

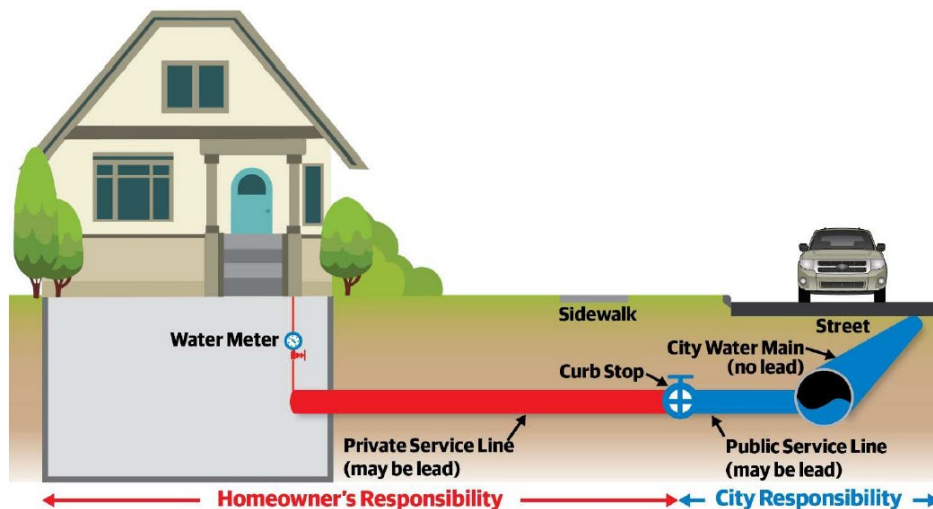


## Lead Service Line Replacement Program Information

### Background

The purpose of this document is to inform property owners of the potential existence of a lead service line (LSL) at your property and a city program available to help you replace it. Lead water service lines and home plumbing are potential sources of lead in drinking water. Lead is harmful to human health, particularly the health of small children. For this reason, the City of Ripon (City) uses corrosion control treatment to minimize the potential for lead in the City's drinking water.

The city may replace or perform maintenance on the water main and the city-owned portion of the water service line to your home. The city owns and is responsible for maintaining the water service line up to the curb stop (the first valve) off the water main. For a vast majority of residential properties, the curb stop is typically located in the terrace or in the sidewalk adjacent to the street. The water service line from inside your building out to the curb stop is owned and maintained by the property owner.



Based on available information, the city believes your water service line may be constructed of lead. To determine if your water service line is lead, you may contact a certified plumber (at your expense), the Ripon Water Utility at (920)748-4900 (free of charge; preferred) or perform a self-inspection.

To perform the self-inspection, simply take a metal tool, like a coin, and scratch the surface of the pipe protruding from the floor or wall prior to the water meter. If the pipe is easy to scratch and the scratched area is a shiny grey color, the pipe is made of lead. The figure below provides basic guidance for performing a self-inspection:



The Ripon Water Utility anticipates that there will be approximately 80 lead service lines that will need replacing over the coming years. As a result, the Common Council approved an ordinance related to the replacement of lead service lines. See attached Section 17.06.070 – Lead service line replacement of the *Ripon Municipal Code*. The ordinance does also establish basic guidelines for financial assistance programs for lead service line replacements, including:

- Customers may apply for financial assistance for lead service line replacement through any available grant source, including those funds provided through the State of Wisconsin’s Safe Drinking Water Loan Program (additional sources of funding outside of the SDWLP will follow the established LSL program guidance).
- The city may provide financial assistance for customer-side lead service line replacements in the form of grants, loans, or other funding sources. Funds shall be paid directly to the plumbing contractor on behalf of the property owner. The total amount of the funds provided shall not exceed the actual cost of replacement of the customer-side lead service line.

### Program Information

The following summarizes the City’s Lead Service Line Replacement (LSLR) Program, including financial assistance and program guidance.

