

ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

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James Petro, Jr., Chairman
Robert Armistead, Vice Chairman
Mary Ellen Rogulski, Second Vice Chairman
Stephen Brescia, Secretary
John Steinberg, Jr., Assistant Secretary
Henry VanLeeuwen
Robert J. Schreibeis, Sr.

James O'Donnell, Executive Director
Joel Kleiman, Chief Financial Officer
Philip A. Crotty, Attorney
Laurie Villasuso, Administrative Assistant

Agenda

PLEASE TAKE NOTICE, The Orange County Industrial Development Agency will hold a regularly scheduled meeting on May 16, 2012 at 2:00 p.m. in the Orange County Business Accelerator, 4 Crotty Lane, Suite 100, New Windsor, New York, to consider and/or act upon the following:

Order of Business

- **Roll Call**
- **Approval of the minutes from April 18, 2012 meeting**
- **Financial Reports and/or Requests for Payments**
- **New and Unfinished Business**
 - Chairman's Report
 - Executive Director Report
 - Annual Report
 - OCBA Report
 - OCP Report
 - Discussions
 - Tourism Presentation – Susan Hawvermale
 - OCFC – Update
 - The Marketplace – Public Hearing Update (Transcript Review)
 - Municipal Project Expenditure Grant Program – Update
 - Hudson Valley Food & Beverage Alliance – Update
 - CNC Project – Update
 - SPCA – Request (and discussion of application fee)
- **Resolutions**
 - Hudson Valley Film Commission – Resolution
 - HVADC – Resolution
 - DEC Wetlands – Resolution
 - Continental Organics – Resolution
 - Bank Depository – Resolution
- **Such other and further business as may be presented**
- **Public Comments**
- **Adjournment**

Dated: May 9, 2012

Stephen Brescia, Secretary

By: James O'Donnell, Executive Director

ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

MINUTES

April 18, 2012

A regular meeting of the Orange County Industrial Development Agency was convened in public session on April 18, 2012 at 2:00 P.M. at the Orange County Business Accelerator, in New Windsor, New York.

The meeting was called to order by the Chairman, James Petro, and upon roll being called, the following were:

PRESENT: James Petro, Stephen Brescia, John Steinberg, Henry VanLeeuwen, Robert Schreiber, Robert Armistead, Mary Ellen Rogulski

ABSENT: None

ALSO PRESENT: James O'Donnell – Executive Director
Joel Kleiman – Chief Financial Officer
Phil Crotty – Attorney
Laurie Villasuso – Administrative Assistant
Peter Gregory – Orange County Business Accelerator
Maureen Halahan – Orange County Partnership
Marge LaPerle – Orange County Partnership
Brian Gates – HVEDC
Michael Oates – HVEDC
James Walsh – Times Herald Record
Donald Green – SUNY Orange
Alan Seidman – Orange County Partnership
Heidi Enrich – Hudson Valley Film Commission
Michael Burke – Hudson Valley Film Commission
Laurent Rejto – Hudson valley Film Commission
Mike Finnegan – Continental Organics
Bill Madden – Focus Media
Charles Frankel – attorney for Carlisle Construction
John Morrow – Ulster County IDA
Steve Perfit – Ulster County IDA
Melinda Beuf – UCDC/UCIDA
Mike Anagnostakis – Orange County Legislature
Patrick Berardinelli – Orange County Legislature
A. Jane Johnston – Newburgh Advocate

Chairman, James Petro calls the meeting for the Orange County IDA, April 18, 2012 (Pledge of Allegiance is recited). Board consists of seven members. There is a quorum.

Review of the prior March 21, 2012 meeting minutes. Motion made by Brescia, seconded by Armistead to approve the minutes as presented. Affirmative votes of all members present resulted in motion carried.

Roll Call taken.

Financial Report And/or Request For Payment

Joel Kleiman, Chief Financial Officer, refers to the bank account summary as of March 31, 2012.

[Mr. VanLeeuwen joins the meeting]

The book balance of that date is just over \$7.4M. He also notes that First Niagara Bank has purchased all HSBC branches in the mid-Hudson area. He informs the Board that money will be moved out of the HSBC accounts to the highest rates in the area. Next month, First Niagara will replace HSBC on our bank depository list. The transition from HSBC to First Niagara will not take place till mid-to-late May.

Chairman Petro notes for the minutes that Orange County Legislators Mike Anagnostakis and Pat Berardinelli, along with Mr. Brescia, are attending the meeting.

Mr. Kleiman moves on to address the Monthly Income and Expense summary for the end of March. Revenues to date are \$62,890 and expenses of \$286,994.

[Ms. Rogulski joins the meeting]

Moving on to the vouchers, Mr. Kleiman informs the Board that there was no income for the month, but payments/vouchers total \$307,572.89.

Motion made by Armistead, seconded by VanLeeuwen, that the Board accepts the financial report and authorization of payments and vouchers for April 2012. Open for discussion. Affirmative votes of all members present resulted in motion carried.

Mr. Kleiman adds that all required reports were submitted through the PARIS system to New York State comptroller's office prior to March 31, so that the Orange County Industrial Development Agency is in compliance for the 2011 fiscal year.

OCP Report

Maureen Halahan presents some of the vision and focus of OCP's 2012 marketing campaign. The Board of Directors for the OCP this year wanted to stay very focused on marketing efforts. Ms. Halahan explains that when she first joined the organization their finances were comprised of 1/3 IDA contract, 1/3 county government support and 1/3 private sector. Over the years, OCP has grown the private sector support to 58%, and largely that support has come from projects that have closed, but also from the community who sees that if OCP does a good job, it benefits the community. She adds that the OCP Board of Directors is very focused on keeping a strong financial picture.

Ms. Halahan distributes a marketing overview. She explains sections of the overview – Site Selector Magazine, Business Retention & Expansion, Newsletters and increased trade shows. She adds the OCP is determined to promote and market the IDA. In that vein, she shares with the Board the Wall Street Journal campaign.

OCP came up with a very strategic list of where they would like to advertise in the WSJ. Ads in the journal are roughly \$50K, for one single ad. One day a week, however, they have Real Estate Day. On that day they insert flyers and magazines, and they never insert more than two. When OCP met with WSJ, they discussed their target market – the Teterborough Airport area, the Northern NJ area, and the Fairfield County, CT area. For every 10k desks the insert hits, it costs \$1588 for the mailing alone.

She shows the Board the rough draft of the insert they will produce. It will give an overview of the county, talk about the location and infrastructure, and incentives – IDA, FTZ, utilities. They highlighted the featured sites of the county that can be marketed and moved quickly. They sold space in the booklet to their private developers and property owners for \$2000/page, and they are already sold out. They will print 60k of the booklets, 50k of which will be placed in the NJ and CT markets. The other 10k will be taken to the trade shows.

At the same time as the WSJ campaign takes place, OCP has developed and designed a TV commercial. It is in the early stages, and will be done next month. In thirty seconds, it includes workforce statistics, FTZ, IDA, featured sites, and a little bit of all Orange County has to offer, including the airport, trains, rail, infrastructure, etc. The target areas are in NJ and CT, and will air on CNN, CNBC, ESPN, Golf, The History Channel, MSG, NBCS, National Geographic, Yes, Science Network. They will launch the ad campaign, and in the second week of the TV ad, the WSJ ad will go out. In the WSJ insert, there will be a QR code, and anyone who scans the QR code will see the commercial.

The campaign will launch in May. She adds that OCP has a new phone system so there will be one phone line dedicated to this WSJ/TV campaign and they will be able to measure their success from that line and report it accordingly.

Overall for the year, the Partnership anticipates spending \$117,058 on this entire marketing campaign.

Today, Ms. Halahan asks the IDA for their support in assistance in the WSJ and Cable Network campaign. It is a special project asked outside of the current OCP/IDA contract. The total amount of their request is \$45,477.

Chairman Petro adds that the Town of New Windsor has purchased a page in the insert.

Chairman Petro then reads aloud a letter from County Executive Edward Diana "to support the proposal that the Orange County Industrial Development Agency provide the Orange County Partnership with additional funding, above what it already provides, in the amount of \$40,000.00"

Mr. Armistead notes that the time is right and makes a motion to approve the request. VanLeeuwen seconds the motion to approve the grant for \$40K. Chairman Petro notes that it is a one-time grant in addition to the \$200k the IDA already gives to the Partnership.

Mr. O'Donnell adds that when he met with Ms. Halahan and County Executive, among other attendees, and she initially presented the insert, they agreed that OCP would add the FTZ and the IDA logos on the front page and within the insert itself. Ms. Halahan agrees and notes that the final draft will include the requested logos. Mr. O'Donnell also asks that someone make a motion to change the original motion to increase the approved amount to \$45,477; the reason the County Executive's letter indicated support of a \$40K contribution was due to the fact that the County Executive's office didn't have the exact figure of the OCP's request at the time the letter was written.

[Mr. Steinberg joins the meeting]

Mr. Armistead amends his motion to reflect the requested and approved amount to be \$45,477. He also adds that the approval is contingent on the logos being added as discussed, and that someone approves the insert before it goes out. Ms. Halahan agrees. Mr. VanLeeuwen seconds the motion. Open for discussion. Motion carried with six ayes and 1 abstention. Resolution adopted.

Mr. Steinberg notes that he abstained solely because he was absent for the presentation.

Ms. Halahan thanks the Board for their support.

Mr. Seidman, on behalf of the OCP, thanks the Board for their continued support. He wished to point out that the OCP is intentionally operating at a deficit budget this year, and wants to show that they are committed to spending down part of their assets, and wishes to show that they are part of the team in building economic development in the county.

Chairman's Report

First, Chairman Petro wishes to notify the Board that the Marketplace public hearing has been set for May 3rd at 10:00am. The hearing was originally set for March 27th, but was postponed because the Town Board of Newburgh was looking for more information. The public hearing will be at the Town of Newburgh's town hall. It is the first public hearing the IDA has had with no specific PILOT in mind – Marketplace's PILOT could be anywhere between 0 and 15 years – and the IDA Board can announce the PILOT at the time it sees fit. This hearing, however, is for gathering information. There will be no action taken at the public hearing, and he will report back to the Board.

The IDA will move forward with the CNC program. Don Green will speak to it later in the meeting.

He notes that the Town of New Windsor is working with the FBI, who plans to have a location within walking distance of the Accelerator.

Chairman Petro advises that Chairman Pillmeier asked that today's IDA meeting be moved to the 911 building in Goshen, due to the fact that some of those in attendance would also be attending the OCP's dinner in Goshen. Chairman Petro, however, felt that holding the meeting one hour earlier alleviated any scheduling conflicts. He goes on to note that, as far as he is concerned, all of the IDA meetings will stay in New Windsor. He believes that the Accelerator is the economic hub of the county. He does note that he is one member of seven, and unless he is out-voted, meetings will stay at the Accelerator.

Mr. Brescia advises Chairman Petro that Chairman Pillmeier had asked him to bring up his concern about having all of the meetings in New Windsor. Chairman Pillmeier believes that a handful of meetings should be in Goshen, the county seat. Chairman Petro advises the room that the Accelerator is what the IDA is trying to promote, everyone can come and see the Accelerator, and having the meeting there makes sense. He asks the room to comment.

