



**MONTGOMERY
COUNTY_{NY}**
BUSINESS DEVELOPMENT CENTER
Made of Something Stronger

Meeting Notice

TO: Agency and Corporation Members
FROM: Kenneth F. Rose, Chief Executive Officer
DATE: January 5, 2024
RE: MCIDA Organizational and Regular Meeting

The organizational and regular meetings of the Montgomery County Industrial Development Agency is scheduled for Thursday, January 11, 2024 at 3:30 p.m. at the Montgomery County Business Development Center, 113 Park Drive, Fultonville, NY. A **Governance Committee** Meeting will be held at 3:15 p.m. prior to the Organizational Meeting.

Please call Vincenzo at 853-8334 between 8:30 a.m. and 4:00 p.m. if you have any question

cc: A. Joseph Scott, III, Esq. The Recorder
Montgomery Co. Legislature

Montgomery County Industrial Development Agency
Meeting
January 11, 2024

AGENDA

- I. Call to Order
- II. Minutes-December 14, 2023
 - A. Regular Board Meeting
- III. Communications
- IV. Public Comments
- V. Chair's Report
- VI. Director's Report
 - A. Year End Project Monitoring Update
- VII. Financial Report
 - A. Revolving Loan Fund
- VIII. Marketing Report
- IX. Unfinished Business
- X. New Business
 - A. Annual Board of Directors Evaluation
 - B. Financial and Gift Disclosure Forms
 - C. County Administrative Services-Action Item
- XI. Adjournment

**Montgomery County Industrial Development Agency Meeting
December 14, 2023
Meeting Minutes**

MEMBERS PRESENT:

Matthew Beck, Co-Chair
Carol Shineman, Co-Chair
Mark Kowalczyk, Member
Cheryl Reese, Treasurer
Brent Phetteplace, Member

STAFF MEMBERS PRESENT:

Kenneth F. Rose, Chief Executive Officer
Sheila Snell, Chief Financial Officer
Vincenzo Nicosia, Director of Program Dev.
Andrew Santillo, Staff Assistant
Stephanie Battisti, Economic Dev. Specialist
Christopher Canada, Agency Counsel

MEMBERS ABSENT:

Amanda Auricchio, Esq., Member
Laurie Weingart, Secretary

OTHERS PRESENT:

Edward Watt

I. Call to Order

The meeting was called to order by Chairman Beck at 3:06 p.m.

II. Minutes

A motion was made by Cheryl Reese, seconded by Carol Shineman, to approve the meeting minutes from the Governance Committee of September 21, 2023.

A motion was made by Brent Phetteplace, seconded by Matthew Beck, to approve the meeting minutes from the IDA regular meeting of September 21, 2023.

III. Communications

There was no communications.

IV. Public Comments

There was no public comment.

V. Chair's Report

There was no Chair's Report.

VI. Director's Report

There was no Director's Report.

VII. Financial Report

A. Financial Report

Ms. Sheila Snell stated that the financial reports are included in the Agency Board member's packets for November. There wasn't anything out of the ordinary, all PILOT payments have been made and are up to date.

A motion was made by Carol Shineman, seconded by Mark Kowalczyk, to accept the transactions from September through November, which includes items dating back to the board's most recent meeting. All members present were in favor.

B. Revolving Loan Fund Report

Ms. Snell said that the Revolving Loan Fund is included in the Agency Board members' packets.

VIII. Marketing Report

Mr. Vincenzo Nicosia stated that last week the application for the Microenterprise grants. To be eligible, an applicant needs to have five or fewer employees and either has to be low-to-moderate income or create a new job. The applications is due Monday, Jan. 15.

Mr. Nicosia showed the board the new websites that have been developed for the Montgomery County Business Development Center (www.montgomerycountyworks.com) and for Montgomery County Tourism (www.visitmontgomerycountyny.com).

Elves Day Out was held in Canajoharie earlier in the month. Visitor statistics showed an increase in people travelling into the county for the day. All of the businesses saw an increase in business and very happy with the day.

Mr. Ken Rose said that this is the final meeting for Ms. Carol Shineman and working proactively, staff and the County Legislature worked to identify a replacement to the board. In November, Edward Watt was appointed by the County Legislature and his term takes effect on Jan. 1, 2024. Mr. Watt is a teacher in the Canajoharie Central School District. He is also a village trustee and the clerk of the Village of Nelliston and has been instrumental in a few recent projects in that area of the county.

IX. Unfinished Business

There was no unfinished business.

X. New Business

A. MRB Group Cost Benefit Analysis Software

Mr. Ken Rose said this software is used when IDA Applications are received to do a cost/benefit analysis for projects.

A motion was made by Cheryl Reese, seconded by Mark Kowalczyk, to renew this software for the annual cost. All members present voted in favor.

B. Marketing Software Placer Labs, Inc.

Mr. Ken Rose stated that this software is being used currently by staff for agency and departmental economic development and tourism needs. The cost has been negotiated down for the 2024 year.

The following resolution was offered by Matthew Beck, seconded by Mark Kowalczyk, to wit:

RESOLUTION AUTHORIZING THE ENTERING OF THE MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY INTO AN AGREEMENT FOR PROFESSIONAL SERVICES-MARKETING SOFTWARE

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

Matthew Beck	VOTING	YES
Carol Shineman	VOTING	YES
Mark Kowalczyk	VOTING	YES
Amanda J. Auricchio, Esq.	VOTING	ABSENT
Laurie Weingart	VOTING	ABSENT
Cheryl Reese	VOTING	YES
Brent Phetteplace	VOTING	YES

The foregoing Resolution No. 23-20 was thereupon declared duly adopted

C. Peters Property

Daim Logistics has continued expanding at its existing location in the Glen Canal View Business Park. The business is outgrowing some of its current needs and are in the process of building another 50,000 square foot facility, adjacent to their current one. An appraisal has been done and counsel advises that since the appraisal came back under \$100,000, a letter to the required state entities is not needed. The money received on this land sale will pass through to the county, with regards to the agreement in place for the debt service of the business park.

