

SCHEDULE 2 TO HARBOR DEVELOPMENT AGREEMENT
PROJECT CONDITIONS AND MILESTONE PERFORMANCE DATES (PCMPD)

Item Number	Item Name	Item Description	Deadline	Extend for Force Majeure?
1	M&N Contract Amendment	Execution and Delivery of amendment of M&N contract for State control.	completed	No
2	Confirmation of CPA good title	NEO confirmation of good title transfer from CT DOT to CPA.	completed	No
3	Abutter Parcels	Resolution of abutter parcel issues, including NECR lease.	completed	No
4	Additional bonding authority	CPA receives legislative authority and bonding commission action to bond \$60 million in addition to \$25.5 million of bonded funds already available; CPA confirms \$30 million of such \$60 million has been specifically allocated to the Project.	completed	No
5	408 De-Authorization	Confirmation that CWA Section 408 de-authorization is complete.	completed	No
6	Stormwater Permit Issuance	Approval by CT DEEP of the Construction General Stormwater Permit.	completed	No
7	Updated Cost Estimate	60% design and estimates will be delivered by M&N by 7/29/20. 3 rd Party review and reconciliation will be completed per this milestone.	completed	No
8	Phase 2 Permits Issued	Phase 2 approvals issued by CT DEEP and USACE.	August 31, 2021	No
9		<i>Intentionally left blank</i>		
10	"EPC Bids are too high" process (Sec 5.2)	Final GMP Approval under contract between the CMR and Authority. Further, the GMP will not exceed targeted GMP of \$204 million.	August 31, 2021	No
11	Item 5 and 6 escrow funding	Funding due to escrow agent by both Parties in accordance with HDA Section 8.3, items 5 and 6.	July 9, 2021	
11a	Item 7 escrow funding	Funding due to escrow agent by CPA in accordance with HDA Section 8.3, item 7.	August 31, 2021	

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12	Construction Contract Executed by CPA	Execution of CMR contract between CMR and Authority	completed	No
13	Construction Commencement	"Construction NTP" issued to CMR by Authority under CMR contract	completed	Yes
14		<i>Intentionally left blank</i>		
15	CPA construction funding shortfall	CPA Failure to pay Excess Costs arising after issuance of all permits/all Phase II share funded (e.g. VO for unexpected site condition discovered during construction) after cure period.	varies	Yes, for CPA time to cure, but not for CPA funding obligation
16		<i>Intentionally left blank</i>		
17	Regular Delivery Date	Turnkey handoff date on which BSW enters Site to make use of facility as WTG construction hub (i.e., not for alternative use.	8/31/22*	Yes

*Regular Delivery Date shall be extended up to 5 months based on permit delays pursuant to Section 8.1.4.