1. The goal of the program is to eliminate health hazards associated with private LSL at the above-referenced properties. For the purposes of the LSLR and SDWLP program, private lead service line replacement means, “the replacement of the existing lead service line between the curb stop and the water meter within the structure.”
2. Through the City of Ripon, the SDWLP and Private LSLR Program will provide for reimbursement of eligible costs for a property owner to replace a private LSL. **Up to \$5,000 of eligible costs will be reimbursed.** Eligible costs might include the cost of excavation, materials, labor, backfill, and restoration. No-dig methods of pipe installation may also be considered as a typical cost. Non-typical costs at a property may be allowed pending review and approval by the City of Ripon, and the SDWLP private Lead Service Line Program. A non-typical cost might include the cost of rerouting the private portion of the lead service line to a more acceptable location within a structure when it results in an overall cost saving.
3. The city has published a Request for Qualifications for plumbers/utility contractors interested in becoming prequalified to perform private-side LSLR work (**attached**). The list of prequalified plumbers/utility contractors is available on the Ripon Water Utility page of the City’s website and can be requested at (920)748-4900. The financial assistance through the grant will only be

available to the residents that utilize the plumbers/utility contractors on the prequalified list of plumbers/utility contractors.

4. Funding for private-side LSLR is being provided by the U.S. Environmental Protection Agency. Therefore, in some cases, the federal Davis-Bacon wage rate requirements will apply to the plumbing/utility contracting firm performing this work. The City of Ripon will assist in determining property ownership and whether the Davis-Bacon wage rate requirements apply.
  - a. The federal Davis-Bacon wage rate requirements will apply in the following circumstance:
    - i. The property is owned by a business entity (trust, LLC, etc.); will be using a plumbing/utility contracting firm that has employees (who are not owners of this firm); and an owner of that plumbing/utility contracting firm did not perform one hundred percent (100%) of the work.
  - b. Davis-Bacon wage rate requirements will not apply in the following circumstances:
    - i. The property is owned by an individual or individuals.
    - ii. The property is owned by a business entity (trust, LLC, etc.) and an owner of the plumber or utility contractor completing the work completes one hundred percent (100%) of the work.
    - iii. The total cost of the LSL replacement is less than \$2,000.
5. Property owners must complete an Application for Lead Service Line Replacement. The Ripon Water Utility will determine eligibility and complete the necessary inspections to confirm the LSLR.
6. If eligibility is confirmed, the property owner is required to obtain a minimum of two quotes from the Ripon Water Utility's prequalified list of plumbing contractors and shall utilize the lowest cost proposal unless otherwise authorized by the city.
7. Property owner will sign an agreement (Lead Service Pipe Replacement Agreement) with the city and the plumber/utility contractor to perform the private-side LSLR work. No work shall be completed prior to the execution of the agreement. Agreement shall be based off the amount proposed in the quote by the contractor. Property owner is required to obtain any necessary permits prior to work commencing.
8. Upon completion of the Project and site restoration, the contractor shall submit a final invoice, based on the accepted quote for lead service removal, along with a completed Application for Reimbursement of Lead Water Service Line Replacement. Upon review and approval of the application, the city will pay 100% of the cost of the lead service removal, up to a maximum of \$5,000, directly to the contractor. Construction and restoration costs above the maximum award amount shall be the responsibility of the property owner.
9. Program will remain open if funding is available. Applications submitted that are not funded will be placed on a wait list.

### **Contact Information**

Ripon Water Utility – (920)748-4900

Jeremy Jess, Utility Manager – (920)748-4912 – [jjess@cityofripon.com](mailto:jjess@cityofripon.com)



## APPLICATION FOR LEAD SERVICE LINE REPLACEMENT

Ripon Water Utility, in conjunction with Wisconsin Department of Natural Resources, is offering a lead service replacement grant program for homes in the City of Ripon. This application is to determine eligibility under this program. The Ripon Water Utility can provide a grant of 100% of the cost up to a maximum of \$5,000 for replacement of lead service lines.

Applicant Name:

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Property Owner:

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Property Address:

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Mailing Address:

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Phone Number:

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Email Address:

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I have \_\_\_\_\_ personally inspected/\_\_\_\_\_ had a licensed plumber inspect the water service line at the above address (from the point of entry into the building to its connection with the water meter) and have determined that the water service is lead.

I understand and allow the Ripon Water Utility access to my indoor water supply line to verify that I have a lead service line.

I understand that I am required to obtain a minimum of two quotes from the Ripon Water Utility's prequalified list of plumbing contractors & shall submit them at the time the grant agreement is signed. Property owner shall utilize the lowest quote unless otherwise authorized by the city.

I understand that signing this application does not bind me or the Ripon Water Utility to proceed with the funding or work until this application is approved and the "Lead Service Line Replacement Agreement" is signed by all parties.

