

**Cayuga County Industrial Development Agency
Regular Meeting
Cayuga County Chamber of Commerce
2 State Street
Auburn, NY
May 17, 2018 at 4:00pm**

Chairman Lockwood called the meeting to order at 4:04pm, noting that a quorum was present.

ROLL CALL:

Present: Ray Lockwood, Herb Marshall, Paul Lattimore, Andrew Rindfleisch, Gina Speno (arrived at 4:20pm.)

Excused: John Latanyshyn, Ben Vitale

Others Present: Tracy Verrier and Samantha Frugé (CEDA); Riccardo Galbato (Galbato Law Firm); Mark Kubarek, Chris Kubarek, and Amanda Kubarek (ACMT Carwash); Jeanine Wilson (Cayuga County Sewer & Water Authority)

MEETING MINUTES:

Mr. Rindfleisch moved to approve the minutes of the April 17th Regular Meeting; seconded by Mr. Marshall. All members present voted in favor, motion carried.

BILLS AND COMMUNICATIONS:

Ms. Frugé presented bills from Galbato Law Firm (\$1527.50), the Probst Group for work on the sewer study (\$1708.10), and the Chamber of Commerce for the Chamber Awards Luncheon (\$80). Mr. Marshall asked if the Probst Group will give an official report before sending the last invoice for water testing? Ms. Verrier confirmed the Board will receive the official report before the last invoice. Mr. Lattimore moved to pay the bills, seconded by Mr. Rindfleisch. All members voted in favor, motion carried.

REPORT OF THE TREASURER

Ms. Frugé reviewed the budget report, noting a \$250 application fee was received from Cayuga Veterinary Services which would be discussed in the meeting. She also noted an administrative fee in the amount of \$45,402.50 was received from Inns of Aurora for the Shakelton Project. Mr. Lattimore moved to accept the report of the treasurer; seconded by Mr. Rindfleisch. All members present voted in favor, the motion carried.

NEW BUSINESS:

Mr. Lockwood moved new business up in the agenda and welcomed Mark Kubarek, Chris Kubarek, and Amanda Kubarek from ACMT Carwash.

AUTHORIZING PROJECT RESOLUTION: ACMT Inc.: Ms. Verrier stated that a public hearing was held for each carwash location in the town of Sennett and city of Auburn. She noted that no public or board members were present and there were no comments. Ms. Verrier explained that IDA staff completed the Short Environmental Assessment Form for the SEQR and the project had applied for a Sales & Use and Mortgage Recording Tax Exemption.

Mr. Marshall motioned to approve the Authorizing Resolution, seconded by Mr. Lattimore. A roll call vote was taken and recorded as follows:

NAME	Yes	Nay	Absent	Abstain
BEN VITALE			X	
JOHN LATANYSHYN			X	
PAUL LATTIMORE	X			
RAYMOND LOCKWOOD	X			
HERB MARSHALL	X			
ANDREW RINDFLEISCH	X			
GINA SPENO			X	

All members present voted in favor, the motion carried. Ms. Verrier noted the closing documents were being prepared and nearly ready to sign.

Mr. Marshall asked if Page Trucking would be present at the meeting and Ms. Verrier explained that the town Planning Board still needed to complete the SEQR, so they would be at a future meeting.

Ms. Verrier noted an application was received from Cayuga Veterinary Services who are looking to build a new facility to expand their business. She explained the business owns two parcels, with the veterinary practice on one parcel and a single-family home on the other parcel. Ms. Verrier stated that they intended to tear down the single-family home and build a new, larger facility for their practice and lease out the existing building. She noted the estimated benefits totaled under \$100,000 and once the SEQR is completed the project application will be brought before the Board for consideration.

UNFINISHED BUSINESS

Probst Draft Report: Mr. Lockwood moved the Probst report up the agenda. Ms. Verrier explained the report was in draft form because they were waiting on feedback from the Board before finalizing. She explained their recommendation seemed to be to upgrade the line on Eagle Drive that was causing the bottle neck at Cayuga Milk Ingredients and to construct a force-main. Ms. Verrier noted the cost quote for upgrading the Eagle Drive section was \$360,000 and the force-main was \$1,200,000. She also noted that the grant application to ESD had estimated a budget of \$1,400,000.

