

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

Friday

June 27, 2014 – 9:45 a.m.

PROPOSED AGENDA

FOR CONSIDERATION

I. CORPORATE ACTION

- A. Approval of Minutes of the May 12, 2014 and June 12, 2014 Directors' Meetings

II. ATLANTIC YARDS LAND USE IMPROVEMENT AND CIVIC PROJECT

- A. Brooklyn (Kings County) - Atlantic Yards Land Use Improvement and Civic Project – Adoption of Findings Pursuant to New York State Environmental Quality Review Act; Adoption of Court Ordered Findings as to Phase II of the Project; Affirmation of 2014 Modified General Project Plan; Determination with Respect to Greenland Joint Venture; Adoption of Proposed Essential Terms for Modification of Project Documents; Authorization to Take Related Actions

III. DISCRETIONARY PROJECTS

WESTERN NEW YORK REGION

BUFFALO REGIONAL INNOVATION CLUSTER

- A. Buffalo Billion Initiative – Various Locations (Western New York Region – Allegany, Cattaraugus, Chautauqua, Erie and Niagara Counties) – Edison Welding Institute Working Capital - Phase III - Buffalo Regional Innovation Cluster (Working Capital) - Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Make a Grant and to Take Related Actions
- B. Buffalo Billion Initiative – Buffalo (Western New York Region – Erie County) – SUNY Research Foundation Advanced Manufacturing Capital - Buffalo Regional Innovation Cluster (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
- C. Buffalo Billion Initiative – Buffalo (Western New York Region – Erie County) – Fort Schuyler Management Corporation/Information Technologies Innovation and Commercialization Hub Capital - Buffalo Regional Innovation Cluster (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
- D. Buffalo Billion Initiative – Buffalo (Western New York Region – Erie County) – Fort Schuyler Management Corporation/RiverBend Park Capital - Buffalo Regional Innovation Cluster (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

MID-HUDSON REGION

- E. Yonkers (Mid-Hudson Region - Westchester County) – Kawasaki Rail Car 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 Take Related Actions

DISCRETIONARY PROJECTS CONSENT CALENDAR

- F. Discretionary Projects Consent Calendar – 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

General Development Financing Project

- A. Optimax Systems, Inc. (Wayne County) - \$100,000

IV. REGIONAL COUNCIL AWARDS

FINGER LAKES REGION

- A. Regional Council Award – Priority Project – Rochester (Finger Lakes Region – Monroe County) – Health Sciences Center for Computational Innovation 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
- B. Regional Council Award – Priority Project - Rochester (Finger Lakes Region – Monroe County) – Midtown Tower 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

CENTRAL NEW YORK REGION

- C. Regional Council Award – Priority Project - Syracuse (Central New York Region – Onondaga County) – St. Joseph’s Hospital Health Center 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

- D. Regional Council Award – Priority Project - Clayton (North Country Region – Jefferson County) – Clayton Harbor Hotel 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; Waiver of Labor Peace Agreement

IV. REGIONAL COUNCIL AWARDS – Continued

NORTH COUNTRY REGION

- E. Regional Council Award – Priority Project - Dexter (North Country Region – Jefferson County) – Jefferson County Watertown International Airport – 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

MID – HUDSON REGION

- F. Regional Council Award – Poughkeepsie (Mid-Hudson Region – Dutchess County) – Marist College 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

WESTERN NEW YORK REGION

- G. Regional Council Award – Priority Project - Buffalo (Western New York Region – Erie County) – Buffalo Streetscapes 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; Determination of No Significant Effect on the Environment
- H. Regional Council Award – Priority Project – Gowanda (Western New York Region – Cattaraugus County) – Gowanda’s Historic Hollywood Theater 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

LONG ISLAND REGION

- I. Regional Council Award – Farmingdale (Long Island Region – Suffolk County) – J.M. Haley 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

IV. REGIONAL COUNCIL AWARDS – Continued

CAPITAL REGION

- J. Regional Council Award – Priority Project – Albany (Capital Region – Albany County) ATTAIN Capital – Regional Council Capital Fund (Capital Grant) and Economic Development Purposes Fund (Working 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

