

JOINT WATER DISTRICT CONSOLIDATION AGREEMENT

This Agreement is made and entered this 14 day of Nov, 2019, by and among Town of Dryden Water District Numbers SW1 (Varna), SW2 (Snyder Hill), SW3 (Monkey Run), SW4 (Hall Road), SW5 (Turkey Hill) and SW6 (Royal Road), and the Town Board of the Town of Dryden.

WHEREAS, Town of Dryden Water Districts SW1, SW2, SW3, SW4 SW5 and SW6 are separate and distinct special improvement districts of the Town of Dryden ("Town"), established at different times pursuant to Article 12 and/or Article 12-A of the New York State Town Law (Individually "District" and collectively "Districts"); and

WHEREAS, the Districts currently serve separate areas within the Town but are contiguous, and their systems are interconnected; and

WHEREAS, each of the Districts have separate debt service obligations and separate water rate structures; and

WHEREAS, management of each District has three separate components, to wit: administrative, financial and operational, which are handled respectively by the Town Clerk; Town Supervisor and Town Bookkeeper; and

WHEREAS, due to the interconnection of the water systems the management of the components of the Districts necessarily requires additional work on behalf of staff to break down the management and properly allocate the components between the various Districts; and

WHEREAS, the Town commissioned the firm that serves as Town Engineer, T.G. Miller, P.C. to conduct a Water and Sewer District Consolidation Study (hereafter "Consolidation Study"), into the feasibility of and potential benefits of consolidating the six districts into a single consolidated water district; and

WHEREAS, the Consolidation Study was completed in March, 2017, and the engineers recommended that the Town pursue consolidation of all the water districts that have a Bolton Point Water Source (i.e. all the water districts except for the Yellow Barn Water District SW7), and

WHEREAS, the Consolidation Study further recommended that all sewer districts that are connected to the Ithaca Area Water Treatment Facility (IAWWTP) be consolidated (i.e. all sewer districts except for the Cortland Road Sewer District, SS3 and Sapsucker Woods Sewer District, SS1); and

WHEREAS, the Consolidation Study was approved and adopted by Town Board Resolution Number 51 of 2017; and

WHEREAS, a consolidated water district is one that is of a class authorized to exist under the laws of State of New York.

NOW, THEREFORE, the Town Board of the Town of Dryden acting as Commissioner(s) for each of the individual Districts hereby enters into this Joint Water District Consolidation Agreement on behalf of each of the Districts based upon the Findings and Determinations contained herein, and on behalf of Each of Districts agrees as follows:

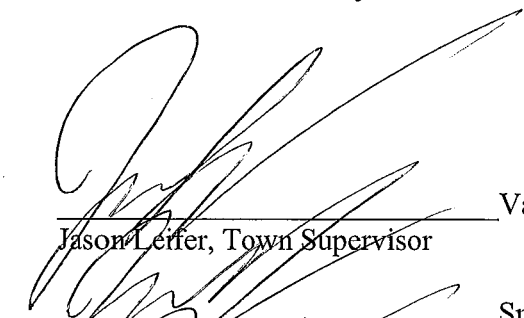
1. The foregoing recitations are incorporated herein and made a part hereof as if fully set forth hereafter.
2. Based upon the Consolidation Study which has been available at the Town Clerk's Office for review during normal business hours, it is hereby determined to be in the best interest of the customers of each of the Water Districts to consolidate the Districts into a single consolidated Water District to be known as the Town of Dryden Consolidated Water District (CWD). A copy of the Consolidation Study is attached as "Schedule A" and made a part hereof.
3. The CWD will provide for system efficiencies and opportunities by reducing administrative and financial responsibilities and redundancies, will provide opportunities for better water system functionalities and operational consistency, and will eliminate system redundancy.
4. The consolidated water district shall furnish water to all the improved properties within the boundaries of the consolidated district which is as described in "Schedule A".
5. The Consolidated Water district shall continue to be a special improvement district of the Town of Dryden established pursuant to Article 12 and/or Article 12-a of the New York Town Law.
6. Schedule A above contains an outline of a fiscal estimate of the cost of the savings which may be realized from consolidation of the Districts.
7. A complete list of the assets of each of the Districts is attached as "Schedule B".
8. A complete list of the liabilities and indebtedness of each of the Districts is attached hereto as "Schedule C".
9. Each Water District shall contribute to the consolidated water district all of its equipment and other assets including all interest of the District in real and personal property such that all property and property rights, real and personal, as listed on "Schedule B" shall become the property of the consolidated district as of the effective date of consolidation.
10. As of the effective date of consolidation, there shall be a single consolidated budget for expenses and revenues of the consolidated district. However, the debt service obligations of the respective Districts shall continue to be charged against the properties within the

