

2 THE ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY  
3 STATE OF NEW YORK

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4 In The Matter of

5 Re: INTERNATIONAL BUSINESS MACHINES

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7 Town of Warwick Town Hall  
8 132 Kings Highway  
9 Warwick, New York  
January 8, 2018  
11:00 a.m.

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13 B E F O R E: KEVIN DOWD, ESQ.  
14 IDA ATTORNEY  
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23 FRANCES ROTH  
24 Court Stenographer  
25 168 North Drury Lane  
Newburgh, New York 12550  
Telephone (845) 566-1641

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## 3 A P P E A R A N C E S:

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5 LAW OFFICES OF KEVIN T. DOWD  
Attorney for IDA  
6 46 Daisy Lane  
Montgomery, New York 12549

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8 Kelly Reilly  
Client Services Specialist, OCIDA

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IBM

MR. DOWD: Good morning everyone, my name is Kevin Dowd, I'm local counsel to the Orange County IDA. With me to my right is Kelly Reilly, she's one of the administrators at the IDA. To her right is Fran Roth, our stenographer, who will be taking down everything that's said today. So let's start by saying the Pledge of Allegiance.

(Whereupon, the Pledge of Allegiance was recited.)

MR. DOWD: I will read the Notice of Public Hearing after which we will open the hearing for comments. Notice is hereby given that a public hearing pursuant to Article 18-A of the New York General Municipal Law will be held by the Orange County Industrial Development Agency on Monday, January 8, 2018 at 11:00 a.m. local time, in the large conference room at the Warwick Town Hall, 132 Kings Highway, Warwick, New York 10990, in connection with the following matter:

INTERNATIONAL BUSINESS MACHINES CORPORATION, for itself or on behalf of an entity formed or to be formed has submitted an application to the Agency requesting the Agency's assistance with respect to a certain project consisting of the continued

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operation and maintaining existing employment at the improvements located at 299 Long Meadow Road, Warwick, Orange County, New York. The Agency will acquire or retain a leasehold interest in the Facility and lease the Facility back to the Company. The Company will operate the Facility during the term of the lease. At the end of the lease term, the Agency's leasehold interest will be terminated. The Agency contemplates that it will provide financial assistance to the Company in the form of a partial abatement from real property taxes consistent with the policies of the Agency unless procedures for deviation are complied with. A representative of the Agency will be at the above-stated time and place to present a copy of the Company's Project application and hear and accept written and oral comments from all persons with views in favor of or opposed to or otherwise relevant to the proposed Financial Assistance. By the Orange County Industrial Development Agency. Dated December 22, 2017. This is an application to extend a ten year PILOT to IBM to stabilize the tax payments to the local community as well as to

1 IBM

2 retain the jobs that are presently at the site on  
3 Long Meadow Road which is several hundred I  
4 believe. That being said, is there any comment  
5 from the public or from Mr. Spinei on behalf of  
6 IBM?

7 MR. SPINEI: I want to thank the Orange  
8 County Development Agency again for their  
9 consideration on this PILOT application. It's  
10 very important to IBM, it helps stabilize our  
11 costs and our business which is rather unique at  
12 that site. And we certainly appreciate all the  
13 time and effort that the Town of Warwick and the  
14 IDA has given to this consideration.

15 MR. DOWD: Thank you. Anyone else like to  
16 say anything?

17 MS. EURICH: Yes, Deborah Eurich, Assessor  
18 for the Town of Warwick. It's my understanding  
19 that there is not a draft agreement. I contacted  
20 the IDA last week to see if there was a draft  
21 copy. I was provided copy of the payment  
22 schedule from Melanie Schouten and that appears  
23 to be the agreement that Mr. Spinei and the town  
24 worked out, so long as that's the case. I do  
25 have a letter from the Town Supervisor, Michael

IBM

Sweeton. "I am writing on behalf of the Town Board in support of the agreement between IBM and the Orange County Industrial Development Agency for a partial abatement from real property taxes as presented." Sincerely, Michael P. Sweeton, Town Supervisor.

MR. DOWD: If there are no further comments, I will declare the public hearing closed and thank everyone for coming out.

(Proceedings concluded at 11:08 a.m.)

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## C-E-R-T-I-F-I-C-A-T-I-O-N

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5 I, FRANCES ROTH, a Stenographic Reporter and Notary Public  
6 of the State of New York, do hereby certify:

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8 That the foregoing is an accurate record of the testimony,  
9 as given, to the best of my knowledge and belief, the same  
10 having been stenographically recorded by me and transcribed  
11 under my supervision.

12


13 That I am not related to any of the parties involved in  
14 this matter, and that I have no personal interest  
15 whatsoever in the outcome thereof.

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A handwritten signature in cursive script, appearing to read "Frances Roth", written over a horizontal line.

FRANCES ROTH

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# TOWN OF WARWICK



132 KINGS HIGHWAY  
WARWICK, NEW YORK 10990

TOWN HALL TELEPHONE (845) 986-1124  
POLICE DEPT. TELEPHONE (845) 986-3423  
RECEIVER OF TAXES (845) 986-1125  
PUBLIC WORKS TELEPHONE (845) 986-3358  
TOWN HALL FAX (845) 986-9908  
SUPERVISOR [supervi@warwick.net](mailto:supervi@warwick.net)  
TOWN CLERK [townclk@warwick.net](mailto:townclk@warwick.net)

January 8, 2018

Orange County Industrial Development Agency  
4 Crotty Lane, Suite 100  
New Windsor, NY 12553

Dear Sir/Madam,

I am writing on behalf of the Town Board in support of the agreement between IBM and the Orange County Industrial Development Agency for a partial abatement from real property taxes as presented.

Sincerely,

Michael P. Sweeton  
Town Supervisor

MPS/rb