Mr. Armistead feels that either location is fine. Mr. Steinberg likes the meeting at the Accelerator. Mr. Brescia notes that he likes having the meetings at the Accelerator, as well.

Mr. Berardinelli offers to Chairman Petro that if all meetings were at 2:00, perhaps more legislators can attend the IDA meetings. Chairman Petro asks the room how they feel about moving the meetings to 2:00. Mr. O'Donnell adds that moving the meeting time to 2:00 won't solve the issue of legislators not attending. Mr. Berardinelli suggests that if the meetings are held at 2:00, then legislators can at least come for part of the meeting to get a taste of the IDA meetings.

Ms. Rogulski adds that the Accelerator is the face of the IDA, and it is a way to demonstrate what the IDA has accomplished so far.

Chairman Petro asks the members how they feel about starting the meetings at 2:00. No one takes issue with the scheduling change.

Lastly, Chairman Petro and Mr. Crotty have discussed the possibility of setting aside \$500k of IDA funds for economic development within the county. Any town, municipality, village, etc., within the county with an idea for economic development can approach the IDA for the funds. The idea is very conceptual, he stresses, and parameters have not been addressed yet. The funds would be given as grants for economic development.

While there are questions about the parameters of the project, it is decided that it is worth looking into.

Executive Director Report

Mr. O'Donnell went on a site visit at the former prison in Warwick, along with OCP, HVEDC, Supervisor Sweeton, and a data center company. The visit was promising – the data center's choices are between this and one other site. However, the issue with this particular site is that the State holds the property rights to the former prison, and has not turned over those rights to Town of Warwick. He suggests a letter and/or resolution from the IDA Board requesting that the State fast track that issue. The longer we wait for the property to be turned over to the Town of Warwick, the more economic development opportunities we're missing. He asks that Mr. Crotty draft a letter to the Governor to fast track the turn-over of property rights from the state to the town, for economic development purposes. He reminds the Board that there is a good chance that the data center will be lost because the property has not been turned over.

Mr. O'Donnell met with HVEDC regarding the start of a mini-MBA program in Orange County. The initial meeting was Mr. O'Donnell, Mr. Oates and Mediacom. It is a very promising project, which has been done elsewhere successfully. It is a certificate program.

Mr. O'Donnell also informs the Board that he met with OCP on the \$40K request for the WSJ insert and recommended changes.

The attorney for Shamrock Creek/Centerline Studios visited with Mr. O'Donnell for documents relating to the Shamrock Creek/Centerline project, and Mr. O'Donnell reiterated the concern of the Board in collecting our \$20K fee. As soon as Shamrock gets the money from Walden Savings Bank, they are supposed to cut the IDA a check for the fee.

Mr. O'Donnell also attended the Tourism and Travel Expo in Poughkeepsie with the Director of Tourism. The expo focused mostly on the American Bus Association, and the Director of Tourism will come to the next meeting to make a presentation on Tourism and how much it means to economic development.

Additionally, he attended a grand opening of New York International University. It is a nice opportunity to have another college in the County, and is near Sterling Forest.

Lastly, Mr. O'Donnell introduces Mr. Oates to continue the conversation for the Hudson Valley Food and Beverage Alliance. Mr. O'Donnell and Mr. Oates recently had a meeting with the Brotherhood and other Wineries, and Mr. Oates will also be going to Washington DC to meet with Senator Schumer, so Mr. O'Donnell believes that the time is now to become a founding member of the Food and Beverage Alliance. He turns it over to Mr. Oates.

Circling back to the mini-MBA program, Mr. Oates clarifies that it is a certificate program, which has been done through BioHudValley, targeting biotech companies; it is a three day program for scientists – low to mid-level management – to learn business skills, bringing in 25 executives, as opposed to doing that training out of the state. It is taught by a Columbia professor, and is highly effective. The program Mr. O'Donnell referenced earlier wouldn't be science-focused, but would focus more on Mediacom's needs. The new program will mirror the one currently in use in Westchester.

Moving on, Chairman Petro asks Mr. Oates to address the use of the \$20K fee the IDA would pay to be a founding member of Hudson Valley Food and Beverage Alliance (HVFBA). Mr. Oates informs Chairman Petro that the funding for HVFBA is provided by its members, and is all directed towards marketing and supporting programs. As an example, Mr. Oates offers his upcoming trip: He will be in Washington this week to meet with an organization called Brand USA which, in cooperation with Senator Schumer, has identified a public-private partnership, and has opened an opportunity for HVFBA to apply for a tourism grant to attract international tourists to the wine, spirit and distillery trail throughout the Orange County and Hudson Valley area. He will discuss with Brand USA the development of an integrated marketing campaign designed to increase travel in the area, which will affect not only the wine and spirit trail, but will also impact the hospitality industry. HVFBA's efforts will encourage branding and marketing to integrate retail

establishments, the airport, and the food and beverage industry so that all industries can work together to increase partnerships and tourism in the area. He adds that increasing the partnerships and tourism will increase the jobs available in the area.

Chairman Petro asks Mr. Brescia, as Governance Chair, to comment on the project. He states that Governance Committee is behind the project.

Mr. Crotty has prepared a resolution designating Hudson Valley Food and Beverage Alliance as an IDA Agent, and authorizing \$20K for the food and beverage sales and marketing program.

Mr. Crotty reads the Resolution aloud. Motion made by Brescia, seconded by VanLeeuwen. Open for discussion. Affirmative votes of all members present resulted in motion carried.

Mr. Crotty reads aloud the Resolution directing Letter and Resolution to Governor Cuomo regarding Warwick Prison. Motion made by Armistead, seconded by VanLeeuwen. Affirmative votes of all members present resulted in motion carried.

OCBA Report

Mr. Gregory introduces Mr. Madden, who is attending the meeting to help roll out the new Orange County Business Accelerator website, and Mr. Finnegan of Continental Organics.

To start, Mr. Gregory reviews the Accelerator finances and asks the members to refer to the budget spreadsheet included in their packets. He notes that a few purchases have impacted the budget, and that the marketing portion of the budget reflects the work on the new website.

With no questions about the budget, Mr. Gregory moves on to review the new website, which he displays for the members. Scrolling through the website, whose web address has remained www.ocaccelerator.com, he points out the new features, which include a cleaner tab section, along with upcoming events and photo sections. In addition, the revamped site includes a web infomercial and an Accelerator application.

Chairman Petro also discusses updating maps so that GPS and Google Earth can locate 4 Crotty Lane, as the old street name is still necessary to find the location. Mr. Crotty suggests the Town Engineer may have something to do with it and offers to contact him.

Chairman Petro then notes that there is a new tenant upstairs, and they have made 2K square feet available to the Accelerator if it is needed. When using the space is appropriate, it will be discussed with the Board.

Mr. Gregory notes that there is a nice pipeline of prospects, and one new client was signed two nights ago. The new client develops a consumer electronics product. The client runs IBM's social media. In addition, another possible young client makes metal smartphone cases. The most exciting part of his product is that it uses CNC Machines to customize the product.

There is also a middle ground Associate program which pays about half of the resident clients; this type of client might not be a resident or associate client, but works with the Accelerator and its partners, such as the Orange County Chamber and the Entrepreneur Assistance Program, along with the Small Business Development Center.

Mr. Gregory introduces Mr. Finnegan of Continental Organics. He begins by noting that the Hudson Valley is branding itself as a "foodie" and the organic food production communities. The HVFBA has helped to promote this brand. He thanks the Board once again for the loan it extended to Continental Organics, which Continental Organics has since paid back.

In their first month of operation, Continental Organics was cash flow positive. They have 17 people employed, 8 of whom are Orange County residents, 5 of whom are veterans and 2 of whom are college hires. There are openings for veterans and college students at this time.

He continues to note that ground was broken on Phase II last week. Mr. Finnegan also notes that they hope to open up for a local sale day at the farm, offering their product at wholesale prices to the public. They hope to start in May. Eventually they will sell both fish and greens, but at this time it will be greens only, as the fish are not mature yet.

The model for Continental Organics has changed, however. They had hoped to sell in NYC and to West Point, but because of local interest, they are happily selling to Adam's Fair Acre Farms, Cosimo's, CIA, Red Barns, Schlesingers Steak House, to name a few. They will be dedicating a learning center on the site for local school kids to tour the site to see what Aquaponics is about. There has been a lot of investor interest thanks to HVEDC and Mr. O'Donnell. They are not accepting investors at this time, but they do appreciate the interest.

Continental Organics was featured in three major publications recently: Seafood Source named Continental Organics as the most pure and most sustainable aquaculture facility in the US. Dirt Magazine is featuring Continental Organics for their future organic dirt farming project. And Hudson Valley Business Journal is interested in their job creation. They have been interviewed for a major innovation magazine out of Chicago, which will be out in the fall.

He thanks the Board again for their continued support.

Discussions

Annual Report

Mr. O'Donnell informs the Board that he will receive the first draft of the report tomorrow, and will most likely be able to distribute the completed report to the Board at May's Meeting.

Micro Loan Program

Mr. Crotty notes that the item is listed on the agenda to announce that a Micro Loan meeting will take place immediately after the regular IDA meeting.

Hudson Valley Film Commission – Grant Application

Chairman Petro notifies the Board that HVFC is aware of the fact that they must go before the Governance Committee, but they want to present to the Board at this meeting. Chairman Petro has already reviewed the request, and he notes that HVFC has already received a \$40K grant from the Ulster County IDA, and has made a presentation to the Dutchess County. He reminds the Board that the request is for \$40K, but that the Board may approve another amount if they see fit.

Mr. Perfit, managing director of Cushman & Wakefield/Pyramid Brokerage in Newburgh and Treasurer of Ulster County IDA, along with Mr. Morrow, secretary of Ulster County IDA, introduces HVFC on behalf of the Ulster County IDA. About six years ago, he says, the HVFC came before the Ulster IDA requesting grant money. They are a regional organization looking to attract films to the Hudson Valley, and requested funds from the Ulster IDA to promote the Hudson Valley as a film destination. He notes the job and tourism generation to be earned from the Hudson Valley Film Commission. While the Ulster IDA isn't generating a lot of revenue, they have funded the Hudson Valley Film Commission for the past five years to the tune of \$50K, because of the dollars they have generated throughout the region. He adds that HVFC has visited Sullivan and Columbia Counties. He also adds that the Governor fully supports the project, and they have

letters of support but no dollars from the state. He introduces Mr. Rejto. Mr. Rejto informs the Board that HVFC has been around for 13 years. He then turns it over to Ms. Enrich.

Ms. Enrich presents the Board with an overview of the HVFC. She points out that the HVFC has brought in \$5.5M in direct spending in 2011 throughout the counties, much of which was in Orange County. They have brought in over \$40M in direct spending in filmmaking and production since 2008. Those funds bolster businesses and allow the businesses to hire more people. The motion picture and television industry is responsible for 86K direct jobs, and \$7.7 billion in wages, in New York State, and HVFC would like to bring them to the Hudson Valley, by promoting and marketing the Hudson Valley as a destination for film.

The HVFC facilitated the rental of Umbra Newburgh, which is one three soundstages in Newburgh, for production. Along with rental of the space, the production rented 900 room nights, hired ten local crew, and a local caterer. The Newburgh Armory Unity Center is also a certified sound stage. Film productions have cited HVFC as the sole reason for filming in the Hudson Valley.

