



Environmental Facilities Corporation

KATHY HOCHUL
Governor

MAUREEN A. COLEMAN
President and CEO

January 8, 2024

The Honorable Daniel P. McCoy
County Executive
Albany County
Harold L. Joyce Albany County Office Building
Albany, NY 12207

Re: Clean Water State Revolving Fund (CWSRF) Project No. C4-5419-06-00
Septage and Fats Oils and Grease Receiving Station Upgrades

Dear County Executive McCoy:

I am pleased to inform you that your community may qualify to receive grant funding from the Environmental Facilities Corporation (EFC) through the federal Infrastructure Investment and Jobs Act of 2021, also known as the Bipartisan Infrastructure Law (BIL) for the project referenced above.

The project's eligibility for BIL grant is based on the project being listed above the BIL Funding Line in Subcategory D1 of the [Final 2024 Intended Use Plan \(IUP\) Annual List](#). Criteria for this determination are detailed in the CWSRF Hardship Financing and Grant Eligibility Policy ([Hardship Policy](#)) effective October 1, 2023. In addition to BIL grant, your project may be eligible for interest-free financing of up to \$25 million. Criteria for interest-free financing are also detailed in the Hardship Policy.

The amount of BIL grant available for your project is estimated as \$25,000,000 based on the information provided to EFC. As noted in the Hardship Policy, municipalities eligible for BIL funding must meet the following criteria to qualify:

- Must not have closed an EFC financing or incurred SRF-eligible debt for the project before November 15, 2021;
- Must not have issued a Notice to Proceed to construction for the project dated before November 15, 2021;
- Must not have executed a long-term project financing agreement for the project;
- Must not be substantially complete before October 1, 2023;
- Must not have been eligible for BIL funding on the Subcategory D1 list for two consecutive IUP years without closing on a project finance agreement with EFC; and
- Must comply with all applicable federal requirements.

Your project is identified as an equivalency project on the 2024 IUP and must meet certain programmatic requirements:

- Certification Forms available in the Equivalency Guidance Packet for the following:
 - Federal Procurement for Architectural/Engineering (A/E) Services; and
 - National Environmental Protection Act (NEPA) Environmental Review
- Inclusion of State Revolving Fund Equivalency Project Mandatory Terms and Conditions in Contract(s) for the following:
 - Davis Bacon Federal Prevailing Wage schedules and language in construction contract bid documents;
 - American Iron and Steel (AIS) provisions;

- Prohibition on certain telecommunications and video surveillance services or equipment;
 - Equal Employment Opportunities (EEO) and Disadvantaged Business Enterprises (DBE) for both construction contracts and professional service agreements; and
 - Build America, Buy America (BABA) provisions.
- Single Audit reporting
- Construction Sign:
 - All projects receiving EFC funding must post a physical sign at the project site during construction.

Information on BIL funding and requirements can be found on EFC's website at www.efc.ny.gov/BIL. This information may be updated periodically, at which time EFC will send an electronic notice to all members of our email notification listserv. To join our email notification listserv, please visit [EFC's website](http://www.efc.ny.gov).

Please confirm your acceptance of the BIL grant eligibility and intent to proceed with this project by completing and signing the enclosed form and returning it to CWSRFinfo@efc.ny.gov no later than **January 19, 2024**. Without your confirmation, we may bypass your project and award these grant funds to another community.

You must also submit an acceptable CWSRF financing application by no later than June 14, 2024. Without an acceptable application submitted by this date, this grant offer will be rescinded, and you must recompetes for BIL grant in the 2025 CWSRF IUP. The CWSRF finance application forms and guidance can be found at www.efc.ny.gov/cwsrf-apply.

To help you advance this project, members of the EFC team will contact you to guide you through the program requirements and related processes.

We look forward to working with you on your water quality improvement project. Should you have any questions, please contact Máire Cunningham, Program Manager at CWSRFinfo@efc.ny.gov.

Sincerely,



Maureen A. Coleman
President & CEO

Enclosure (if required): [Equivalency Guidance Packet](#), [Equivalency Terms and Conditions Guidance](#), [Equivalency Terms and Conditions](#)

cc: Albany County Water Purification District - Angelo Gaudio, Executive Director
Barton and Loguidice - Karen W. Clark, Senior Managing Engineer
NYS EFC - Michael Budris

ACKNOWLEDGEMENT AND INTEREST IN BIL FUNDING

Please confirm your community's intent to accept BIL funding by signing below and emailing the completed form to CWSRFinfo@efc.ny.gov no later than **January 19, 2024**. Please also attach the following, as applicable:

- Completed A/E Procurement Form;
☐ Check box if A/E Procurement did not comply with federal standards
- Complete Environmentally Review Form; and
- Copy of any BANs related to the project

ACKNOWLEDGMENT BY THE MUNICIPALITY

Albany County
Clean Water State Revolving Fund (CWSRF) Project No. C4-5419-06-00
Septage and Fats Oils and Grease Receiving Station Upgrades

The Municipality meets BIL eligibility requirements, applicable program requirements, and intends to proceed with this project. The Municipality intends to close a financing that includes BIL grant funding.

Signature of Authorized Representative

Print Name

Title

Date