Mr. Marshall asked if the report said that the force-main was required? Ms. Verrier explained that the report recommended the force-main because the existing gravity mains were not sufficient to service the current tenants. Ms. Verrier added the upgrade to the Eagle drive portion of the existing line would be a good incremental first step to help Cayuga Milk Ingredients and also help future tenants that would connect at that line. Mr. Lattimore asked if the force-main service projections would include the expansion at Cayuga Milk Ingredients and Ms. Verrier confirmed that they did. Mr. Rindfleisch asked if there would be enough capacity after the force-main was installed? Ms. Verrier explained there would be enough capacity between the two lines to support growth at the park, but not to support another milk plant of similar size to Cayuga Milk Ingredients. Mr. Lockwood stated the Board may prefer to have a representative from the Probst Group attend a meeting to go over the report in detail. Mr. Rindfleisch asked how much funding the IDA anticipated coming from grants? Ms. Verrier stated the IDA was already approved for a 20% grant from ESD and that they would apply for an additional 50% from US

EDA once the Probst report was complete. Mr. Rindfleisch asked how the remaining cost was to be paid? Ms. Verrier explained there would need to be conversations with the park tenants. Mr. Lattimore asked what the city of Auburn thought of the sewer plan? Ms. Verrier explained the city was aware and were requesting communication regarding future plans. She added the city was also taking steps to improve capacity at the treatment plant by diverting rain water, but that project was long-term. Mr. Marshall asked if the force-main would go into the pump-station or into the city station? Ms. Verrier stated it would have its own pump station and go all the way to the city system. Mr. Lockwood asked when the Board would have the final report? Ms. Verrier stated that once the Board provided feedback, the Probst Group would gather their cost estimations and provide the finalized report. She will discuss having the Probst group come for an in person meeting.

Ms. Speno asked if the lights were fixed at the Industrial Park? Ms. Verrier stated the lights were fixed but there were reports that they may be out again. She added that she would do a drive-by to check on the lights and also check on the clean-up on the road that had the dumping issue.

Patterson Land Lease: Ms. Verrier noted the prospective project that may use several acres of the park is progressing but was changing scope. Ms. Verrier suggested moving forward with the land lease because it was unclear if the prospective project was moving forward by September. Mr. Lockwood asked how many acres were to be included in the lease? Ms. Verrier stated about 30 acres were farmed the previous year. Mr. Marshall moved to approve the lease; seconded by Mr. Rindfleisch. All members present voted in favor, the motion carried.

CEDA Staff Update: Ms. Verrier reviewed ongoing activities and projects that CEDA is involved with, including upcoming training seminars geared toward non-profits and the upcoming CFA applications due at the end of July. Ms. Verrier also discussed projects that may be coming before the board soon.

Ms. Speno asked how the welcome center was coming along? Ms. Verrier stated the welcome center is on track to open in October and there was an announcement that a Harriet Tubman statue would be placed there.

Ms. Verrier announced that CEDA had hired Derek Simmonds to fill the position of Business Development Specialist and would be working primarily with small businesses and entrepreneurs. She added that Mr. Simmonds starts on June 6th.

Mr. Lattimore asked if Currier Plastics was still on schedule? Ms. Verrier stated Currier was still moving forward. She added that they submitted an application to AIDA that was tabled due to the project scope changing.

Mr. Lattimore asked if there was an update on the soybean project? Ms. Verrier stated as far as they were aware the project was ready to go and moving along.

EXECUTIVE SESSION:

Mr. Rindfleisch made a motion to enter into Executive Session to discuss matters involving the proposed acquisition, sale or lease of real property; seconded by Mr. Lattimore. All members present voted in favor. The Board Entered Executive Session at 4:54pm.

Mr. Marshall moved to exit Executive Session; seconded by Mr. Rindfleisch. All members present voted in favor. The Board Exited Executive Session at 5:10pm.

Motion to authorize the purchase of 2000 Clark Street Road, Town of Aurelius, County of Cayuga and State of New York (Tax Map No. 114.00-1-53.1) and Clark Street Road, Town of Aurelius, County of Cayuga and State of New York (Tax Map No. 115.00-1-54.1) from Finger Lakes Land LLC based on the Purchase Offer and Donation-Sale Contract for the revised price of \$35,000 with the understanding that with the tax adjustments to an amount not to exceed \$50,000 conditioned upon the approval of the Executive Director and attorney for the CCIDA Riccardo Galbato to the Agreement and Drainage Easement (re: Encroachments for the Driveway and Shed, Retention Pond and Culvert and Sign) with the neighbor Fingerlakes Mall Acquisition LLC and authorizing the Executive Director or Chairman of the CCIDA to sign all necessary documents.