Ms. Enrich notes that if a film shoots at a New York soundstage, they get certified for a tax incentive. The tax incentive allows the production to spend more money. The Hudson Valley in general offers 9 soundstages, with more production square footage than any other region outside of New York City. The three soundstages in Orange County alone are Umbra Newburgh, United Stage Solutions of New York, and the Newburgh Armory Unity Center. The two films shot at Umbra Newburgh were specifically referred by HVFC.

Ms. Enrich goes on to note that production extends beyond film into television. American Choppers, formerly known as Orange County Choppers, is in production 284 days a year. They rent 2 local houses for crew, and they bring tourists to the area by shooting and being located in this region. Extreme Home Makeover is another production that has taken place in the Hudson Valley. Ms. Enrich goes on to offer a number of examples of televisions and films that had not planned to shoot in the area, but ultimately chose a Hudson Valley location due to the hard work of the HVFC. She notes that HVFC promotes the Hudson Valley through social media, in addition to promoting the area through travel to film festivals around the world.

Mr. Perfit adds that a local restaurant was greatly impacted by one of HVFC's projects, because of catering and tourists looking for the stars. Chairman Petro introduces Mr. Schlesinger who is filmmaker and businessman, who understand the impact of such projects and appreciates the HVFC.

Chairman Petro asks how the requested funds would be used, and Mr. Rejto responds that the funds would be used for marketing the Hudson Valley as a premier destination for film. Once the productions are brought to the area, they can then provide local jobs by hiring local grips, caterers, etcetera. Mr. Perfit adds that for every dollar spent in the Hudson Valley, there is a 1.9 multiplier effect. The Hudson Valley Film Commission has supplied the Board with copies of their current budget.

Mr. Brescia notes that the Governance Committee will discuss the application at the next meeting. Mr. Crotty reminds the HVFC that funds from the IDA must be disbursed directly to vendors, that the Orange County Industrial Development Agency will not simply hand the HVFC a check.

HVFC thanks the Board for their time. While on the subject of grants, Chairman Petro asks Mr. O'Donnell if his office is keeping track of the dollars spent at the Newburgh Armory. He and Ms. Villasuso confirm that the grant funds for the Armory are being monitored, and that the members receive a reconciliation of the Armory's expenditures along with back up documents of any payments that are made.

HVADC

Ms. Villasuso notes for the Board that Hudson Valley Agribusiness has requested to be an agent of the IDA. She would like the Board to confirm that they must go to Governance Committee before next month'

meeting, and asks if the Board would prefer that they fill out a grant application. Chairman Petro would like them to complete the grant application and attend Governance. Chairman Petro adds that he met with Mistery Erling and Church and they were interested in also becoming an Associate Client of the Accelerator, but only if the space is available.

Governance is scheduled for 1:00 next month.

Carlisle Construction – Final Resolution

Mr. Frankel, attorney for Carlisle Construction, gives a brief overview of the Carlisle Construction project. Carlisle has received preliminary subdivision site plan approval and SEQRA approval in the Town of Hamptonburgh, and they are going back to the Town for a special use permit. They will start construction as soon as possible, and would like to be complete in the fall.

Chairman Petro adds that the public hearing was already held in the Hamptonburgh Town Hall, and Mr. O'Donnell adds that the project will bring about 75 jobs, and notes that the project threatened to move out of state, so NYS brought the project to the IDA's attention. There is a unique 11year PILOT for the project, and Mr. O'Donnell is still working on the numbers. Chairman Petro notes that even if the PILOT changes from what it was at the time of the public hearing, the IDA does not have to have another public hearing.

Mr. Crotty reads the Final Resolution aloud. Motion made by Steinberg, seconded by Armistead. Open for discussion. Affirmative votes of all members present resulted in motion carried.

CNC – Advanced Manufacturing

Mr. Green gives an update on the CNC program. He reminds the room that the program is a collaboration between the government, the IDA and the college. While there has been quite a bit accomplished, a project coordinator has yet to be hired. Mr. Green says that, at this time, a project coordinator should be hired and focus groups should be organized. Previously, \$13.2K was approved for an Advanced Manufacturing-related travel expenditure. Mr Green asks that a resolution be approved for the remainder of the Advanced Manufacturing expenditure, to be spent on the project coordinator and the focus groups.

Chairman Petro notes that Mr. Crotty secured a grant in the amount of \$100K from Central Hudson, specifically to be used to fit up the building once it is located. Chairman Petro asks Mr. Green about a \$47K grant. Mr. Green informs him Pat Courtney-Strong was able to locate the funds which were used to purchase CNC equipment. SUNY has taken delivery of the equipment, which is in storage. Chairman Petro then adds that Vinnie Cozzolino has secured a grant from the Department of Energy, and Chairman Petro asks Mr. Crotty to explain the parameters of that grant. Mr. Crotty informs the Board that he spoke with the writer of the grant, Mr. Bartley, and asked if a portion of the funds can be used for the CNC exploration process, and Mr. Bartley informed him that while that was not exactly the intention of the grant, it should not be a problem. But first the money must be spent, and then a reimbursement must be submitted.

Mr. O'Donnell reminds the Board that the college secured a grant for the focus groups, and suggests that Mr. Green meet with everyone who has a piece of the grant so that everyone is on the same page. He does not believe that any further IDA funds should be used at this time.

Mr. O'Donnell asks Mr. Green to "explain what the term 'focus group' in that grant – the college's million dollars – means." Mr. Green explains that "it means gathering the world of green energy manufacturers and such," and finding out about their needs in general. He clarifies that the focus group he's referencing in his proposal is very specific. It is four focus groups of no more than 15 or 18 people each, 2 from Orange County and 2 from the region, put together by the IDA and Mr. Cozzolino and Ms. Courtney-Strong, getting just the key players at the table. Once that is completed, the outcomes will be presented to the Board to determine if the CNC program should move forward.

Mr. Armistead adds that we have been discussing this program for six to eight months, and he would like to get it started already. Ms. Rogulski adds that it is not a lot of money, and it should be under way. Mr. Armistead notes that this program is necessary in this region, and would like to move forward. He adds that the Board agreed to spend the \$43.2K last year.

Mr. O'Donnell notes that the Board already authorized \$13K for travel, but he was able to locate \$12K through Steve Knob, so the entire \$13K was not spent.

[Mr. VanLeeuwen exits the meeting]

Ms. Rogulski adds that there is nothing wrong with authorizing the expenditure and then seeking other reimbursements. She also advises the room that there are dozens of companies in the Hudson Valley and Orange County who are seeking CNC-trained employees.

Mr. Crotty reads the Resolution authorizing a total of \$43K aloud. Motion made by Armistead, seconded by Rogulski. Open for discussion.

There is some discussion regarding the amount of money authorized in this resolution, because the total amount should be less the \$12k provided by Mr. Knob's department. Ms. Rogulski suggests that Mr. Green provide the Board with a reconciliation. It is suggested that the resolution be amended to authorize \$31K at this time.

Mr. Crotty revises and reads aloud a new resolution authorizing \$31K. Motion made by Armistead, seconded by Rogulski. Open for discussion. Affirmative votes of all members present resulted in motion carried.

With no further business, meeting called for adjournment by Mr. Chairman Petro; motion made by Mr. Brescia, seconded by Rogulski, the time being 5:45p.m.

1890

ORANGE COUNTY IDA
BUSINESS ACCELERATOR
4 LONDON AVENUE STE. 100
NEW WINDSOR, NEW YORK 12553

DATE 4/18/12 50-247-218

PAY TO THE ORDER OF Orange County IDA

\$ 34305.79

Thirty four thousand three hundred fine + 79/100 — DOLLARS

orange county
TRUST company
Member FDIC
800-941-0000 orangecountytrust.com
Worthy of Trust Since 1892

Star George
James R. [Signature]

FOR 102 Voucher payback

⑈001890⑈ ⑈021902475⑈

THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

COUNTY GOVERNMENT CENTER

GOSHEN, NY 10924

(Date)

(For Agency Use Only)

Claim No.

Pay To Burke Miele & Golden LLP

Address PO Box 216

Goshen, NY 10924

DATE	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE	AMOUNT
4/16/12		Invoice No. 19168 General Advice		472 50
			TOTAL	472 50

I HEREBY CERTIFY that the above named articles, in the quantities specified were delivered to me upon the date indicated, and that the services have been rendered by the persons named, for the purposes and at the times indicated; and that such articles were for the sole use and benefit of the Orange County Industrial Development Agency.

Reviewed by CFO

(For Agency Use Only)

.....
To be signed by the Officer of the Orange County Industrial Development Agency

STATE OF NEW YORK: COUNTY OF ORANGE

Richard B Golden

says that he/she is

Partner

Title (President or other office or member)

of Burke Miele & Golden LLP

Name of corporation or firm

The claimant mentioned in the within claim, is duly authorized to execute this proof of claim, and hereby certifies to the Orange County Industrial Development Agency, its officers and representatives that the above claim is true and correct; that the services charged for were actually rendered; that the articles charged for therein have been furnished and delivered; that the disbursements were actually and necessarily made; that the whole amount claimed remains due, owing and unpaid, and that there are no federal, state or city taxes included in said claim.

Claimant further certifies that neither himself, nor any of his employees, having an interest, direct or indirect, in this claim, are officers or employees of the Orange County Industrial Development Agency.

Claimant, a corporation, certifies that no officer or employee of said corporation, having an interest, direct or indirect, in this claim, are officers or employees of the Orange County Industrial Development Agency.

Claimant, is an employee or officer of the Orange County Industrial Development Agency, certifies that this claim is only for compensation and or necessary expenses incurred in the performance of duties.

This certification is made pursuant to the provisions of Article IV of the By-Laws of Orange County Industrial Development Agency.

(For Agency Use Only)

Dated

Audited Date

Paid by Check

Signature of Claimant

Date April 17, 2012

(Form updated July 2009)

Burke, Miele & Golden, LLP

40 Matthews Street, Suite 209
P.O. Box 216
Goshen, NY 10924
Tax Identification No. 13-2956319

Invoice submitted to:

Orange County Industrial Development Agency
Orange County Government Center
255-275 Main Street
Goshen NY 10924

April 16, 2012

In Reference To: OCIDA - General Advice

*Invoice #*19168

Professional Services

	<u>Hrs/Rate</u>	<u>Amount</u>
3/12/2012 RBG Work on conflict issue; draft letter to auditors as requested	2.10	472.50
	225.00/hr	
For professional services rendered	2.10	\$472.50

THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

COUNTY GOVERNMENT CENTER

GOSHEN, NY 10924

(Date)

(For Agency Use Only)

Claim No.

Pay To Burke Miele & Golden LLP

Address PO Box 216

Goshen, NY 10924

DATE	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE	AMOUNT
4/16/12		Invoice # 19169 New Hampton Fire District		45 00
3/15/12		Invoice # 19049 New Hampton Fire District		45 00
			TOTAL	90 00

I HEREBY CERTIFY that the above named articles, in the quantities specified were delivered to me upon the date indicated, and that the services have been rendered by the persons named, for the purposes and at the times indicated; and that such articles were for the sole use and benefit of the Orange County Industrial Development Agency.

