

Hamburg Industrial Development Agency

**Board of Directors Meeting
September 20, 2016
Robert Chesbro Conference Room**

Present

Jeff Brylski
Tom Moses
Cameron Hall
Bob Reynolds
Wenceslao Valentin
Patricia Paul
Norma Rusert Kelly

Excused

Lou McDonald
Janet Plarr

Guests

Nathan Neill
Craig Cwick

Executive Director

Michael J. Bartlett

Executive Assistant

Olivia Hill

- **Move** to open the Board of Directors meeting at 7:34 am.

- Fed Ex Ground Package System, Inc. is requesting an extension of their sales tax exemption until December 31, 2016. The original exemption expired on September 19, 2016. The extension request will allow for the lag in equipment invoices which will be processed through Fed Ex's Accounts Payable system. The company is also requesting that the project cost be increased from the original \$20 million to \$21 million to account for additional costs not earlier anticipated.

- Director Reynolds questioned whether the HIDA Board of Directors could grant an extension that was longer than the extension requested by the project operator. He was concerned that if a piece of machinery/equipment was late in being delivered that we would need to grant a second extension. He suggested and the other Board members present agreed to grant a six month extension.

RESOLUTION OF THE TOWN OF HAMBURG INDUSTRIAL DEVELOPMENT AGENCY (THE "AGENCY") AMENDING A PRIOR RESOLUTION ADOPTED ON SEPTEMBER 19, 2014 AUTHORIZING FED EX GROUND PACKAGE SYSTEM, INC. (THE "COMPANY") TO ACQUIRE AND INSTALL MACHINERY, EQUIPMENT, FURNISHINGS AND FIXTURES REQUIRED IN CONNECTION WITH THE ORIGINAL EQUIPPING OF A NEW APPROXIMATELY 317,148 SQUARE FOOT GROUND SHIPPING WAREHOUSING AND DISTRIBUTION FACILITY BY THE COMPANY AS AGENT FOR THE AGENCY FOR SALE BY THE AGENCY TO THE COMPANY PURSUANT TO AN INSTALLMENT SALE AGREEMENT, ALL FOR A WAREHOUSE DISTRIBUTION FACILITY TO INCREASE THE PROJECT COST FROM \$20,000,000 TO \$21,000,000 AND TO EXTEND THE COMPLETION DATE TO AND INCLUDING MARCH 31, 2017 AND TO EXTEND THE COMPANY'S STATUS AS AGENT OF THE AGENCY TO AND INCLUDING MARCH 31, 2017.

Moved: Bob Reynolds

Seconded: Norma Rusert Kelly

Ayes: Moses, Paul, Brylski, Hall, Valentin, Reynolds, Rusert Kelly

Nays: none

Carried

- Executive Director Bartlett informed the Board that the HIDA has been served with another Notice of Claim. The Claimant was a passenger on a vehicle (4 wheel buggy) that the papers claim is owned, maintained, and leased and/or controlled and/or operated by the Hamburg Industrial Development Agency. Due to the way the vehicle was being operated, the claimant fell out of the vehicle and sustained serious injury. The incident occurred on Woodlawn Beach. Also, as in our last claim, we are accused of not maintaining our highway system on or near Woodlawn Beach. The attorney in this claim is the same attorney from our previous claim. Nathan has been in contact with the attorney and has provided proof that we have no interest in the property. As with the previous claim, the attorney handling the Town's claim is also willing to represent the HIDA.

- The property owned by Great Lakes Concrete located at 5690 Camp Road in the Town has been reconveyed back to the company for non-payment of their school PILOT. The company has been invoiced for the Recording Fee and Attorney's Fees but Executive Director Bartlett expressed doubt we would be reimbursed.

- **Motion** to approve the minutes from the August 26, 2016 Board of Directors meeting.

Moved: Cameron Hall

Seconded: Patti Paul

Ayes: Moses, Rusert Kelly, Valentin, Reynolds, Brylski, Hall, Paul

Nays: none

Carried

- **Motion** to approve the August 2016 Treasurer's Reports

Moved: Cameron Hall

Seconded: Bob Reynolds

Ayes: Moses, Brylski, Paul, Rusert Kelly, Valentin, Hall, Reynolds

Nays: none

Carried

- **Motion** to adjourn at 7:49 am

Moved: Cameron Hall

Seconded: Jeff Brylski

Ayes: Moses, Paul, Valentin, Reynolds, Rusert Kelly, Hall, Brylski

Nays: none

Carried

Sincerely,

Michael J. Bartlett
Executive Director