Mr. Rindfleisch motioned, seconded by Mr. Lattimore. A roll call vote was taken and recorded as follows:

NAME	Yes	Nay	Absent	Abstain
BEN VITALE			X	
JOHN LATANYSHYN			X	
PAUL LATTIMORE	X			
RAYMOND LOCKWOOD	X			
HERB MARSHALL	X			
ANDREW RINDFLEISCH	X			
GINA SPENO	X			

All members present voted in favor, the motion carried.

Mr. Marshall stated his concern with the most recent appraisal for the IDA-owned parcel at the corner of Eagle Drive and 5&20. Mr. Lattimore stated that because the state is scrutinizing IDA's they should make sure the IDA was getting the right amount for the parcel. Ms. Verrier suggested setting a budget to get a new appraisal and staff would get multiple quotes. Mr. Rindfleisch motioned to approve a \$2500 budget to acquire an appraisal, seconded by Mr. Lattimore. All members present voted in favor, motion carried.

Mr. Lattimore requested the August meeting be moved from the 21st to the 14th. The Board was agreeable.

Motion to adjourn made at 5:22pm by Mr. Rindfleisch, seconded by Mr. Lattimore. All present voted in favor, motion passed.

Respectfully submitted,
Samantha Frugé

Next regularly scheduled meeting: Tuesday, June 19, 2018 at 4:00pm.

PROJECT AUTHORIZING RESOLUTION
(ACMT, Inc. Project)

A regular meeting of the Cayuga County Industrial Development Agency was convened on Thursday May 17, 2018.

The following resolution was duly offered and seconded, to wit:

Resolution No. 05/2018 - __

RESOLUTION OF THE CAYUGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY (i) APPOINTING ACMT, INC. (THE "COMPANY", ALONG WITH AFFILIATES, AS DEFINED HEREIN) AS ITS AGENT TO UNDERTAKE A CERTAIN PROJECT (AS MORE FULLY DESCRIBED BELOW); (ii) AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGENT AGREEMENT, LEASE AGREEMENT, LEASEBACK AGREEMENT, AND RELATED DOCUMENTS WITH RESPECT TO THE PROJECT; (iii) AUTHORIZING THE PROVISION OF CERTAIN FINANCIAL ASSISTANCE TO THE COMPANY (AS FURTHER DEFINED HEREIN); AND (iv) ADOPTING FINDINGS WITH RESPECT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT ("SEQRA"); AND (v) AUTHORIZING THE EXECUTION OF RELATED DOCUMENTS WITH RESPECT TO THE PROJECT.

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 688 of the Laws of 1970 of the State of New York, (hereinafter collectively called the "Act"), the **CAYUGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY** (hereinafter called the "Agency") was created with the authority and power to promote, develop, encourage and assist in acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing industrial, manufacturing, warehousing, commercial, research, and recreational facilities as authorized by the Act, and in connection therewith to issue its revenue bonds, enter into straight lease transactions and provide other forms of financial assistance; and

WHEREAS, **ACMT, INC.**, for itself or on behalf of an entity or entities to be formed (herein, the "Company", which may include ACKubarek Properties LLC and CAKubarek Properties LLC), has submitted an application (the "Application") to the Agency requesting that the Agency consider undertaking a Project (the "Project") consisting of (A) the acquisition by the Agency from the Company of a leasehold interest in parcels of land located at 351 Genesee Street, Auburn, New York (TMID No. 115.81-1-3.11) and 323 Grant Avenue in the Town of Sennett, New York (TMID No. 109.02-1-46.1) and the existing improvements located thereon, including commercial buildings and related site and parking improvements (collectively, the "Existing Improvements") (B) the reconstruction and rehabilitation of the Existing Improvements for operation and commercial car wash facilities, along with various parking, utility, curbage, site, and signage improvements (collectively, the "Improvements"); (C) the acquisition and installation in and around the Existing Improvements and Improvements of

certain machinery, equipment and other items of tangible personal property (the "Equipment", and collectively with the Land, the Existing Improvements and Improvements, the "Facility"); and (D) through a straight lease transaction (within the meaning of subdivision (15) of Section 854 of the Act), pursuant to which the Agency will acquire a leasehold interest in the Facility and sublease such interest in the Facility back to the Company (the "Straight Lease Transaction"); and