Reviewed by CFO

(For Agency Use Only)

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To be signed by the Officer of the Orange County Industrial Development Agency

STATE OF NEW YORK: COUNTY OF ORANGE

Richard B Golden

says that he/she is

Partner

of Burke Miele & Golden LLP

Title (President or other office or member)

Name of corporation or firm

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(For Agency Use Only)

Dated

Audited Date

Paid by Check

Signature of Claimant

Date April 17, 2012

Burke, Miele & Golden, LLP

40 Matthews Street, Suite 209
P.O. Box 216
Goshen, NY 10924
Tax Identification No. 13-2956319

Invoice submitted to:

Orange County Industrial Development Agency
Orange County Government Center
255-275 Main Street
Goshen NY 10924

March 15, 2012

In Reference To: OCIDA - New Hampton Fire District

*Invoice #*19049

Additional Charges :

	<u>Amount</u>
2/16/2012 OC Clerk - Motion Fee	45.00
Total costs	<u>\$45.00</u>

Burke, Miele & Golden, LLP

40 Matthews Street, Suite 209
P.O. Box 216
Goshen, NY 10924
Tax Identification No. 13-2956319

Invoice submitted to:

Orange County Industrial Development Agency
Orange County Government Center
255-275 Main Street
Goshen NY 10924

April 16, 2012

In Reference To: OCIDA - New Hampton Fire District

*Invoice #*19169

Professional Services

		<u>Hrs/Rate</u>	<u>Amount</u>
3/19/2012	JSE Call OC Clerk's Office/ Court Papers to determine if Decision entered yet and advise RBG with status	0.20 225.00/hr	45.00
3/30/2012	JSE Conference with OC Clerk re status of entry of decision; e-mail RBG with update	0.10 225.00/hr	NO CHARGE
	For professional services rendered	0.30	\$45.00

THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

COUNTY GOVERNMENT CENTER

GOSHEN, NY 10924

4-18-12

(Date)

Pay To Orange County Partnership

Address 40 Matthews St., Suite 108

Goshen, NY 10924

(For Agency Use Only)

Claim No.

DATE	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE	AMOUNT
4-18-12		Payment for OCP advertisement in Wall Street Journal, per Resolution dated 4-18-12		45,477 00
			TOTAL	45,477 00

I HEREBY CERTIFY that the above named articles, in the quantities specified were delivered to me upon the date indicated, and that the services have been rendered by the persons named, for the purposes and at the times indicated; and that such articles were for the sole use and benefit of the Orange County Industrial Development Agency.

Reviewed by CFO

(For Agency Use Only)

.....
To be signed by the Officer of the Orange County Industrial Development Agency

STATE OF NEW YORK: COUNTY OF ORANGE

_____ says that he/she is _____
of _____ Title (President or other office or member)
Name of corporation or firm

The claimant mentioned in the within claim, is duly authorized to execute this proof of claim, and hereby certifies to the Orange County Industrial Development Agency, its officers and representatives that the above claim is true and correct; that the services charged for were actually rendered; that the articles charged for therein have been furnished and delivered; that the disbursements were actually and necessarily made; that the whole amount claimed remains due, owing and unpaid, and that there are no federal, state or city taxes included in said claim.

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Claimant, is an employee or officer of the Orange County Industrial Development Agency, certifies that this claim is only for compensation and or necessary expenses incurred in the performance of duties.

This certification is made pursuant to the provisions of Article IV of the By-Laws of Orange County Industrial Development Agency.

(For Agency Use Only)

Dated

Audited Date

Paid by Check

Signature of Claimant _____

Date _____

(Form updated July 2009)

RESOLUTION APPROVING ADDITIONAL FUNDING TO ORANGE COUNTY PARTNERSHIP FOR WALL STREET JOURNAL ADS

MOTION BY: Bob Armistead

SECONDED BY: Hank VanLeeuwen

Whereas, the President and CEO of Orange County Partnership has appeared before this IDA board and made a presentation requesting additional funds for advertising in the Wall Street Journal, specifically a pull-out section featuring sites in Orange County for economic development; and

Whereas, the Orange County Partnership is also contributing its own funds for the advertising program; and

Whereas, this IDA board has considered the request and recommended approval with two contingencies.

Now Therefore Be It Resolved that the IDA agree to appropriate \$45,477 to the Orange County Partnership for advertising in the Wall Street Journal, subject: 1) to the Orange County IDA logo being affixed on the front page, and 2) the IDA Executive Director reviewing the copy before it goes to print.

Vote:

Mr. Schreibeis	Yes
Ms. Rogulski	Yes
Mr. Armistead	Yes
Mr. Brescia	Yes
Mr. Steinberg	Abstain (only because he was not present for the presentation)
Mr. Van Leeuwen	Yes
Chairman Petro	Yes

DATED 4-18-12

6 AYES 0 NAYS

RESOLUTION ADOPTED

THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY
 COUNTY GOVERNMENT CENTER
 GOSHEN, N. Y. 10924

May 1, 2012

To Philip A. Crotty, P.C.

Address P.O. Box 363

Cornwall on Hudson, NY 12520

(For Agency Use Only)

Claim No. _____

DATES	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE	AMOUNT
Month of March, 2012:				
February 20, 2012 to March 23, 2012		IDA Attorney –Legal Services per time billing attached for month of March 2012, per IDA resolution adopted January 18, 2012		
		General IDA	\$3700.00	
		Company Financings	\$2127.50	
		Business Accelerator	\$1757.50	
			TOTAL	7585.00

I HERE CERTIFY that the above named articles, in the quantities specified were delivered to me upon the date indicated, and that the services have been rendered by the persons named, for the purposes and at the times indicated; and that such articles were for the sole use and benefit of the Orange County Industrial Development Agency.

Reviewed by CFO

.....
 To be signed by the Officer of the Agency

STATE OF NEW YORK: COUNTY OF ORANGE

Philip A. Crotty

Says that he is President

President or other office or member

Of the

Philip A. Crotty, P.C.

Name of corporation or firm of

The claimant mentioned in the within claim, is duly authorized to execute this proof of claim, and hereby certifies to the Orange County Industrial Development Agency, its officers and representatives that the above claim is true and correct; that the services charged for were actually rendered; that the articles charged for therein have been furnished and delivered; that the disbursements were actually and necessarily made; that the whole amount claimed remains due, owing and unpaid, and that there are no federal, state or city taxes included in said claim.

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Claimant, is an employee or officer of the Orange County Industrial Development Agency, certifies that this claim is only for compensation and or necessary expenses incurred in the performance of duties.

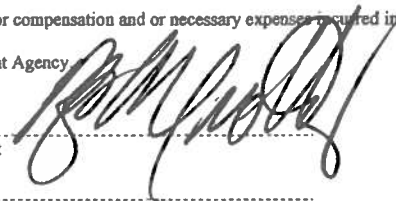
This certification is made pursuant to the provisions of Article IV of the By-Laws of Orange County Industrial Development Agency

Dated _____

Philip A. Crotty
 Signature of Claimant

Audited _____
 (Date)

Dated May 1, 2012



Philip A. Crotty, P.C.
P.O. Box 363
Cornwall-on-Hudson, NY 12520
845-401-8000 (cell)
Philip.crotty@yahoo.com

Orange County IDA Chief Financial Officer
Orange County IDA Executive Director
Orange County IDA Chairman and Members
Orange County Government Center
Goshen, NY 10924

Re: Legal Billing for March 2012

May 1, 2012

A. General Legal:

2-20-12 E-mail exchange with IDA officials re micro-loan program, and e-mail exchange with IDA secretary re Millennium check for \$108,000 that arrived with wrong payee; T/C Anthony Campagiorni at Central Hudson re possible funding for CNC project.

1.0 hr

2-21-12 T/C and e-mail exchange with C. Bette at First Columbia re second floor lease; attention to Don Green e-mails re grant to obtain CNC machines at no cost per federal grant not used by SUNY Ulster.

1.0 hr

2-22-12 Work on IDA annual report for 2011, complete section on accomplishments, specifically Newburgh Armory; attention to e-mail re IDA audit and Breonics, research audit questions, and respond.

1.5 hr

2-23-12 Review EPA grant to IDA and TSEC and SUNY Orange from EPA and SBA, per request from Julie Richards.

1.5 hr

2-24-12 Review more docs re EPA grant; e-mail exchange with Peter Gregory re impact of grant on OCBA.

.5 hr

2-28-12 Review latest draft of OCFC micro-loan program from Russ Vernon, make notes, and e-mail exchange; t/c and e-mail with OCP re agency status and how to submit time to IDA per ABO.

1.0 hr

2-29-12 Attention to EPA grant re notes from Peter Gregory and Julie Richmond; attention to e-mails re Managing Director replacement at OCBA; attention to e-mails re CNC Manufacturing.

.5 hr

3-1-12 E-mail exchange and T/C with IDA secretary re Millennium grant check made out wrong, e-mail exchange with Russ Gaenzle re FERC application for Millennium so IDA gets additional \$100,000.

.5 hr

3-2-12 Attention to THR article re Kolmar grant from ESD (IDA gave grant from Millennium monies.)

.5 hr

3-5-12 Attention to March IDA agenda.

1.0 hr

3-6-12 Long T/C and e-mail exchange with IDA secretary re 2011 annual report contents; T/C Peter Gregory re OCBA; review IDA back minutes re advanced manufacturing project.

1.0 hr

3-7-12 Draft three resolutions for IDA March meeting; e-mail member Armistead; t/c Don Green re advanced manufacturing and \$100,000 grant from SUNY Ulster.

1.0 hr.

3-12-12 T/C IDA secretary re OCCDC 2011 tax and accountant bill.

.5 hr

3-13-12 Attention to IDA agenda for March meeting, t/c IDA secretary re agenda and annual report; attention to OCCDC income tax return and accountant bill for \$1500; prepare Paramount Theater agreement and forward to Exec Dir for execution.

1.0 hr

3-14-12 Attention to OCCDC tax filing, t/c and e-mail exchange with IDA accountant and IDA secretary; t/c and e-mail exchange with A. Campagiorni, Esq. re Central Hudson \$100,000 for CNC project; e-mail exchange with Don Green at SUNY Orange re SUNY Ulster grant for CNC equipment.

1.0 hr

3-15-12 Receive and review judge's decision in favor of IDA re Article 78 proceeding of IDA with New Hampton Fire District, e-mail to all parties, t/c attorney Rick Golden, Exec Dir, and bond counsel.

1.0 hr

3-16-12 T/C IDA secretary re agenda changes and annual report.

.5

3-17-12 T/C and e-mail exchange with Anthony Campagiorni, Esq. re Central Hudson \$100,000 grant for CNC, and request changes; attention to letter re changes.

.5 hr

3-19-12 T/C IDA secretary re more changes to agenda and discuss annual report and PARIS.

.5 hr

3-20-12 Prep for IDA meeting tomorrow.

.5 hr

3-21-12 Attend IDA meeting and present resolutions.

2.5 hr

3-22-12 Prepare revised resolutions from IDA meeting yesterday; prepare P. Gregory letter of engagement.

1.0 hr

B. Company Financings:

2-20-12 E-mail exchange and t/c with bond counsel re public hearing for The Marketplace T/C Bill Tremble working for The Marketplace suggesting new UTEP.

.8 hr.

2-21-12 Review lengthy submission by Newburgh Mall attorneys objecting to The Marketplace, and review compliance with FOIL.

