

ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

MINUTES

November 15, 2006

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meeting

A regular meeting of the Orange County Industrial Development Agency was convened in public session on November 15, 2006 at 3:00 P.M. at the County Government Center, Goshen, in Orange County, New York.

The meeting was called to order by the Chairman, David MacFarland, and upon roll being called, the following were

PRESENT: David MacFarland, John Steinberg, Stephen Brescia, Robert Armistead, Henry Van Leeuwen, James Petro

ABSENT: Daniel Coleman

ALSO PRESENT: William Trimble – Administrator Director  
Edda Eller, Recording Secretary  
Phil Crotty - Attorney  
Maureen Halahan – Orange County Partnership  
Chuck Seliga – Stewart International Airport  
Diane Newlander, Sandra Kissam - SPARK  
William Lahey – Orange County Legislature  
Michael Levensohn – Times Herald-Record  
Ed Diana – Orange County Executive

Chairman David MacFarland asked for a motion to approve September 20, 2006 minutes. Phil Crotty pointed out before approval some corrections need to be made, including page one 6<sup>th</sup> paragraph last sentence reading SPARK had a meeting and wants the land should be eliminated. Also on page two 3<sup>rd</sup> paragraph last sentence should read as follows: A public hearing with respect to such project was held August 28, 2006 and the IDA will make a decision on project at their next meeting. Also 5<sup>th</sup> paragraph should read as follows: IDA members scheduled a meeting for October 5, 2006 which was rescheduled for October 11, 2006 at 3:00 p.m. for a work session to discuss, revise and/or approve By-Laws. Also 5<sup>th</sup> paragraph last sentence should read as follows: Affirmative votes of all members present with one abstain from Robert Armistead. Robert Armistead made a motion to approve minutes as amended and Henry Van Leeuwen seconded motion. Minutes of September 20 as amended approved by all members present.

Treasurer's report for September and October 2006 was presented. Treasurer's report approved by all members present as submitted.

Treasurer Henry Van Leeuwen presented the following Receivables: Burke, Miele & Golden LLP \$9.50 for FOIL request copies of minutes regarding Milwood, Travelers Property Casualty refund \$1,190.00. The following vouchers and payments were presented: Harris Beach pass-thru application fee for Highland Falls Preservation in the amount of \$2,500, Philip Crotty pass-thru application fee for Highland Falls Preservation in the amount of \$2,500, Philip Crotty retainer Sept. 20 - November 15, 2006 in the amount of \$1,682.22, Orange County Partnership 5<sup>th</sup> and 6<sup>th</sup> bi-monthly payment in the amount of \$33,333.34 and \$33,333.33, Orange County Partnership annual dinner reservation for \$1,210.00, Pattern for Progress annual dinner reservation for \$1,250.00, Edda Eller 4<sup>th</sup> quarter in the amount of \$1,625.00, Times Herald-Record for advertising in the amount of \$437.00, Dickerson & Meany 1<sup>st</sup> installment for commercial package in the amount of \$4,954.04 and 2<sup>nd</sup> installment for \$4,954.00, Orange County Capital Development Corp 3 of 3 payments in the amount of \$50,000, American Images Publishing for advertising in the O.C. Economic Resource Guide in the amount of 1,250.00. James Petro made a motion to approve vouchers and payments as submitted. Stephen Brescia seconded motion and affirmative votes of all members present resulted in motion carried.

Maureen Halahan of the Orange County Partnership said she would update members at the January meeting. Members will hear full presentation at their annual dinner.

Chuck Seliga is pleased to report that they have successfully recruited AirTran to Stewart and will be starting with five flights per day flying 717 with 117 seats. They will fly two flights to Atlanta and one flight to Ft. Lauderdale, Tampa Ban and Orlando. They also convinced Allegiant Air to add additional service, three flights weekly to Clear Water St. Pete. In total they have committed \$337,000 in marketing and \$400,000 of fee waived in-kind services.

