

**RESOLUTION AUTHORIZING PUBLIC HEARING TO CONSIDER
AMENDMENTS TO THE AGENCY UNIFORM TAX EXEMPTION 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 February 14, 2023 at 1:00 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 Dickson	First Vice Chairperson
J. Thomas Jones	Second Vice Chairperson
Matthew P. Stoddard	Treasurer
George DeClue	Member

ABSENT:

Robert Santo	Member
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AGENCY STAFF PRESENT INCLUDED THE FOLLOWING:

Felicia Kalan	Executive Director
Lauren Rowley	Secretary

ALSO PRESENT:

Ashley N. Torre, Esq.	Agency Counsel
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The following resolution was offered by Member John Dickson, seconded by George DeClue, to wit:

Resolution No. 0223-01

**RESOLUTION AUTHORIZING THE TOWN OF MONTGOMERY INDUSTRIAL
DEVELOPMENT AGENCY TO HOLD A PUBLIC HEARING TO CONSIDER
AMENDMENTS TO THE AGENCY UNIFORM TAX EXEMPTION POLICY**

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, pursuant to Section 874 of the Act the Agency is required to establish a uniform tax exemption policy, with input from affected tax jurisdictions, applicable to the provision of any financial assistance of more than one hundred thousand dollars to any project; 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, the Agency must provide the affected tax jurisdictions prior written notice of the proposed amendments to the Existing Policy; and

WHEREAS, the Agency desires to provide notice and an opportunity for comment with respect to the proposed amendments to the Existing Policy;

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

Section 1. The Agency hereby authorizes the holding of a public hearing of the Agency on March 21, 2023 at 1:00 p.m. in the Town Hall located at 110 Bracken Road in the Town of Montgomery, Orange County, New York to hear all persons interested in the proposed amendments to the Existing Policy (the "Public Hearing").

Section 2. The Agency hereby authorizes the Chair, any Vice Chair or the Executive Director of the Agency (A) to cause written notice of the Public Hearing to be given to the chief executive officer of the county and each city, town, village and school district within the Town of Montgomery (the "affected tax jurisdictions"), with a copy of the proposed amendments to the Existing Policy, informing them that the Agency is considering amendments to the Existing Policy and soliciting any comments that such affected tax jurisdictions may have with respect to such amendments; and (B) to cause notice of such Public Hearing

to be given to the public by publishing a notice or notices of such Public Hearing in a newspaper of general circulation available to the residents of the Town of Montgomery and on the Agency's website.

Section 3. The Chair, any Vice Chair and/or Executive Director of the Agency is hereby authorized and directed to distribute copies of this Resolution to the Company and to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.

Section 4. All action taken by the Executive Director of the Agency in connection with the Public Hearing with respect to the Project prior to the date of this Resolution is hereby ratified and confirmed.

Section 5. 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	AYE
John W. Dickson	VOTING	AYE
J. Thomas Jones	VOTING	AYE
Matthew P. Stoddard	VOTING	AYE
George DeClue	VOTING	AYE
Robert Santo		ABSENT

The foregoing Resolution was thereupon declared duly adopted.

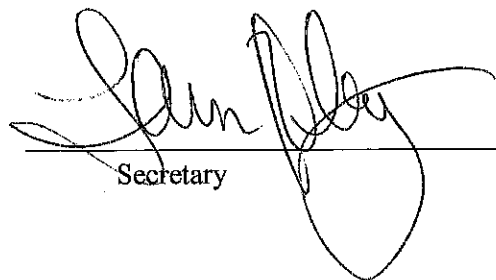
STATE OF NEW YORK)
) SS.:
COUNTY OF ORANGE)

I, the undersigned (Assistant) 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 November 9, 2022 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this ___th day of February, 2023.



Secretary

(SEAL)