1.0 hr.

2-24-12 E-mail exchange with bond counsel re Carlisle Manufacturing and Marketplace.

.7 hr

2-29-12 Review draft deviation notice on The Marketplace, and submit comments to bond counsel; e-mail exchange with bond counsel re deviation notice, and e-mail exchange with bond counsel re Newburgh Mall complaints and THR article.

1.3 hr

3-5-12 T/C and e-mail exchange with bond counsel re The marketplace deviation notice and p/h notice, and attention to foreclosure issue with Newburgh Mall.

1.0 hr

3-6-12 Further attention to The Marketplace deviation notice and public hearing; t/c steno re public hearing.

.7 hr.

3-7-12 Attend conference at Local 17 with Town of Newburgh, County, union, and IDA officials re The Marketplace, and prepare memo.

2.0 hr

3-12-12 Attention to e-mails from Center Line Studios, IDA secretary and bond counsel re request delay IDA fee of \$20,000, t/c attorney for Centerline; t/c IDA secretary re inquiry concerning Orange County Choppers foreclosure; t/c's re The Marketplace postponement of public hearing.

1.0 hr

3-13-12 E-mail exchange with Mark Taylor, Esq. , Town of Newburgh Attorney, and bond counsel re The Marketplace questions; t/c Tom Clarke, Esq, attorney for Centerline Studios, and e-mail exchange with IDA secretary re Centerline Studios; attention to e-mail re closing on Carlisle Construction from bond counsel.

1.0 hr.

3-15-12 Attention to meeting with Active Ventilation; T/C bond counsel re Marketplace notices.

.5 hr

3-19-12 T/C bond counsel re Marketplace, e-mail back to attorney Mark Taylor for Town of Newburgh.

.5 hr

3-22-12 Attention to Carlisle Construction closing docs; attention to Town of Nbg attorney Taylor e-mails re The Marketplace negotiations; attention to CenterLine Studios request for extension of sales tax and defer fee to IDA.

1.0 hr

C. Orange County Business Accelerator:

2-20-12 Attention to Letter of Intent negotiated between IDA and First Columbia for second floor at 4 Crotty Lane, e-mail exchange with Chris Bette and IDA secretary.

1.0 hr

2-21-12 On-going e-mail exchange re revised OCBA website; take pictures at SWF for new website and forward to Focus Media.

1.0 hr

2-22-12 Attention to Di Tullo departure, and his 2012 letter of engagement.

.5 hr

2-23-12 Review First Columbia lease with option to purchase second floor, make revisions and submit to F/C attorney.

1.0 hr

2-24-12 Conferences at OCBA re second floor lease and purchase option, e-mail exchange with First Columbia attorney, attention to replacement for DiTullo, review job description and update.

1.0 hr

2-28-12 Attention to DiTullo resignation and Peter Gregory re assuming position.

.5 hr

2-29-12 Attention to e-mail and follow-up with First Columbia re no-go on IDA lease for second floor.

1.0 hr

3-4-12 View new OCBA website, prepare memo suggesting further changes.

1.0 hr

3-5-12 Conference at OCBA with P. Hartmeyer of Cymogen re additional space requirements; conference with OCBA directors re various matters.

.5 hr

3-8-2012 Conf. with Hartmeyer at Cymogen re potential second floor lease with IDA and Docuware, conf. with Managing Director re second floor.

.5 hr

3-12-12 Attention to e-mail re OCBA website notes from P. Gregory; t/c P. Gregory re after DiTullo departs.

.5 hr

3-14-12 Conference with Chairman of Bd of trustees at SUNY Orange per his request regarding suggestions, also attended by P. Gregory.

1.0 hr

General Legal	\$3700.00
Company Financings	2127.50
Orange County Business Accelerator	<u>1857.50</u>
Total	\$7585.00

Thank you

THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

COUNTY GOVERNMENT CENTER

GOSHEN, NY 10924

5-2-12

(Date)

(For Agency Use Only)
Claim No.

Pay To James O'Donnell

Address 255 Main St.

Goshen, NY 10924

DATE	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE	AMOUNT
5-2-12		Reimbursement for Purchase of Rich States, Poor States		20 00
			TOTAL	20 00

I HEREBY CERTIFY that the above named articles, in the quantities specified were delivered to me upon the date indicated, and that the services have been rendered by the persons named, for the purposes and at the times indicated; and that such articles were for the sole use and benefit of the Orange County Industrial Development Agency.

Reviewed by CFO

(For Agency Use Only)

.....
To be signed by the Officer of the Orange County Industrial Development Agency

STATE OF NEW YORK: COUNTY OF ORANGE

_____ says that he/she is _____
of _____ Title (President or other office or member)
Name of corporation or firm

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(For Agency Use Only)
Dated
Audited Date
Paid by Check

Signature of Claimant _____

Date _____

Checkout

- Shipping Address
- Billing Address
- Tax & Shipping
- Select Orders
- Payment
- Place Order

Please review the information below and submit your order.

Submit Order

Purchased By:
 James D. O'Donnell
 Customer ID: 2417240
 (Organization: Orange County Industrial Development Agency)
 (845) 291-2700
 jodonnell@orangecountygov.com

Shopping Cart Items	Amount	Quantity	Total
Rich States, Poor States - 5th Edition Donation/Fund	\$20.00	1	\$20.00
		Subtotal	\$20.00
		Taxes	\$0.00
		Shipping	\$0.00
		Invoice Total	\$20.00

Checkout Summary	Grand Total	\$20.00
	Payment	\$20.00
	Order Balance	\$0.00

Shipping & Billing Information

Billing Address:
 James D. O'Donnell
 [Redacted]
 [Redacted]
 United States
 [Redacted]

Change

Payment Information

Payment Amount: \$20.00



Orange County Business Accelerator
Profit & Loss YTD Comparison
April 2012

	Apr 12	Jan - Apr 12	Budget 2012
Ordinary Income/Expense			
Income			
IDA Deposit	170,500.00	341,000.00	
Rent-Clients	8,902.40	40,304.55	93,000.00
Rent-HVEDC	3,330.13	16,158.36	40,000.00
Seminar/Sponsor	0.00	45.00	2,000.00
Utility Reimbursement	0.00	1,070.88	5,000.00
Total Income	182,732.53	398,578.79	140,000.00
Expense			
Admin. Assistant	2,923.08	12,423.09	38,000.00
Automobile Expense	0.00	2,203.08	10,000.00
Benefits	2,400.56	11,582.30	38,000.00
Building Insurance	0.00	0.00	5,000.00
Building Rent	14,240.62	56,912.48	172,000.00
Building Utilities	1,225.69	7,495.84	20,000.00
Common Area Maintenance	4,668.12	13,790.02	30,000.00
Contingency	0.00	0.00	5,000.00
Director Salary	9,372.60	34,318.27	92,000.00
Dues and Subscriptions	0.00	934.98	2,500.00
Enterprise Development Director	0.00	18,750.03	75,000.00
** IDA Admin Asst	2,884.64	12,259.72	37,500.00
Info Technology	2,268.35	7,982.10	15,000.00
Marketing/PR & Web	9,087.00	31,638.51	100,000.00
Office Cleaning	250.00	1,000.00	3,000.00
Office Supplies & Postage	1,153.63	3,477.37	9,000.00
Payroll Taxes	1,878.55	9,950.04	20,000.00
Professional Fees	225.00	895.00	
* Revenue Reimbursement to IDA	34,305.79	68,596.79	
Travel, Lodging, Meals	848.79	2,879.10	10,000.00
Total Expense	87,732.42	296,888.72	682,000.00
Net Ordinary Income	96,629.85	103319/82	
Other Income/Expense			
Other Income			
Interest Income	12.74	58.20	300.00
Total Other Income	12.74	58.20	300.00
Net Other Income	12.74	58.20	300.00
Net Income	96,642.59	103,378.02	
* Off Budget			
** IDA Admin Assistant Salary			37,500.00
Benefits, Payroll Taxes			9,500.00
Total			47,000.00

**ORANGE COUNTY
INDUSTRIAL
DEVELOPMENT
AGENCY**

**APPLICATION FOR
FINANCIAL ASSISTANCE**

Newburgh SPCA dba Hudson Valley SPCA
(Applicant Name)

James O'Donnell
Executive Director
Office of Business Assistance
Orange County Government Center
255 Main Street
Goshen, NY 10924
Tel: 845-291-2700
www.orangecountygov.com
business@orangecountygov.com

Updated June 2010

ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

APPLICATION FOR FINANCIAL ASSISTANCE

I. APPLICANT INFORMATION

Company Name: Newburgh SPCA dba Hudson Valley SPCA
Mailing Address: PO Box 356, Vails Gate 12584
Phone No.: 845 564-6810
Fax No.: _____
Fed Id. No.: 14-6027733
Contact Person: Tom DiCarrado

Principal Owners/Officers/Directors (list owners with 15% or more in equity holdings with percentage ownership):

President: Joan Kay, Vice President Tom DiCarrado

Corporate Structure (*attach schematic if applicant is a subsidiary or otherwise affiliated with another entity*)

Form of Entity

Corporation

Date of Incorporation: July 22, 1889

State of Incorporation: New York

Partnership

General: _____ or Limited: _____

Number of general partners: _____

If applicable, number of limited partners: _____

Date of formation: _____

Jurisdiction of Formation: _____

Limited Liability Company/Partnership (number of members _____)

Date of Incorporation: _____

State of Incorporation: _____

Sole Proprietorship

Application for Financial Assistance

If a foreign organization, is the applicant authorized to do business in the State of New York?

Yes No

APPLICANT'S COUNSEL

Name: Steve Rineks

Address: Arrons Central Valley New York

Phone No.: 928-9444

Fax No.: _____

II. PROJECT INFORMATION

A) Describe the proposed acquisitions, construction or reconstruction and a description of the costs and expenditures expected.

A three lot subdivision, where two lots will be preapproved for sale and development complete with IDA benefits.

B) Furnish a copy of any environmental application presently in process of completion concerning this project, providing name and address of the agency, and copy all pending or completed documentation and determinations.

See attached Concept Drawing

If any of the above persons, or a group of them, owns more than a 50% interest in the company, list all other organizations which are related to the company by virtue of such persons having more than a 50% interest in such organizations.

None

Is the company related to any other organization by reason of more than 50% common ownership? If so, indicate name of related organization and relationship.

None

Has the company (or any related corporation or person) made a public offering or private placement of its stock within the last year? If so, please provide offering statement used.

None

Application for Financial Assistance

Project Data

1. Project site (land)

(a) Indicate approximate size (in acres or square feet) of project site.

Two parcels - about 4 acres to be sold, One parcel - retail, crematorium & new animal shelter

(b) Are there buildings now on the project site?

Yes_ No

(c) Indicate the present use of the project site.

Two parcels about four acres open land, One parcel with several buildings

(d) Indicate relationship to present user of project.

We, the Newburgh SPCA dba Hudson Valley SPCA are the current user

2. Does the project involve acquisition of an existing building or buildings? If yes, indicate number, size and approximate age of buildings:

None

3. Does the project consist of the construction of a new building or buildings? If yes, indicate number and size of new buildings:

7200 sq ft on parcel 2, 11400 sq ft on parcel 3, 7200 sq ft on parcel 1

4. Does the project consist of additions and/or renovations to existing buildings? If yes, indicate nature of expansion and/or renovation:

No

5. What will the building or buildings to be acquired, constructed or expanded be used for by the company? (Include description of products to be manufactured, assembled or processed, and services to be rendered. . .