WHEREAS, on April 17, 2018, the Agency adopted an initial resolution (the "Initial Project Resolution") which (i) accepted the Company's application, (ii) authorized the scheduling and conduct of public hearings in compliance with the Act, (iii) described the contemplated forms of financial assistance to be provided by the Agency (the "Financial Assistance", as described herein); and (iv) authorized the negotiation of an Agent and Financial Assistance and Project Agreement (the "Agent Agreement"), Lease Agreement (the "Lease Agreement"), Leaseback Agreement (the "Leaseback Agreement") and related documents to be entered into with respect to the Project; and

WHEREAS, in accordance with the Initial Project Resolution, the Agency published and forwarded a Notice of Public Hearings to the Affected Tax Jurisdictions, a copy of which is attached hereto within **Exhibit A**; and

WHEREAS, pursuant to Section 859-a of the Act, the Agency held a public hearing on Tuesday May 8, 2018, as follows: 3:30 p.m. Town of Sennett Town Hall Meeting Room, 6931 Cherry Street Road, Auburn, New York 13021, and 5:00 p.m. Auburn City Hall, 24 South Street, Auburn, New York 13021 March 22, 2018 at the Aurora Firehouse Meeting Room, 456 Main Street, Village of Aurora, New York 13026 with respect to the Project (collectively, the "Public Hearing") and the proposed Financial Assistance (as further defined herein) being contemplated by the Agency whereat interested parties were provided a reasonable opportunity, both orally and in writing, to present their views, and a copy of the minutes of the Public Hearings are also attached hereto within **Exhibit A**; and

WHEREAS, the Agency shall serve as lead agency to review the proposed Project pursuant to the State Environmental Quality Review Act, as codified under Article 8 of the Environmental Conservation Law and Regulations adopted pursuant thereto by the Department of Environmental Conservation of the State (collectively, "SEQRA") and has received an Environmental Assessment Form ("EAF") relating to the Project, a copy of which, is attached hereto as **Exhibit B**; and

WHEREAS, in furtherance of the foregoing, the Agency desires to authorize (i) the undertaking of the Project and the appointment of the Company as agent of the Agency to undertake same; (ii) the execution and delivery of the Agent Agreement, Lease Agreement, the Leaseback Agreement, and related documents; and (iii) the provision of the Financial Assistance to the Company, which shall include (a) an exemption from all state and local sales and use taxes with respect to the qualifying personal property included in or incorporated into the Facility or used in the construction and equipping of the Facility, and (b) mortgage recoding tax exemptions relating to the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CAYUGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:

Section 1. Based upon the representations made by the Company to the Agency in the Application, the Agency hereby finds and determines that:

(A) By virtue of the Act, the Agency has been vested with all powers necessary and convenient to carry out and effectuate the purposes and provisions of the Act and to exercise all powers granted to it under the Act; and

(B) It is desirable and in the public interest for the Agency to (i) acquire title to or other interest in the Land, the Existing Improvements, Improvements and the Equipment constituting the Facility, (ii) lease or sell the Agency's interest in the Land, Existing Improvements, Improvements and Equipment constituting the Facility to the Company pursuant to a lease agreement or sale agreement to be negotiated, and (iii) enter into a Straight Lease Transaction with the Company; and

(C) The Agency has the authority to take the actions contemplated herein under the Act; and

(D) The action to be taken by the Agency will induce the Company to undertake the Project, thereby increasing employment opportunities in the Cayuga County, New York, and otherwise furthering the purposes of the Agency as set forth in the Act; and

(E) The Project will not result in the removal of a facility or plant of the Company or any other proposed occupant of the Project from one area of the State of New York (the "State") to another area of the State or result in the abandonment of one or more plants or facilities of the Company or any other proposed occupant of the Project located within the State; and the Agency hereby finds that, based on the Company's Application, to the extent occupants are relocating from one plant or facility to another, the Project is reasonably necessary to discourage the Project occupants from removing such other facility or plant to a location outside the State and/or is reasonably necessary to preserve the competitive position of the Project occupants in their respective industries; and

(F) Based upon a review of the Application, the EAF and related materials submitted to the Agency, the Agency hereby:

(i) affirms the status of Agency as Lead Agency for review of the Project, within the meaning of, and for all purposes of complying with SEQRA;

(ii) ratifies the prior finding of the Agency that the Project constitutes a n Unlisted Action as defined by SEQRA for which the Agency has conducted an uncoordinated review; and

