

Wayne County IDA  
Minutes – May 13, 2011  
Special Board Meeting

The special board meeting of the Wayne County IDA was called to order at 11:00 a.m. on May 13<sup>th</sup>, 2011, by Chairman David Spickerman. The meeting was held at 16 William Street, Lyons. Members present: David Spickerman, Willard Milliman, James Hoffman, and Robert Havrilla. Also present: John Morell, Esq., P. Churchill, D. Richards, J. VanDusen and M. Leisenring.

On motion of Mr. Milliman, seconded by Mr. Havrilla and carried the minutes of the meeting held on April 22, 2011 were approved.

On motion of Mr. Havrilla, seconded by Mr. Milliman and carried the loan from the revolving loan fund to Maxpro, LLC was approved as per recommendations from the loan review committee.

On motion of Mr. Milliman, seconded by Mr. Havrilla and carried the loan from the revolving loan fund to Mark Taylor (a corporation to be formed) was approved as per recommendations from the loan review committee.

On motion of Mr. Havrilla, seconded by Mr. Milliman and carried the loan from the revolving loan fund to Pulp Packaging, Inc. was approved as per recommendations from the loan review committee.

On motion of Mr. Milliman, seconded by Mr. Havrilla and carried the loan from the micro loan fund to Judith Dishaw d/b/a Dishaw Plumbing & Heating was approved as per recommendations from the loan review committee.

The agenda item regarding WEDC and loan funds was referred to the governance committee immediately following this meeting.

Ms. Churchill discussed concerns regarding workforce issues – in particular comments/complaints she has received from local companies regarding hiring qualified employees.

Mr. Spickerman left the meeting at 11:30 a.m., at which time Mr. Hoffman took over as Vice-Chairman.

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**K.M. Davies Co., Inc. Project** – Whereas, the Agency has received a request by the Company to subordinate its leasehold interest in the property at 6509 Lake Avenue, Williamson, New York to two mortgages to be given to Farm Credit East, ACA. The first mortgage is a long term mortgage in the amount of \$10,125,000 and the second mortgage is a short term mortgage in the amount of \$4,375,000.00. The said mortgages are to be used for the purposes of refinancing current debt, construction and equipping of a new controlled atmosphere facility and line of credit.

Resolved, that the Board of the IDA authorize the subordination of its leasehold interest in the Company Property to the new mortgages and/or existing mortgages for the benefit of Farm Credit East, ACA, upon terms and conditions acceptable to the Executive Director and the attorneys for the Agency.

Motion: Mr. Havrilla                      Second: Mr. Milliman  
Ayes: Messrs. Havrilla, Milliman, Hoffman  
Nays: None

On motion of Mr. Milliman, seconded by Mr. Hoffman and carried the attached attorney's resolution from 4/22/2011 regarding the Lyons Logistics project was approved.

There being no further business the meeting was adjourned to the Governance Committee at 11:35 a.m.

Respectfully submitted,

Marvin Decker  
Secretary