Retail, office and enlarged shelter operations

. . . including the percentage of building(s) to be used for office space and an estimate of the percentage of the functions to be performed at such office not related to the day-to-day operations of the facilities being financed.)

Retail, office and enlarged shelter operations

Application for Financial Assistance

6. If any space in the project is to be leased to third parties, indicate total square footage of the project amount to be leased to each tenant and proposed use by each tenant.

None

7. List principal items or categories of equipment to be acquired as part of the project.

Phase 3: Building construction materials, Animal clinic equipment, a crematorium.

8. Has construction work on this project begun?

Complete the following

(a) site clearance	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	% complete
(b) foundation	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	% complete
(c) footings	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	% complete
(d) steel	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	% complete
(e) masonry work	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	% complete
(f) other (describe below)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	% complete

9. Will any of the funds borrowed through the Agency be used for refinancing?

No

10. Is a purchaser for the bonds in place? N/A

COST BENEFIT ANALYSIS:

	<u>Costs =</u> <u>Financial Assistance</u>	<u>Benefits =</u> <u>Economic Development</u>	
Estimated Sales Tax Exemption	\$ <u>110,000.00</u>	New Jobs Created	<u>40</u>
		Existing Jobs Retained	<u>5</u>
Estimated Mortgage Tax Exemption	\$ <u>40,000.00</u>	Private Funds invested	\$ <u>500,000.00</u>
		Other Benefits	\$ <u> </u>
Estimated Property Tax Abatement	\$ <u> </u>	Expected Yearly Payroll	\$ <u>800000</u>
Estimated Interest Savings IRB Issue	\$ <u>120,000.00</u>	Expected Gross Receipts	\$ <u>1000000</u>

Application for Financial Assistance

B) Project Address: 940 Little Britain Road

Tax Map Number 3 / 1/ 27.22
(Section/Block/Lot)

Located in City of: _____
 Located in Village of _____
 Located in Town of New Windsor
 School District of Newburgh

C) Are utilities on site?

Water Yes No Electric Yes No
 Gas Yes No Sanitary/Storm Sewer Yes No

D) Present legal owner of the site: _____
 If other than from applicant, by what means will the site be acquired for this project?
Applicant

E) Zoning of Project Site: Current: commercial Proposed: commercial

F) Are any variances needed? No

G) Principal use of project upon completion: Retail & Office, Animal Clinic and Shelter

H) Will the project result in the removal of a plant or facility of the applicant from one area of the State of New York to another? Yes No

Will the project result in the abandonment of one or more plants or facilities located in the State of New York? Yes No

I) Estimate how many construction/permanent jobs will be created or retained as a result of this project and the estimated annual salary range:

	<u>Number of jobs created</u>	<u>Estimated Annual Salary Range</u>	
Construction:	<u>30</u>	\$ <u>4,000,000</u>	to \$ <u>6,000,000</u>
Permanent	<u>15</u>	\$ <u>800,000</u>	to \$ <u>1,100,000</u>
Retained	<u>5</u>	\$ <u>150,000</u>	to \$ <u>150,000</u>

J) Financial Assistance being applied for:

	<u>Estimated Value</u>
<input type="checkbox"/> Real Property Tax Abatement	\$ <u>60,000.00</u>
<input type="checkbox"/> Mortgage Tax Exemption	\$ <u>40,000.00</u>
<input type="checkbox"/> Sales and Use Tax Exemption	\$ <u>110,000.00</u>
<input type="checkbox"/> Issuance by the Agency of Tax Exempt Bonds	\$ _____

Application for Financial Assistance

K) Project Costs (Estimates)

Land	800,000
Building	\$3,500,000.00
Equipment	\$500,000.00
Soft costs	200,000
Other	
Total	\$4,800,000.00

III. REPRESENTATIONS BY THE APPLICANT


The Applicant understands and agrees with the Agency as follows:

- A. Job Listings In accordance with Section 858-b(2) of the New York General Municipal Law, the applicant understands and agrees that, if the proposed project receives any Financial Assistance from the Agency, except as otherwise provided by collective bargaining agreements, new employment opportunities created as a result of the proposed project must be listed with the New York State Department of Labor Community Services Division (the "DOL") and with the administrative entity (collectively with the DOL, the "JTPA Entitle") of the service delivery area created by the federal job training partnership act (Public Law 97-300) ("JPTA") in which the project is located.
- B. First Consideration for Employment In accordance with Section 858-b(2) of the General Municipal Law, the applicant understands and agrees that, if the proposed project receives any Financial Assistance from the Agency, except as otherwise provided by collective bargaining agreements, where practicable, the applicant must first consider persons eligible to participate in JTPA programs who shall be referred by the JPTA Entities for new employment opportunities created as a result of the proposed project.
- C. A liability and contract liability policy for a minimum of three million dollars will be furnished by the Applicant insuring the Agency.
- D. Annual Sales Tax Filings In accordance with Section 874(8) of the General Municipal Law, the Applicant understands and agrees that, if the proposed project receives any sales tax exemptions as part of the Financial Assistance from the Agency, in accordance with Section 874(8) of the General Municipal Law, the applicant agrees to file, or cause to be filed, with the New York State Department of Taxation and Finance, the annual form prescribed by the Department of Taxation and Finance, describing the value of all sales tax exemptions claimed by the applicant and all consultants or subcontractors retained by the Applicant.
- E. Annual Employment Reports The applicant understands and agrees that, if the proposed project receives any Financial Assistance from the Agency, the applicant agrees to file, or cause to be filed, with the Agency, on an annual basis, reports regarding the number of people employed at the project site.
- F. Absence of Conflicts of Interest The applicant has received from the Agency a list of the members, officers, and employees of the Agency. No member, officers or employee of

Application for Financial Assistance

the Agency has an interest, whether direct or indirect, in any transaction contemplated by this Application, except as hereinafter described:

The Applicant and the individual executing this Application on behalf of applicant acknowledge that the Agency and its counsel will rely on the representations made in this Application when acting hereon and hereby represents that the statements made herein do not contain any untrue statement of a material fact and do not omit to state a material fact necessary to make the statements contained herein not misleading.


(Applicant Signature)


(Name of Officer)


(Title)

This Application should be submitted to the Orange County Industrial Development Agency, c/o James O'Donnell, Acting Administrative Director, Orange County Government Center, 255-275 Main Street, Goshen, NY 10924 Tel: (845) 291-2700.

The Agency will collect an administrative fee at the time of closing.
SEE ATTACHED FEE SCHEDULE (page 10)

Bond Counsel
CHARLES SCHACHTER, ESQ.
Harris Beach PLLC
99 Gamsey Road
Pittsford, New York 14534
Tel: (585) 419-8633
Fax: (585) 419-8817

Attach copies of preliminary plans or sketches of proposed construction or rehabilitation or both.

Attach the following Financial Information of the Company

1. Financial statements for last two fiscal years (unless included in company's Annual Reports).
2. Company's annual reports (or Form 10-K's) for the two most recent fiscal years.
3. Quarterly reports (Form 10Q's) and current reports (Form 8-K's) since the most recent Annual Report, if any.

Application for Financial Assistance

- 4. In addition, please attach the financial information described above in items 1, 2 and 3 of any expected Guarantor of the proposed bond issue, if different from the company.

HOLD HARMLESS AGREEMENT

Applicant hereby releases the ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY and the members, officers, servants, agents and employees thereof (the "Agency") from, agrees that the Agency shall not be liable for and agrees to indemnify, defend and hold the Agency harmless from and against any and all liability arising from or expense incurred by (A) the Agency's examination and processing of, and action pursuant to or upon, the attached Application, regardless of whether or not the Application or the Project described therein or the tax exemptions and other assistance requested therein are favorably acted upon by the Agency, (B) the Agency's acquisition, construction and/or installation of the Project described therein and (C) any further action taken by the Agency with respect to the Project; including without limiting the generality of the foregoing, all causes of action and attorneys' fees and any other expenses incurred in defending any suits or actions which may arise as a result of any of the foregoing. If, for any reason, the Applicant fails to conclude or consummate necessary negotiations, or fails, within a reasonable or specified period of time, to take reasonable, proper or requested action, or withdraws, abandons, cancels or neglects the Application, or if the Agency or the Applicant are unable to reach final agreement with respect to the Project, then, and in the event, upon presentation of an invoice itemizing the same, the Applicant shall pay to the Agency, its agents or assigns, all costs incurred by the Agency in processing of the Application, including attorneys' fees, if any.

(Applicant Signature)

By:

Thomas D. Carrado

Name:

Thomas D. Carrado

Title:

*V.P. Newburgh SPCA
dba HV.SPCA*

Doreen A. Casey

(Notary Public)

Sworn to before me this *19th* day *April*
of *April*, 20 *12*

DOREEN A CASEY
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CA6015920
Qualified in Orange County
My Commission Expires November 09, 20 *14*

Application for Financial Assistance

***FEE SCHEDULE FOR THE
ORANGE COUNTY IDA IS AS FOLLOWS:***

IDA

One-percent of the first \$2,000,000 plus one-half percent of amount above that, due at closing.*

Application Fee

\$5,000 non-refundable, due at application, broken down as follows:

IDA Administrative Fee: \$2,500

IDA Bond Counsel Fee: \$12,000-15,000 for straight lease transactions; fee for Tax-exempt transactions to be quoted depending on complexity of deal. \$2,500 due at application and balance due at closing for all deals.

NOTE: IDA reserves the right to seek additional IDA and Bond Counsel fees for exceptionally complex transactions.

Please make all Checks payable to:

Orange County Industrial Development Agency

Mail to:

***255-275 Main Street
Goshen, New York 10924***

*In the event that an applicant does not seek or does not qualify for the IDA's enhanced PILOT or the equivalent of the State's 485-b program, the fee will be a straight one-half percent (0.5%) of the IDA financing benefits provided to the project cost.

Application for Financial Assistance

Labor Policy

Adopted May 18, 2006, it is the Labor Policy of the Orange County Industrial Development Agency to *encourage* all companies availing themselves of IDA benefits to use local workforce and pay prevailing wages on their project where possible.

**ORANGE COUNTY
INDUSTRIAL DEVELOPMENT AGENCY
County Government Center
Goshen, New York 10924**

James Petro, Jr., Chairman
Robert Armistead, Vice Chairman
Mary Ellen Rogulski, Second Vice Chairman
Stephen Brescia, Secretary
John Steinberg, Jr., Assistant Secretary
Henry VanLeeuwen
Robert J. Schreibeis, Sr.

