

CHEMUNG COUNTY INDUSTRIAL DEVELOPMENT AGENCY
Minutes of Meeting
April 10, 2008

A meeting of the Chemung County Industrial Development Agency was held on Thursday, April 10, 2008, at 8:30 a.m. in 5th floor conference room of the Hazlett Building, 203 Lake Street, Elmira, New York. The following members were present: John Flory, Thomas J. Santulli, Alan Winston, Cornelius Milliken and John Burin. Also present were George Miner, President of STEG; Jamie Johnson, Vice President of STEG; Thomas F. O'Mara, Esq., CCIDA Counsel; labor representatives; media, and Sharon Chrisjohn, recording secretary.

Mr. Flory called the meeting to order.

On Motion No. 2008-10 by Mr. Santulli, seconded by Mr. Milliken and unanimously carried, the minutes of February 14, 2008 were approved as presented.

Mr. Miner reviewed the financial statement for the period ending March 31, 2008. He advised that he has been rapping up the audit.

On Motion No. 2008-11 by Mr. Santulli, seconded by Mr. Milliken and unanimously carried, the financial statement was approved.

Attorney O'Mara advised that the next 3 resolutions were for the 2000 Lake Road Holding Company project. John Meier is purchasing SEPAC which will retain 28 full time jobs in New York State and prevent their removal out of state by a competitor.

On motion by Mr. Milliken and seconded by Mr. Winston, the attached Resolution No. 2008-12 "RESOLUTION TAKING OFFICIAL ACTION TOWARD THE ACQUISITION, CONSTRUCTION, INSTALLATION AND LEASING OF A CERTAIN MANUFACTURING PROJECT FOR 2000 LAKE ROAD HOLDING COMPANY, LLC (THE "COMPANY") AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PRELIMINARY AGREEMENT WITH THE COMPANY WITH RESPECT TO SUCH TRANSACTION" was unanimously carried.

On motion by Mr. Milliken and seconded by Mr. Winston, the attached Resolution No. 2008-13 "RESOLUTION AUTHORIZING EXECUTION OF DOCUMENTS IN CONNECTION WITH A LEASE/LEASEBACK TRANSACTION FOR A MANUFACTURING PROJECT FOR 2000 LAKE ROAD HOLDING COMPANY, LLC (THE "COMPANY") was unanimously carried.

On motion by Mr. Milliken and seconded by Mr. Winston, the attached Resolution No. 2008-14 "RESOLUTION APPOINTING 2000 LAKE ROAD HOLDING COMPANY, LLC AS AGENT OF CHEMUNG COUNTY INDUSTRIAL DEVELOPMENT AGENCY FOR THE PURPOSE OF UNDERTAKING AND COMPLETING A MANUFACTURING PROJECT" was unanimously carried.

Mr. Miner reported that a check for \$140,000 has written for the first of five annual rent subsidy to retain Eaton. The contingency on the grant is that they retain 240 employees. They have averaged 285.

Mr. Miner also advised that on the Vulcraft project, Vulcraft agreed to maintain 300 employees which they have been unable to do. In 2006 the IDA passed a resolution waiving the employee requirements until March 2007. We need to consider a resolution waiving the employee

requirements for April 2007 to the present. Mr. Santulli suggested Vulcraft be required to maintain a minimum of 225 employees.

On Motion No. 2008-15 by Mr. Santulli and seconded by Mr. Burin, it was

MOVED, that the Chemung County Industrial Development Agency hereby waives the requirement for Vulcraft to maintain 300 employees for the period April 2007 to April 2009 provided a minimum of 225 employees is maintained.

On Motion No. 2008-16 by Mr. Santulli and seconded by Mr. Milliken, the meeting went into Executive Session to discuss a proposed land sale.

On Motion No. 2008-17 by Mr. Winston and seconded by Mr. Burin, the meeting resumed.

On motion by Mr. Milliken and seconded by Mr. Winston, it was

MOVED, that the Chemung County Industrial Development Agency approves the sale of Lot 10-R in Airport Corporate Park for the purpose of a food processing facility project at \$8,000 per usable acre (total acreage less wetlands), which sale is contingent upon the IDA extending the road into the project site, at an estimated cost of \$487,000, and 50% of the sewer extension to the project site, at a cost not to exceed \$42,500; and the company entering into a PILOT agreement to include increment financing of the infrastructure improvements.

There was no action taken on item 7, proposed sale of building 17-2.

There being no further business, on motion by Mr. Santulli, seconded by Mr. Milliken and unanimously carried, the meeting adjourned.