The following resolution was offered by Cheryl Reese, seconded by Brent Phetteplace, to wit:

RESOLUTION AUTHORIZING SALE OF PROPERTY LOCATED IN GLEN CANAL VIEW BUSINESS PARK TO PETERS PROPERTIES HOLDINGS, LLC

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

Matthew Beck	VOTING	YES
Carol Shineman	VOTING	YES
Mark Kowalczyk	VOTING	YES
Amanda J. Auricchio, Esq.	VOTING	ABSENT
Laurie Weingart	VOTING	ABSENT

Cheryl Reese	VOTING	YES
Brent Phetteplace	VOTING	YES

The foregoing Resolution No. 23-21 was thereupon declared duly adopted

D. Glen Canal View Business Park Study

Mr. Ken Rose states that there has been discussion to look at the wells in the Glen Canal View Business Park, due to some recent events that drew heavily on the available water supply. This study would evaluate the potential for potable water or water just used for fire suppression purposes, in case it was necessary for businesses in the park and water district.

The following resolution was offered by Mark Kowalczyk, seconded by Carol Shineman, to wit:

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT PRIME AE GROUP OF NY-ENGINEERING AND PERMITTING WORK GLEN CANAL VIEW BUSINESS PARK

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

Matthew Beck	VOTING	YES
Carol Shineman	VOTING	YES
Mark Kowalczyk	VOTING	YES
Amanda J. Auricchio, Esq.	VOTING	ABSENT
Laurie Weingart	VOTING	ABSENT
Cheryl Reese	VOTING	YES
Brent Phetteplace	VOTING	YES

The foregoing Resolution No. 23-22 was thereupon declared duly adopted

E. NYSDOT Dollar General Project

Mr. Ken Rose states that there is a piece of the property, which has been included in the proposed Dollar General project in the Florida Business Park Extension. When Route 5S became a state highway, there is a sliver of property that is owned by Montgomery County and the New York State Department of Transportation has jurisdiction over it. Staff has been working with DOT and the county for the past few months because this piece of property must be included in the proposed project or it would not work for the project to happen. The county will transfer that property to the Industrial Development Agency, which can only take place after DOT relinquishes jurisdiction over that. DOT is working with Dollar General to have access to their mitigation and runoff areas.

Mr. Ken Rose said administratively it's been a long process, but appreciates DOT for working with us and thanks them for their efforts because this would have been a deal breaker.

Chairman Beck praises staff for the extra work that has been put in to make this happen and working with DOT to get things done efficiently.

The following resolution was offered by Matthew Beck, seconded by Cheryl Reese, to wit:

RESOLUTION AUTHORIZING EASEMENT TO NYSDOT-FLORIDA PARK
EXTENSION

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

Matthew Beck	VOTING	YES
Carol Shineman	VOTING	YES
Mark Kowalczyk	VOTING	YES
Amanda J. Auricchio, Esq.	VOTING	ABSENT
Laurie Weingart	VOTING	ABSENT
Cheryl Reese	VOTING	YES
Brent Phetteplace	VOTING	YES

The foregoing Resolution No. 23-23 was thereupon declared duly adopted

A motion was made by Mark Kowalczyk, seconded by Carol Shineman, to enter into executive session to discuss company financials at 3:46 p.m. All members present were in favor.

A motion was made by Cheryl Reese, seconded by Mark Kowalczyk, to adjourn executive session at 3:57 p.m. All members present were in favor. No action was taken in Executive Session.

Before adjournment, Chairman Beck mentions that it is the last meeting for Agency Board member Carol Shineman who has been with the board since 2007. Chairman Beck states that when he joined the board, Carol was someone who helped him understand roles and responsibilities of Agency members. She has been a huge asset for this board and Chairman Beck says, on behalf of the entire board, that she will be missed as a fellow board member and thanks her for the 16 years of volunteer service to the Agency and the county. Mr. Mark Kowalczyk says he has learned a great deal from Carol and thanks her for everything.

Ms. Shineman says it has been a pleasure working with everyone, but it is time to move on. Mr. Ken Rose adds that he appreciates her service to the board and for being part of every big project that has taken place in the county over the part nearly 20 years. Mr. Rose says, on behalf of the department staff, thank you to Carol for her many years of service to Montgomery County. Ms. Carol Shineman was presented with a plaque for her service to the Agency board.

IX. Adjournment

A motion was made by Carol Shineman, seconded by Cheryl Reese, to adjourn the meeting at 4:02 p.m. All members present were in favor.

Respectfully submitted,

Andrew Santillo
Economic Development Staff Assistant
Attachments: Resolution No. 23-20, 23-21, 23-22, 23-23

**RESOLUTION AUTHORIZING THE ENTERING OF THE MONTGOMERY COUNTY
INDUSTRIAL DEVELOPMENT AGENCY INTO AN AGREEMENT FOR
PROFESSIONAL SERVICES-MARKETING SOFTWARE**

A regular meeting of Montgomery County Industrial Development Agency (the "Agency") was convened in public session at the offices of the Agency located at 113 Park Drive, Fultonville, New York on December 14, 2023 at 3:06 P.M.