James O'Donnell, Executive Director
Joel Kleiman, Chief Financial Officer
Philip A. Crotty, Attorney
Laurie Villasuso, Administrative Assistant

GRANT APPLICATION FORM

ORGANIZATION

Name of Organization: Hudson Valley AgriBusiness Development Corp DATE: May 2012

Project Title: Hudson Valley AgriBusiness Incubator Without Walls and HV Bounty Programs

Address: 507 Warren Street- 2nd Floor

City/Zip Code: Hudson, NY 12534

Telephone: 518-432-5360 E-mail Address: terling@hvadc.org or majohnson@hvadc.org

Name of Contact: Todd Erling or Mary Ann Johnson

Title: Executive Director and Projects Director

Specific amount requested from Orange County IDA: \$75,000 as a 3-year \$25,000/year commitment

Have you received any grants or other forms of assistance from the Orange County Industrial Development Agency in the past? X Yes No Dates and amounts \$75,000 as a 3-year \$25,000/year commitment

Have you received any other assistance from other agencies or organizations? X Yes No
If yes, please indicate from whom and the type or amount \$75,000 as a 3-year \$25,000/year commitment from each the Dutchess, Ulster and Sullican Counties IDA's as well as Columbia Economic Development Corporation

(Please remember that your request will receive the same consideration whether or not you have had previous requests in the past with the Orange County IDA.)

ORGANIZATION BACKGROUND

Orange County, a founding member of the HVADC, is joined by Columbia, Dutchess, Ulster and Sullivan Counties to form the Hudson Valley AgriBusiness Development Corporation. Each County's Economic Development Offices have committed financial resources to HVADC and has enabled HVADC to leverage these critical county dollars with Federal, State and private funds to support the region's agricultural and agribusiness economy.

HVADC is a not-for-profit entity whose purpose is to develop, promote, enhance and strengthen the agribusiness industry and its associated economic and environmental benefits within New York State's Hudson Valley Region. HVADC promotes the Hudson Valley as an attractive, viable region for agriculture through a creative program of technical assistance, business development services and the coordination of financial and other resources.

This mission is accomplished through the following four program areas:

1. Capital Access Services and Programs
2. Agribusiness Technical and Professional Services
3. Project Planning and Development Services
4. Agricultural Development and Support for Communities

HVADC differentiates itself from other economic development entities in the region by focusing its programming on a narrow set of industry clusters:

- Production Agriculture,
- Value-added food processing,
- Agriculturally related marketing and distribution,
- Agriculturally related alternative energy production,
- Agro/culinary tourism, and
- Agricultural biotechnology and related research

In general, HVADC strives to enhance the bottom line of farm businesses and strengthen the agricultural industry as a whole. The range of projects includes processing facilities and value-added initiatives, analysis and start up assistance for new ventures and enterprises, marketing assistance, market expansion and improvement of distribution networks for the region's agricultural businesses.

DESCRIPTION OF PROJECT

HVADC will utilize the \$25,000 per year to fund our network of private sector service providers on projects in Orange County and to maintain/recruit Orange County businesses participating in the Hudson Valley Bounty program. Additionally, HVADC is committed to coordinating Hudson Valley Bounty events, which will specifically target Orange County producers and consumers.

HVADC understands the money, if awarded from the OCIDA, will only be used towards programmatic needs and will not utilize the money for administration costs.

The centerpiece of HVADC's request is the continued support of the **Agricultural Viability Program** in Orange County. This program currently provides the following comprehensive set of critical programs to agribusinesses in the Hudson Valley Region:

Small Business Counselor Support and Training – HVADC provides practical business planning and problem solving delivered in coordination with small business assistance partners such as Cornell Cooperative Extension, SCORE, and SBDC. In addition, HVADC conducts an annual training session targeted at educating small business counselors about the needs of agriculture and related industries.

Agribusiness "incubator without walls" – HVADC technical assistance staff provides resources to pre-qualified agribusinesses based on the "incubator without walls" model. The "incubator without walls" program, which relies on a private sector service network, developed by the board and staff from qualified regional specialists, to support agribusiness clients. Services include business plan development, accounting, legal and marketing specialists. Expertise in agribusinesses is a critical aspect of this program and service provider network.

Agribusiness Counseling – HVADC staff and service partners provide counseling services to lending and investment banking clients, as well as those in the "incubator without walls" program that are directed to business needs that cannot otherwise be satisfied by SCORE, SBDC, Cornell Cooperative Extension, and other similar organizations.

Hudson Valley Bounty – HVADC provides staff to promote and support networking connections between local agricultural producers and culinary businesses. The aim is to educate the community about the preservation of local farms through the purchase and use of local and regional sustainable foods and products throughout the entire Hudson Valley. This is accomplished through the Hudson Valley Bounty website and events held throughout the region.

BUDGET

*-Please see separate attachment being prepared by our Projects Director and Bookkeeper.

TARGET POPULATIONS AND PERFORMANCE SITE(S)

In general, HVADC strives to enhance the bottom line of farm businesses and strengthen the agricultural industry as a whole. The range of projects includes processing facilities and value-added initiatives, analysis and start up assistance for new ventures and enterprises, marketing assistance, market expansion and improvement of distribution networks for the region's agricultural businesses.

EVALUATION

Annual report to the IDA with Quarterly Updates as requested outlining activities, programs and specific projects.
Current HVADC Projects in Orange County:

- 1.) Technical administration and grant writing assistance to farmers seeking to prepare and complete successfully awarded USDA Value Added Grant Applications.
- 2.) Business expansion counseling to a local farmers seeking to add process capacity and expand operations to make room for next generation.
- 3.) Local vegetable sourcing from OC farm product for Farm-to-Table Co-packing.
- 4.) Business planning services to local farmers seeking to diversify production.

PLEASE RETURN THIS APPLICATION TO:

Orange County Industrial Development Agency
Orange County Government Center
255 Main Street
Goshen, NY 1092



HVADC
507 Warren St – 2nd Floor
Hudson, NY 12534
518.432.5360
888.317.5556 fax
www.HVADC.org

April 3, 2011

Mr. James R. Petro Jr., Chairman
Mr. James O'Donnell, Executive Director
Orange County IDA
Orange County Government Center
255 Main Street
Goshen, NY 10924

Re: HVADC Support of OC IDA

Dear Mr. Petro and Mr. O'Donnell:

I am writing this to request a renewal of the commitment of the Orange County IDA to HVADC, as per our meeting and discussions. We are sincerely grateful for the initial support and look forward to a new three-year commitment of \$25,000 per year. This will match Columbia Economic Development Corporation, Dutchess IDA, and Ulster IDA commitments in hand, as well as the new commitment of the Sullivan IDA.

HVADC understands the IDA has received from special counsel a legal opinion that IDA funds may not be disbursed to not-for-profit organizations for general operating expenses. Funds may be paid for authorized IDA purposes to agents of the IDA, who are performing authorized IDA activities as the IDA's agent. The funds from the OCIDA will only be used towards programmatic needs and will not utilize the money for administration costs. The activities will be *directly* related to the purposes set out in the next paragraph. The activities will not include training, travel, internal organizational affairs, or fund-raising.

The IDA's statutory purposes under Section 858 of the NYS General Municipal law are "to promote, develop, encourage and assist in acquiring, constructing, reconstructing and improvingindustrial, manufacturing, warehousing, commercial, research and recreation ... [and] educational or cultural facilities "

We respectfully request the OCIDA consider designating HVADC as an agent of the IDA. In calendar year 2012, 2013 and 2014 HVADC will agree to act as an agent of the IDA in furtherance of the above-referenced IDA purposes through our existing Incubator Without Walls (IWW) and Hudson Valley Bounty (HVB) Programs.

I look forward to the opportunity to present specific examples to the IDA of projects HVADC is assisting with the IWW and HVB programs. Below are specific examples of HVADC activity in Orange County that supports the IDA statutory purposes:

- 1.) Technical assistance to farmers implementing USDA Value Added Grant Awards.

- 2.) Business expansion counseling to a local farmers seeking to add process capacity and expand operations to make room for next generation.
- 3.) Local vegetable sourcing for Farm-to-Table Co-packing and other regional commercial buyers.
- 4.) Business planning services to local farmers seeking to diversify production.

HVADC is also actively evaluating the creation of a dedicated capital pool for funding regional agribusiness development. A sub-committee of HVADC Board Members, private investors and others are committed to developing an agribusiness revolving loan fund. Discussions have begun with local banks and traditional lending institutions with positive indications of participation from several local banks in the region.

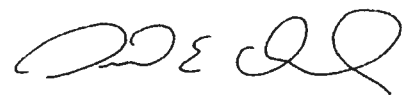
Our team is working to ensure HVADC meets the need of the Orange County agribusiness community. Together we have made many presentations and facilitated significant dialog, which has focused on the critical role farming and agribusiness has in the County. Through the last several years HVADC has developed formal presentations and publications. These illustrate the tangible connections between keeping our farmers as viable businesses and their roles in the traditional economic development and tourism programs of our region.

I would be happy to make a brief (or extended) presentation of these findings to the IDA. HVADC has illustrated the support for and role of agribusiness development from Washington DC for Federal Program Officials, to New York City for City EDC staff on up to Albany and Hudson Valley Regional leaders. The Orange County IDA is a critical partner in this support and we look forward to a continued commitment.

Please feel free to contact me at anytime if there is anything you need of HVADC. Again, thank you for support over the past three years. I appreciate the opportunity to approach the IDA at its next meeting and respectfully request a renewal of our partnership.

Sincerely,

Todd M. Erling
Executive Director, HVADC



David Church, AICP
Chairman, HVADC Board of Directors

RESOLUTION EXPRESSING OPPOSITION TO PROPOSED NEW DEC
WETLANDS MAPS AND URGING GOVERNOR CUOMO TO ADOPT FEDERAL
WETLANDS REGULATIONS INSTEAD

MOTION BY _____

SECONDED BY _____

WHEREAS, as part of a statewide effort to update its wetland maps and extend its jurisdiction, the New York State Department of Environmental Conservation (DEC) is finalizing new wetland maps for all of Orange County, and portions of Ulster and Sullivan Counties;

WHEREAS, the new maps will increase the size of DEC's regulated wetlands in Orange County by an additional 16,000 acres, and in Ulster County by 4,000 acres. DEC has stated that the new maps will have at least a 50% increase in wetlands under the DEC's jurisdiction;

WHEREAS, this amount does not include the acreage constrained by the 100-foot regulated buffer. The addition of the buffer acreage will significantly increase the amount of land subject to DEC jurisdiction;

WHEREAS, the majority of these wetland areas are already regulated and protected by the U.S. Army Corps of Engineers (USACOE);

WHEREAS, by law, the DEC can only impose a 100-foot buffer around wetlands that are 12.4 acres in size or larger, unless the DEC deems the wetland to be a resource of unusual local importance;

WHEREAS, the new maps increase DEC's jurisdiction by including wetlands that are already regulated by the USACOE;

WHEREAS, the new maps will affect businesses, landowners and municipalities alike;

WHEREAS, upon publication, the new DEC maps will likely be extremely controversial, costly and detrimental to the economic recovery in Orange County;

WHEREAS, there is a better way for New York to protect its valuable wetland resources without unduly burdening economic development. New York could assume the Section 404 Permit Program from the USACOE, as fourteen other states have already done. The wetlands that DEC wishes to regulate are already regulated by the USACOE, and anyone proposing to disturb them must apply to both the USACOE and the DEC. This process is not only duplicative and time-consuming, it can also result in conflicting requirements imposed by either agency;

WHEREAS, there would be several benefits should New York assume the 404 Permit Program, including:

- The maps would no longer be needed, as the 404 Permit Program regulates wetlands based on actual field conditions -- not on maps that are prone to inaccuracies and staleness over time.
- Although New York would not need to spend the time, effort and money on maintaining maps, the wetlands would still be protected through the

existing USACOE permit process, which would be taken over by the DEC.

