

**PLEASE NOTE - We welcome public comment on the items on the following agenda. To ensure maximum opportunity for participation, speakers representing themselves may speak for up to 2 minutes each, and those representing groups may speak for up to 4 minutes (1 speaker per group). Speakers' comments may address only items considered at today's meeting. Materials relating to matters that are scheduled for discussion in open session will be available at the meeting and will be posted on ESD's website prior to the meeting in accordance with the Public Officers Law**

**NEW YORK STATE URBAN DEVELOPMENT CORPORATION  
d/b/a Empire State Development**

Empire State Development works to promote business investment and growth that leads to job creation and prosperous communities across New York State

Meeting of the Directors  
Wednesday  
March 20, 2013 – 9:30 a.m.

**REVISED AGENDA**

**FOR CONSIDERATION**

**I. CORPORATE ACTION**

- A. Approval of Minutes of the February 21, 2013 Directors' Meeting (Corporate Action)

**II. DISCRETIONARY PROJECTS**

**MID HUDSON REGION**

- A. Kingston (Mid-Hudson Region – Ulster County) – Wolf-tec Capital - Empire State Economic Development Fund - General Development Financing (Capital Grant) - Findings and Determinations Pursuant to Sections 16-m and 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and to Take Related Actions; Determination of No Significant Effect on the Environment

**FINGER LAKES REGION**

- B. Rochester (Finger Lakes Region – Monroe County) – Monro Service Corporation Capital - Empire State Economic Development Fund - General Development Financing (Capital Grant) - Findings and Determinations Pursuant to Sections 16-m and 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and to Take Related Actions; Determination of No Significant Effect on the Environment

### III. REGIONAL COUNCIL AWARDS

#### FINGER LAKES REGION

- A. Regional Council Award – Priority Project – Alabama (Finger Lakes Region – Genesee County) – GCEDC – GGLDC - Western New York Science, Technology and Advanced Manufacturing Park Capital – Economic Development Purposes Fund and Regional Council Capital Fund (Capital Loan and Grant) - Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Loan and a Grant and to Take Related Actions

#### NEW YORK CITY REGION

- B. Regional Council Award – Priority Project - New York (New York City Region – New York County) – TAYSTEE CREATE LLC Capital – Regional Council Capital Fund, Empire State Economic Development Fund, and Downstate Revitalization Fund – General Development Financing (Capital Grant) – Findings and Determinations Pursuant to Sections 16-m, 16-r and 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and to Take Related Actions; Adoption of Findings Pursuant to the State Environmental Quality Review Act

#### SOUTHERN TIER REGION

- C. Regional Council Award – Priority Report - Southern Tier Region – Southern Tier Region Development Corporation – Community Revitalization Program Capital – Regional Council Capital Fund (Capital Grant) - Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and to Take Related Actions
- D. Regional Council Award – Priority Report - Southern Tier Region – Southern Tier Region Economic Development Corporation - Rural Initiative Program Capital – Regional Council Capital Fund (Capital Grant) - Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and to Take Related Actions
- E. Regional Council Award – Priority Report - Southern Tier Region – Southern Tier Region Economic Development Corporation - Shovel Ready Program Capital – Regional Council Capital Fund (Capital Grant) - Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and to Take Related Actions

### III. **REGIONAL COUNCIL AWARDS**

#### **WESTERN NEW YORK REGION**

- F. Regional Council Award – Priority Project – Various (Western New York Region – Erie, Niagara and Chautauqua Counties) – Buffalo Neighborhood Stabilization Company Small Business Green Retrofit Capital – Regional Council Capital Fund (Capital Grant) - Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and to Take Related Actions; Determination of No Significant Effect on the Environment

#### **NORTH COUNTRY REGION**

- G. Regional Council Award – Priority Project - (North Country Region – Hamilton and Fulton Counties) – Hamilton County Broadband Capital – Regional Council Capital Fund (Capital Grant) – Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and Take Related Actions

#### **CENTRAL NEW YORK REGION**

- H. Regional Council Award – Priority Report – Syracuse (Central New York Region – Onondaga County) –Matt Industries Capital - Regional Council Capital Fund (Capital Grant) - Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make a Grant and to Take Related Actions

### IV. **NON-DISCRETIONARY PROJECTS**

#### **NON-DISCRETIONARY PROJECTS CONSENT CALENDAR**

- A. Non-Discretionary Projects Consent Calendar– Findings and Determinations Pursuant to Section 10(g) of the Act; Authorization to Make Grants and to Take Related Actions

#### **Local Assistance (Senate)**

- A. Canisius College – Women’s Business Center (Erie County) - \$100,000

**HURRICANE IRENE-TROPICAL STORM LEE FLOOD MITIGATION**

- B. Otsego County – Local Assistance – Hurricane Irene – Tropical Storm Lee Flood Mitigation (Capital Grant) – Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the General Project Plan; Authorization to Make a Grant and to Take Related Actions

**Local Assistance – Hurricane Irene – Tropical Storm Lee Flood Mitigation (Executive)**

- A. Otsego County – Hurricane Irene – Tropical Storm Lee Flood Mitigation Capital – (Otesgo County) - \$449,618

**STATEWIDE – LOCAL ASSISTANCE - BASE RETENTION**

- C. Statewide – Local Assistance – Base Retention – Working Capital Grant – Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Make a Grant and to Take Related Actions

**Local Assistance – Base Retention (Executive)**

- A. Suffolk County Department of Economic Development and Planning – Gabreski Base Retention Working Capital (Suffolk County) - \$126,686

**V. LAND USE AND CIVIC PROJECT**

- A. Orchard Park (Erie County) – Erie County Stadium Civic Project – Authorization to Enter Required Agreements; and Authorization to Take Related Actions

**VI. ADMINISTRATIVE ACTIONS**

- A. Procurement of Legal Services – Authorization to Enter into an Amended Contract with Hodgson Russ LLP
- B. Annual Budget – Authorization to Adopt Annual Operating Budget including Subsidiary Operating Support for Fiscal Year (FY) 2013-2014 and to Take Related Actions
- C. Property Disposition Guidelines – Approval of Property Disposition Guidelines, Appointment of Contracting Officer and Authorization to Take Related Actions
- D. Annual DHCR Mortgage Servicing Fee Payment – Authorization to Enter into a Letter Agreement and Pay DHCR a Mortgage Servicing Fee for Fiscal Year Ending March 31, 2013

**VII. INFORMATION**

- A. Quarter Report on Procurement Commitments to Certified Minority and Women Business Enterprises (MWBE's) – 3<sup>rd</sup> Quarter of Fiscal Year 2012-2013
- B. Broadband Program Report (Oral)
- C. President's Report (Oral)