geographic boundaries of each of district following the effective date of consolidation until the same are retired. Notwithstanding the foregoing, any new indebtedness following the effective date of consolidation shall thereafter be considered an obligation of the consolidated district and shall be charged against the properties within the boundaries of the consolidated district as shown in Schedule A.

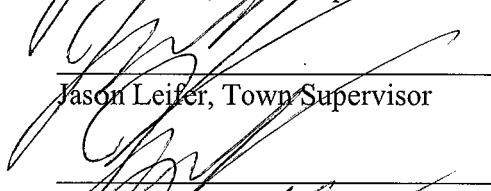
11. The Consolidated District shall be known as the Town of Dryden Consolidated Water District.
12. The Town Board of the Town of Dryden shall conduct a public hearing on this Joint Water District Consolidation Agreement at the Town Offices located at 93 E. Main Street, Dryden, NY 13053 at 6:05 PM on November 21, 2019 to hear all persons interested in the proposed consolidation and this joint Consolidation Agreement.
13. The Town Supervisor for the Town of Dryden is hereby authorized to execute this Agreement on behalf of each of the districts.
14. The effective date of the consolidation shall be January 1, 2020.

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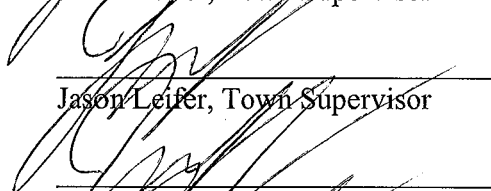
IN WITNESS WHEREOF the undersigned has signed this agreement on behalf of each of the districts on the date and year set forth.



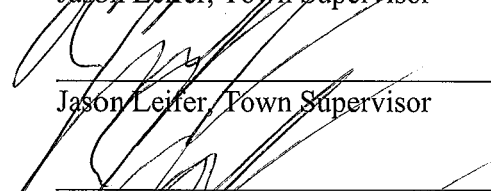
Jason Leifer, Town Supervisor Varna (SW1) - Water District No.1



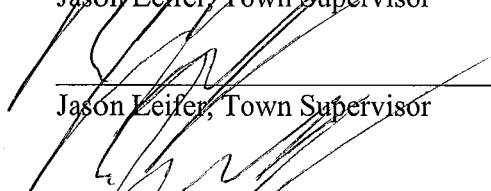
Jason Leifer, Town Supervisor Snyder Hill (SW2) - Water District No. 2



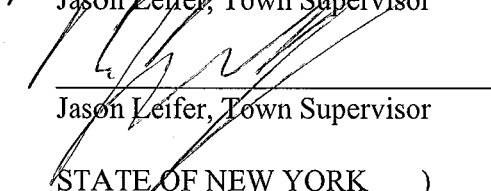
Jason Leifer, Town Supervisor Monkey Run (SW3) - Water District No. 3



Jason Leifer, Town Supervisor Hall Road (SW4) - Water District No. 4



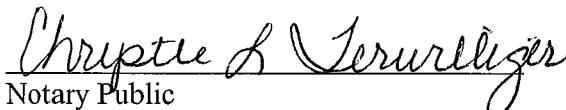
Jason Leifer, Town Supervisor Turkey Hill (SW5) - Water District No. 5



Jason Leifer, Town Supervisor Royal Road (SW6) - Water District No. 6

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

On the 14th day of Nov. in the year 2019 before me, the undersigned, a Notary Public in and for said State, personally appeared Town of Dryden Supervisor, JASON LEIFER, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he executed the same in his capacity as Supervisor of the Town of Dryden.



Notary Public

CHRYSTLE L TERWILLIGER
NOTARY PUBLIC-STATE OF NEW YORK
No. 01TE4844594
Qualified in Tompkins County
My Commission Expires June 30, 2023