

At a meeting of the Town Board of the Town of New Paltz, Ulster County, New York (the "Town") convened in public session via videoconference, in the Town of New Paltz, New York on _____, 2020 at__:00 o'clock __.m., Prevailing Time.

PRESENT:

Neil Bettez, Supervisor

_____, Board Member

_____, Board Member

_____, Board Member

_____, Board Member

-----X

In the Matter

of the

Increase in Amount of Cost of Alternate Water Supply System in and for the Town of New Paltz Water District No. 5, in the Town of New Paltz, County of Ulster, New York pursuant to Section 202-b of the Town Law.

-----X

ORDER CALLING PUBLIC HEARING TO BE HELD ON _____, 2020

WHEREAS, the Town Board of the Town of New Paltz (herein called "Town Board" and "Town", respectively), in the County of Ulster, New York, has undertaken with the City of New York, through said city's Department of Environmental Conservation (the "DEP"), the design, acquisition and construction of an alternative water supply system for the Town and the Village of New Paltz, New York (the "Village"), in and for Town of New Paltz Water District No. 5 (the "District") to operate during a period when said city's aqueduct (from which the Town and the Village secure pure water supply) is closed for repair and maintenance (the "Project"); and

WHEREAS, upon the advice of the Town's engineers the cost of construction of the Project was estimated in 2016 to be \$2,375,000, and the Town Board adopted a serial bond resolution on July 6, 2016 in the aggregate principal amount of \$2,375,000 to finance the cost of construction of the Project; and

WHEREAS, with the passage of time and the further development of the Project with the DEP, the Town's engineers have determined that the cost of design, acquisition and construction of the Project is \$11.606,000 such that the cost of construction of the Project requires an increase

of \$9,231,000, which cost shall not be allocated nor charged to nor borne by the District or the Town insofar as said city has contracted in writing with the Town to reimburse the Town in full for the Town's financing the costs of the Project; and

WHEREAS, the proposed method of financing the cost of the Project, in whole or in part, is the issuance of serial bonds of the Town maturing in annual installments over a period not exceeding forty (40) years or the issuance of bond anticipation notes in anticipation of the issuance of said bonds or of payment in full of said notes by said city; and

WHEREAS, the Town Board, as Lead Agency in accordance with 6 NYCRR Part 617, has reviewed all environmental compliance requirements under Article 8 of the Environmental Conservation Law and the regulations promulgated thereunder from time to time with respect to the Project, and the environmental compliance file relating to the Project in and for the District is maintained and on file and available for public inspection at regular business hours at the Town Hall offices; and

WHEREAS, upon such review of said environmental compliance file the Town Board has determined that no further supplemental review or supplemental findings or determinations are required; and

WHEREAS, it is now desired to call a public hearing with respect to the undertaking of authorizing the increase in cost of construction of the Project, and to hear all persons interested in the subject thereof, in accordance with the provisions of Section 202-b of the Town Law;

NOW, THEREFORE, BE IT ORDERED that a meeting of the Town Board of the Town of Fishkill will be held at the Town Hall, 34 Plattekill Avenue, New Paltz, New York, on _____, 2020 at _____ p.m. o'clock P.M. (Prevailing Time) for the purpose of a public hearing to consider if it is in the public interest to undertake increase in the cost of construction of the Project at a maximum cost of \$11,606,000, and to hear all persons interested in the subject matter thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the New Paltz Times, a newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing; and be it

DATED: _____, 2020

TOWN BOARD OF THE
TOWN OF NEW PALTZ

(SEAL

The adoption of the foregoing Order Calling for Public Hearing was duly put to a vote on roll call, which resulted as follows:

<u>VOTE</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Supervisor Neil Bettez	_____	_____	_____
Council Member Daniel Torres	_____	_____	_____
Council Member David Brownstein	_____	_____	_____
Council Member Julie Seyfert-Lillis	_____	_____	_____
Council Member Alex Baer	_____	_____	_____

The Order Calling for Public Hearing was declared adopted.