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Signature of Applicant

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Date

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Ripon Water Utility Lead Service Line Confirmation: LSL Present \_\_\_\_\_ No LSL \_\_\_\_\_ / Inspected by \_\_\_\_\_ Date \_\_\_\_\_



## LEAD SERVICE PIPE REPLACEMENT AGREEMENT

PROPERTY OWNER(S): \_\_\_\_\_

PROPERTY ADDRESS: \_\_\_\_\_

CONTRACTOR: \_\_\_\_\_

THIS AGREEMENT is made by and between the CITY OF RIPON WATER UTILITY (the "UTILITY"), the above-named Contractor (the "CONTRACTOR") and the above-named Property Owner (the "PROPERTY OWNER") for the payment of the CONTRACTOR by the UTILITY for removal of the private lead water service.

The UTILITY will pay 100% of the cost of the PROPERTY OWNER's eligible lead service removal costs up to a maximum of \$5,000. The PROPERTY OWNER has selected the CONTRACTOR, as a contractor that has been prequalified for participation in the lead service removal program.

NOW, THEREFORE, the Parties hereto do hereby agree in and to the following:

- LEAD SERVICE REMOVAL: The CONTRACTOR will remove the lead service currently serving the Property in the manner and within the time frame made, provided and described in the accepted quote and under the provisions of the Contractor's Agreement with the UTILITY including the UTILITY's "LEAD SERVICE LINE REPLACEMENT CERTIFICATION".
- SITE RESTORATION. Upon completion of the lead service removal Project the CONTRACTOR shall restore the Project site to its pre-existing or better condition prior to final payment.
- PROJECT PAYMENT. Upon completion of the Project and completion of the site restoration, the CONTRACTOR shall submit a final invoice, based on the accepted quote for lead service removal, along with a completed APPLICATION FOR REIMBURSEMENT OF LEAD WATER SERVICE LINE REPLACEMENT. Upon approval of the APPLICATION FOR REIMBURSEMENT OF LEAD WATER SERVICE LINE REPLACEMENT, the UTILITY will pay 100% of the eligible costs of the lead service removal, up to a maximum of \$5,000, directly to the CONTRACTOR. Payment of the CONTRACTOR's invoice by the UTILITY shall be made within thirty (30) days after receipt and approval of the above required submissions.
- DISCLAIMER OF WARRANTIES. The UTILITY neither makes nor provides any representation or warranty of any kind or nature, whether express, implied, or statutory, including, but not limited to, any warranty of merchantability or fitness for a particular purpose with respect to any contractor and any service provided by a contractor hereunder. All such warranties, if any, shall be as between the

PROPERTY OWNER and the CONTRACTOR under the terms and conditions of the CONTRACTOR's services agreement. In no respect shall the UTILITY incur any liability for any damages, including, but not limited to, direct, indirect, special, or consequential damages arising out of, resulting from, or any way connected to the lead service removal services provided by the CONTRACTOR. Any workmanship or other issues between the PROPERTY OWNER and the CONTRACTOR shall be resolved by and between the PROPERTY OWNER and the CONTRACTOR alone.

5. SEVERABILITY. In the event any provision or other aspect of this Agreement is held by a court of competent jurisdiction to be invalid, ineffective or unenforceable, and in the reasonable opinion of either Party such event invalidates the purpose or intent of this Agreement, then the balance of this Agreement shall survive only to the extent that the Parties agree, in writing, to a mutually-satisfactory amendment by which they are able to satisfy the intent of this Agreement by alternative means. If, under such circumstances and after good faith negotiations, the Parties are unable to reach such a mutually-acceptable written amendment to satisfy the intent of the Agreement, then this Agreement shall be null and void and of no further legal effect.

6. DAVIS-BACON REQUIREMENTS ONLY FOR PROPERTY OWNERS WHO ARE A BUSINESS. In the event the PROPERTY OWNER is a business (including but not limited to a Trust or LLC), the CONTRACTOR will be required to conform to the wage requirements prescribed by the federal Davis-Bacon and Related Acts which requires that all laborers and mechanics employed by contractors and sub-contractors performing on contracts in excess of \$3,000, funded in whole or in part with federal funds, pay their laborers and mechanics not less than the prevailing wage rates and fringe benefits, as determined by the Secretary of Labor, for corresponding classes of laborers and mechanics employed on similar projects in the area.

