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May 22, 2026

**VIA E-MAIL (supervisor@townofrosendaleny.gov;
info@townofrosendaleny.gov)**

Ms. Jeanne L. Walsh, Supervisor
Ms. Jill LaFera, Asst. to the Supervisor
Town of Rosendale
1915 Lucas Avenue
Cottkill, NY 12419

Re: Town of Rosendale, Ulster County, New York
Rosendale Water District – Sand Hill Water Storage Tank
\$3,500,000 (202-b)
Orrick File: 42489-2-500

Dear Jeanne and Jill:

Enclosed herewith is the following for your use at the Town Board meeting and public hearing:

- A) Form of order determining the project to be in the public interest; Within ten days of adoption a certified copy should be recorded with the County Clerk.
- B) Form of bond resolution for adoption by the affirmative vote of at least four of the five members of the Town Board.
- C) Form for the publication of the Legal Notice of estoppel.

When available please return the following:

- a) An originally certified copy of the order calling for the Public Hearing.
- b) Original printer's affidavit of publication of the Notice of the Public Hearing;
- c) Town Clerk's affidavit of posting of the Notice of the Public Hearing;
- d) Certified copy of the public interest order;
- e) Proof of recording of the public interest order in the County Clerk's office;
- f) Certified copy of the bond resolution; and
- g) Original printer's affidavit of publication of the legal notice of estoppel.

Please do not hesitate to call if you have any questions.

With best wishes,

Very truly yours,

Douglas

Douglas E. Goodfriend

/es

Enc.

cc: Mandy Donald (townclerk@townofrosendaleny.gov))

42489-2-500

At a regular meeting of the Town Board of the Town of Rosendale, Ulster County, New York, held at the Town Hall, in Cottekill, New York in said Town, on May 27, 2026, at __:00 o'clock P.M., Prevailing Time.

PRESENT:

Supervisor

__Wykoff_____
Councilmember

__Sweeney_____
Councilmember

__Fade_____
Councilmember

__Cassidy_____
Councilmember

In the Matter of the Increase and Improve-
ment of the Facilities of the Rosendale
Water District in the Town of Rosendale,
Ulster County, New York

PUBLIC INTEREST ORDER

WHEREAS, the Town Board of the Town of Rosendale, Ulster County, New York, has duly caused to be prepared a map, plan and report including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of the Rosendale Water District in the Town of Rosendale, Ulster County, New York, consisting of the replacement of the Sand Hill Water Storage Tank, and construction of a new access road, including costs incidental thereto; and

WHEREAS, at a meeting of said Town Board duly called and held on May 27, 2026, an order was duly adopted by it and entered in the minutes specifying the said Town Board would meet to consider the increase and improvement of the facilities of the Town of Rosendale Water District in said Town at a

maximum estimated cost of \$3,500,000, and to hear all persons interested in the subject thereof concerning the same at the Town Hall, in Cottekill, New York, in said Town, on May 27, 2026, at 5 o'clock P.M., Prevailing Time; and

WHEREAS, said order duly certified by the Town Clerk and notice was duly published and posted for such hearing as required by law; and

WHEREAS, a public hearing was duly held at the time and place set forth in said notice, at which all persons desiring to be heard were duly heard; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Rosendale, Ulster County, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to make the improvement, to increase and improve the facilities of Town of Rosendale Water District in the Town of Rosendale, Ulster County, New York, consisting of the replacement of the Sand Hill Water Storage Tank, and construction of a new access road, including costs incidental thereto, at a maximum estimated cost of \$3,500,000.

Section 2. This order shall take effect immediately.

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

_Councilmember Cassidy____ VOTING __Yes_____

_Councilmember Fade_____ VOTING __Yes_____

_Councilmember Sweeney____ VOTING __Yes_____

_Councilmember Wykoff _____ VOTING __Yes_____

_____ VOTING _____

The order was thereupon declared duly adopted.

* * * * *

STATE OF NEW YORK)
) ss.:
COUNTY OF ULSTER)

I, the undersigned Clerk of the Town of Rosendale, Ulster County, New York (the "Issuer"), DO
HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on May 27, 2026.
2. That such meeting was a **special regular** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (the meeting at which the proceeding was adopted) was given PRIOR THERETO in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication)

POSTING (here insert place(s) and date(s) of posting)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this
_____ day of May, 2026.

Town Clerk

(CORPORATE
SEAL)

At a regular meeting of the Town Board of the Town of Rosendale, Ulster County, New York, held at the Town Hall, in Cottekill, New York, in said Town, on May 27, 2026, at ____ o'clock P.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Councilmember _____ who moved its adoption, seconded by Councilmember _____ to-wit:

BOND RESOLUTION DATED MAY 27, 2026.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,500,000 SERIAL BONDS OF THE TOWN OF ROSENDALE, ULSTER COUNTY, NEW YORK, TO PAY THE COST OF THE INCREASE AND IMPROVEMENT OF THE FACILITIES OF THE ROSENDALE WATER DISTRICT IN THE TOWN OF ROSENDALE, ULSTER COUNTY, NEW YORK.

WHEREAS, pursuant to the provisions heretofore duly had and taken in accordance with the provisions of Section 202-b of the Town Law, and more particularly an Order dated of even date herewith, said Town Board has determined it to be in the public interest to improve the facilities of the Town of Rosendale Water District, in the Town of Rosendale, Ulster County, New York, at a maximum estimated cost of \$3,500,000; and

WHEREAS, it is now desired to provide funding for such capital project; NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Rosendale, Ulster County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the increase and improvement of Town of Rosendale Water District in the Town of Rosendale, Ulster County, New York, consisting of the replacement of the Sand Hill Water Storage Tank, and construction of a new access road, including costs incidental thereto, at a maximum estimated cost of \$3,500,000, there are hereby authorized to be issued \$3,500,000 serial bonds of said Town pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$3,500,000 of which \$340,000 is allocated to a new access road, and that the plan for the financing thereof is by the issuance of the \$3,500,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution; provided, however, that the amount of serial bonds ultimately to be issued shall be reduced dollar for dollar by the amount of any grant monies received therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific objects or purposes is (i) forty years pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law for the water tank, and (ii) fifteen years pursuant to subdivision 20 of paragraph a of Section 11.00 of the Local Finance Law for the access road. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Rosendale, Ulster County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from other sources, there shall be annually assessed upon all the taxable real property within said Town of Rosendale Water District in the manner provided by law an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The Supervisor is hereby further authorized, at her sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the object or purpose described in Section 1 hereof, or a portion thereof, by a bond or note issue of said Town in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of the Town, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

_Councilmember Cassidy___ VOTING __Yes_____

_Councilmember Fade_____ VOTING __Yes_____

_Councilmember Sweeney___ VOTING __Yes_____

_Councilmember Wykoff ___ VOTING __Yes_____

_____ VOTING _____

The resolution was thereupon declared duly adopted.

* * * * *