REGIONAL COUNCIL AWARDS – CONNECT NY BROADBAND PROGRAM CONSENT CALENDAR

- K. Regional Council Awards – Connect NY Broadband Program Consent Calendar – Findings and Determinations Pursuant to Section 10 (g) of the Act; Authorization to Adopt the Proposed General Project Plans; Authorization to Make Grants and to Take Related Actions

Regional Council Capital Fund

- A. Hamilton County Broadband Phase II (Hamilton County) - \$1,700,000

NY Works

- B. Newport Broadband (Hamilton and Herkimer Counties) - \$572,000
C. Allegheny County Broadband (Allegheny County) - \$800,000

V. NON-DISCRETIONARY PROJECTS

NON-DISCRETIONARY PROJECTS CONSENT CALENDAR

- A. Non-Discretionary Projects Consent Calendar - Authorization to Make Grants and to Take Related Actions

Local Assistance (Executive)

- A. Research Foundation – Hunter James Kelly Research Institute Working Capital (Erie County) - \$2,940,000

Local Assistance - Base Retention (Executive and Assembly)

- B. NUAIR Aerial Systems Working Capital (Onondaga County) - \$1,600,000

Local Assistance (Senate)

- C. Watkins Glen Tourism Working Capital (Schuyler County) - \$150,000

Community Projects Fund (Assembly)

- D. Lower East Side BID Working Capital (New York County) - \$25,000
E. Harlem Arts Alliance Working Capital (New York County) - \$100,000

V. NON-DISCRETIONARY PROJECTS - Continued

HURRICANE IRENE - TROPICAL STORM LEE FLOOD MITIGATION

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

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

- A. Hamilton County – Hurricane Storm Lee Flood Mitigation Capital - \$324,379
 B. Delaware County – Hurricane Storm Lee Flood Mitigation Capital - \$0

VI. ADMINISTRATIVE ACTIONS

- A. Annual Financial Reports – Approval of Certain Annual Financial Reports and Authorization to Take Related Actions
- B. Mission Statement, Related Performance Measurements, and FY 2013-2014 Performance Measurement Report – Reexamination of Mission Statement and Related Performance Measurements; Acceptance of FY 2013-2014 Performance Measurement Report
- C. Town of Islip (Suffolk County) – Proposed Disposition of the Downstate Distribution Facility – Authorization to Acquire and Dispose of Real Property in Accordance with the Applicable Provisions of the Public Authorities Law, Determination of No Significant Effect on the Environment and Take Related Actions
- D. Town of Sennett (Cayuga County) - Proposed Transfer to, and Disposition by, the Office of General Services of the State of New York of the Harriet Tubman Residential Center - Authorization for Transfer to, and Disposition by, the Office of General Services in Accordance with Applicable Provisions of the Public Authorities Law, Determination of No Significant Effect on the Environment and Take Related Actions
- E. Procurement of: Legal Services - Authorization to Enter Into a Contract for Legal Services in Connection with Correctional and Youth Facilities Bonds, and Other State Facilities Financed by Tax Exempt Bonds and to Take Related Actions
- F. New York City (New York County) - Procurement of Broker for the Possible Disposition of Excess Development Rights Associated with the James A. Farley Post Office Building and Annex – Authorization to Enter into Contract for Commercial Brokerage Services; and to Take Related Actions

VI. ADMINISTRATIVE ACTIONS - Continued

- G. Procurement for Event Planning & Management Consulting Services – 2014 Statewide MWBE Forum – Authorization to Enter into a Contract for Consulting Services Relating to the 2014 Statewide MWBE Forum and Authorization to Take Related Actions

VII. FOR INFORMATION

- A. Quarterly Report on Utilization of Certified Minority and Women Business Enterprises (MWBEs) and Procurement Commitments to MWBEs for the Fourth Quarter of Fiscal Year 2013-2014
- B. Annual Report on Utilization of Certified Minority and Women Business Enterprises (MWBEs) and Procurement Commitments to MWBEs for Fiscal Year 2013-2014
- C. Annual Review of Contracts for Services of More Than One Year
- D. Budget Variance Reports for the Fiscal Year ended March 31, 2014