(iii) finds that the Project involves an "unlisted action" (as such quoted term is defined under SEQRA). The review is "uncoordinated" (as such quoted term is defined

under SEQRA). Based upon the review by the Agency of the EAF and related documents delivered by the Company to the Agency and other representations made by the Company to the Agency in connection with the Project, the Agency hereby finds that (i) the Project will result in no major impacts and, therefore, is one which may not cause significant damage to the environment; (ii) the Project will not have a “significant effect on the environment” (as such quoted term is defined under SEQRA); and (iii) no “environmental impact statement” (as such quoted term is defined under SEQRA) need be prepared for this action. This determination constitutes a “negative declaration” (as such quoted terms are defined under SEQRA) for purposes of SEQRA.

(G) Based upon the Agency’s prior review of the Application submitted by the Company, along with supporting materials, and in accordance with the findings of the Agency within the Initial Project Resolution, the Project will include facilities or property that are primarily used in making retail sales, as defined within Section 862(2) of the Act, to customers who personally visit the Facility. Notwithstanding the foregoing, and based upon the Application and supporting materials prepared and presented by the Company to the Agency, and pursuant to Section 862(2)(b) of the Act, the Project will be located in a “Highly Distressed Area”, as defined pursuant to the Act. In accordance with the foregoing, and pursuant to Section 862(2)(c) of the Act, the Agency hereby finds that the undertaking of the Project will serve the public purposes of the Act by preserving permanent, private sector jobs and/or increasing the overall number of permanent, private sector jobs in the State.

Section 2. Subject to (i) the receipt by the Agency of a Confirming Certificate from the Chairman of the Board of Legislators of the County pursuant to Section 862(2)(c) of the Act, (ii) the Company executing the Agent Agreement and Leaseback Agreement, and (iii) the delivery to the Agency of a binder, certificate or other evidence of liability insurance policy for the Project satisfactory to the Agency, the Agency hereby authorizes the Company to proceed with the acquisition, renovation, construction, reconstruction, rehabilitation and equipping of the Project and hereby appoints the Company as the true and lawful agent of the Agency: (i) to acquire, construct and equip the Project; (ii) to make, execute, acknowledge and deliver any contracts, orders, receipts, writings and instructions, as the stated agent for the Agency with the authority to delegate such agency, in whole or in part, to agents, subagents, contractors, and subcontractors of such agents and subagents and to such other parties as the Company chooses; and (iii) in general, to do all things which may be requisite or proper for completing the Project, all with the same powers and the same validity that the Agency could do if acting in its own behalf; *provided, however*, the Agent Agreement shall expire on December 31, 2018 (*unless extended for good cause by the Chief Executive Officer of the Agency*).

Section 3. Based upon the representation and warranties made by the Company the Application, the Agency hereby authorizes and approves the Company, as its agent, to make purchases of goods and services relating to the Project and that would otherwise be subject to New York State and local sales and use tax in an amount up to approximately **\$2,300,000.00**, which result in New York State and local sales and use tax exemption benefits (“sales and use tax exemption benefits”) not to exceed **\$184,000.00**. The Agency agrees to consider any requests by the Company for increase to the amount of sales and use tax exemption benefits authorized by the Agency upon being provided with appropriate documentation detailing the

additional purchases of property or services, and, to the extent required, the Agency authorizes and conducts any supplemental public hearing(s).

Section 4. Pursuant to Section 875(3) of the Act, the Agency may recover or recapture from the Company, its agents, consultants, subcontractors, or any other party authorized to make purchases for the benefit of the Project, any sales and use tax exemption benefits taken or purported to be taken by the Company, its agents, consultants, subcontractors, or any other party authorized to make purchases for the benefit of the Project, if it is determined that: (i) the Company, its agents, consultants, subcontractors, or any other party authorized to make purchases for the benefit of the Project, is not entitled to the sales and use tax exemption benefits; (ii) the sales and use tax exemption benefits are in excess of the amounts authorized to be taken by the Company, its agents, consultants, subcontractors, or any other party authorized to make purchases for the benefit of the Project; (iii) the sales and use tax exemption benefits are for property or services not authorized by the Agency as part of the Project; (iv) the Company has made a material false statement on its application for financial assistance; (v) the sales and use tax exemption benefits are taken in cases where the Company, its agents, consultants, subcontractors, or any other party authorized to make purchases for the benefit of the Project fails to comply with a material term or condition to use property or services in the manner approved by the Agency in connection with the Project; and/or (vi) the Company obtains mortgage recording tax benefits and/or real property tax abatements and fails to comply with a material term or condition to use property or services in the manner approved by the Agency in connection with the Project (collectively, items (i) through (vi) hereby defined as a "Recapture Event").

