

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, New York 10550, the following members of the Agency were:

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

Absent: 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 adoption of certain revisions to the Uniform Financial Assistance and Benefits Recapture Policy of the Agency.

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 REGARDING THE ADOPTION OF CERTAIN REVISIONS TO THE AGENCY'S UNIFORM FINANCIAL ASSISTANCE AND BENEFITS RECAPTURE POLICY.**

WHEREAS, by Title I of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 786 of the Laws of 1976 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 Mounty Vernon (the "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, Section 874 of the General Municipal Law of the State of New York (the "GML") requires that each industrial development agency establish a uniform tax exemption policy ("UTEP"), with input from affected tax jurisdictions, which shall be applicable to the provision of financial assistance pursuant to Section 859-a of the GML and shall provide guidelines for the claiming of real property, mortgage recording, and sales tax exemptions; and

WHEREAS, the Agency desires to consider an amendment to its Uniform Financial Assistance and Benefits Recapture Policy (the "UTEP") for purposes of evaluating abatements for projects; and

WHEREAS, the Agency desires to adopt a resolution authorizing the scheduling of a public hearing and authorizing the appropriate parties to notify the affected taxing jurisdictions (the "ATJs"); and

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CITY OF MOUNT VERNON INDUSTRIAL DEVELOPMENT AGENCY AS FOLLOWS:

Section 1. The members, officers, employees and agents of the Agency (including general counsel and transaction counsel to the Agency) are hereby authorized to schedule a public hearing to be held at a date, time and place to be determined by Agency staff to consider an amendment to the UTEP (the "Public Hearing"), as well as undertake all other action as permitted or required by law in connection with the amendment.

Section 2. At any such Public Hearing, all interested parties, including the ATJs, shall be invited to attend the Public Hearing and be afforded an opportunity to comment. Any comments and related documents will be brought to the attention of the Agency and will become part of the official public hearing record.

Section 3. The members, officers, employees and agents of the Agency (including general counsel and transaction counsel to the Agency) are hereby authorized and directed for and in the name and on behalf of the Agency to do all acts and things required to schedule and hold the Public Hearing and notify the ATJ's of the same, to execute and deliver all certificates, instruments and documents, to pay all fees, charges and expenses and to do all further acts and things as may be necessary or, in the opinion of the member, officer, employee or agent of the Agency, desirable and proper to effectuate the purposes of the foregoing resolutions and to cause compliance by the Agency with all of the terms, covenants and provisions of any documents executed for and on behalf of the Agency for purposes of effectuating any of the foregoing.

Section 4. This Resolution shall take effect immediately.

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STATE OF NEW YORK                    )  
COUNTY OF WESTCHESTER        ) SS:

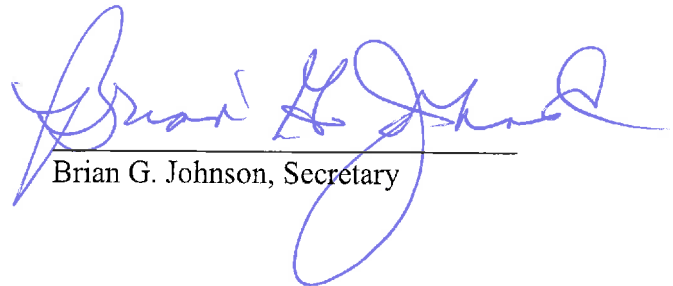
I, the undersigned, Secretary of the City of Mount Vernon Industrial Development Agency, DO HEREBY CERTIFY:

That I have compared the annexed extract of minutes of the meeting of the City of Mount Vernon Industrial Development Agency (the "Agency"), including the resolution contained therein, held on September 8, 2022, with the original thereof on file in my office, 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.

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 8<sup>th</sup> day of September, 2022.

  
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Brian G. Johnson, Secretary