

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

AGENDA

Meeting of the Directors

Thursday

October 18, 2018 – 9:30 a.m.

AGENDA

FOR CONSIDERATION

I. CORPORATE ACTIONS

- A. Approval of the Minutes of the September 20, 2018 Directors' Meeting
- B. Officers of the Corporation - Appointment of Officers

REPORTS – Oral

- A. Loans and Grants – Summary of Projects

II. PROJECTS

CENTRAL NEW YORK REGION

- A. Oswego (Central New York Region – Oswego County) – Super Dirt Week 2018 at Oswego Speedway 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

NORTH COUNTRY REGION

- B. Watertown (North Country Region – Jefferson County) – Stature Electric Improvements 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

MOHAWK VALLEY REGION

- C. Regional Council Award - Sherrill (Mohawk Valley Region – Oneida County) – ONX3 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 Action; Determination of No Significant Effect on the Environment

NEW YORK CITY REGION

- D. New York (New York City Region – New York County) – HNTB 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

II. **PROJECTS – Continued**

NEW NY BROADBAND PROGRAM

- E. New NY Broadband Program – Phase 3 Awards, New NY Broadband 2015-16 Capital Fund – Consent Calendar – Findings and Determinations Pursuant to Section 10(g) of the Act; Authorization to Adopt the Proposed General Project Plan; Authorization to Make Grants and to Take Related Actions

List of Grantees

- A. Citizens Telecommunications Company of New York, Inc. (d/b/a Frontier Communications of New York) – Frontier Phase 3 North Country Unserved Broadband Capital (Essex and Hamilton Counties) - \$2,651,214
- B. Citizens Telecommunications Company of New York, Inc. (d/b/a Frontier Communications of New York) – Frontier Phase 3 Southern Tier Unserved Broadband Capital (Various Counties) - \$7,070,959
- C. Windstream New York, Inc. – Windstream NY BB P3 Broadband Capital (Chautauqua County) - \$2,696,893

RESTORE NEW YORK COMMUNITIES – CAPITAL GRANTS

- F. Statewide – Restore New York Communities – Capital Grant – Land Use Improvement Findings and Determinations Pursuant to Sections 10(c), 10(g) and 16-n of the Act; Authorization to Adopt the Proposed General Project Plans; Authorization to Make Grants and to Take Related Actions

Project

- A. Town of Marion – Main Street Marion Restore IV (Wayne County) - \$266,400

III. **NON-DISCRETIONARY CONSENT CALENDAR**

- A. Non-Discretionary Consent Calendar - Findings and Determinations Pursuant to Section 10(g) of the Act; Adoption of Proposed Modified General Project Plans; Affirmation of General Project Plan(s); Authorization to Make Grants, and to Take Related Actions; Determination of No Significant Effect on the Environment

Local Assistance (Assembly)

- A. BOEDC 2015 Events Working Capital – Bronx Overall Economic Development Corporation (Bronx County) - \$550,000
- B. BOEDC 2016 Events Working Capital II – Bronx Overall Economic Development Corporation (Bronx County) - \$550,000
- C. BOEDC 2017 Events Working Capital II – Bronx Overall Economic Development Corporation (Bronx County) - \$550,000
- D. BOEDC 2018 Events Working Capital II – Bronx Overall Economic Development Corporation (Bronx County) - \$550,000

Special Appropriation Clarkson Trudeau (Executive)

- E. Trudeau Institute 3.0 Working Capital II – Trudeau Institute (Franklin County) - \$5,000,000

IV. NEW YORK VENTURES

- A. New York State Innovation Venture Capital Fund (“NYSIVCF”) - Authorization of an Investment of NYSIVCF Funds in NOMHs Technologies, Inc.

V. MARKET ORDER PROGRAM

- A. Contract for Marketing and Promotion Services of the New York State Dairy Industry Through the American Dairy Association and Dairy Council - Authorization to Enter into a Contract for Marketing and Promotion Services of the New York State Dairy Industry Relating to the Marketing Order Program; and Authorization to Take Related Actions
- B. Contract for Marketing and Promotion Services of the New York State Dairy Industry Through Milk for Health on the Niagara Frontier - Authorization to Enter into a Contract for Marketing and Promotion Services of the New York State Dairy Industry Relating to the Marketing Order Program; and Authorization to Take Related Actions
- C. Contract for Marketing and Promotion Services of the New York State Dairy Industry Through New England Dairy Promotion Board, Inc. - Authorization to Enter into a Contract for Marketing and Promotion Services of the New York State Dairy Industry Relating to the Marketing Order Program; and Authorization to Take Related Actions

VI. ADMINISTRATIVE ACTION

- A. Procurement of Legal Services - Authorization to Amend the Contract with Schoeman, Updike, Kaufman & Gerber LLP to Continue to Provide Legal Services in Connection with the Disposition of the Former Bayview Correctional Facility and to Take Related Actions