The Parties hereto have entered into this Agreement as of the date herein below

**PROPERTY OWNER:**

**CONTRACTOR:**

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
PRINT NAME

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_

**PROPERTY OWNER:**

**CITY OF RIPON UTILITY**

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
SIGNATURE

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
PRINT NAME

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_



## APPLICATION FOR REIMBURSEMENT OF LEAD WATER SERVICE LINE REPLACEMENT

Ripon Water Utility will pay funds to the contractor on behalf of an approved property owner for **100% of the eligible costs of private lead service line replacement up to a maximum of \$5,000.** This application form will not be accepted unless it is completely filled out, signed, dated and returned with a copy of the final invoice.

Property Address: \_\_\_\_\_

Property Owner: \_\_\_\_\_

Name of Plumber/Utility Contractor: \_\_\_\_\_

Date Work Performed: \_\_\_\_\_ Total Contract amount: \_\_\_\_\_

*I hereby certify that the information provided on and with this application is true and accurate to the best of my knowledge. I further certify that only iron and steel produced in the United States was used in this lead service line replacement in accordance with the American Iron and Steel provisions of the U.S. Environmental Protection Agency's State Revolving Loan Fund programs. I further certify that I have followed all applicable state regulations, including Ch. 145, Wis. Stats., SPS 382 and 384, Wis. Admin. Code, and applicable local ordinances and regulations and that all lead service line replacement resulted in the complete removal of the lead service line and associated materials from the water main to the water meter within the structure. I further certify that a good faith effort was made to solicit subcontractors (if used) meeting the DBE requirements.*

\_\_\_\_\_  
Plumber's Signature

\_\_\_\_\_  
Property Owner's Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Phone

REIMBURSEMENTS WILL BE MADE DIRECTLY TO THE PLUMBER/CONTRACTOR LISTED ON THIS FORM.  
\*\*\*\*\*

Line Replacement verified by: \_\_\_\_\_ Date \_\_\_\_\_

Approved payment amount: \_\_\_\_\_

Staff Signature: \_\_\_\_\_

**City of Ripon**  
**Request for Qualifications (RFQ)**

Licensed Plumbers/Utility Contractors interested in  
participating in the private Lead Service Line Program

**Project Scope:**

The City of Ripon is looking to compile a list of qualified, certified licensed plumbers, or utility contractors who are interested in performing private lead service line replacement work for owners of properties that have a private lead service line on their property. The Wisconsin Department of Natural Resources (WDNR) has made funds available through the **Safe Drinking Water Loan Program (SDWLP)** to the City of Ripon to replace the privately-owned portion of a lead service line serving a single-family home, a multifamily building, a K-12 school, or a licensed infant/children day care facility. Licensed plumbers/utility contractors providing appropriate responses to this RFQ will be placed on a certified plumbers list. This list will be distributed to owners of these properties who will then be able to contract directly with a licensed certified plumber/utility contractor. Once work is completed, eligible costs will be reimbursed from the City's Lead Service Line (LSL) program. The city anticipates that there will be approximately 80 LSLs that will need replacing over the coming years.

**Project Goal:**

The goal is to eliminate health hazards associated with private LSLs at the above-referenced properties. For the purposes of the SDWLP program, private lead service line replacement means, "the replacement of the existing lead service line between the curb stop and the water meter within the structure."

Through the City of Ripon, the SDWLP private LSL Program will provide for reimbursement of eligible costs for a property owner to replace a private LSL at the properties described above. Up to \$5,000 of eligible costs will be reimbursed. Typical costs might include the cost of excavation, materials, labor, backfill, and restoration. No-dig methods of pipe installation might also be considered as a typical cost. Non-typical costs at a property may be allowed pending review and approval by the City of Ripon, and the SDWLP private Lead Service Line Program. A non-typical cost might include the cost of rerouting the private portion of the lead service line to a more acceptable location within a structure when it results in an overall cost saving.

