

RESOLUTION

As a result of the public health emergency created by COVID-19, the Federal, State and local bans on meetings or gatherings, and pursuant to Governor Cuomo's Executive Order 202.1 issued on March 12, 2020, as amended from time to time, the City of Syracuse Industrial Development Agency (the "**Agency**") held a meeting on the 15th day of September, 2020, at 9:00 a.m., local time, electronically which was made available via Webex at: <https://syrgov.webex.com/syrgov/j.php?MTID=mac8013305c4c5b796666df78d9f7ba18> (or by accessing the link on the Agency's website) and using meeting number 173 330 0705 and password hvE93qzxPp4; or via telephone at (408) 418-9388 with access code: 173 330 0705, in conjunction with the matter set forth below.

The meeting was called to order by the Chair and upon the roll being duly called, the following members were:

PRESENT VIA TELE/VIDEOCONFERENCE (in accordance with the Governor's Executive Order 202.1): Kathleen Murphy, Steven Thompson, Kenneth Kinsey, Rickey T. Brown and Dirk Sonneborn

THE FOLLOWING PERSONS WERE ALSO PRESENT VIA TELE/VIDEOCONFERENCE (in accordance with the Governor's Executive Order 202.1): Staff Present: Judith DeLaney, Susan Katzoff, Esq., John Vavonese, Lori McRobbie; Others Present: Jennifer Tifft, Lauryn LaBorde, Gail Montplaisir

The following resolution was offered by Kenneth Kinsey and seconded by Dirk Sonneborn:

RESOLUTION APPROVING THE FUNDING RECOMMENDATIONS OF THE FINANCE COMMITTEE FOR THE COVID-19 DISASTER EMERGENCY GRANT/LOAN PROGRAM.

WHEREAS, the City of Syracuse Industrial Development Agency (the "**Agency**") is authorized and empowered by Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "**State**"), as amended, together with Chapter 641 of the Laws of 1979 of the State of New York, as amended from time to time (collectively, the "**Act**") to promote, develop, encourage and assist in the acquiring, constructing, improving, maintaining, equipping and furnishing of industrial, manufacturing, warehousing, commercial, research and recreation facilities, including industrial pollution control facilities, railroad facilities and certain horse racing facilities, for the purpose of promoting, attracting, encouraging and developing recreation and economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State, to improve their recreation opportunities, prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, on January 30, 2020, the World Health Organization ("**WHO**") designated the novel coronavirus ("**COVID-19**"), outbreak as a public health emergency of international

concern; and

WHEREAS, on January 31, 2020, United States Health and Human Services Secretary (the “*U.S.*”) declared a public health emergency for the entire United States; and

WHEREAS, on or about March 11, 2020, the WHO formally declared the COVID-19 virus as a pandemic; and

WHEREAS, on March 7, 2020, by executive order 202, Governor Cuomo (the “*Governor*”) declared a disaster emergency for the entire State of New York through September 7, 2020 (unless further extended by order) (the “*State of Emergency*”); and

WHEREAS, by executive order 202.8, dated March 20, 2020, as amended, the Governor ordered all non-essential businesses to reduce their in-office workforce by 100% effective as of March 22, 2020; and

WHEREAS, by executive order 202.6, dated March 18, 2020, as amended, the Governor ordered the halting of all non-essential construction in the State of New York; and

WHEREAS, each of these executive orders and declarations have negatively impacted economic development in the City of Syracuse and have or could directly impact projects undertaken by the Agency; and

WHEREAS, on June 17, 2020, the Governor signed into law certain amendments to Article 18-A of the Act which permit an industrial development agency to undertake a program to provide grants and loans to small businesses and not-for-profit corporations in accordance with the terms of those provisions; specifically Sections 858 and 859 thereof (collectively, the “*New Legislation*”); and

WHEREAS, in an ongoing effort to help mitigate the impacts of the COVID-19 virus on the community it serves, and in accordance with the New Legislation, on July 21, 2020 the Agency adopted a resolution (the “*Grant/Loan Resolution*”) authorizing the implementation of a Grant and Loan Program in accordance with the New York General Municipal Law Sections 858 and 859 to address the impacts of COVID-19 (the “*Program*”); and