The meeting was called to order by the Chair and, upon roll being called, the following members of the Agency were:

PRESENT:

Matthew Beck	Chair
Carol Shineman	Vice Chair
Cheryl Reese.	Treasurer
Mark Kowalczyk	Member
Brent Phetteplace	Member

ABSENT:

Laurie Weingart	Secretary
Amanda J. Auricchio, Esq.	Member

AGENCY STAFF PRESENT INCLUDED THE FOLLOWING:

Kenneth Rose	Chief Executive Officer
Sheila Snell	Chief Financial Officer
Vincenzo Nicosia	Director of Program Development
Stephanie Battisti	Economic Dev. Specialist
Andrew Santillo	Staff Assistant
Christopher Canada, Esq.	Agency Counsel

The following resolution was offered by Matthew Beck, seconded by Mark Kowalczyk to wit:

Resolution No. 23-20

RESOLUTION AUTHORIZING THE ENTERING OF THE MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY INTO AN AGREEMENT FOR PROFESSIONAL SERVICES-MARKETING SOFTWARE

WHEREAS, Montgomery County Industrial Development Agency (the "Agency") is authorized and empowered by the provisions of Chapter 1030 of the 1969 Laws of New York, constituting Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the "Enabling Act") and Chapter 666 of the 1970 Laws of New York, as amended, constituting Section 895-d of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the "Act") to promote, develop, encourage, and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of industrial, warehousing, commercial, research and manufacturing facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration, and

WHEREAS, Montgomery County administers the Economic Development Program for the purpose of creating and retaining jobs, and

WHEREAS, the Agency undertook a Strategic Marketing and Business Attraction Blueprint initiative, and

WHEREAS, as part of this on-going initiative workforce development was identified as playing a major role in business attraction and retention and understanding the dynamics of employee and visitor demographics more precisely is one of the important factors in promoting attraction and retention, and

WHEREAS, Placer Labs, Inc. provides comprehensive data and analytics to measure the above mentioned information, and

WHEREAS, the Agency per Resolution #22-18 hired Placer Labs, Inc. on an annual contract basis to provide aforementioned services, and

WHEREAS, the Agency has adopted a Procurement Policy to guide the Agency in contracting for goods and services, and

WHEREAS, the Section 504 of the Procurement Policy permits the Agency, in its sole discretion, to exempt entering into of a contract from the Procurement Policy based on the circumstances of the contact and the needs of the Agency and specifically cites programming services for customized programs,

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

Section 1. 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 enter into a contract for Professional Services, and

(B) Entering into the contract for professional services will promote and maintain the job opportunities, general prosperity and economic welfare of the citizens of Montgomery County, New York and the State of New York and improve their standard of living.

Section 2. In consequence of the foregoing, the Agency hereby determines to enter into a contract with Placer Labs, Inc. (contractor) for the purposes of access to the contractor's proprietary analytics platform to enhance the Agency's business marketing and retention efforts in the amount of \$12,500 for one year. Entering into contract with Contractor is in accordance with Section 504 of the Procurement Policy as contract is for programming services for customized programming.

Section 3. 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 or provided for by the provisions of this Resolution, and to execute and deliver all such additional 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 this Resolution and to cause compliance by the Agency with all of the terms, covenants and provisions of this Resolution.

Section 4. Any action heretofore taken by the Agency, its officers or its staff in carrying out the matters contemplated by this Resolution is hereby ratified, confirmed and approved, and

Section 5. This Resolution shall take effect immediately.

Matthew Beck	VOTING	YES
Carol Shineman	VOTING	YES
Laurie Weingart	VOTING	ABSENT
Cheryl Reese	VOTING	YES
Mark Kowalczyk	VOTING	YES

Amanda J. Auricchio, Esq.
Brent Phetteplace

VOTING
VOTING

ABSENT
YES

The foregoing Resolution No. 23-20 was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF MONTGOMERY)

I, the undersigned (Assistant) Secretary of Montgomery County Industrial Development Agency (the "Agency"), do hereby certify that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency held on December 14, 2023 with the original thereof on file in my office, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that (A) all members of the Agency had due notice of said meeting; (B) said meeting was in all respect duly held; (C) pursuant to Article 7 of the Public Officers Law (the "Open Meetings Law"), said meeting was open to the general public, and due notice of the time and place of said meeting was given in accordance with such Open Meetings Law; and (D) there was a quorum of the members of the Agency present through-out 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 rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this ____ day of _____2024.

(Assistant) Secretary

(S E A L)

**RESOLUTION AUTHORIZING SALE OF PROPERTY
LOCATED IN GLEN CANAL VIEW BUSINESS PARK
TO PETERS PROPERTIES HOLDINGS, LLC**

A regular meeting of Montgomery County Industrial Development Agency (the “Agency”) was convened in public session at the offices of the Agency located at the 113 Park Drive, Fultonville, New York on December 14, 2023 at 3:06 o’clock p.m., local time.

The meeting was called to order by the Chair and, upon roll being called, the following members of the Agency were:

PRESENT:

Matthew Beck	Chair
Carol Shineman	Vice Chair
Cheryl Reese	Treasurer
Mark Kowalczyk	Member
Brent Phetteplace	Member

ABSENT:

Laurie Weingart	Secretary
Amanda Auricchio, Esq.	Member

AGENCY STAFF PRESENT INCLUDED THE FOLLOWING:

Kenneth F. Rose	Chief Executive Officer
Sheila Snell	Chief Financial Officer
Vincenzo Nicosia	Director of Program Development
Stephanie Battisti	Economic Dev. Specialist
Andrew Santillo	Staff Assistant
Christopher C. Canada, Esq.	Agency Counsel

The following resolution was offered by Cheryl Reese, seconded by Brent Phetteplace, to wit:

Resolution No. 23-21

**RESOLUTION AUTHORIZING THE SALE OF LAND LOCATED IN THE TOWN
OF GLEN, MONTGOMERY COUNTY, NEW YORK AND THE EXECUTION BY
MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY OF
CERTAIN DOCUMENTS IN CONNECTION WITH SUCH SALE.**

WHEREAS, Montgomery County Industrial Development Agency (the “Agency”) is authorized and empowered by the provisions of Chapter 1030 of 1969 Laws of New York, constituting Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the “Enabling Act”) and Chapter 666 of the 1970 Laws of New York, as amended, constituting Section 895-d of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the “Act”) to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of industrial,

manufacturing, warehousing, commercial, research, and recreation facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, to accomplish its stated purposes, the Agency is authorized and empowered under the Act to acquire, reconstruct, renovate and install one or more “projects” (as defined in the Act) or to cause said projects to be acquired, reconstructed, renovated and installed, and to convey said projects or to lease said projects with the obligation to purchase; and

