

Wayne County IDA
Minutes – November 19th, 2010
Regular Board Meeting

The regular board meeting of the Wayne County IDA was called to order at 9:40 a.m. on November 19th, 2010, by Chairman David Spickerman. Members present: David Spickerman, Robert Havrilla, Willard Milliman, and Marvin Decker. Also present: John Morell, Esq.; also: P. Churchill, D. Richards, J. VanDusen and M. Leisenring.

On motion of Mr. Decker, seconded by Mr. Havrilla and carried the minutes of the previous meeting, held 11/8/2010, were approved.

**Resolution A-- Empire Fruit Growers Cooperative Inc. - \$300,000
Revolving Loan**

Whereas, Empire Fruit Growers Cooperative, Inc. has applied for financial assistance in the form of a \$300,000 Revolving Loan as part of their \$5.7 million new apple packing facility project; and

Whereas, the Revolving loan would amount to 5% of the total project costs and 15 new full-time-equivalent jobs are projected within the next three years; and

Whereas, the Loan Review Committee has recommended approving the loan request as per the Credit Memorandum; therefore be it

Resolved, that WCIDA approves the request of \$300,000 from the Revolving Loan Fund as per the Credit Memorandum.

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

Resolution B--Pomona Packing, LLC. - \$300,000 Revolving Loan

Whereas, Pomona Packing, LLC has applied for financial assistance in the form of a \$300,000 Revolving Loan as part of their \$6.7 million new apple packing facility project; and

Whereas, the Revolving loan would amount to 4% of the total project costs and 32 new full-time-equivalent jobs are projected within the next three years; and

Whereas, the Loan Review Committee has recommended approving the loan request as per the Credit Memorandum; therefore be it

Resolved, that WCIDA approves the request of \$300,000 from the Revolving Loan Fund as per the Credit Memorandum, including corporate guarantees.

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

Resolution C--The Pultneyville Deli Company, Inc. - \$25,000 Microenterprise Loan

Whereas, The Pultneyville Deli Company, Inc. has applied for financial assistance in the form of a \$25,000 Microenterprise Loan as part of their \$440,000 project to start-up and equip a new convenience store, deli/coffee shop business at the former "Pultneyville Pickle" location; and

Whereas, 4 full-time, 3 part-time and 5 seasonal new jobs, the majority of which will be made available to low/moderate income persons, are projected within the next three years; and

Whereas, the Loan Review Committee has recommended approving the loan request as per the Credit Memorandum; therefore be it

Resolved, that WCIDA approves the request of \$25,000 at 5% interest from the Main Street Microenterprise Loan Fund as per the Credit Memorandum.

Moved: Mr. Milliman Second: Mr. Havrilla
Ayes: Messrs. Milliman, Havrilla and Spickerman
Nays: Mr. Decker

**Resolution D--Town of Ontario – Administer Harbec, Inc. CDBG Grant
#849ED711-10**

Whereas, the Town of Ontario has been awarded a \$250,000 CDBG Grant for the benefit of Harbec, Inc.; and

Whereas, the Wayne County Industrial Development Agency has the capacity to administer the use of such CDBG funding; and

Whereas, the Town of Ontario has requested the WCIDA to administer this grant; be it therefore

Resolved, the Executive Director is authorized to execute an Administrative Agreement between the Town of Ontario and the WCIDA for the administration of the Grant.

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

Ms. Churchill informed the Board that the current sales tax benefit for the Garlock Sealing Technologies, LLC project expires on 12/31/2010 and the company has requested an extension of this benefit. After discussion it was the consensus of the Board to extend the sales tax benefit for another two years to 12/31/2012. John Morell advised the Board that a formal resolution was not needed. The attorneys will prepare the necessary sales tax letter and Form ST-60.

Ms. Churchill updated the Board on the next steps for the Port of Lyons multi-modal project – which are to have an economic impact study done followed by an environmental study. Commitments for financial support for these studies are being sought from various entities including the Town and Village of Lyons as well as the Lyons Industrial Development Corporation.

Ms. Churchill informed the Board that Stu Brown will be preparing a Lyons water pricing study. She also informed the Board that on December 9th at 7 p.m. a public presentation will be made by the Wayne County Water and Sewer Authority and the IDA on the southeast quadrant water study.

Jared VanDusen updated the Board on the status of Berry Plastic Corp.'s (Pliant Corp.) empire zone regionally significant project application.

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Mr. Milliman suggested that a performance review meeting be scheduled in January to highlight the accomplishments of the IDA. He suggested inviting local politicians and the press.

Other business: Resolution Re: Parkwood Heights, LLC

On motion of Mr. Decker, seconded by Mr. Milliman and carried to approve amending the lease with Parkwood Heights LLC to add a paragraph with necessary language regarding the Department of Health, as prepared by the attorney. (Copy attached.)

A discussion ensued regarding concerns about the outside entrance to the IDA offices at 16 William Street. Mr. Spickerman will make inquiries at the county level regarding when the basement will be vacated and possible changes to the designated smoking area for the building. Ms. Churchill will request brighter lighting at the outside entrance.

The audit committee will meet at 9:00 a.m. on December 10th prior to the 9:30 regular board meeting. The governance committee meeting scheduled for December 10th following the regular meeting is being postponed until December 17th following the special meeting being scheduled for 11 a.m.

There being no further business, the meeting adjourned at 11:15 a.m.

Respectfully submitted,

Marvin Decker
Secretary