Phil Crotty updated members on Breonics. The equipment Breonics is offering in satisfaction of the IDA debt is large and complex. Ernie Green claims there are potential buyers. To do an appraisal will be difficult. Green mentioned there is a group operating out of Stewart airport that may have some interest in some of the equipment, if not, Dave MacFarland suggested to let it go but keep on agenda until January.

Presented was IDA 2007 meeting dates, starting January with the 3<sup>rd</sup> Wednesday of every other month. James Petro suggested revising scheduled meetings to every month and canceling if not needed.

Presented was a Resolution approving grant of \$200,000 to Stewart International Airport for the benefit of Jet Blue. Jet Blue's arrival is a major economic development for Orange County by creating well-paying aviation jobs and is consistent with the IDA objective of expanding economic development in Orange County. A motion was made by Stephen Brescia and seconded by Henry Van Leeuwen to approve a grant to SWF in the amount of \$200,000 for marketing, promotion, and advertising for the benefit of Jet Blue at Stewart International Airport. Affirmative votes of all members present resulted in resolution passed.

Presented was a Final Resolution for Milwood Place LLC Project. Whereas, Milwood Place, LLC has submitted an application to the Agency requesting assistance with a certain project consisting of the acquisition by the Agency of a leasehold or other interest in an approximately 16-acre parcel of land located at 25 North Drive in the Town of Woodbury, Orange County, New York. The construction by the Company on the land of an approximately three story, 80,000 square-foot Hampton Inn hotel facility containing 136 rooms and the acquisition of and installation in and around the Improvements by the Company of machinery, equipment, furniture, fixtures and other items of tangible personal property.. Henry Van Leeuwen made a motion seconded by James Petro to provide financial assistance to the Company in the form of Sales and Use Tax Exemption for purchases and rentals related to the acquisition, construction and equipping of the project and a Mortgage Recording Tax Exemption for financing related to the project and execute related documents. Affirmative votes of all members present resulted in Resolution passed.

Presented were the Agency's By-Laws. After some discussions it was recommended to table revision on Article II Section 1 at this time. It was suggested to delete Treasurer and first Chairman in original of Article II Section 1 including in length of terms and age. Henry Van Leeuwen made a motion seconded by James Petro to accept By-Laws as presented with the exception of Article II Section 1. Affirmative votes of all members present resulted in motion carried.

Presented was a Resolution acquiring 400 acres on Drury Lane. Ed Diana feels it excessive to pay for the property 4.7 million and to keep exploring other possibilities. James Petro made a motion seconded by Henry Van Leeuwen to acquire the 400 acres. Upon roll call there were six Nays. Motion failed.

Presented was a Resolution from the Orange County Historical Society requesting an IDA grant in the amount of \$50,000 - \$100,000. The Orange County Executive advised the IDA that monies for this is already in the County general budget and is opposed for the IDA to give a grant. The IDA's mission is to create jobs. James Petro made a motion to grant the request. Henry Van Leeuwen seconded motion. Upon roll call of all members present, motion failed with one aye and four nays.

Presented was a Resolution for the Orange County Firefighter's Museum requesting an additional grant of \$175,000 from the IDA. The County Executive is opposing this request and noted that they already have received from the Orange County's general budget \$175,000 and \$175,000 from the IDA at a previous request. James Petro made a motion seconded by Robert Armistead to grant the request to the Museum. Upon roll call of all members present, motion failed with five nays.

Administrative Director, William Trimble, provided members with an update, reporting that there was a seminar on November 1<sup>st</sup>. To enhance the Empire Zone and Foreign Trade Zone they are creating a web site and also for the IDA. Maureen Halahan stated they already created a web site for the IDA and did not know not to duplicate the same. He also informed members a special meeting might be scheduled for December. He will let members know if necessary.

Henry Van Leeuwen made a motion seconded by John Steinberg to adjourn to executive session to discuss matters of land acquisition. Any subsequent action will be taken at public session.

Robert Armistead made a motion seconded by James Petro to end executive session.

John Steinberg made a motion that this meeting be duly adjourned the time being 5:15 p.m.

Edda Eller  
Recording Secretary