WHEREAS, the Agency is currently the fee title owner to approximately fourteen (14) acres of certain real property with an SBL number of 52-4-3.3 located within the Glen Canal Business Park on Park Drive in the Town of Glen, Montgomery County, New York (the “Land”) as more particularly described on Exhibit A attached hereto; and

WHEREAS, the Agency has been approached by DAIM Logistics, Inc. (the “Company”) with regard to the purchase of the Land by Peters Properties Holdings, LLC (“Peters Property”), a New York limited liability company, as holding company of the Company, in connection with the expansion of the Company’s current operations (the “Future Development”); and

WHEREAS, in connection with the Future Development, the Agency desires to sell the Land (the “Disposition”) to Peters Property; and

WHEREAS, to fulfill the requirements imposed by the New York State Public Authorities Law, as amended (the “PAL”), and the Agency’s Property Disposition Policy and Property Acquisition Policy, an appraisal of the Land was obtained by the Agency, and the appraised value of the Land as specified in such appraisal was \$70,000 (copies of such appraisal are on file with the Agency); and

WHEREAS, the Agency has arranged for a purchase contract to be provided to Peters Property (the “Purchase Contract”), which Purchase Contract shall provide for the conveyance of the Land from the Agency to Peters Property at a price of \$70,000; and

WHEREAS, the Land will be conveyed by the Agency through the execution and delivery of a deed (the “Deed” and together with the Purchase Contract, the “Conveyance Documents”);

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations (the “Regulations”) adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively with the SEQR Act, “SEQRA”), it appears that the Disposition constitutes a “Type II action” (as said quoted term is defined in the Regulations), and therefore it appears that no further determination or procedure under SEQRA is required with respect to the Disposition; and

WHEREAS, the Agency wished to authorize the Disposition and the actions contemplated by the Conveyance Documents; and

WHEREAS, if the Agency determines to proceed with the Disposition, the Agency must also comply with Article 9, Section 2897 of the PAL;

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

Section 1. The Agency hereby determines that the Disposition constitutes a “Type II action” (as said quoted term is defined in the Regulations), and therefore that no further determination or procedure under SEQRA is required with respect to the Disposition.

Section 2. 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;

(B) The Disposition is governed by various sub-sections of Section 2897 of the PAL;

(C) Section 2897(3) of the PAL requires that property owned by the Agency be appraised prior to sale and sold for an amount not less than fair market value;

(D) In compliance with Section 2897(3) of the PAL and the Agency’s Property Disposition Policy and Property Acquisition Policy, the Agency has obtained an appraisal of the Land;

(E) Since the Disposition is within both the purpose and mission of the Agency, the Land may be sold through negotiation pursuant to Section 2897(6)(c)(vi) of the PAL; and

(F) Since the appraised value of the Land is less than \$100,000, an explanatory statement with respect to the Disposition is not required to be prepared pursuant to Section 2897(6)(d)(i)(B) of the PAL.

Section 3. In consequence of the foregoing, and subject to the approval of the form of the Conveyance Documents by Agency counsel, the Agency hereby determines to: (A) convey the Land to Peters Property according to the terms of the Conveyance Documents and (B) execute the Conveyance Documents.

Section 4. The Agency is hereby authorized to convey the Land to Peters Property pursuant to the Conveyance Documents and to do all things necessary and appropriate for the accomplishment thereof, and all acts heretofore taken by the Agency with respect to such acquisition are hereby approved, ratified and confirmed.

Section 5. The Chairman, Vice Chairman and the Chief Executive Officer of the Agency are hereby authorized, on behalf of the Agency, to execute and deliver the Conveyance Documents and the other documents related thereto, and, where appropriate, the Secretary of the Agency is hereby authorized to affix the seal of the Agency thereto and to attest the same, all in substantially the forms thereof presented to this meeting, with such changes, variations, omissions and insertions as the Chairman, Vice Chairman or the Chief Executive Officer shall approve, the execution thereof by the Chairman, Vice Chairman or the Chief Executive Officer to constitute conclusive evidence of such approval.

Section 6. 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 or provided for by the provisions of the Conveyance Documents, and to execute and deliver all such additional 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 this resolution and to cause compliance by the Agency with all of the terms, covenants and provisions of the Conveyance Documents binding upon the Agency.

Section 7. This resolution shall take effect immediately.

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

Matthew Beck	VOTING	<u>YES</u>
Carol Shineman	VOTING	<u>YES</u>
Laurie Weingart	VOTING	<u>ABSENT</u>
Cheryl Rees	VOTING	<u>YES</u>
Amanda Auricchio, Esq.	VOTING	<u>ABSENT</u>
Mark Kowalczyk	VOTING	<u>YES</u>
Brent Phetteplace	VOTING	<u>YES</u>

The foregoing resolution was thereupon declared duly adopted.

[Remainder of page left blank intentionally]

STATE OF NEW YORK)
) SS.:
COUNTY OF MONTGOMERY)

I, the undersigned Secretary of Montgomery County Industrial Development Agency (the “Agency”), do hereby certify that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency held on December 14, 2023 with the original thereof on file in my office, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this ____ day of _____, 2024.

