DEP Form Contract 7C-K-460
Revised 8/6/02

Doc. No. 4160057565

DEP GRANT AGREEMENT-
SAFE WATER GRANT PROGRAM

This Grant Agreement is entered into, by and between the Pittsburgh Water and Sewer Authority, Penn Liberty Plaza 1, 1200 Penn Avenue, Suite 200, Pittsburgh, PA 152220, a municipal authority ("Grantee") and the Commonwealth of Pennsylvania, Department of Environmental Protection, Bureau of Water Standards and Facility Regulation, P.O. Box 8467, 400 Market Street, Harrisburg, PA 17105-8467 ("Department" or "DEP").

WITNESSETH:

WHEREAS, Grantee has submitted a grant application for the sewage treatment and storm water project ("Project") and DEP has approved the application; and

WHEREAS, DEP is authorized to enter into this grant pursuant to Section 1905-A(a) of the Administrative Code of 1929 (71 P.S. 51 et seq.) to cooperate with municipalities for the construction and completion of water conservation and flood control projects;

NOW, THEREFORE, the Grantee and DEP, in consideration of the foregoing and intending to be legally bound hereby, agree as follows:

1. MAXIMUM GRANT DOLLAR AMOUNT- DEP grants to Grantee the amount not to exceed $ 25,000.

2. GRANT TERM – This Grant Agreement shall not be a legally binding agreement until this Agreement is fully executed by the Commonwealth. The term of this Grant Agreement shall commence on the date this Agreement is fully executed by the Commonwealth, and shall terminate three (3) years from the later to occur of (a) the Project completion date (as defined below) or (b) the date of final payment.

3. PERIOD OF PERFORMANCE – Upon full execution of this Agreement, Project work (a) may, at the discretion of the Department, be reimbursed from **October 1, 2011** through the date of full execution and (b) shall be paid for from the date of full execution through **June 30, 2012** (the "Project completion date"). All Project work under this Agreement shall be completed no later than the Project completion date.

4. STANDARD COMMONWEALTH ATTACHMENTS- Grantee shall comply with the terms and conditions applicable to "Contractor" in the following standard Commonwealth attachments, each attached hereto and made a part hereof:

Attachment A- Provisions for Commonwealth Contracts

5. DEP GENERAL CONDITIONS – Grantee shall perform Project work in accordance with the following general conditions attached hereto and made a part hereof. For the purposes of this attachment, "Grantee" and "Contractor" are synonymous:

Attachment C- DEP General Conditions

6. SCOPE OF WORK; BUDGET- Grantee shall perform Project work in accordance with the Project Scope of Work set forth in Attachment D. Grantee shall incur expenses under this agreement and DEP shall pay Grantee for Project work in accordance with the Budget included in Attachment D and in accordance with the Special Conditions (Attachment E) described in Paragraph 7 below. Attachment D is attached hereto and made a part hereof:

Attachment D- Project Scope of Work, Project Schedule, and Payment Schedule

7. SPECIAL CONDITIONS – Grantee shall perform Project work in accordance with the following grant program-specific special conditions attached hereto and made a part hereof:

Attachment E- Special Conditions

IN WITNESS WHEREOF, the parties hereto have signed and sealed these presents.

ATTEST/WITNESS:

PITTSBURGH WATER AND SEWER AUTHORITY
ALLEGHENY COUNTY

Printed Name: Henry C. Blum
Title: Secretary/~~Treasurer~~
(cross out one)

Printed Name: Dan Deasy
Title: Chairman/~~Vice-Chairman~~
(cross out one)

Grantee State Vendor Number:
149243

Grantee FID Number:
25-1463997

WITNESS:

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Printed Name: Susan Ferree
Title: Exec. Sec.

Kelly Jean Heffner
Deputy Secretary
for Water Management

APPROVED AS TO LEGALITY AND FORM:

Chief/Assistant Counsel
Department of Environmental Protection

(Not Required)
Office of General Counsel

PRE-APPROVED
Office of Attorney General

I hereby approve this agreement and certify that funds in the amount of $25,000 are available under SAP Coding: 1036708000-3533809000-3538035035-6600401

Robert J. Cousle 11/19/11 Document # 4100057565
Comptroller