

At a Regular Meeting of the Poughkeepsies' Joint Water Project Board held at Poughkeepsies' Water Treatment Facility, 3431 North Road, Poughkeepsie, New York on the 1<sup>st</sup> day of August, 2017 at 4:30 P.M.

The meeting was called to order by Chairman Gent and upon roll being called the following were:

P R E S E N T:

Chris Gent, Chairman  
Rob Rolison  
Natasha Cherry  
Jay Baisley  
Bill Carlos  
Mark Newton

A B S E N T:

Re: **AUTHORIZING EXECUTION OF ADDENDUM NO. 4 TO POUGHKEEPSIE WATER SALE AND PURCHASE AGREEMENT BY AND BETWEEN POUGHKEEPSIES' JOINT WATER PROJECT BOARD AND DUTCHESS COUNTY WATER AND WASTEWATER AUTHORITY**

The following Resolution was proposed by \_\_\_\_\_ and seconded by Board Member \_\_\_\_\_.

**WHEREAS**, the Poughkeepsies' Joint Water Project Board ("the Board") and the Dutchess County Water and Wastewater Authority ("the Authority") are parties to a Poughkeepsie Water Sale and Purchase Agreement ("WSA") dated November 19, 2004 and amended on July 16, 2008, March 8, 2010 and November 6, 2015; and

**WHEREAS**, the Authority is permitted to make sales of water to other municipalities subject to the terms and conditions of Section III(C) and Section VIII of the WSA; and

**WHEREAS**, the Authority has heretofore approved a request from the Hopewell Glenn Water District, an improvement district created in accordance with provisions of Article 12 of the New York State Town Law and administered by the Town of East Fishkill ("HGWD") to purchase 50,000 gallons per day of potable water from the Authority, as well as receive a five-year option to purchase an additional 84,500 gallons per day of potable water from the Authority; and

**WHEREAS,** the Authority has received a request from the HGWD (a) to extend their option period for an additional two years and (b) to provide for a two year extension for access to storage capacity; and

**WHEREAS,** the Authority is able to accommodate the request of HGWD under the applicable provisions of the WSA; and

**WHEREAS,** the Authority and HGWD have negotiated the terms and conditions of a Water Sale Agreement with respect to such purchase and option; and

**WHEREAS,** the Board and the Authority wish to execute an Addendum to the WSA to allow for the Authority's sales of potable water to HGWD.

**NOW THEREFORE BE IT RESOLVED,** that the Board approves the terms of Addendum No. 4 to Poughkeepsie Water Sale and Purchase Agreement By and Between Poughkeepsies' Joint Water Project Board and Dutchess County Water and Wastewater Authority ("Addendum") in the form attached to this Resolution; and

**BE IT FURTHER RESOLVED,** that the Board Chairman, or in his absence the Vice Chairman, is authorized to execute the Addendum on behalf of the Board.

The question of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

|                      | <u>Aye</u> | <u>Nay</u> | <u>Absent</u> |
|----------------------|------------|------------|---------------|
| Chris Gent, Chairman | _____      | _____      | _____         |
| Rob Rolison          | _____      | _____      | _____         |
| Natasha Cherry       | _____      | _____      | _____         |
| Jay Baisley          | _____      | _____      | _____         |
| Bill Carlos          | _____      | _____      | _____         |
| Mark Newton          | _____      | _____      | _____         |

I hereby certify that the above is a true and correct copy of the Resolution passed by the Poughkeepsies' Joint Water Project Board at a regular meeting held on August 1, 2017.

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WILLIAM CARLOS, SECRETARY