

SECTION 1511 CERTIFICATION

The authorized representative of the California Department of Public Health hereby certifies, and/or affirms previous certification(s), that this Project has received the full review and vetting required by law and that such representative accepts responsibility that the Project is an appropriate use of taxpayer dollars. Subject to the provisions of this Agreement, the following general description is provided in order to comply with Section 1511 of the American Recovery and Reinvestment Act of 2009 (ARRA).

Applicant Name: City of Modesto

Project Number: 5010010-004

DUNS Number: 060125051

Project description: Both wells 283 & 236 will be blended with treated surface water from the Modesto Regional Water Treatment Plant. Construction will consist of blending equipment, analyzers, metering and electrical work to reduce the contaminant levels to and acceptable limit.

Estimated total cost of the Project: \$800,000

Type of assistance: 50% (Fifty Percent) Forgiveness of Principal

Interest Rate: 2.5017%

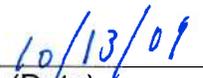
Estimated amount of ARRA funds to be used: \$800,000

Forgiveness of Principal: \$400,000

Loan Amount: \$400,000



Rufus B. Howell, Deputy Director
Center for Environmental Health



(Date)



California Department of Public Health
MEMORANDUM

DATE: August 19, 2009

TO: Leah Godsey Walker, Chief
Drinking Water Technical Programs Branch

FROM:  Addie Aguirre, Chief
Safe Drinking Water State Revolving Fund Administration Section

SUBJECT: Recommendation to Authorize Funding Agreement to **City of Modesto**, Project No. **5010010-004** for Funding under Safe Drinking Water State Revolving Fund, American Recovery and Reinvestment Act (ARRA)

The California Department of Public Health (CDPH) has completed its evaluation of the above referenced project for funding under Safe Drinking Water State Revolving Fund, American Recovery and Reinvestment Act (ARRA). It is recommended to authorize a funding agreement for this project.

The following information should be included in the Funding Agreement:

1. Supplier Legal Name: **City of Modesto**
2. Project Number: **5010010-004**
3. Supplier is a **Public Agency** in the County of **Stanislaus**, State of California.
4. The purpose of the funding is to assist in financing a project which will enable Supplier to meet safe drinking water standards.
5. The total ARRA project cost is estimated to be **\$800,000** of which **\$800,000** is considered ARRA total eligible project costs.
Type of assistance: **50%** (Fifty Percent) Forgiveness of Principal
6. Total ARRA fundable cost: **\$800,000**
Forgiveness of Principal: **\$400,000**
Loan Amount: **\$400,000**
7. The Supplier's cost for this project is estimated to be **\$0**.
8. The reasonably expected useful life of the project facilities is **20** years.
9. Supplier's Grant Administrator shall be its' **Senior Civil Engineer**.

10. Supplier's Official Notices shall be sent to:

**City of Modesto
Senior Civil Engineer
P.O. Box 642
Modesto CA 95353**

11. The Project shall be constructed in accordance with the plans and specifications approved by State on **June 5, 2009**.

12. Supplier shall complete the project no later than **February 26, 2010**.

13. Rate of Interest: **2.5017%**

14. Term of Loan: **20 years**

The Funding Agreement should contain the following Special Conditions

1. The Supplier shall notify CDPH's **Stockton** District Office when the project construction is fifty percent (50%) complete
2. The Supplier shall notify CDPH's **Stockton** District Office when construction is completed and prior to any start-up testing of the treatment facilities.
3. The Supplier shall submit a permit amendment application to the CDPH's **Stockton** District Office no later than six months after the certification of Project completion.
4. Notwithstanding any term or condition to the contrary in this Agreement, including but not limited to Article A-8, the Supplier may place a Project facility into operation prior to completion of the Project if prior written approval is obtained from the CDPH **Stockton** District Office.
5. If archaeological features or materials are unearthed during any phase of Project activities, all work in the immediate vicinity of the find shall halt until the Supplier has contacted a qualified archeologist who will determine the significance of the resource.
6. If human remains are exposed by Project-related activity, the Supplier shall comply with California State Health and Safety Code, Section 7050.5, which states that no further disturbance shall occur until the County Coroner has made the necessary findings as to origin and disposition pursuant to California Public Resources Code, Section 5097.98. The Supplier will provide the opportunity for Native American monitor(s) to participate in the identification, evaluation, and

mitigation of effects upon, any Native American human remains or cultural resources inadvertently exposed during the proposed undertaking; said requirement may be satisfied by consultation with personnel designated by the Native American Heritage Commission. Should tribal representatives agree to consult on any such discoveries; the costs incurred will be the responsibility of Supplier.

cc: Joseph Spano, District Engineer
Richard Haberman, Regional Engineer
Addie Aguirre
Anne Novak
Karen Hilliard
Natalia Deardorff
Dat Tran
Noel Gordon