Secretary

(SEAL)

EXHIBIT A

All that parcel of land, situate in the Town of Glen, County of Montgomery, State of New York, being more particularly described as follows:

Beginning at a point located in the southerly boundary of lands now or formerly of the Town of Glen, said point being 1015.59 feet westerly from the division line of lands now or formerly of Morat Industries, LLC on the east, and lands now or formerly of Montgomery County Industrial Development Agency on the west as they intersect the southerly boundary of lands now or formerly of the Town of Glen and proceeding in a clockwise direction through lands now or formerly of Montgomery County Industrial Development Agency, the following (3) three courses and distances:

- 1.) Along a curve to the right having a radius of 25.00 feet, an arc distance of 39.27 feet to a point, said curve containing a chord of South 39°-54'-40" East, 35.36 feet;
- 2.) Along a curve to the right having a radius of 1475.00 feet, an arc distance of 416.43 feet to a point, said curve containing a chord of South 13°-10'-32" West, 415.05 feet;
- 3.) North 75°-56'-17" West, a distance of 838.42 feet to a point in the easterly line of lands now or formerly Harold Bellinger; thence along the easterly bounds of lands now or formerly of Harold Bellinger, the following (3) three courses and distances:

- 1.) North 28°-00'-29" East, a distance of 285.06 feet to a point;
- 2.) North 27°-10'-10" East, a distance of 607.44 feet to a point;
- 3.) North 25°-16'-00" East, a distance of 68.67 feet to a point;

thence through the lands now or formerly of Montgomery County Industrial Development Agency the following (2) two courses and distances:

- 1.) South 73°-22'-00" East, a distance of 497.93 feet to a point;
- 2.) South 05°05'20" West, a distance of 393.10 feet to a point located in the northerly line of lands now or formerly of the Town of Glen, thence along the northerly line of lands now or formerly of the Town of Glen the following (5) five courses and distances:

- 1.) North 84°-54'-40" West, a distance of 89.04 feet to a point;
- 2.) Along a curve to the right having a radius of 25.00 feet, an arc distance of 24.71 feet to a point, said curve containing a chord of North 66°-46'-20" West, 23.72 feet;
- 3.) Along a curve to the left having a radius of 75.00 feet, an arc distance of 383.91 feet to a point, said curve containing a chord of South 05°-05'-20" West, 82.50 feet;
- 4.) Along a curve to the right having a radius of 25.00 feet, an arc distance of 24.71 feet to a point, said curve containing a chord of North 66°46'20" East, 23.72 feet;

5.) South 84°-54'-40" East, a distance of 89.04 feet to the **POINT OF BEGINNING**, being 14.03 acres more or less.

Subject to any easements, restrictions, and/or covenants of record.

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT PRIME AE GROUP OF NY-ENGINEERING AND PERMITTING WORK GLEN CANAL VIEW BUSINESS PARK

A regular meeting of Montgomery County Industrial Development Agency (the "Agency") was convened in public session at the offices of the Agency located at 113 Park Drive, Fonda, New York on December 14, 2023 at 3:06 o'clock p.m., local time.

The meeting was called to order by the (Vice) Chair and, upon roll being called, the following members of the Agency were:

PRESENT:

Matthew Beck	Chair
Carol Shineman	Vice Chair
Cheryl Reese	Treasurer
Mark Kowalczyk	Member
Brent Phetteplace	Member

ABSENT:

Laurie Weingart	Secretary
Amanda Auricchio, Esq.	Member

AGENCY STAFF PRESENT INCLUDED THE FOLLOWING:

Kenneth Rose	Chief Executive Officer
Sheila Snell	Chief Financial Officer
Vincenzo Nicosia	Director of Program Development
Stephanie Battisti	Economic Dev. Specialist
Andrew Santillo	Staff Assistant
Christopher Canada, Esq.	Agency Counsel

OTHERS PRESENT:

The following resolution was offered by Mark Kowalczyk, seconded by Carol Shineman to wit:

Resolution No. 23-22

RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT PRIME AE GROUP OF NY-ENGINEERING WORK GLEN CANAL VIEW BUSINESS PARK

WHEREAS, the Agency is authorized and empowered by the provisions of Chapter 1030 of the 1969 Laws of New York, constituting Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the "Enabling Act") and Chapter 666 of the 1970 Laws of New York, as amended, constituting Section 895-d of said

General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the "Act") to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of industrial, warehousing, commercial, research and manufacturing facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, the Montgomery County Industrial Development Agency has developed the Glen Canal View Business Park in the Town of Glen, and

WHEREAS, to further on-going development within this Park, the Montgomery Industrial Development Agency per Resolution #06-20 entered into a contract with McDonald Engineering, P.C. (now PRIME AE Group of NY) to provide continued engineering services as needed, and

WHEREAS, Resolutions #08-13, 12-19, 20-13, 21-14 and 22-23 provided amendments for on-going development of the park which required further engineering services; and

WHEREAS, PRIME AE Group of NY has submitted an estimated cost for conducting on going engineering studies and concept designs in relation to various wells located at the park for the potential of being utilized as a public water source or for fire suppression services; and

RESOLVED, the Agency hereby approves an extra work authorization to the contract with PRIME AE Group of NY (formerly McDonald Engineering, P.C.) for an additional amount not to exceed \$52,200, and

FURTHER RESOLVED, 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 or provided to carry out the terms of this Resolution, and to execute and deliver any additional 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 Resolution and to cause compliance by the Agency with all of the terms, covenants and provisions of this Resolutions, and

FURTHER RESOLVED, In consequence of the foregoing, the Agency hereby determines to amend the on-going contract with Prime AE Group of Albany, for the purposes of providing on-going engineering services for the Glen Canal View Business Park and to exempt the selection of the contractor from the Agency's Procurement Policy for the following reasons: (1) The contractor is familiar with the Agency along with their mission and operations and all of the infrastructure associated with the Glen Park as well as the Village of Fultonville and Town of Glen (2) The contractor has contracted with the Agency in the past, as well as an on-going contract and produced timely and professional services for the Agency.

FURTHER RESOLVED, Any action heretofore taken by the Agency, its officers or its staff in carrying out the matters contemplated by this Resolution is hereby ratified, confirmed and approved.

FURTHER RESOLVED, this Resolution shall take effect immediately.

