

STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH



J. Robert Galvin, M.D., M.P.H., M.B.A.
Commissioner

M. Jodi Rell
Governor

September 1, 2009

John Bilda
General Manager
Norwich Public Utilities
16 South Golden Street
Norwich, CT 06360

PWS: Norwich Public Utilities Town: Norwich
PWSID: CT1040011
Project: Fairview Reservoir Water Storage Tank Repair and Painting, and Pump Station Upgrades
Contracts: Variable Frequency Drives Purchase
Generator Purchase
DPH Project #: 2008-0348
DWSRF ID #: 2009 1040011d

Re: Drinking Water State Revolving Fund (DWSRF) / American Recovery and Reinvestment Act of 2009 (ARRA) Authorization to Award Construction Contracts

Dear Mr. Bilda:

The Department of Public Health (DPH) has received your requests for authorization to award the two construction contracts below:

1. **Electrical Energy System Corporation** for the bid "Variable Frequency Drives Purchase", in the amount of **\$25,938.00**;
2. **Electrical Energy System Corporation** for the bid "Generator Purchase", in the amount of **\$52,934.00**.

After reviewing the materials submitted, we wish to inform you that it appears you have satisfied the applicable DWSRF requirements under Section 22a-482-4(j) of the Regulations of Connecticut State Agencies. It is acknowledged that the project appears to meet the Buy American and Davis-Bacon provisions of the ARRA, thus retaining eligibility for those funds. Therefore, you may award the contract, subject to the conditions set forth in this letter, including but not limited to the following:

1. Within 24 hours after the contract has been signed, you must notify our office by email (Linda.S.Li@ct.gov) or fax (860-509-7359, Attn: Linda S. Li) of the following dates:
 - Construction Contract Execution Date
 - Construction Start Date
 - Projected 50% Completion Date
 - Projected Substantial Completion (95%) Date
2. You must submit an executed copy of the contract to the DPH.
3. You must notify the DPH at least 24 hours in advance of the date construction is to be started and provide to the DPH a copy of an updated construction schedule.



4. You must erect a project sign in accordance with the details and guidelines previously provided to you. This sign must be in place prior to the start of any construction work.
5. You must comply with the Minority Business Enterprise (MBE) and Women Business Enterprise (WBE) requirements set forth in the Department of Environmental Protection (DEP) Clean Water Fund Memorandums dated July 1, 2008 and January 20, 2009, as well as the DEP contract compliance documentation accompanying such memorandum. Approval of the contract described above is based upon our understanding that the contractor has accepted, as a condition of its bid, minimum participation goals of two percent (2%) for MBEs and three percent (3%) for WBEs. We understand that currently the proposed utilization by the contractor is as follows:

Variable Frequency Drives Purchase Contract to Electrical Energy Systems Corp.				
		Total Contract:	\$ 25,938.00	
Subcontractors	Category	Amount of Subcontract	MBE/WBE Dollar Credit	% contract
Kerr Electric	MBE	\$ 2,100.00	\$ 525.00	2.0%
Central Connecticut Cable Company, Inc.	WBE	\$ 800.00	\$ 800.00	3.1%

Emergency Generator Contract to Electrical Energy Systems Corp.				
		Total Contract:	\$ 52,934.00	
Subcontractors	Category	Amount of Subcontract	MBE/WBE Dollar Credit	% contract
Kerr Electric	MBE	\$ 4,300.00	\$ 1,075.00	2.0%
Central Connecticut Cable Company, Inc.	WBE	\$ 1,600.00	\$ 1,600.00	3.0%

The contractor shall be required to continue positive efforts to solicit MBE/WBE participation in accordance with the provisions of 40 CFR Sections 30.44(b), 31.36(e), 35.3145(d) and 35.6580 whenever subcontracting opportunities arise during the performance of this contract. The contractor is expected to review MBE/WBE proposals brought to their attention during the contract period and if not utilized, keep a record of reasons for rejecting the proposals.

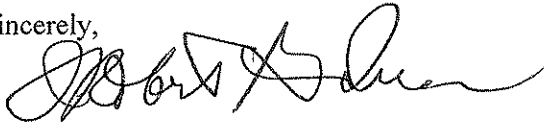
6. The contractor is required to submit to you executed copies of MBE/WBE subagreements within fourteen (14) days of the execution of its contract with you. You must then submit to the DPH a copy of each contract. Please be aware that no contractor payment requests that you submit for DWSRF reimbursement will be processed by the DPH or by DEP prior to receipt of each signed MBE/WBE subagreement.
7. The contractor is required to pay prevailing wage rates contained in the most current Wage Decision of the State of Connecticut in effect ten days prior to bid opening.
8. Any Change Orders to the Construction Contract must be approved by the DPH in order to receive payments from the DWSRF. The Change Orders must be associated with the subject DWSRF project and eligible for funding.
9. No payments will be processed for this contract until a project Loan Agreement, in a form satisfactory to the State of Connecticut, has been fully executed by you and accepted by the State.
10. Upon completion of the Construction Contract, a summary verifying the total dollar amount for eligible work executed under the approved Construction Contract and change orders thereto, the amounts paid to

each MBE/WBE, and other administrative or other costs identified in your Financial Assistance Application must be submitted to the DPH. This information is necessary in order for the DPH to determine closure of the Construction Contract and for the processing of a Permanent Loan Obligation.

Nothing contained in this letter shall constitute a commitment by the State to make a project loan to you under the ARRA or the DWSRF program.

Should you have any questions, please contact Ted Dunn or Sara Ramsbottom of my staff at 860-509-7333. Thank you for your continued interest in our DWSRF program.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Robert Galvin", written in a cursive style.

J. Robert Galvin, M.D., M.P.H., M.B.A.
Commissioner
Department of Public Health

cc: Linda S. Li & DWSRF File
Mary Fuller, DPH
Karen Sheets, DPH
Bruce Wallen, DPH
Sharon Dixon-Peay, OTT
Meg Hooper, DPH
Natalina Raimondi, DPW
