

**RESOLUTION SUSPENDING  
THE AGENCY UNIFORM TAX EXEMPTION POLICY  
PENDING APPROVAL OF A NEW POLICY**

A regular meeting of the Town of Montgomery Industrial Development Agency (the "Agency") was convened in public session in the Town Hall located at 110 Bracken Road in the Town of Montgomery, Orange County, New York on September 8, 2020 at 1:00 o'clock p.m., local time.

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

**PRESENT:**

Jeffrey D. Crist	Chairperson
John W. Dickson	Second Vice Chairperson
Matthew P. Stoddard	Treasurer
Robert Santo	Member
Randi Greene	Member

**ABSENT:**

Edwin Williams	First Vice Chairperson
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**AGENCY STAFF PRESENT INCLUDED THE FOLLOWING:**

Conor Eckert	Executive Director
Suzanne Hadden	Secretary
Robert J. McLaughlin, Esq.	Agency Counsel

The following resolution was offered by Matthew Stoddard, seconded by Robert Santo, to wit:

Resolution No. 0920-02

**RESOLUTION SUSPENDING THE AGENCY UNIFORM TAX EXEMPTION  
POLICY PENDING APPROVAL OF A NEW POLICY.**

WHEREAS, Town of Montgomery Industrial Development Agency (the "Agency") is authorized and empowered by the provisions of Chapter 1030 of the 1969 Laws of New York, constituting Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the "Enabling Act" or the "Act") and Chapter 527 of the 1971 Laws of New York, as amended, constituting Section 911-c of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the "Act") to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of commercial, manufacturing and industrial facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, subsection (4) of Section 874 of the Act, as added by Chapters 356 and 357 of the Laws of 1993 of the State of New York, requires that the Agency establish a uniform tax exemption policy, with input from affected tax jurisdictions; and

WHEREAS, in accordance with the Act, the Agency has adopted a uniform tax exemption policy (the "Existing Policy") providing for guidelines for the claiming of real property, mortgage recording and sales tax exemptions; and

WHEREAS, members of the Agency have conducted a review of the Existing Policy; and

WHEREAS, the Agency desires to amend and supplement the Existing Policy; and

WHEREAS, pursuant to Section 874 of the Act, prior to taking final action on amendments to the Existing Policy, the Agency must adopt a resolution providing the affected tax jurisdictions prior written notice of the proposed amendments to the Existing Policy; and

WHEREAS, at a regular meeting of the Agency held on September 8, 2020, the Agency authorized the Chair, any Vice Chair or any Officer of the Agency, to send a written notice to the chief executive officers of each of the affected tax jurisdictions informing them that the Agency is considering amendments to the Existing Policy in substantially the form of the draft of said letter attached hereto as Exhibit A, and soliciting any comments that such affected tax jurisdictions may have with respect to such amendments; and

WHEREAS, pending the consideration of the amendments to the Existing Policy, the Agency believes that any new application for financial assistance received by the Agency should be considered only after the amendments to the Existing Policy are considered.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE TOWN OF MONTGOMERY INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:

Section 1. The Agency hereby temporarily suspends consideration of applications for financial assistance received pursuant to the Act until the amendments to the Existing Policy are considered, adopted or rejected.

Section 2. Nothing in this Resolution should be construed as prohibiting the Agency from accepting new applications for financial assistance pursuant to the Act

Section 3. This Resolution shall take effect immediately.

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

Jeffrey D. Crist	VOTING	YES
John W. Dickson	VOTING	YES
Matthew P. Stoddard	VOTING	YES
Robert Santo	VOTING	YES
Randi Greene	VOTING	YES

The foregoing Resolution was thereupon declared duly adopted

STATE OF NEW YORK                    )  
  ) ss.:  
COUNTY OF ORANGE                 )

I, the undersigned Secretary of the Town of Montgomery Industrial Development Agency (the "Agency"), DO HEREBY CERTIFY that I have compared the foregoing annexed extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held on September 8, 2020 with the original thereof on file in my office, and that the same is a true and correct copy of said original and of such Resolution contained therein and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that (A) all members of the Agency had due notice of said meeting; (B) said meeting was in all respects duly held; (C) pursuant to Article 7 of the Public Officers Law (the "Open Meetings Law"), said meeting was open to the general public, and due notice of the time and place of said meeting was duly given in accordance with such Open Meetings Law; and (D) there was a quorum of the members of the Agency present throughout said meeting.

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.

<sup>4th</sup>  
9 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this  
day of September 2020.

Suzanne Hadden  
Secretary

(SEAL)