

Allegany County Industrial Development Agency
March 11, 2021
Crossroads Conference Center, Belmont, New York 14813

OPENING REMARKS

- Chairman Ewell called the Board meeting to order, by teleconference, at 10:02 A.M. The Chairman asked the Board members if anyone had any conflict of interest or conflicts regarding the agenda. There were no questions, comments or discussion.
- Present: Rich Ewell, Judith Hopkins, Mike Johnsen, Randy Shayler and Doug Frank and Ward "Skip" Wilday, by phone.
- Absent: None.
- Others present, by phone: Dr. Craig Clark, IDA Executive Director
Pamela Common, Recording Secretary
- Guest: Dan Spitzer, Attorney
- Live streaming on YouTube at: <https://www.youtube.com/watch?v=pTvsK7zakBA>

BOARD MINUTES

- **Minutes February 11, 2021**-Chairman Ewell requested a motion to accept a consent agenda, to approve the Board minutes of February 11, 2021, as well as, the Abstract, Banking and Financial Summary. A motion was made by S. Wilday, seconded by J. Hopkins and, carried by all members, by a vote of 6-0, with no one opposed, to approve a consent agenda for the February 11, 2021 Board meeting minutes, the Abstract, Banking & Financial Summary. There were no questions or further discussion.

TREASURER'S REPORT

- **Abstract** –Please refer to the above request for a consent agenda concerning the Minutes of February 11, 2021, Abstract and the Banking & Financial Summary, regarding motions and votes for approval.
- **Banking & Financial Summary**- Please refer to the above request for a consent agenda concerning the Minutes of February 11, 2021, Abstract and the Banking & Financial Summary, regarding motions and votes, for approval.

EXECUTIVE SESSION

- At 10:03 A.M., M. Johnsen motioned and D. Frank seconded, to enter into Executive session, for ACIDA attorney client discussion on legal actions. The motion was carried by all members present, with a vote of 6-0, with no opposition or discussion.
- At 10:57 A.M., J. Hopkins motioned and S. Wilday seconded, to end the Executive session.

MAINTENANCE REPORT-None

ACTION ITEMS

- **Microenterprise Grant approval to pay from the first draw-** A motion was made by M. Johnsen and seconded by R. Shayler, to approve the payment of the first draw, from the Microenterprise Grant. There was a vote of 6-0 for approval. C. Clark states he sent the Board a packet that summarized the first draw, of \$61,570.86. There was also a breakdown, of the first draw, to our first, four grant recipients. This has been submitted to the state. We anticipate getting the money, from the state, which, first, goes to the county, within two weeks. It is required, once the county gets the money, we will pay the recipients, within five days. The State looks at where the money is transferred and when the recipients are paid. This is the reimbursement process. There were no questions or additional comments.

- **Resolution to approve Amendment No. 2 to the first amended & restated Payment in Lieu of Tax Agreement-Allegany Generating Station, LLC-** Chairman Ewell states there are three taxing entities, Allegany County, the Fillmore Central School District and the Town of Hume. For the years of 2018, 2019, 2020 and 2021, those entities will receive, approximately, \$44,000.00 to \$48,000, for each one of those years. The total, including 2021 with all interest and penalties is \$855,889.00. This motion is to approve the payment of all owed payments, with waived interest. This agreement is \$718,786.000. A motion was made by R. Shayler and, seconded by M. Johnsen, to approve the Resolution to approve Amendment No. 2, to the first amended & restated PILOT Agreement of the Allegany Generating Station, LLC. There was a vote of 6-0 for approval, with no further questions or discussion. There was no one opposed.

OLD BUSINESS

- ACIDA building roof replacement- C. Clark updated the Board, regarding the ACIDA building roof replacement, stating Clark, Patterson, Lee has drawn up the proposal, for getting this out to bid. R. Ewell has given us all the insurance requirements. We will make sure those are all inserted. Then, we will put it out for bid. Hopefully, by April or, no later than May, we will have the bids back, so we can have someone start on the roof replacement, as soon as the weather breaks.

- Waterline financial close out- C. Clark states there are no updates, other than the contractor has not cashed the check we sent. Dan Spitzer has suggested we take this item off the agenda, as we have already paid the contractor.

□ Solar project updates – C. Clark updated the Board on the following projects: Oya Solar, which has three projects, anticipated closing by the end of March or the first week of April. There are three projects being done in Independence. Thereafter, construction will begin.

C. Clark has talked to Distributed Sun, regarding the Hume-Wiscoy Solar I & II projects. This should be closing, in two to three months, and starting construction. The Burns and Rushford projects have finished.

C. Clark has not, recently, heard about the Wellsville project. He asked the same questions.

C. Clark did speak with Invenergy, regarding the Alle-Catt project. This project should start the beginning of next year. They will be coming back to us, regarding the closing of the project, by the end of this year.

□ Project Block update- C. Clark offered an update regarding Great lakes Cheese, stating the company is trying to acquire the property directly. We are still continuing the eminent domain process and will be going to Court today to make sure we can get back on the land. There is a second phase of geotechnical work to be completed. They will be proposing the dates they will be on the land during the next week. Everything is going forward, including the SEQR process, which should be done in the next week or sooner.

We will be having another webinar, a WebEx public hearing, on 03-22-2021, at 11:00 am.

NEW BUSINESS-None

CALENDAR

Next Meeting: April 8, 2021 @ 10:00 A.M.
The Crossroads Commerce Center, Belmont, NY

ADJOURNMENT

With no further business, a motion to adjourn, at 11:06 AM was made by J. Hopkins, seconded by D. Frank, with all in favor and no one opposed, by a voice vote of 6-0 and no further discussion, the meeting was adjourned.

Respectfully submitted,
Pamela Common
Recording Secretary