

NEW YORK STATE PUBLIC AUTHORITIES CONTROL BOARD

R E S O L U T I O N No. 19-EF-787

APPROVING THE AMENDMENT OF THE FINANCING AUTHORIZED FOR A SPECIFIED PROJECT OF THE ENVIRONMENTAL FACILITIES CORPORATION  
(Clean Water State Revolving Fund - Direct and Market-Rate Financing Projects)

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

WHEREAS, the PACB duly received an application from the EFC for approval of short-term interest-free Storm Mitigation Loan Program financings in connection with the Disaster Relief Appropriations Act, 2013 and the Clean Water State Revolving Fund (the "CWSRF") duly adopted by Resolution No. 2434 (the "EFC Resolution") at a meeting of the EFC Board of Directors held on August 11, 2016; and

WHEREAS, on August 17, 2016, the PACB adopted PACB Resolution No. 16-EF-692 (the "PACB Resolution"), approving the financings in the EFC Resolution, which included a \$58,590,916 short-term interest-free financing (the "Financing") to Suffolk County (the "Recipient");

and

WHEREAS, the PACB has received an application (the "Application") from the EFC seeking approval to amend the Financing authorized to the Recipient to reflect a funding increase, as authorized in an EFC resolution duly adopted at a meeting of the EFC Board of Directors held on September 10, 2019; and

WHEREAS, the amendment of the PACB Resolution is specific to the Financing for the Recipient and all other authorizations, determinations, terms and conditions contained in the PACB Resolution, and any amendments relating thereto, 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 the PACB approves a \$50,000,000 short-term interest-free/market-rate funding increase to the Financing authorized to the Recipient as provided in Exhibit A, in accordance with section 51 of the Public Authorities Law:

(Continued on next page)

\* \* \* \* \*

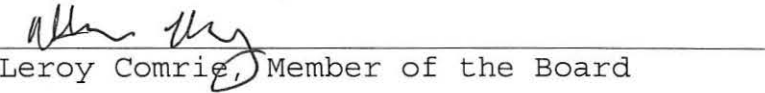
This resolution shall become effective immediately.



Robert F. Mujica, Jr., Chair  
Public Authorities Control Board



Amy Paulin, Member of the Board



Leroy Comrie, Member of the Board

19-EF-787

Date: September 11, 2019

CERTIFICATION

STATE OF NEW YORK  
COUNTY OF ALBANY ss.

I, Dylan Williams, Assistant Secretary of the New York State Public Authorities Control Board, do hereby certify that at a meeting of such Board, held on September 11, 2019, 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 11th day of September 2019.



Dylan Williams  
Assistant Secretary

STATE OF NEW YORK  
COUNTY OF ALBANY ss.

On this 11th day of September 2019, before me personally came Dylan Williams to me known, who, being by me duly sworn, did depose and say that he is the Assistant 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: 12/19/2019

Exhibit A

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Financing Maximum Principal Amount</u>	<u>Interest Rate</u>
C1-5120-17-75				
C105120-17-76	Suffolk County	Suffolk	\$25,000,000	0%

Project Description

This project consists of planning, design and construction of replacement of the existing effluent outfall that extends from the Bergen Point Wastewater Treatment Plant to the Jones Beach barrier island beneath the Great South Bay. The project is defined by the engineering report entitled "Sewer District 3 - Southwest Bergen Point Wastewater Treatment Plant Outfall Replacement Project" dated May 2011 and Addendum No. 1 dated March 17, 2014 by the engineering firm CDM Smith that were approved by the New York State Environmental Facilities Corporation (NYSEFC) on April 11, 2014. The project is further defined by the plans and specifications entitled "Sewer District No. 3 - Southwest: Outfall Replacement Project" dated January 2017 by the engineering firm CDM Smith that were approved by the NYSEFC on April 3, 2018.

<u>Project Number</u>	<u>Applicant</u>	<u>County</u>	<u>Short-Term Market-Rate Financing Maximum Principal Amount</u>	<u>Initial Interest Rate (not to exceed)</u>
C1-5120-17-75				
C1-5120-17-76	Suffolk County	Suffolk	\$25,000,000	4%

Project Description

This project consists of planning, design and construction of replacement of the existing effluent outfall that extends from the Bergen Point Wastewater Treatment Plant to the Jones Beach barrier island beneath the Great South Bay. The project is defined by the engineering report entitled "Sewer District 3 - Southwest Bergen Point Wastewater Treatment Plant Outfall Replacement Project" dated May 2011 and Addendum No. 1 dated March 17, 2014 by the engineering firm CDM Smith that were approved by the New York State Environmental Facilities Corporation (NYSEFC) on April 11, 2014. The project is further defined by the plans and specifications entitled "Sewer District No. 3 - Southwest: Outfall Replacement Project" dated January 2017 by the engineering firm CDM Smith that were approved by the NYSEFC on April 3, 2018.