

**RESOLUTION AUTHORIZING A STATE DISASTER  
EMERGENCY GRANT  
FOR A SMALL BUSINESS**

A regular meeting of the Town of Montgomery Industrial Development Agency (the "Agency") was convened by video conference in accordance with the State of Emergency declared by the Town's Supervisor and Governor Cuomo's Executive Order Nos. 202.1 and 202.15 on November 23, 2020 at 3:00 o'clock p.m., local time.

The meeting was called to order by the Chairperson 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 Picarello	Member
Thomas Jones	Member

**ABSENT:**

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

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

The following resolution was offered by Matthew P. Stoddard, seconded by John W. Dickson, to wit:

Resolution No. 1020-02

**RESOLUTION AUTHORIZING  
A STATE DISASTER  
EMERGENCY GRANT FOR A SMALL BUSINESS**

WHEREAS, the 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") 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 manufacturing, warehousing, research, commercial 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, Executive Order 202 of 2020, as amended, declared a state disaster emergency; and

WHEREAS, Chapter 109 of the Laws of 2020 made certain amendments to the Enabling Act, authorizing the Agency to establish a grant program for eligible small businesses for the purpose of acquiring personal protective equipment or the installation of fixtures necessary to prevent the spread of novel coronavirus, COVID-19, during the period in which Executive Order 202 of 2020, as amended, is in effect; and

WHEREAS, Executive Order 202 of 2020 remains in effect; and

WHEREAS, by Resolutions dated April 14, 2020 and July 14, 2020, the Agency determined that there is a need to assist businesses in the Town of Montgomery with respect to the purchase or installation of equipment and fixtures that can prevent the spread of COVID-19; and

WHEREAS, to address the need determined to exist in the Town, by Resolution dated July 14, 2020, the Agency established the Town of Montgomery Industrial Development Agency State Disaster Grant Program ("SDGP") in accordance with Chapter 109 of the Laws of 2020, and the Enabling Act, upon such terms as determined by the Agency; and

WHEREAS, the Agency has received an SDGP application from Spruce Lodge, Inc. (the "SDGP Applicant"); and

WHEREAS, the Executive Director has reviewed the application submitted by the SDGP Applicant and has recommended the Agency approve a grant in the not to exceed amount of \$2,991.41 in accordance with the terms hereof.

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

Section 1. The Agency hereby determines the following: (i) the SDGP Applicant is a small business of not more than 50 employees; (ii) was and is a financially viable small business located in the Town of Montgomery, and has been in business since 1953; (iii) the SDGP Applicant conducts business in the area served by the Agency; and (iv) the SDGP Applicant has been negatively affected by the state disaster emergency.

Section 2. The Agency authorizes an SDGP grant in an amount not to exceed \$2,991.41 to reimburse the SDGP Applicant for the cost of acquiring personal protective equipment or installing fixtures necessary to prevent the spread of novel coronavirus, COVID-19, during the period in which Executive Order 202 of 2020 is in effect.

Section 3. The Chair, the Executive Director and Agency Counsel are directed to prepare such agreements as are necessary and consistent with the Enabling Act to provide the SDGP grant to the SDGP Applicant in accordance with this resolution.

Section 4. This Resolution shall take effect immediately.

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

Jeffrey D. Crist	VOTING	YES
Edwin Williams	VOTING	ABSENT
John W. Dickson	VOTING	YES
Matthew P. Stoddard	VOTING	YES
Robert Santo	VOTING	ABSTAIN
Randi Picarello	VOTING	YES
Thomas Jones	VOTING	YES

The foregoing resolution was thereupon declared duly adopted.

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

I, the undersigned Secretary of Town of Montgomery Industrial Development Agency (the "Agency"), do hereby certify that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency held on November 19, 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 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 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.

3<sup>rd</sup> IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this  
3 day of November 2020.  
*December*

*Suzanne Hadden*  
Secretary

(SEAL)