

ALLEGANY COUNTY INDUSTRIAL DEVELOPMENT AGENCY

Board Minutes

February 19, 2009 – 3:00 P.M.

Present: C. Jessup, K. LaForge, T. Hopkins and D. Crowley
Resource Persons: J. Foels, and R. Iszard, ESD
Guest: Brent Reynolds, County Legislator

Chairman Jessup opened the meeting at 3:03 p.m. John Foels reported on the unexpected death of fellow Board Member Wayne “Bud” Allen on February 6, 2009. Sympathy flowers were sent to the Schaffner Funeral Home on behalf of ACIDA.

DEDICATION OF SERVICE

Whereas, Wayne “Bud” Allen of Bolivar, New York, has served the Allegany County Industrial Development Agency Board for over eight consecutive years, effective November 27, 2000 to February 6, 2009; whereas, he has served that agency with intellect and distinction; whereas, without his leadership qualities, this agency would not have grown in stature over his time of service. Let this resolution stand as a tribute to his service and our condolences to his family. Chairman Jessup entertained a motion to accept resolution as part of the minutes. Motioned by D. Crowley; seconded by T. Hopkins. Motion carried 4-0.

Board Minutes

Chairman Jessup entertained a motion to accept and approve the board minutes of 1/15/09 as presented. **Motioned by K. LaForge; seconded by T. Hopkins. Motion carried 4-0.**

Treasurer's Report

Treasurer's Report was presented with expenditures for 1/22/09-2/19/09. **Chairman Jessup entertained a motion to accept the Treasurer's Report and approve expenditures as presented. Motioned by T. Hopkins; seconded by K. LaForge. Motion carried 4-0.**

New Business

- Intergrow Portageville, Inc. - IDA application was presented to board members for review. Intergrow will be changing hands and be part of a new company. The purchasing company requests the IDA establish a PILOT with a taxable amount of \$1 million for ten years. J. Foels confirmed that there has been consultation with ACIDA counsel, Hodgson-Russ, regarding this matter and a public hearing will be scheduled. IDA fee will be 1% of project value. **Chairman Jessup entertained a motion to accept the application and set a Public Hearing date for Thursday, April 2nd at 10:00 a.m. in the Town of Hume, with notification to the Fillmore School district. Motioned by D. Crowley; seconded by T. Hopkins. Motion carried 3-0; 1-abstained (K. LaForge, who does business with Intergrow).**
- OFA Lease Proposal – Lease proposal passed the Space Facilities Committee and was presented and passed through Ways and Means Committee. It is currently with the County Attorney for language modification and dates will be flexible upon occupancy. B. Reynolds reported on legislative concerns regarding square footage of the new addition and their request of 6,400 square feet versus proposed 8,000 square feet. The extra square footage is proposed for NY Connects and a break room. John met with Kim Toot to review floor plans

- and possibly reduce square footage. The cost on proposed lease is predicated on the cost of maintenance. The IDA maintains heat, lawn, driveway, but electric and water/sewer will be separate. **Chairman Jessup entertained a motion to approve the Lease Proposal. Motioned by D. Crowley; seconded by K. LaForge. Motion carried 4-0.**
- Empire Zone Resolutions – R. Iszard reported on the current Empire Zone Tax Credit Program and his request for IDA support regarding the continuation of said program. B. Iszard commented that companies like Friendship Dairies have benefitted from the zone benefits. **Upon discussion, Chairman Jessup entertained a motion for a resolution in support of the Empire Zone Program. Motioned by K. LaForge; seconded by T. Hopkins. Motion carried 4-0.**

R. Iszard also requested a public statement on supporting the continuation of state legislation authorizing to use their tax-exempt bonding authority to finance construction of civic facilities, such as college campuses and residential care facilities for the elderly. Upon discussion K. LaForge voiced concerns with prevailing wage and the effect on projects or the possibility of projects never starting. R. Iszard stated the 501C law and that civic facilities has currently expired with no discussion at the state level to-date. **Chairman Jessup entertained a motion for a resolution in support of the Civic Facilities financing legislation. Motioned by K. LaForge, with or without union; seconded by T. Hopkins. Motion carried 4-0.**

- Board Vacancy - Chairman Jessup requested suggested names from Allegany County Legislative District III to replace Board member Wayne (Bud) Allen. Contact J. Foels or Chairman Jessup with any potential candidates to be reviewed and voted on at next IDA meeting.

Updates / Old Business

- Sugar Hill – It was determined by ACIDA counsel, Hodgson-Russ, that a Public Hearing is not necessary. The IDA will enter into a lease/leaseback to promote the economic development of the property. Property is currently owned by Sugar Hill Development Corporation, a legal 501 not-for-profit agency.
- Waterways Resort – The acquisition of stock sale is complete. Sawyer Group is looking to break ground in Spring 2009 with the new clubhouse.
- Old Schoolhouse, Angelica - The IDA will not be involved in this project until after closing.
- Crossroads Development - J. Foels discussed potential new developers for the Belvidere site.

Executive Session

K. LaForge motioned to go into Executive Session at 4:08 p.m. to discuss a contractual issue; seconded by T. Hopkins. Motion carried 4-0.

Chairman Jessup motioned to return to Regular Session at 4:17 p.m.; seconded by D. Crowley. Motion carried 4-0.

**NEXT MEETING
March 19, 2009
Crossroads Commerce Center – 3:00 p.m.**

Motion to adjourn the meeting at 4:25 p.m. by D. Crowley; seconded by T. Hopkins. Motion carried 4-0.

Respectfully submitted,

Cathleen L. Whitfield
Recording Secretary