- Applicants would only need to apply to the DEC – not both the DEC and the USACOE.

WHEREAS, this is a matter of significant concern to the Orange County Industrial Development Agency and its members.

NOW, THEREFORE, the Orange County Industrial Development Agency does hereby express its unanimous opposition to the new DEC maps and urges, instead, that New York assume the federal 404 program, and further directs that a copy of this resolution be transmitted to Governor Andrew M. Cuomo for his consideration.

Vote:

Mr. Schreiber _____

Ms. Rogulski _____

Mr. Armistead _____

Mr. Brescia _____

Mr. Steinberg _____

Mr. Van Leeuwen _____

Chairman Petro _____

DATED: 5-16-12

_____AYES _____NAYS

RESOLUTION _____

RESOLUTION AT SPECIAL IDA MEETING APPROVING \$108,000 SHORT-TERM
LOAN TO CONTINENTAL ORGANICS

MOTION BY:

SECONDED BY :

Whereas, this IDA operates a business accelerator at which Continental Organics was the first client, being a start-up business to grow organic fish and vegetables, and is on target to employ approximately one-hundred individuals including several in high-paying jobs, and also is over-subscribed for sales of its agricultural products at this time; and

Whereas, this IDA has received an economic development grant in 2010 from Millennium Corporation in the amount of \$108,000, which is not an IDA fee; and

Whereas, Continental Organics has graduated from the Orange County Business Accelerator, begun operations of producing vegetables and fish, become slightly cash positive, and has paid back a prior loan in the same amount with interest; and

Whereas, the CEO of Continental Organics has appeared before this board to explain its financial predicament for going forward by reason of an interruption in SBA financing for the second phase of construction.

Now Therefore Be It Resolved that this IDA loan Continental Organics \$108,000 out of the 2010 Millennium Corporation economic development grant to this IDA, which Continental Organics has borrowed once before and repaid with interest, for a period of four months, provided that the company sign a Note on substantially the same terms and conditions as the prior loan, provided that such \$108,000 be repaid out of the first proceeds of subsequent loan or equity financing, and provided that Michael Finnegan personally guarantees the \$108,000 Note.

Vote:

Mr. Schreibeis

Ms. Rogulski

Mr. Armistead

Mr. Brescia

Mr. Steinberg

Mr. Van Leeuwen

Chairman Petro

DATED: 5-16-2012

AYES; NAYS

RESOLUTION:

**ORANGE COUNTY
INDUSTRIAL DEVELOPMENT AGENCY**

**County Government Center
255 Main Street
Goshen, New York 10924
Phone: 845-291-2700 Fax: 845-291-2724**

James O'Donnell, Executive Director
Joel Kleiman, Chief Financial Officer
Philip A. Crotty, Attorney
Laurie Villasuso, Administrative Assistant

James Petro, Jr., Chairman
Robert Armistead, Vice Chairman
Mary Ellen Rogulski, Second Vice Chairman
Stephen Brescia, Secretary
John Steinberg, Jr., Assistant Secretary
Henry VanLeeuwen
Robert J. Schreiber, Sr.

Honorable Andrew M. Cuomo
Governor of the State of New York
New York State Capital
Albany, New York 12224

April 24, 2012

Re: Request for Expedited Transfer of Warwick State Prison

Dear Governor Cuomo:

The Warwick State Prison site is now vacant. It sits on prime real estate in Orange County.

I am the Executive Director of the Orange County Industrial Development Agency. In that capacity I have been involved with a potential end-user data center that Orange County would very much like to attract to the Town of Warwick site. The potential user is one of the top-five data center companies in the United States.

In order for the data center to become a reality in the Town of Warwick, the State must transfer the former prison lands to the Town of Warwick. I understand such a transfer is in the process. However we must respectfully request your intercession to expedite the transfer so that the data center may become a reality as soon as possible, bringing numerous high-paying jobs and good tax ratables at what is now an abandoned prison.

I am enclosing a resolution of the Orange County Industrial Development Agency dated April 18, 2012 in support of the expedited transfer. Thank you for your consideration.

Very truly yours,



James. D. O'Donnell
Executive Director

Enclosure

cc. Michael Sweeton, Town Supervisor, Town of Warwick

RESOLUTION DIRECTING LETTER & RESOLUTION TO GOVERNOR CUOMO
RE WARWICK PRISON

MOTION BY: Bob Armistead

SECONDED BY: Hank Van Leeuwen

Whereas, the IDA Executive Director has reported to the IDA on this date that based on his personal contact and knowledge one of the top five data centers in the U.S. is interested in acquiring the vacant Warwick State Prison for the purpose of establishing a large data center; and

Whereas, in order for that to occur the State must expedite the pending transfer of the Warwick State Prison to the Town of Warwick; and

Whereas, time is of the essence.

Now Therefore Be It Resolved that this IDA urges Governor Cuomo to direct the appropriate New York State agencies to expedite the transfer of Warwick State Prison to the Town of Warwick forthwith, and to declare the matter a State priority.

Vote:

Mr. Schreibeis	Yes
Ms. Rogulski	Yes
Mr. Armistead	Yes
Mr. Brescia	Yes
Mr. Steinberg	Yes
Mr. Van Leeuwen	Yes
Chairman Petro	Yes

DATED: 4-18-12

6 AYES 0 NAYS

RESOLUTION ADOPTED

**ORANGE COUNTY
INDUSTRIAL DEVELOPMENT AGENCY**

County Government Center

255 Main Street

Goshen, New York 10924

Phone: 845-291-2700 Fax: 845-291-2724

James Petro, Jr., Chairman
Robert Armistead, Vice Chairman
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Robert J. Schreibeis, Sr.

James O'Donnell, Executive Director
Joel Kleiman, Chief Financial Officer
Philip A. Crotty, Attorney
Laurie Villasuso, Administrative Assistant

May 1, 2012

Lewis H. Lain, Supervisor
Town of Minisink
P.O. Box 349
Westtown, New York 10998

Re: Orange County Industrial Development Agency and Millennium Pipeline Company, LLC Project – Compressor Station Improvements.

Dear Supervisor Lain:

We received your letter dated April 2, 2012 to the Orange County Industrial Development Agency (the "Agency") regarding its project (the "Project") with Millennium Pipeline Company, LLC ("Millennium") and Millennium's proposed addition of a compressor station to the portion of the Project located in the Town of Minisink (the "Compressor Station").

To clarify any misunderstanding regarding the Project and the Compressor Station, the Agency's original approval of the Project on April 1, 2007 contemplated potential addition of the Compressor Station. Specifically, the transaction documents define the Project as consisting of the following:

(i) the acquisition by the Agency of a leasehold, easement or license interest in (a) all fixtures, structures, buildings (for purposes of housing compression and related equipment), easements and franchises in real property located or to be located in the Towns of Deerpark, Greenville, Minisink, Tuxedo and Warwick, Orange County, New York (the "Land") and (b) all machinery and equipment, including without limitation pipes, valves, meters and compressors located or to be located on the Land and associated with the operation of approximately 32± miles of an approximately 182-mile natural gas transportation pipeline (the "Equipment," and collectively with the Land, the "Facility") [emphasis added].

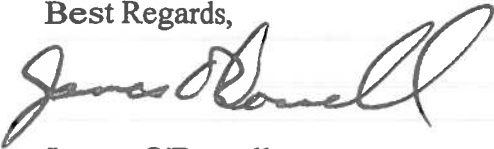
By virtue of that Project scope, the Compressor Station became part of the Agency's Project and, as such, exempt from taxation.

By resolution dated November 16, 2011 and re-extension of a sales tax exemption letter in connection with the proposed Compressor Station improvements, the Agency confirmed inclusion of the Compressor Station in the original Project.

Construction of the Compressor Station has not commenced. Millennium is currently seeking, but has not yet received, authorization from the United States Federal Energy Regulatory Commission ("FERC") to construct the Compressor Station.

Importantly, addition of the Compressor Station improvements to the Project will result in an increase in Millennium's annual PILOT Payments for the benefit of all affected tax jurisdictions.

Best Regards,



James O'Donnell
Executive Director

cc: Edward Diana, County Executive
John McCarey, County Director of Real Property Services
James Petro, Chairman, Orange County Industrial Development Agency
Russell Gaenzle, Harris Beach, PLLC
Philip Crotty, Esq.
Eileen Kelly, Town of Minisink Assessor
Gary Kruse, General Counsel, Millennium Pipeline Company, LLC



April 23, 2012

Mr. James R. Petro, Jr., Chairman
Orange County Industrial Development Agency
4 London Avenue,
New Windsor, NY 12553

Dear Jim:

I wish to express my sincere thanks for the support that the IDA has given to the Newburgh Armory Unity Center. Without your financial support it would have been impossible to go forward to complete the second phase of the renovation of the Armory in the heart of the City of Newburgh.

We expect the drill hall to be almost completed by July 1st. By that date we will have completed a major portion of the renovation, including the sprinkler system, a new heating system, artificial turf, lighting, cement walkways including the handicap walkway and the new entrance. With the new surface of artificial turf the drill hall will have multiple uses.

This is the most awesome and gratifying project that the Kaplan Foundation and I have been involved in. The restoration of the drill hall would definitely not have been accomplished without your support. The Kaplan Foundation has prepaid the 2013 grant of \$100,000.

We were only able to accomplish this momentous project because we had the support of the IDA, the Kaplan Foundation and the pro bono work provided by Chris Hawkins, licensed engineer, the IBEW Local #363, the Plumbers and Steam Fitters' Local 373, the Laborers' Local 17, together with hundreds of volunteers and the local small businesses. I estimate that \$300,000 to \$500,000 was given in donated work time.

With the exception of the Armory's one employee it is staffed totally by volunteers drawn from a large area of Orange County and we are accomplishing all the goals that we presented to the IDA that meet the requirements of your funding.

The Armory also acts as a civic center for the area with tradeshows, meeting rooms, athletic and education programs and numerous other activities. The Armory is equipped with 35 computers for systems education and we have already seen the effects that the Armory is having on business development in the area. The diner located on the corner of South Williams and Robinson Ave. has been closed for 10 to 15 years and as the result of the activities of the Armory it is planned to reopen before the end of the year.

I would like to invite and welcome any members of the IDA to visit the Armory. You will enjoy seeing the success of the Armory project and see it meeting all the goals of the IDA - tourism, volunteerism, education, athletics and business development.

On behalf of the Armory and the more than ten thousand guests that will use the facility over the next year, I offer our sincere thanks.

Yours very truly,



William Kaplan
845-562-4923
wkaplan@stat302.com

cc:

Senator William J. Larkin
County Legislature:

Michael R. Pilmeier, Chairman
Mike Anagnostakis
Patrick J. Berardinelli, Sr.
Malissa Bonacic
L. Stephen Brescia
Harvey J. Burger
Roxanne Donnery
Kevin W. Hines
Michael D. Paduck
Dennis W. Simmons
Matthew A. Turnbull

Edward A. Diana, County Executive

Michael Armo
Leigh J. Benton
Jeffrey D. Berkman
Katie Bonelli
Albert W. Buckbee, III
Daniel G. Castricone
Christopher W. Eachus
Myma K. Kemnitz
Thomas Pahucki
Richard J. Smith