

23-11-03

**RESOLUTION TO AMEND THE AGREEMENT WITH
HARRIS BEACH PLLC (C012022) TO PROVIDE BOND COUNSEL SERVICES
IN CONNECTION WITH THE ANTICIPATED ISSUANCE OF SERIAL BONDS**

WHEREAS, the Regulating District sought and obtained in Resolution 22-04-01 Board approval to engage Harris Beach PLLC to provide bond counsel services in connection with the anticipated issuance of serial bonds to finance infrastructure improvements; and

WHEREAS, in preparation for this anticipated issuance, and in connection with the Regulating District's conversion of its short-term financing arrangement with the New York State Environmental Facilities Corporation to long-term debt, the Regulating District has relied extensively on the excellent service provided by Harris Beach PLLC as it created foundational legal documents, adopted by the Board in Resolution 22-62-11, necessary to this conversion and anticipated issuance of serial bonds and;

WHEREAS, in preparation for this anticipated issuance, the Regulating District has relied on the excellent service provided by Harris Beach PLLC as it procured, with Board approval in Resolution 22-19-04, the services of an underwriter with whom the Regulating District will negotiate the terms and conditions of this anticipated issuance; and

WHEREAS, in preparation for this anticipated issuance, the Regulating District has relied on the excellent service provided by Harris Beach PLLC as it prepared for and engaged in initial meetings with the underwriter with whom the Regulating District will negotiate the terms and conditions of this anticipated issuance; and

WHEREAS, in preparation for this anticipated issuance, the Regulating District has relied on the excellent service provided by Harris Beach PLLC. as it procured, with Board approval in Resolution 22-61-11, the services of a trustee that the Regulating District will utilize in this anticipated issuance; and

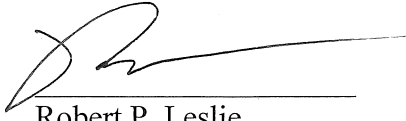
WHEREAS, in preparation for this anticipated issuance, the Regulating District expects to rely on continued excellent service to be provided by Harris Beach PLLC as it further prepares to issue serial bonds to finance improvements at Indian Lake in 2023; and

NOW THEREFORE BE IT RESOLVED, that the Board of the Regulating District hereby authorizes the Executive Director to negotiate and execute an amendment to Contract C012022 with Harris Beach PLLC in the amount of \$15,000.00, plus approved disbursements, bringing the not-to-exceed contract value to \$45,000.00; and

BE IT FURTHER RESOLVED, said contract amendment is subject to review and approval by the New York State Attorney General.

Approved at the March 29, 2023 Board Meeting

Approved as to form:



Robert P. Leslie
General Counsel

Motion was made by Ms. Allen and seconded by Mr. Candido that the Resolution be approved.

Present and Voting:

<u>MEMBER</u>	<u>AYE</u>	<u>NOE</u>	<u>ABSTAIN</u>
Mr. Finkle	<u> X </u>	<u> </u>	<u> </u>
Mr. De Witt.....	<u> X </u>	<u> </u>	<u> </u>
Mr. Candido.....	<u> X </u>	<u> </u>	<u> </u>
Mr. Hayes.....	<u> X </u>	<u> </u>	<u> </u>
Mr. Bird.....	<u> X </u>	<u> </u>	<u> </u>
Mr. Reagan.....	<u> X </u>	<u> </u>	<u> </u>
Ms. Allen.....	<u> X </u>	<u> </u>	<u> </u>