

NEW YORK CITY WATER BOARD

November 20, 2008

RESOLUTION

WHEREAS, pursuant to Section 1045-g(8) of the New York City Municipal Water Finance Authority Act (the "Act"), the Board is authorized to enter into contracts and to retain private consultants on a contract basis for the purpose of obtaining professional or technical services to assist the Board in carrying out its responsibilities; and,

WHEREAS, the New York City Department of Environmental Protection ("DEP") was awarded a grant from the United States Environmental Protection Agency ("EPA") to develop a Contamination Warning System Demonstration Pilot Project ("CWSDP") for DEP's Bureau of Water Supply ("BWS") pursuant to an EPA initiative to address the risk of intentional contamination of drinking water distribution systems; and

WHEREAS, DEP has identified to the Board a need for the services of a technical consultant to assist with the development of a CWSDP; and

WHEREAS, all monies expended by the Board for such services will be fully reimbursed to the Board by DEP through EPA grant funds; and

WHEREAS, Requests for Proposals ("RFP") in connection with developing the CWSDP were issued on October 28, 2008 to a total of seven potential consulting firms, two of which jointly submitted a technical and cost proposal for consideration and review by BWS staff; and

WHEREAS, the Board has reviewed a memorandum from BWS Deputy Commissioner, Paul V. Rush, P.E., dated November 14, 2008, which sets forth a recommendation for the designation of Malcolm Pirnie/CH2MHill, a joint venture ("Malcolm/CH2MHill") to perform the necessary services for BWS; and,

WHEREAS, in accordance with the Water Board's Policy on the Procurement of Goods and Services, in particular, Section 5.i. (prior approval of contracts where the cumulative value exceeds \$100,000), the Board finds the selection of Malcolm/CH2MHill appropriate; be it, therefore,

RESOLVED, that the Executive Director is hereby authorized and directed to execute an agreement with Malcolm/CH2MHill to provide technical assistance to BWS on developing the CWSDP in accordance with the EPA work plan upon such terms and conditions as the Executive Director may deem reasonable and appropriate, provided however that the total compensation for services performed shall not exceed \$9,869,251.