**Project Schedule:**

- **Deadline for Response to RFQ ..... August 9, 2021, 4:00 PM Local Time**
- Issuing Project Certification List ..... August 16, 2021
- Initiate LSL replacements (approximate) .....September 1, 2021
- Last day to complete LSL replacements .....July 31, 2022

**Project Funding Requirements:**

Based upon the SDWLP lead service line replacement project guidelines, a municipality may reimburse the aforementioned property owners for qualified costs when a licensed plumber/utility contractor is contracted directly by the property owner. To comply with the SDWLP funding requirements, municipalities will require that the certified licensed plumbers perform the work in accordance with the following:

- 1) Work to be performed by a licensed plumber under Section SPS 305.90 Wis. Adm. Code or utility contractor under section SPS305.97 Wis. Adm. Code;
- 2) Work to be performed in accordance with the plumbing code requirements found in Wis. Adm. Code SPS Chapters 381-391;
- 3) Work to be performed as required by all applicable OSHA requirements/standard;
- 4) Adequate financial records shall be established and maintained in accordance with the municipal SDWLP Financial Assistance Agreement;
- 5) The municipality will determine the submittal requirements necessary for the licensed plumber/utility



- contractor to document the lead service line replacement at each address where work was performed; and
- 6) The municipality will be required to certify that the licensed plumbers/utility contractors performing lead service line replacement work will comply with the SDWLP financial assistance agreement (loan) requirements including Disadvantaged Business Enterprise (DBE) Solicitation (if subcontracting work) and the use of American Iron & Steel (UAIS).
  - 7.) All plumbers/utility contractors will be required to comply and certify to the following: "All materials used in the project are in full compliance with the Use of American Iron and Steel (UAIS) requirements as mandated in EPA's State Revolving Fund programs."
  - 8) The City of Ripon encourages Disadvantaged Business Enterprises (DBE), including Minority Business Enterprises (MBE) and Women-owned Business Enterprises (WBE), to submit qualifications for the purpose of being included on the City's list of prequalified plumbers/utility contractors for the Lead Service Line replacement program.
  - 9) All contractors that utilize subcontractors are required to comply with DBE solicitation requirements by encouraging DBE utilization.
  - 10) Davis-Bacon and Related Acts may apply based on property ownership or contractor employee status. This determination will be made on a case-by-case basis.

**Minimum RFQ Response Requirements:**

Certified licensed plumbers/utility contractors interested in performing lead service line replacements as funded by a municipal SDWLP Financial Assistance Agreement should submit a response for each item below, on your company letterhead, to this RFQ by including (at a minimum) the following information:

- 1) Name/address of plumbing/utility contractor business;
- 2) Name of plumbing business owner and/or registered agent;
- 3) Utility contractor/plumbing license #s;
- 4) Number of years/months in business as a licensed plumber/utility contractor;
- 5) General business information: Briefly describe your plumbing/utility contractor organization, size and structure. Provide the number of years your firm has been engaged in performing licensed plumber/utility contractor service line replacement/installation work. How many new service line installations and service line replacements has your plumbing business performed in the last three years at: 1) private single family homes; 2) multi-family buildings; and 3) infant/children day care facilities; and
- 6) References: provide a minimum of three references of similar projects within a 50-miles radius of Ripon completed during the last three (3) years. The city reserves the right to use additional references and other information in its decision to certify plumbing/contractors for this project.
- 7) List of all planned subcontractors to be utilized for LSL replacements.
- 8) An estimated range of the cost of a typical LSL replacement.
- 9) Proof of Liability Insurance
- 10) Notarized signature of the Officer/Owner of the Business

**Contact the following for questions about submitting a response to the RFQ or questions regarding the project:**

Adam Sonntag – City Administrator – 920-748-4914

Email: [asonntag@cityofripon.com](mailto:asonntag@cityofripon.com)

**Municipal address for submitting response to RFQ:**

Ripon City Hall  
100 Jackson St.  
Ripon, WI 54971

## **Lead Service Line Replacement Program**

### **List of Pre-qualified Plumbers and Utility Contractors**

The plumbing and utility contractors listed below are pre-qualified as of August 16, 2021, for the City of Ripon Lead Service Line Replacement Program. Pre-qualification means that the contractor is familiar with the program requirements, process for reimbursement, and have gone through the city's pre-qualification standards. The city does not guarantee the work of these plumbers, but has verified that they have the personnel and equipment needed to perform private lead service replacements. Applicants may still hire a plumber who is not listed below, but they must pre-qualify with the Utility before gaining eligibility to take part in the program. The Utility requires that you obtain at least 2 quotes before settling on a contractor.