WHEREAS, pursuant to the Grant/Loan Resolution, the Agency dedicated \$175,000 to fund the Program; and

WHEREAS, the Agency received 61 grant applications and 10 loan applications under the Program. The aggregate total of the requests received exceeded \$587,315.04; and

WHEREAS, pursuant to a resolution adopted by the Agency on September 15, 2020, the Agency authorized an additional \$133,000 to fund the Program bringing the total aggregate amount of available funding for the Program up to \$308,000; and

WHEREAS, at the direction of the Agency, the Finance Committee, which consists of all five members of the Agency, met on more than one occasion and reviewed and evaluated the applications received under the Program for eligibility and in accordance with the provisions of the New Legislation. Based upon their review and discussions, the Finance Committee made certain recommendations to the Board with regards to the approval and funding of such applications which are more fully set forth on **Exhibit "A"** attached hereto (the "**Recommendations**"); and.

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "**SEQRA**") and has determined that such action constitutes a "Type II" action as that term is defined under SEQRA, and therefore no further review is required.

NOW, THEREFORE, based upon the foregoing, be it resolved by the members of the City of Syracuse Industrial Development Agency as follows:

Section 1. It is the policy of the State to promote the economic welfare, recreation opportunities and prosperity of its inhabitants and to actively promote, attract, encourage and develop recreation and economically sound commerce and industry for the purpose of preventing unemployment and economic deterioration. It is amongst the Agency's purposes and powers to provide loans to small businesses and not-for-profit corporations in accordance with Section 859-c of the Act and, in accordance with section 858 of the Act, to provide grants to small businesses and not-for-profit corporations for the purpose of acquiring personal protective equipment or acquiring and installing fixtures necessary to prevent the spread of the coronavirus.

Section 2. The actions taken hereunder constitute a "Type II" action under SEQRA and therefore, no further review is required; and

Section 3. The Agency hereby adopts the Finance Committee's Recommendations and directs the Executive Director to prepare all necessary documentation, in conjunction with counsel and the Chair, to implement the Recommendations conditioned upon the removal of any contingencies or outstanding items noted by the Finance Committee during their meetings as well as the receipt of all information and documents deemed necessary by the Agency from each approved grant and/or loan recipient. In addition, no grant proceeds shall be disbursed without the applicant first submitting to the Agency the required requisition and supporting documentation demonstrating eligible expenses to the satisfaction of the Agency; and

Section 4. No covenant, stipulation, obligation or agreement contained in this Resolution or any document referred to herein shall be deemed to be the covenant, stipulation, obligation or agreement of any member, officer, agent or employee of the Agency in his or her individual capacity. Neither the members nor officers of the Agency, nor any person executing any documents referred to above on behalf of the Agency, shall be liable thereon or be subject to any personal liability or accountability by reason of the execution or delivery thereof.

Section 5. The Secretary and/or the Executive Director of the Agency are hereby authorized and may distribute copies of this Resolution and do such further things or perform

such acts as may be necessary or convenient to implement the provisions of this Resolution.

Section 6. This Resolution shall take effect immediately. A copy of this Resolution, together with the attachments hereto, shall be placed on file in the office of the Agency where the same shall be available for public inspection during business hours.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

	<u>AYE</u>	<u>NAY</u>
Kathleen Murphy	X	
Steven Thompson	X	
Kenneth Kinsey	X	
Rickey T. Brown	X	
Dirk Sonneborn	X	

The foregoing Resolution was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF ONONDAGA)

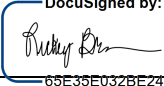
I, the undersigned Secretary of the City of Syracuse Industrial Development Agency, **DO HEREBY CERTIFY** that I have compared the annexed extract of the minutes of the meeting of the City of Syracuse Industrial Development Agency (the “Agency”) held on September 15, 2020, with the original thereof on file in my office, and that the same (including any and all exhibits) is a true and correct copy of the proceedings of the Agency and of the whole of such original insofar as the same relates to the subject matters referred to therein.

