

Date: September 8, 2022

At a scheduled meeting of the City of Mount Vernon Industrial Development Agency (the "Agency") duly convened by the Chair of the Agency and held on September 8, 2022, at 10:00 AM in the Mayor's Conference Room, 1 Roosevelt Square, Mount Vernon, NY 10550, the following members of the Agency were:

Present: Hon. Shawyn Patterson-Howard  
Darren Morton, EdD  
Brian Johnson  
Stephanie Vanderpool

Absent: None

Excused: None

After the meeting had been duly called to order, the Chair announced that among the purposes of the meeting was to consider and take action on certain matters pertaining to the reimbursement of Agency expenses for the benefit of the City of Mount Vernon.

The following resolution was duly moved and seconded, discussed and adopted with the following members voting:

Voting Aye

Hon. Shawyn Patterson-Howard  
Darren Morton, EdD  
Brian Johnson  
Stephanie Vanderpool

Voting Nay

None

**RESOLUTION OF THE CITY OF MOUNT VERNON INDUSTRIAL DEVELOPMENT AGENCY ("AGENCY") APPROVING AND AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF MOUNT VERNON RELATED TO REIMBURSEMENT OF AGENCY EXPENSES**

WHEREAS, by Title I of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 304 of the Laws of 1974 of the State of New York, as the same may be amended from time to time (collectively, the "Act"), the **CITY OF MOUNT VERNON INDUSTRIAL DEVELOPMENT AGENCY** (the "Agency"), was created with the authority and power among other things, to assist with the acquisition of certain industrial development projects as authorized by the Act; and

WHEREAS, the Act authorizes the Agency (1) to promote the economic welfare, recreational opportunities and prosperity of the inhabitants of the City of Mount Vernon ("City"), and (2) to promote, attract, encourage and develop recreation and economically sound commerce and industry through governmental action for the purpose of preventing unemployment and economic deterioration; and

WHEREAS, the City utilizes certain property owned by the Agency; and

WHEREAS, the City, is willing to reimburse the Agency for the cost of utilities and other expenses it incurs due to the City's occupancy of such space (the "Expenses"); and

WHEREAS the Agency is authorized to enter into an agreement with the City under General Municipal Law § 858 (6), (7), (9), (11), (17) (the "MOU"); and

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. The Agency is authorized to enter into the MOU, which is attached hereto as Exhibit A.

Section 2. The Chair, the Executive Director and the Chief Financial Officer of the Agency are hereby further authorized, on behalf of the Agency, to (i) execute and deliver any and all instruments, agreements, certificates, affidavits, banking resolutions, incumbency certificates and other documents reasonably contemplated by these resolutions, (ii) do all acts and things required in furtherance of this resolution and the MOU, and (iii) pay all such fees, charges and expenses and to do all such further acts and things as may be necessary or, in the opinion of the Chair, the Executive Director and/or the Chief Financial Officer acting, desirable and proper to effect the purposes of the foregoing resolutions and to cause compliance by the Agency with all of the terms, covenants and provisions of the documents executed for and on behalf of the Agency, and, where appropriate, the Secretary or Assistant Secretary of the Agency is hereby authorized to affix the seal of the Agency to any of the same and to attest the same, all with such changes, variations, omissions and insertions as the Chair, the Executive Director or the Chief Financial Officer of the Agency shall approve, the execution thereof by the Chair, the Executive Director or the Chief Financial Officer of the Agency to constitute conclusive evidence of such approval.

Section 3. This resolution shall take effect immediately.

CERTIFICATION

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

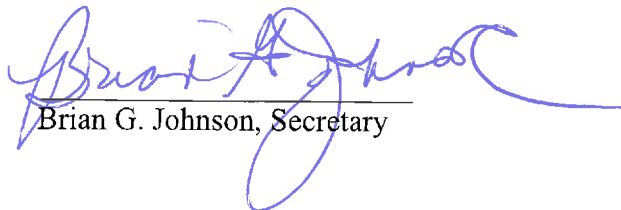
I, the undersigned, Secretary of the City of Mount Vernon Industrial Development Agency (the "Agency") DO HEREBY CERTIFY:

That I have compared the annexed extract of minutes of the meeting of the Agency including the resolution contained therein, held on September 8, 2022 with the original thereof on file in the office of the Agency, and that the same is a true and correct copy of the proceedings of the Agency and of such resolution set forth therein and of the whole of said original insofar as the same related to the subject matters therein referred to.

I FURTHER CERTIFY, that all members of said Agency had due notice of said meeting, that the meeting was in all respects duly held and that, pursuant to Article 7 of the Public Officers Law (Open Meetings Law) said meeting was open to the general public, and that public notice of the time and place of said meeting was duly given in accordance with such Article 7 and the Executive Order.

I FURTHER CERTIFY, that there was a quorum of the members of the Agency present throughout said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Agency this 8th day of September, 2022.

  
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Brian G. Johnson, Secretary