#### **List of Contractors**

##### **ACME Trenchless Utilities**

Contact: Dave Williams  
(920)376-4222

[dw@acmetrenchlessutilities.com](mailto:dw@acmetrenchlessutilities.com)

844 Ransom St., Ripon, WI 54971

##### **Atomic Plumbing and Heating Inc.**

Contact: Jeremiah Storer  
(920)748-2075

1145 W. Fond du Lac St., Ripon, WI 54971

##### **Stahl Plumbing**

Contact: Steve Stahl  
(920)229-6304

[stevestahl@stahlplumbing.net](mailto:stevestahl@stahlplumbing.net)

N6270 Depot Road, Green Lake, WI 54941

**Subsection: 17.06.070 – Lead service line replacement.**

- A. The City Council finds it in the public interest and for the protection of public health, safety, and welfare to establish a comprehensive program for removing and replacing all lead service lines within and connected to the city's water service. Lead service lines have the potential to leach lead into drinking water; in particular, the disturbance or reconnection to an existing lead service line may increase lead levels in drinking water. The city's water service is an interconnected system and lead in any service line is a potential contaminant throughout the system. There is no safe level of exposure to lead and lead in drinking water has been determined to cause health problems in young children, pregnant women, and their unborn children, and is also potentially harmful to adults.
- B. Definitions. The following definitions shall apply to this section:
1. Customer-side service line. The property owner's water service line, from outlet of the curb stop to the inlet of the customer's water meter.
  2. Eligible lead service line. A customer-side water service line that contains lead, for which the service lateral or main has already been replaced or is in the process of being replaced.
  3. Lead service line. A water service line constructed of lead. This term includes the customer-side service line, mains, and service laterals.
  4. Property. Real property as defined in Wis. Stats. s. 70.03.
  5. Property owner. A person or legal entity having a possessory interest, legal or equitable, in property which shall include an estate, trust or lien.
  6. Plumbing contractor. A person, firm, corporation, or other entity licensed by the state of Wisconsin to perform plumbing work in the city.
- C. Connection prohibited. No person shall connect a customer-side lead service line to a non-lead service lateral.
- D. Lead service line replacement requirement. All eligible lead service lines connected to city water service shall be replaced with water service laterals made of material approved by the city, at the property owner's expense or through available financial assistance for customer-side lead service line replacements, in accordance with the requirements of this section.
- E. Identification of lead service lines. For city projects involving water mains or replacement of service laterals, property owners affected by the city project shall be notified in writing at least sixty (60) days prior to commencement of construction. The Ripon water utility shall inspect all connections to the mains for the presence of lead prior to, if possible, or at the time that the mains are to be reconstructed and if unable to gain access for inspection, may pursue an inspection warrant or any other steps necessary to conduct the inspection, and shall collect the cost therefor from the property owner, including by imposition of a special charge.

F. Customer-side lead service line replacements.

1. If a customer-side service line is found to contain lead, the Ripon water utility shall immediately notify the property owner, in writing, of that fact, whether it is an eligible lead service line, and available funding options. The Ripon water utility shall further provide information to the affected property owner regarding an effective flush of all water lines within the affected property. The affected property owner shall provide proof of arrangements for replacement of the eligible lead service line to the Ripon water utility within sixty (60) days of the date of the notification letter. The eligible lead service line shall be replaced on a schedule established by the property owner and Ripon water utility.
2. Replacement of eligible lead service lines shall be completed either in conjunction with the replacement of the city's side of the water service during a utility replacement project, or if the city's side has already been replaced, shall be replaced under a schedule established by the property owner and Ripon water utility.

G. Financial assistance for customer-side lead service line replacements.

1. Customers may apply for financial assistance for lead service line replacement through any available grant source, including those funds provided through the State of Wisconsin's Safe Drinking Water Loan Program.
2. The city may provide financial assistance for customer-side lead service line replacements in the form of grants, loans, or other funding sources. Funds shall be paid directly to the plumbing contractor on behalf of the property owner. The total amount of the funds provided shall not exceed the actual cost of replacement of the customer-side lead service line.

H. Authority to discontinue service. As an alternative to any other methods provided for obtaining compliance with this section, the Utility may, after at least thirty (30) days of giving notice, discontinue water service to such property served by lead service lines after reasonable opportunity has been given to make the appropriate replacement.