list of direct reimbursable expenses shall be provided in a separate sealed envelope as part of the Respondent's proposal.

The firm deemed to be the best qualified overall for this project by evaluation committee will be asked, at a later date, to submit salary schedules, staffing tables, non-direct costs, sub-consultant costs, total project cost summaries and technical assumptions.

## 7.0 CITY PROVISIONS

### 7.1 Living Wage Requirements

The selected Consultant will be required to comply with Rochester Living Wage requirements. Rochester City Council adopted the Rochester Living Wage Ordinance (8A-10), effective July 1, 2001, which requires covered employers who are awarded City service contracts of \$50,000 or more to pay a Living Wage, as defined by the Ordinance, to their employees who perform work under the contract.

### 7.2 Workforce Reporting

The selected Consultant will be required to submit a workforce utilization staffing plan on forms designated by the City under Professional Service Agreement. The Consultant may be required to file City provided forms quarterly, or as otherwise required by the City. Examples of all forms are on the City's website at: <https://www.cityofrochester.gov/mwbe/>

## 8.0 MISCELLANEOUS

The City reserves the right to amend or withdraw this RFP in the City's sole discretion, including any timeframes herein, upon notification of all Respondents as set forth above, and in such case, the City shall have no liability for any costs incurred by any Respondent.

The City may request additional information from any Respondent to assist the City in making its evaluation.

The proposal and all materials submitted with the proposal shall become property of the City and will be subject to NYS Freedom of Information Law. If any proprietary information is submitted with the proposal, it must be clearly identified and a request to keep such information confidential must be submitted.

Submission of a proposal shall constitute a binding offer by Respondent to provide the services at the prices described therein until such time as the parties enter into a PSA.

# EXHIBIT A

**DRAFT - FOR RFP SUBMITTAL - Prime Consultant**

## City of Rochester Professional Consultant Services Workforce Staffing Plan

WORKFORCE STAFFING PLAN FOR PROFESSIONAL CONSULTANT SERVICES								
PROJECT NAME:				DATE:		MINORITY GOAL		FEMALE GOAL
CONSULTANT:				AGREEMENT NUMBER: <b>N/A</b>		20.00%		6.90%
CLASSIFICATION	NUMBER OF EMPLOYEES WORKING ON PROJECT						MINORITY %	FEMALE %
	TOTAL		MINORITY		NON-MINORITY			
	M	F	M	F	M	F		
Officials, Administrators								
Professionals								
Technicians								
Sales Workers								
Office, Clerical								
Craft Workers								
Laborers								
Temporary, Apprentices								
Other (Specify)								
TOTAL WORKFORCE								

Prepared by (Signature):	Title:	Phone:
Printed Name:	Date:	Email:

Reviewed by MWBE Officer:	Date:
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# EXHIBIT A

**DRAFT - FOR RFP SUBMITTAL - Sub-Consultant**

## City of Rochester Professional Consultant Services Workforce Staffing Plan

WORKFORCE STAFFING PLAN FOR PROFESSIONAL CONSULTANT SERVICES								
PROJECT NAME:				DATE:			MINORITY GOAL	FEMALE GOAL
CONSULTANT:				AGREEMENT NUMBER: <b>N/A</b>			20.00%	6.90%
CLASSIFICATION	NUMBER OF EMPLOYEES WORKING ON PROJECT						MINORITY %	FEMALE %
	TOTAL		MINORITY		NON-MINORITY			
	M	F	M	F	M	F		
Officials, Administrators								
Professionals								
Technicians								
Sales Workers								
Office, Clerical								
Craft Workers								
Laborers								
Temporary, Apprentices								
Other (Specify)								
<b>TOTAL WORKFORCE</b>								

Prepared by (Signature):	Title:	Phone:
Printed Name:	Date:	Email:

Reviewed by MWBE Officer:	Date:
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# EXHIBIT A

**DRAFT - FOR RFP SUBMITTAL - Combined Project Team**

## City of Rochester Professional Consultant Services Workforce Staffing Plan

WORKFORCE STAFFING PLAN FOR PROFESSIONAL CONSULTANT SERVICES								
PROJECT NAME:				DATE:			MINORITY GOAL	FEMALE GOAL
CONSULTANT:				AGREEMENT NUMBER: N/A			20.00%	6.90%
CLASSIFICATION	NUMBER OF EMPLOYEES WORKING ON PROJECT						MINORITY %	FEMALE %
	TOTAL		MINORITY		NON-MINORITY			
	M	F	M	F	M	F		
Officials, Administrators								
Professionals								
Technicians								
Sales Workers								
Office, Clerical								
Craft Workers								
Laborers								
Temporary, Apprentices								
Other (Specify)								
TOTAL WORKFORCE								

