

RESOLUTION

A regular meeting of the Onondaga County Industrial Development Agency (the “Agency”) was convened in public session on March 6, 2025, at 8:30 a.m., local time, at 335 Montgomery Street, 2nd Floor, Syracuse, New York.

The meeting was called to order by the Chairperson of the Agency and, upon roll being called, the following members of the Agency were:

PRESENT: Patrick Hogan
Janice Herzog
Kevin Ryan
Elizabeth Dreyfuss

ABSENT: Cydney Johnson
Susan Stanczyk
Fanny Villarreal

ALSO PRESENT: Robert M. Petrovich, Executive Director
Amanda M. Fitzgerald, Esq., Agency Counsel

The following resolution was offered by Kevin Ryan, seconded by Janice Herzog, to wit:

RESOLUTION AUTHORIZING EXECUTION OF AN ACCESS AGREEMENT

WHEREAS, 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”), Chapter 435 of the Laws of 1970 of the State of New York and Chapter 676 of the Laws of 1975 of the State of New York, as amended, constituting Section 895 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 (the “State”), to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, the Agency currently owns the property located at 5064 State Route 31 in the Town of Clay, Onondaga County, New York (the “Property”); and

WHEREAS, Onondaga County Department of Water Environmental Protection (the “Department”) desires to access the Property for the purpose of performing certain activities consistent with its Oak Orchard municipal sewer expansion project (which was previously reviewed under a separate SEQR process wherein it was concluded that the Oak Orchard municipal

expansion project will not result in any significant adverse impact on the environment), including but not limited to clearing and installing erosion control measures, boring and pipe installation (collectively, the "Pre-Construction Work" and

WHEREAS, to enable the Company to undertake the Pre-Construction Work, the Executive Director has recommended to the members of the Agency that the Agency grant the Department access to the Property pursuant to an access agreement (the "Access Agreement"); and

WHEREAS, in accordance with the requirements of Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York as amended (the "SEQR Act") and the regulations (the "Regulations") adopted pursuant thereto by the Department of Environmental Conservation of the State of New York being 6 NYCRR Part 617, as amended (the "Regulations collectively with the SEQR Act, "SEQRA"), the Agency has reviewed the Access Agreement with respect to the Type II criteria set forth in 6 NYCRR Part 617.5(c).

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

Section 1. The Access Agreement is a Type II action under 6 NYCRR Part 617(c) such that no further review of the Access Agreement is required under SEQRA.

Section 2. The Executive Director of the Agency is hereby authorized, on behalf of the Agency and upon the advice of the Agency's counsel, to execute and deliver the Access Agreement, in a form or forms to be approved by the Executive Director, upon the advice of Agency counsel, the execution thereof to constitute conclusive evidence of such approval.

Section 3. This Resolution shall take effect immediately upon adoption.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

	<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Patrick Hogan	X		
Janice Herzog	X		
Cydney Johnson			X
Elizabeth Dreyfuss	X		
Susan Stanczyk			X
Kevin Ryan	X		
Fanny Villarreal			X

The Resolution was thereupon declared duly adopted.

STATE OF NEW YORK)
) ss.:
COUNTY OF ONONDAGA)

I, the undersigned Secretary of the Onondaga County Industrial Development Agency, DO HEREBY CERTIFY that I have compared the foregoing extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held March 23, 2023, with the original thereof on file in my office, and that the same is a true and correct copy of such proceedings of the Agency and of such Resolution set forth therein and of the whole of said original so far as the same relates to the subject matter 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 this 6th day of March, 2023.

(SEAL)


Alexis Rodriguez, Secretary