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

Matthew Beck	VOTING	YES
Carol Shineman	VOTING	YES
Laurie Weingart	VOTING	ABSENT
Cheryl Reese	VOTING	YES
Amanda J.Auricchio, Esq.	VOTING	ABSENT
Mark Kowalczyk.	VOTING	YES
Brent Phetteplace	VOTING	YES

The foregoing Resolution No. 23-22 was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF MONTGOMERY)

I, the undersigned (Assistant) Secretary of Montgomery County Industrial Development Agency (the "Agency"), DO HEREBY CERTIFY that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the resolution contained therein, held on December 14, 2023, with the original thereof on file in my office, and that the same is a true and correct copy of such proceedings of the Agency and of such resolution set forth therein and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this _____ day of _____ 2024.

(Assistant) Secretary

(SEAL)

RESOLUTION AUTHORIZING EASEMENT TO NYSDOT-FLORIDA PARK EXTENSION

A regular meeting of Montgomery County Industrial Development Agency (the "Agency") was convened in public session at the offices of the Agency located at 113 Park Drive, Fonda, New York on December 14, 2023 at 3:06 o'clock p.m., local time.

The meeting was called to order by the (Vice) Chair and, upon roll being called, the following members of the Agency were:

PRESENT:

Matthew Beck	Chair
Carol Shineman	Vice Chair
Cheryl Reese	Treasurer
Mark Kowalczyk	Member
Brent Phetteplace	Member

ABSENT:

Laurie Weingart	Secretary
Amanda Auricchio, Esq.	Member

AGENCY STAFF PRESENT INCLUDED THE FOLLOWING:

Kenneth Rose	Chief Executive Officer
Sheila Snell	Chief Financial Officer
Vincenzo Nicosia	Director of Program Development
Stephanie Battisti	Economic Dev. Specialist
Andrew Santillo	Staff Assistant
Christopher Canada, Esq.	Agency Counsel

OTHERS PRESENT:

The following resolution was offered by Matthew Beck, seconded by Cheryl Reese to wit:

Resolution No. 23-23

RESOLUTION AUTHORIZING EASEMENT TO NYSDOT-FLORIDA PARK EXTENSION

WHEREAS, the Agency is authorized and empowered by the provisions of Chapter 1030 of the 1969 Laws of New York, constituting Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the "Enabling Act") and Chapter 666 of the 1970 Laws of New York, as amended, constituting Section 895-d of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the "Act") to promote, develop, encourage and assist in the acquiring,

constructing, reconstructing, improving, maintaining, equipping and furnishing of industrial, warehousing, commercial, research and manufacturing facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, the Montgomery County Industrial Development Agency has developed the Florida Business Park Extension in the Town of Florida, and

WHEREAS, the MONTGOMERY COUNTY INDUSTRIAL DEVELOPMENT AGENCY (the "MCIDA") has been in discussions with the NEW YORK STATE DEPARTMENT OF TRANSPORTATION ("The State") in regards to the donation of a permanent easement over property owned by the MCIDA in the Town of Florida, Montgomery County, New York; located along or in the vicinity of State Route 5S on Tax Parcel No. 54.-2-2.31 (the Parcel), to The State, and

WHEREAS, the MCIDA wishes to adopt a resolution authorizing the MCIDA Chairperson and/or the CEO upon review and approval by the MCIDA Board, to sign any necessary documents donating the permanent easement over the Parcel to The State, and

WHEREAS, once the permanent easement over said parcel is donated to The State, The State will release maintenance jurisdiction over another parcel owned in fee by Montgomery County, and Montgomery County will convey said parcel to the MCIDA at a cost of \$1.00 in order to facilitate further development of the Florida Park Extension.

RESOLVED, the MCIDA hereby authorizes the Chairperson and/or CEO to sign and accept the MCIDA donating a permanent easement over the Parcel, located along or in the vicinity of State Route 5S in the Town of Florida, New York to The State, and

FURTHER RESOLVED, the MCIDA hereby authorizes the MCIDA Chairperson and/or CEO to sign, upon review and approval of the MCIDA Board, any documents associated with the transfer of property from Montgomery County to the MCIDA.

FURTHER RESOLVED, 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 or provided to carry out the terms of this Resolution, and to execute and deliver any additional 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 Resolution and to cause compliance by the Agency with all of the terms, covenants and provisions of this Resolutions, and

FURTHER RESOLVED, Any action heretofore taken by the Agency, its officers or its staff in carrying out the matters contemplated by this Resolution is hereby ratified, confirmed and approved.

FURTHER RESOLVED, this Resolution shall take effect immediately.

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

Matthew Beck	VOTING	YES
Carol Shineman	VOTING	YES
Laurie Weingart	VOTING	ABSENT
Cheryl Reese	VOTING	YES
Amanda J.Auricchio, Esq.	VOTING	ABSENT
Mark Kowalczyk.	VOTING	YES
Brent Phetteplace	VOTING	YES

The foregoing Resolution No. 23-23 was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF MONTGOMERY)

I, the undersigned (Assistant) Secretary of Montgomery County Industrial Development Agency (the "Agency"), DO HEREBY CERTIFY that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the resolution contained therein, held on December 14, 2023, with the original thereof on file in my office, and that the same is a true and correct copy of such proceedings of the Agency and of such resolution set forth therein and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this _____ day of _____ 2024.

(Assistant) Secretary

(SEAL)

Authorities Budget Office Policy Guidance



No. 10-05

Date Issued: October 26, 2010

Supersedes: New

Subject: Annual Board of Directors Evaluation

Statutory Citation: Public Authorities Law sections 2800(1)(a)(15) and 2800(2)(a)(15) and Section 2824(7)

Provision: The 2009 Public Authorities Reform Act requires that the board of every state and local public authority conduct an annual evaluation of its performance. Board member comments are protected from disclosure under Article 6 of Public Officers Law, but the results of the assessment are to be provided to the ABO.

Authorities Budget Office Policy Guidance: Board members must be committed to the highest standards of corporate governance. The board must hold itself accountable to the mission of the authority and the public interest. This annual assessment is a reminder to each board member of their duties, why those responsibilities are important, and whether they are performing those duties appropriately. The evaluation provides an opportunity for board members to measure their individual and collective effectiveness, determine if they are following their own policies and procedures, identify areas for board improvement, and to compare how their evaluation of the board's performance compares to that of other board members. This annual evaluation can be a learning tool to educate board members and build a well functioning board.