Prepared by (Signature):	Title:	Phone:
Printed Name:	Date:	Email:

Reviewed by MWBE Officer:	Date:
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## EXHIBIT B



City of Rochester  
Department of Environmental Services  
Bureau of Architecture and Engineering  
Revised: September 23, 2021

### Consultant/Contractor Information Form

Project Name: \_\_\_\_\_

(Please Note: Consultant/Contractor to verify and submit form for each new project)

#### Part A: Department of State Verification

Please supply the following information and verify that it matches the information shown on following website:

<https://apps.dos.ny.gov/publicinquiry/>

Current Entity Name:	
DOS ID #:	
Initial DOS Filing Date:	
County:	
Jurisdiction:	
Entity Type:	
Current Entity Status:	

#### Chief Executive Officer Information:

Name:	
Address:	

#### Principal Executive Office Information:

Name:	
Address:	



## EXHIBIT B

☐

The information provided and located on the DOS website matches.

☐

The information on the DOS website is out of date. The information provided is the corrected information.

☐

Check box if your firm is certified and listed on the New York State Directory of Certified Minority and Women-Owned Business Enterprises (MWBE).

### Part B: Local Office Information

Please supply the name of the person who will be administering the project. Also identify the local address of where the project will be administered.

Name:	
Title:	
Address:	

### Part C: Executed Agreement Information

Please supply the name of the person who will be administering the executed agreement.

Name:	
Title:	

## EXHIBIT C



### Environmental Facilities Corporation

**New York State Environmental Facilities Corporation  
CERTIFICATION REGARDING LOBBYING  
FOR  
CONTRACTS, GRANTS, LOANS, AND  
COOPERATIVE AGREEMENTS  
40 CFR Part 34**

SRF Project No.:

Recipient:

Project Description:


The undersigned certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature:

Name:

Title:

Company Name:

Date:

Contract ID:


## EXHIBIT D



# Environmental Facilities Corporation

### BABA CONTRACTOR CERTIFICATION

FOR EQUIVALENCY CONSTRUCTION CONTRACTS PAID FOR WITH FUNDS THROUGH  
THE NYS CLEAN WATER STATE REVOLVING FUND, OVERFLOW AND STORMWATER GRANTS  
OR

THE NYS DRINKING WATER STATE REVOLVING FUND VIA THE  
NYS ENVIRONMENTAL FACILITIES CORPORATION

Project Title:

Contractor's Name:

Contract ID:

SRF Project No.:

SRF Recipient Name:

I certify that all iron and steel, manufactured products and construction materials permanently incorporated into the project under this construction contract will be and/or have been produced in the United States, in accordance with the requirements of the United States Environmental Protection Agency and Pub. L. No. 117-58 and any regulations promulgated thereunder. I will develop and maintain the necessary documentation to demonstrate that the applicable products permanently incorporated into the project were produced in the United States and make such documentation available to The New York State Environmental Facilities Corporation or their authorized representatives, upon request.

Signature:

Name (print):

Title:

Date:

## EXHIBIT E



# Environmental Facilities Corporation

AIS CONTRACTOR CERTIFICATION  
FOR CONSTRUCTION CONTRACTS FUNDED THROUGH  
THE NYS CLEAN WATER STATE REVOLVING FUND, OVERFLOW AND STORMWATER GRANTS  
OR  
THE NYS DRINKING WATER STATE REVOLVING FUND VIA THE  
NYS ENVIRONMENTAL FACILITIES CORPORATION

Project Title:

Contractor's Name:

Contract ID:

SRF Project No.:

SRF Recipient Name:

I certify that the iron and steel products permanently incorporated into the public water system or wastewater treatment works project under this construction contract will be and/or have been produced in the United States, in accordance with the requirements of the United States Environmental Protection Agency and 33 U.S.C. § 1388, 42 U.S.C. § 300j-12(a)(4) and any regulations promulgated thereunder. I will develop and maintain necessary documentation to demonstrate that the iron and steel products permanently incorporated into the project were produced in the United States, and make such documentation available to The New York State Environmental Facilities Corporation or their authorized representatives, upon request.

Signature:

Name (print):

Title:

Date: