

Resolution D-- Whereas, the Board has previously authorized engineering services with MRB to determine the feasibility and requirements for providing necessary fire flow and optimum water flow and capacity (hydraulic analysis, mapping, cost estimates, modeling) to the Lyons Industrial Park and most specifically the Empire Merchants distribution center; be it hereby

Resolved that the Board ratifies the agreement with MRB to provide such studies at a cost of \$6500, to be completed within 30 days.

Moved: Mr. Havrilla Seconded: Mr. Milliman
Ayes: Messrs. Milliman, Havrilla, Spickerman and Hoffman
Nays: None

Resolution E-- (Abstract of attorney's resolution which is attached)
Whereas, the Agency has agreed to enter into agreements in order to provide assistance to the expansion project of KM Davies, and the project is completed and the attorney has provided a Final Inducement resolution authorizing the execution of all documents necessary to enter into the agreements.

Moved: Mr. Hoffman Seconded: Mr. Milliman
Ayes: Messrs. Milliman, Havrilla, Spickerman and Hoffman
Nays: None

Resolution F-- (Abstract of attorney's resolutions which are attached)
Whereas, the Agency was awarded Federal funding to assist in the sewer system upgrades at the Garlock Sealing Technologies campus, and, the upgrades, including design and approvals, have taken longer than anticipated; be it hereby

Resolved that any and all agreements previously entered into for the purpose of the EDA grant project at Garlock may be amended and extended as necessary to December 31, 2009, including, but not limited to, the Undertaking Agreement.

Moved: Mr. Havrilla Seconded: Mr. Milliman
Ayes: Messrs. Milliman, Havrilla, Spickerman, and Hoffman
Nays: None

Resolution G-- Whereas, the resolution for Macedon Commons Disposition of Real Property Agreement included a date of October 1, 2007 to start activity for construction on Parcel II and the agreement was not executed until January 24, 2008; be it hereby

Resolved, that the Board ratifies the extension date of December 31, 2009.

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Moved: Mr. Havrilla Seconded: Mr. Milliman
Ayes: Messrs. Milliman, Havrilla, Spickerman, Hoffman and Decker
Nays: None

Resolution H—(Attorney's summary and resolution, attached, abstract)

Whereas, through previous agreements the Agency holds title to property adjacent to private lands, access road and the Marion Seneca Foods facility; and, in order to make the water pump station and water tower provide additional capacity to the Town of Marion, and recognizing the diminishing use of water by the food processing plant; the company, the Town and the Water Authority are transferring ownership, re-aligning rights-of-way and property; be it hereby

Resolved, that the executive director, with review by the Agency attorney and transaction attorney for the Seneca Foods/Agency agreements, is hereby authorized to enter into all necessary agreements required to assist in this realignment and water distribution improvement.

Moved: Mr. Havrilla Seconded: Mr. Milliman
Ayes: Messrs. Milliman, Havrilla, Spickerman, Hoffman and Decker
Nays: None

Other Business

The audit committee will meet on March 17th, 2008, with Joe Kehm, CPA to discuss the 2007 audit. The audit will then be presented to the IDA Board at the next regularly scheduled meeting.

There being no other business, the meeting was adjourned at 10:15 a.m.

Respectfully submitted,

Marvin Decker
Secretary