The Authorities Budget Office recommends that each board member annually perform their own evaluation of the whole board. The evaluation should be conducted confidentially with the results compiled by the governance committee. Furthermore, the ABO consulted with the Committee on Open Government, which advised that a board discussion of its performance "would constitute a matter made confidential, by state law that, therefore, could be conducted in private."

To the extent that the results of this evaluation demonstrate the need for the board to improve its performance, amend its practices or procedures, or clarify its expectations of board members, the board is expected to implement suitable corrective actions immediately.

The Authorities Budget Office has developed the following model board evaluation tool that can be adopted by public authorities to meet the needs of their boards of directors. This document should be completed by each board member.

Confidential Evaluation of Board Performance

Criteria	Agree	Somewhat Agree	Somewhat Disagree	Disagree
Board members have a shared understanding of the mission and purpose of the Authority.				
The policies, practices and decisions of the Board are always consistent with this mission.				
Board members comprehend their role and fiduciary responsibilities and hold themselves and each other to these principles.				
The Board has adopted policies, by-laws, and practices for the effective governance, management and operations of the Authority and reviews these annually.				
The Board sets clear and measurable performance goals for the Authority that contribute to accomplishing its mission.				
The decisions made by Board members are arrived at through independent judgment and deliberation, free of political influence, pressure or self-interest.				
Individual Board members communicate effectively with executive staff so as to be well informed on the status of all important issues.				
Board members are knowledgeable about the Authority's programs, financial statements, reporting requirements, and other transactions.				
The Board meets to review and approve all documents and reports prior to public release and is confident that the information being presented is accurate and complete.				
The Board knows the statutory obligations of the Authority and if the Authority is in compliance with state law.				
Board and committee meetings facilitate open, deliberate and thorough discussion, and the active participation of members.				
Board members have sufficient opportunity to research, discuss, question and prepare before decisions are made and votes taken.				
Individual Board members feel empowered to delay votes, defer agenda items, or table actions if they feel additional information or discussion is required.				
The Board exercises appropriate oversight of the CEO and other executive staff, including setting performance expectations and reviewing performance annually.				
The Board has identified the areas of most risk to the Authority and works with management to implement risk mitigation strategies before problems occur.				
Board members demonstrate leadership and vision and work respectfully with each other.				

Date Completed: _____

The member responses to the Board Evaluation questionnaire should be aggregated and the results submitted to the ABO via email (Subject: CONFIDENTIAL Results of Board of Directors Evaluation) within 90 days of the close of the authority's fiscal year. The board evaluation is required annually beginning with fiscal years ending on or after September 30, 2010.

A model summary reporting form has been provided, below, that should be revised to reflect the evaluation tool adopted by your public authority. Enter in each cell the number of board members who answered the question with that response.

Results should be sent to: info@abo.ny.gov

Summary Results of Confidential Evaluation of Board Performance

Criteria	Agree	Somewhat Agree	Somewhat Disagree	Disagree
Board members have a shared understanding of the mission and purpose of the Authority.	#	#	#	#
The policies, practices and decisions of the Board are always consistent with this mission.				
Board members comprehend their role and fiduciary responsibilities and hold themselves and each other to these principles.				
The Board has adopted policies, by-laws, and practices for the effective governance, management and operations of the Authority and reviews these annually.				
The Board sets clear and measurable performance goals for the Authority that contribute to accomplishing its mission.				
The decisions made by Board members are arrived at through independent judgment and deliberation, free of political influence or self-interest.				
Individual Board members communicate effectively with executive staff so as to be well informed on the status of all important issues.				
Board members are knowledgeable about the Authority's programs, financial statements, reporting requirements, and other transactions.				
The Board meets to review and approve all documents and reports prior to public release and is confident that the information being presented is accurate and complete.				
The Board knows the statutory obligations of the Authority and if the Authority is in compliance with state law.				
Board and committee meetings facilitate open, deliberate and thorough discussion, and the active participation of members.				
Board members have sufficient opportunity to research, discuss, question and prepare before decisions are made and votes taken.				
Individual Board members feel empowered to delay votes, defer agenda items, or table actions if they feel additional information or discussion is required.				
The Board exercises appropriate oversight of the CEO and other executive staff, including setting performance expectations and reviewing performance annually.				
The Board has identified the areas of most risk to the Authority and works with management to implement risk mitigation strategies before problems occur.				
Board members demonstrate leadership and vision and work respectfully with each other.				

Name of Authority: _____

Date Completed: _____



MONTGOMERY COUNTY
FINANCIAL DISCLOSURE STATEMENT

FOR THE CALENDAR YEAR

2023

DEPARTMENT	TITLE
------------	-------

NAME (Last)	NAME (First)	NAME (Middle)

SPOUSE'S NAME (including maiden name) or DOMESTIC PARTNER

--

UNEMANCIPATED CHILDREN (Please list)

ADDRESS (Number and Street)	CITY/STATE	ZIP CODE

TELEPHONE NUMBER	EMAIL ADDRESS

List the name of any occupation, employment, trade, business or profession engaged in by you and your spouse and the nature of each business

YOUR EMPLOYER	NATURE OF BUSINESS

SPOUSE'S/DOMESTIC PARTNER EMPLOYER	NATURE OF BUSINESS

Have you or any member of your immediate family derived income within the past year from an external organization that does business with Montgomery County?

Yes No

If YES, please list

ORGANIZATION	SELF/SPOUSE/PARTNER

List any sole proprietorship owned or professional practice operated by you or your spouse and the nature of the business.

ORGANIZATION

SELF/SPOUSE/PARTNER

Are you or any member of your immediate family an officer, director, partner, trustee, employee, advisory board member or agent of an external organization who does business with Montgomery County?