I FURTHER CERTIFY that (i) all members of the Agency had due notice of such meeting, (ii) pursuant to Section 104 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public and public notice of the time and place of such meeting was duly given in accordance with such Section 104, (iii) the meeting was in all respects duly held, and (iv) there was a quorum present throughout.

I FURTHER CERTIFY that, as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or rescinded.

IN WITNESS WHEREOF, I have set my hand and affixed the seal of the Agency on 10/14/2020.

City of Syracuse Industrial Development Agency

DocuSigned by:

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Rickey T. Brown, Secretary

(S E A L)

EXHIBIT "A"
**Recommendation of Finance
 Committee**

City of Syracuse
 Industrial Development Agency
 201 East Washington Street, 6th Floor
 Syracuse, NY 13202
 Tel (315) 473-3275

Recommended Approved Grant Applicants	\$ Amt Approvals
CNY Dental Arts PLLC	\$2,500.00
Partners In Learning Inc.	\$5,000.00
Heritage Bread Company LLC	\$2,000.00
Infinity Events Inc. (Sky Armory)	\$4,828.44
Central New York Jazz Arts Foundation Inc.	\$5,855.00
500 West Onondaga Street, Inc.	\$3,163.50
M. Z. Hoque Enterprises, Inc.	\$3,500.00
Syracuse City Ballet, Inc.	\$3,900.00
The CORA Foundation (Art Rage)	\$2,495.00
Zip Networks Inc	\$920.00
Southside Fitness LLC	\$6,500.00
Volunteer Lawyers Project	\$10,000.00
Syracuse Area Landmark Theatre	\$10,000.00
Westcott Community Center, Inc.	\$3,287.00
Syracuse Northeast Community Center, Inc.	\$3,618.60
Syr. Center for Peace and Social Justice	\$7,691.23
Laci's Ventures LLC DBA Laci's Tapas Bar	\$6,500.00
J B Brady Inc. d/b/a Brady Systems	\$10,000.00
Learning Disabilities Assoc. of CNY dba LAUNCH	\$5,142.00
M Lemp Jewelers Inc.	\$2,680.50
The Westcott Inc.	\$10,000.00
The Reading League, Inc.	\$4,513.00
Musical Associates of CNY Inc. (Symphoria)	\$3,000.00
InterFaith Works of Central New York, Inc.	\$9,950.00
Syracuse Cooperative Federal Credit Union	\$10,000.00
Samaritan Center Inc.	\$9,156.00
125 East Water Street LLC (The Evergreen Restaurant)	\$4,718.93
Housing Visions Unlimited, Inc.	\$2,880.91
Scratch Bakehouse, LLC	\$2,507.94
Red House Arts Center Inc.	\$9,254.51
Literacy CNY, Inc.	\$3,039.00
Huntington Family Center s, Inc.	\$3,270.00

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Anything But Beer, LLC	\$7,600.00
SubCat Music Studios, LLC	\$3,909.00
Yankel & Company Inc. (Today's Special)	\$1,650.00
Discovery Center of Science & Technology (Most)	\$7,850.00
Focusing Our Resources for Community Enlightenment (FORCE)	\$1,207.49
Salt City Coffee LLC	\$2,039.84
Personal Fitness Programs Inc	\$6,896.64
Gypsy Freedom, LLC	\$9,500.00
Band Aid Personal Care Service LLC	\$10,000.00
Yvette Edwards	\$879.53
Hashmi LLC dba Mom's Diner	\$5,600.00
Everson Museum of Art of Syracuse and Onondaga County	\$5,956.93
The Sweet Praxis, LLC	\$8,500.00
FUNK 'N WAFFLES 2, LLC	\$10,000.00
Dunbar Association, Inc.	\$6,000.00
Cellphone Expo	\$500.00
AMC Painting Solutions , LLC	\$2,300.00
Surf City Enterprises of Syracuse, Inc.	\$9,209.00
Chiodo Heating, A/C, & Ref. Inc.	\$10,000.00
Pamela McAlpine	\$1,500.00
TOTAL	\$282,969.99
Recommended Approved Loan Applications	
Volunteer Lawyers Project	\$25,000.00
TOTALS	\$307,969.99