

NEW YORK STATE PUBLIC AUTHORITIES CONTROL BOARD

R E S O L U T I O N No. 24-EF-778C

AMENDING THE PRIOR APPROVAL FOR FINANCIAL ASSISTANCE AUTHORIZED FOR A SPECIFIED PROJECT OF THE ENVIRONMENTAL FACILITIES CORPORATION (Drinking Water State Revolving Fund)

WHEREAS, the New York State Public Authorities Control Board ("PACB"), created pursuant to Chapter 38, Laws of 1976, as amended, is empowered by section 51 of the Public Authorities Law to receive applications from designated public benefit corporations, including the Environmental Facilities Corporation ("EFC"), for approval of the acquisition, construction or financing of any project by any such public benefit corporation; and

WHEREAS, EFC submits from time to time applications to PACB for approval of short-term and long-term financings as authorized in an EFC resolution duly adopted by EFC's Board of Directors; and

WHEREAS, PACB duly received an application from EFC for approval of financings from available funding through the Drinking Water State Revolving Fund duly adopted by Resolution No. 2662 (the "EFC Resolution") at a meeting of EFC's Board of Directors held on June 27, 2019; and

WHEREAS, on July 31, 2019, PACB adopted Resolution No. 19-EF-778 (the "PACB Resolution"), approving the financings in the EFC Resolution, which included a \$2,334,560 short-term financing (the "Financing") to the City of Middletown (the "Recipient"); and

WHEREAS, by Resolution No. 2863 adopted on October 14, 2021, the

EFC's Board of Directors authorized an amendment of the Financing to modify the scope of the Financing; and

WHEREAS, PACB approved the amendment to the Financing on October 20, 2021 through adoption of Resolution No. 21-EF-778A; and

WHEREAS, by Resolution No. 3016 adopted on March 14, 2024, the EFC's Board of Directors authorized an amendment of the Financing to increase the amount of the Financing and extend the maturity date; and

WHEREAS, PACB approved the amendment to the Financing on March 20, 2024 through adoption of Resolution No. 24-EF-778B; and

WHEREAS, an extension of the Financing's maturity date is needed to ensure inclusion in the 2025 long-term leveraged pooled financing; and

WHEREAS, PACB has received an application (the "Application") from EFC seeking approval to amend the Financing authorized to the Recipient to provide for an extension of the Financing maturity date as authorized in an EFC resolution duly adopted at a meeting of EFC Board of Directors held on October 10, 2024; and

WHEREAS, this amendment of the PACB Resolution is specific to the Financing authorized to the Recipient and all other authorizations, determinations, terms and conditions contained in the PACB Resolution and subsequent amendments to said resolution shall remain in effect; and

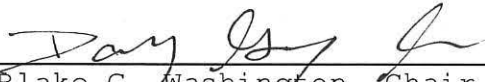
WHEREAS, a copy of the Application has been filed with the

Comptroller, and he has had the opportunity to comment.


NOW THEREFORE BE IT RESOLVED, that PACB approves extension of the Financing's maturity date from February 1, 2025 to May 31, 2025, in accordance with section 51 of the Public Authorities Law:

* * * * *

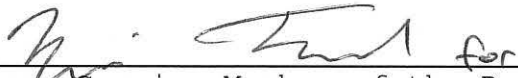
This resolution shall become effective immediately.



Blake G. Washington, Chair
Public Authorities Control Board



Steven Otis, Member of the Board



Leroy Comrie, Member of the Board

24-EF-778C

Date: October 23, 2024

Exhibit A

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Maximum Principal Amount</u>	<u>Interest Rate</u> <u>(not to exceed)</u>
18203	Middletown (C)	Orange	\$5,841,370	4%

Project Description

This project consists of the construction of a new 2 million-gallon (MG) water storage tank at Mountain Avenue; construction of a new 0.75 MG water storage tank at the High Barney site; rehabilitation of the 0.5 MG welded steel tank at Highland Avenue; and the possible inclusion of a mixing system at the Mountain Avenue and High Barney tanks.

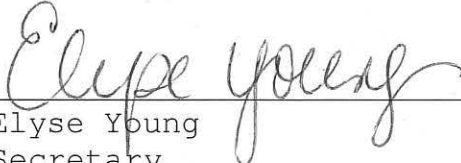
The project is defined by the engineering report entitled "Proposed Water Storage Tanks at Mountain Avenue, and at Water Treatment Facility" dated December 2015 by the engineering firm Clark Patterson Lee, Design Professionals, and by the amended engineering report entitled "Proposed Revisions to Project Scope - City of Middletown New Water Storage Tanks" dated June 11, 2020, as may be updated, amended, supplemented, and approved by the New York State Department of Health.

CERTIFICATION

STATE OF NEW YORK
COUNTY OF ALBANY ss.

I, Elyse Young, Secretary of the New York State Public Authorities Control Board, do hereby certify that at a meeting of such Board, held on October 23, 2024, the attached resolution was duly adopted by the unanimous vote of the Members of the Board. The resolution attached is a true copy of the resolution and the certification of the determination made by such resolution and of the signatures thereto of each of the Members of the Board or their duly appointed representatives, the original of which is on file in my office. As of the date of this certification, such resolution has not been modified, superseded, amended or repealed and remains in full force and effect.

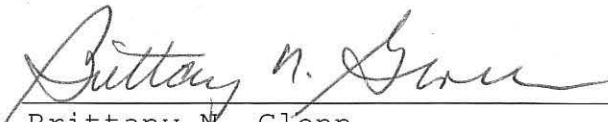
In witness thereof I have hereunto set my hand this 23rd day of October 2024.



Elyse Young
Secretary

STATE OF NEW YORK
COUNTY OF ALBANY ss.

On this 23rd day of October 2024, before me personally came Elyse Young to me known, who, being by me duly sworn, did depose and say that she is the Secretary of the New York State Public Authorities Control Board, that she executed the foregoing certification and that the contents thereof are true.



Brittany N. Glenn
Notary Public, State of New York
No. 01GL6253075
Qualified in Rensselaer County
Commission Expires: 12/19/2027