As a condition precedent of receiving sales and use tax exemption benefits and real property tax abatement benefits, the Company, its agents, consultants, subcontractors, or any other party authorized to make purchases for the benefit of the Project, must (i) if a Recapture Event determination is made by the Agency, cooperate with the Agency in its efforts to recover or recapture any sales and use tax exemption benefits, mortgage recording tax benefits and/or real property tax abatements abatement benefits, and (ii) promptly pay over any such amounts to the Agency that the Agency demands, if and as so required to be paid over as determined by the Agency.

Section 5. The Chairman, Vice Chairman and/or Chief Executive Officer of the Agency are hereby authorized, on behalf of the Agency, to execute and deliver the Agent Agreement, Lease Agreement, Leaseback Agreement, and related documents with such changes as shall be approved by the Chairman, Vice Chairman, the Chief Executive Officer and counsel to the Agency upon execution.

Section 6. The Chairman, Vice Chairman and/or Chief Executive Officer of the Agency are hereby authorized, on behalf of the Agency, to execute and deliver any mortgage, assignment of leases and rents, security agreement, UCC-1 Financing Statements and all documents reasonably contemplated by these resolutions or required by any lender identified by the Company (the "Lender") up to a maximum principal amount necessary to undertake the Project, acquire the Facility and/or finance or refinance equipment and other personal property and related transactional costs (hereinafter with the Straight Lease Documents, the "Agency

Documents”); and, where appropriate, the Secretary (or Assistant Secretary) of the Agency is hereby authorized to affix the seal of the Agency to the Agency Documents and to attest the same, all with such changes, variations, omissions and insertions as the Chairman (or Vice Chairman), Executive Director (or Deputy Executive Director) of the Agency shall approve, the execution thereof by the Chairman (or Vice Chairman), Executive Director (or Deputy Executive Director) of the Agency to constitute conclusive evidence of such approval; provided, that, in all events, recourse against the Agency is limited to the Agency's interest in the Project.

Section 7. The officers, employees and agents of the Agency are hereby authorized and directed for and in the name and on behalf of the Agency to do all acts and things required and to execute and deliver all such certificates, instruments and documents, to pay all such fees, charges and expenses and to do all such further acts and things as may be necessary or, in the opinion of the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolutions and to cause compliance by the Agency with all of the terms, covenants and provisions of the documents executed for and on behalf of the Agency.

Section 8. These Resolutions shall take effect immediately upon adoption.

The question of the adoption of the foregoing resolutions was duly put to vote on roll call, which resulted as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Paul Lattimore	[X]	[]	[]	[]
Benjamin Vitale	[]	[]	[X]	[]
John Latanyshyn	[]	[]	[X]	[]
Raymond Lockwood	[X]	[]	[]	[]
Herb Marshall	[X]	[]	[]	[]
Gina Speno	[X]	[]	[]	[]
Andrew Rindfleisch	[X]	[]	[]	[]

The resolutions were thereupon duly adopted.

STATE OF NEW YORK)
COUNTY OF CAYUGA) ss:

I, the undersigned Secretary of the Cayuga County Industrial Development Agency, DO
HEREBY CERTIFY:

That I have compared the foregoing extract of the minutes of the meeting of the Cayuga
County Industrial Development Agency (the "Agency") including the resolution contained
therein, held on May 17, 2018, with the original thereof on file in my office, and that the same is
a true and correct copy of the proceedings of the Agency and of such resolution set forth therein
and of the whole of said original insofar as the same relates to the subject matters therein referred
to.

I FURTHER CERTIFY that all members of said Agency had due notice of said meeting,
that the meeting was in all respects duly held and that, pursuant to Article 7 of the Public
Officers Law (Open Meetings Law), said meeting was open to the general public, and that public
notice of the time and place of said meeting was duly given in accordance with Article 7.

I FURTHER CERTIFY that there was a quorum of the members of the Agency present
throughout said meeting.

I FURTHER CERTIFY that as of the date hereof, the attached resolution is in full force
and effect and has not been amended, repealed or modified.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Agency this 17
day of MAY, 2018.


Secretary

[SEAL]

EXHIBIT A
PUBLIC HEARING MATERIALS

EXHIBIT B
SEQRA MATERIALS