



TOWN OF MARBLETOWN

A regular meeting of the Town Board of the Town of Marbletown was convened in public session at the Town Hall, 1925 Lucas Avenue, Cottekill, New York on September 17, 2019 at 7:00 o'clock P.M. local time. The meeting was called to order by Supervisor Richard Parete, and, upon roll being called, the following were:

PRESENT:

ABSENT:

RESOLUTION – AUTHORIZING THE SALE OF WATER FROM THE ROSENDALE WATER DISTRICT TO THE HIGH FALLS WATER DISTRICT

WHEREAS, the Town of Rosendale has formed the Rosendale Water District; and

WHEREAS, the Town of Marbletown and the Town of Rosendale have formed the High Falls Water District (HFWD) to provide water to residents of that district in the Towns of Marbletown and Rosendale; and

WHEREAS the City of New York through the New York City Department of Environmental Protection (DEP) provides water to the High Falls Water District from the New York City water supply; and

WHEREAS, DEP operates and maintains the City's water supply system and is responsible for providing drinking water to more than eight million residents in New York City, as well as approximately one million upstate residents, including users who rely on a water supply from connections between the City's Delaware Aqueduct and the City's Catskill Aqueduct, including the HFWD; and

WHEREAS, DEP has identified leaks in sections of the Delaware Aqueduct and has committed capital funds to address such leaks to ensure the long-term sustainability of its ability to supply water through the Delaware Aqueduct as part of a project known as "Water for the Future" ("WFF"); and

WHEREAS, in connection with WFF, DEP plans to construct a new tunnel segment to bypass a leaking section of the existing Delaware Aqueduct tunnel, which will require DEP shutting down the Delaware Aqueduct for extended periods of time; and

WHEREAS, in connection with WFF, DEP will conduct repairs to the Catskill Aqueduct and perform certain rehabilitation work, which will also require extended shutdowns; and

WHEREAS, each of the communities that take water from the New York City water supply are required to maintain a back-up water supply system; and

WHEREAS, in order to assist the HFWD, which relies on the New York City water supply as a primary source of water supply, and to facilitate its ability to sustain an extended shutdown of the Delaware Aqueduct or Catskill Aqueduct for any reason, including reasons related to DEP's operational needs, DEP has agreed to provide up to four hundred and ten thousand dollars (\$410,000.00) in funding to be used towards the purchase of a tank trailer and truck or a tri-axle tanker truck and the design and construction of certain improvements to the HFWD water plant, as well as for the purchase of water from the Rosendale Water District (the "RWD") and the labor and fuel costs associated with the transport and conveyance of such water for the duration of DEP's upcoming shutdowns of the Catskill Aqueduct; and

WHEREAS, an "Agreement for the Creation of a Backup Water Supply System for the High Falls Water District" has been approved by this; and

WHEREAS, as a part of the plan to supply of water to the residents of the High Falls Water District during DEP shutdowns it is the intention that the Rosendale Water District sell water to the High Falls Water District to meet the HFWD needs during DEP shutdowns with the water charge to the HFWD to be set at an amount equal to the rate charged to customers of the Rosendale Water District. The water will be trucked to the High Falls Water District; and

WHEREAS, it has been determined that this action is a Type 2 action pursuant to 6 NYCRR 617.5 (1) and (25);

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Marbletown authorizes the sale of water from the Rosendale Water District to the HFWD, in amounts sufficient to meet the needs of the High Falls Water District, during DEP shutdowns, as set forth in the Agreement between the City of New York, the DEP, the Town of Rosendale, the Town of Marbletown, and the HFWD; and The water charge to the HFWD shall be equal to the rate charged to customers of the Rosendale Water District,