Yes No If YES, please list

ORGANIZATION

SELF/SPOUSE/PARTNER

Are you or any member of your immediate family the actual or beneficial owner of more than 5% of the voting stock or controlling interest of an external organization who does business with Montgomery County?

Yes No If YES, please list

ORGANIZATION

SELF/SPOUSE/PARTNER

Do you or any member of your immediate family have any affiliation with any organization Montgomery County does business with that would be considered or be perceived to be considered a conflict of interest?

Yes No If YES, please list

ORGANIZATION

SELF/SPOUSE/PARTNER

Have you or any member of your immediate family received a gift or gifts having a total fair market value in excess of \$75.00 from any organization that does business with Montgomery County, which could reasonably have been used to influence you in the performance of your official duties or was intended to reward an official action on your part?

Yes No If YES, please list

ORGANIZATION

SELF/SPOUSE/PARTNER

AFFIRMATION

I swear or affirm, under the penalty of perjury, that the facts as presented on this Financial Disclosure Statement are true, complete, and correct to the best of my knowledge and belief.

I understand that I may file an amended statement upon discovery of additional information required to be reported.

I will comply with any conditions or restrictions imposed by the Montgomery County Ethics Board to manage, reduce or eliminate actual or potential conflicts of interest.

SIGNATURE

DATE SIGNED (Month/Day/Year)



**MONTGOMERY COUNTY
GIFT DISCLOSURE STATEMENT**

FOR THE CALENDAR YEAR

2023

DEPARTMENT	TITLE
------------	-------

NAME (Last)	NAME (First)	NAME (Middle)

ADDRESS (Number and Street)	CITY/STATE	ZIP CODE

TELEPHONE NUMBER	EMAIL ADDRESS

GIFT INFORMATION (List each gift separately. Use additional sheets if necessary.)

Donor	Date Received
Gift (Description)	Value/Cost

Donor	Date Received
Gift (Description)	Value/Cost

Donor	Date Received
Gift (Description)	Value/Cost

Donor	Date Received
Gift (Description)	Value/Cost

Donor	Date Received
Gift (Description)	Value/Cost

AFFIRMATION

I swear or affirm, under the penalty of perjury, that the facts as presented on this Gift Disclosure Statement are true, complete, and correct to the best of my knowledge and belief.

I understand that I may file an amended statement upon discovery of additional information required to be reported.

I will comply with any conditions or restrictions imposed by the Montgomery County Ethics Board to manage, reduce or eliminate actual or potential conflicts of interest.

SIGNATURE	DATE SIGNED (Month/Day/Year)

**RESOLUTION AUTHORIZING MONTGOMERY COUNTY INDUSTRIAL
DEVELOPMENT AGENCY CHAIRPERSON TO SIGN AND ENTER INTO CONTRACT
FOR ADMINISTRATIVE AND STAFF SUPPORT SERVICES,**

A meeting of Montgomery County Industrial Development Agency (the “Agency”) was convened in public session at the offices of the Montgomery County Industrial Development Agency located at the 113 Park Drive, Fultonville, New York on January 11, 2024.

The meeting was called to order by the Chairperson Beck at 3:30 P.M. and, upon roll being called, the following members of the Agency were:

PRESENT:

Matthew Beck
Mark Kowalczyk
Brent Phetteplace
Cheryl Reese
Amanda Auricchio, Esq.
Edward Watt
Laurie Weingart

ABSENT:

THE FOLLOWING PERSONS WERE ALSO PRESENT:

Kenneth F. Rose	Chief Executive Officer
Sheila Snell	Chief Financial Officer
Vincenzo Nicosia	Director of Program Development
Andrew Santillo	Staff Assistant
Stephanie Battisti	Economic Dev. Specialist
Christopher Canada, Esq.	Agency Counsel

The following resolution was offered by _____ seconded by _____ to wit:

Resolution No. 24-02

**RESOLUTION AUTHORIZING MONTGOMERY COUNTY INDUSTRIAL
DEVELOPMENT AGENCY CHAIRMAN TO SIGN AND ENTER INTO CONTRACT FOR
ADMINISTRATIVE AND STAFF SUPPORT SERVICES**

WHEREAS, Montgomery County Industrial Development Agency (the “Agency”) is authorized and empowered by the provisions of chapter 1030 of Laws of 1969 of New York, constituting Title 1 of Article 18-A of the General Municipal law, Chapter 24 of the Consolidated Laws of New York, as amended (the “Enabling Act”) and Chapter 666 of the 1970 Laws of New York, as amended, constituting Section 895-d of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred

to as the “Act”) to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnished of industrial, manufacturing, warehouse, commercial, research, recreation and civic facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, Montgomery County Industrial Development Agency is desirous of retaining the Montgomery County Economic Development Department for administrative and staff support services per the attached contract and scope of services,

RESOLVED, that Montgomery County Industrial Development Agency, following review and approval by the Agency Attorney, hereby authorizes the Chairman to sign and enter into a contract with Montgomery County for administrative and support services for a period of January 1, 2024 to December 31, 2024.

FURTHER RESOLVED, the amount set for this service will be \$17,500.

The question of the adoption of the foregoing resolution was duly put to a vote upon roll call, which resulted as follows:

Matthew Beck	VOTING
Mark Kowalczyk	VOTING
Cheryl Reese	VOTING
Brent Phetteplace	VOTING
Amanda Auricchio, Esq.	VOTING
Mark Kowalczyk	VOTING
Laurie Weingart	VOTING
Edward Watt	VOTING

The foregoing Resolution No. 24-02 was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF MONTGOMERY)

I, the undersigned (Assistant) Secretary of Montgomery County Industrial Development Agency (the "Agency"), DO HEREBY CERTIFY that I have compared the foregoing annexed extract of the minutes of the meeting of the members of the Agency, including the resolution contained therein, held on January 11, 2024, with the original thereof on file in my office, and that the same is a true and correct copy of said original and of such resolution contained therein and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this _____ day of _____, 2024.

(SEAL)

(Assistant) Secretary