

A regular meeting of the Broome County Industrial Development Agency (the "Agency") was convened in public session at the offices of the Broome County Industrial Development Agency located at FIVE South College Drive, Town of Dickinson, Broome County, New York on Wednesday, August 21, 2019, at 12:00 o'clock p.m., local time.

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

PRESENT:	John M. Bernardo	Chairman
	Wayne L. Howard	Vice Chairman
	Richard A. Bucci	Secretary
	John J. Stevens	Treasurer
	Daniel E. Crocker	Member
	James R. Peduto	Member
	Cheryl I. Sacco	Member
	Brian Rose	Member
	Joseph Mirabito	Member

ABSENT:

THE FOLLOWING PERSONS WERE ALSO PRESENT:

Stacey M. Duncan	Executive Director
Joseph B. Meagher, Esq.	Agency Counsel

The following resolution was offered by Mr. Mirabito, and seconded by Mr. Crocker, to wit:

RESOLUTION CONSENTING TO THE TRANSFER OF PREMISES LOCATED IN THE TOWN OF CONKLIN, COUNTY OF BROOME, NEW YORK BY MAPLE LANE HOLDINGS, LLC ("MAPLE LANE") TO DARDEN DIRECT DISTRIBUTION, INC., TOGETHER WITH ALL THE RIGHT, TITLE AND INTEREST IN AND TO A CERTAIN PAYMENT-IN-LIEU-OF-TAX AGREEMENT BY AND BETWEEN MAPLE LANE AND THE BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY (THE "AGENCY") DATED AUGUST 31, 2007 COVERING PREMISES SET FORTH IN EXHIBIT "A" ATTACHED HERETO AND ALL THE RIGHT, TITLE AND INTEREST IN AND TO A CERTAIN PAYMENT-IN-LIEU-OF-TAX AGREEMENT BY AND BETWEEN MAPLE LANE AND THE AGENCY DATED DECEMBER 23, 2011 COVERING PREMISES SET FORTH IN EXHIBIT "B" ATTACHED HERETO.

This Resolution shall take effect immediately.

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

John M. Bernardo	voting	Aye
Wayne L. Howard	voting	Aye
Richard A. Bucci	voting	Aye
John J. Stevens	voting	Aye
Daniel E. Crocker	voting	Aye
James R. Peduto	voting	Aye
Cheryl I. Sacco	voting	Aye
Brian Rose	voting	Aye
Joseph Mirabito	voting	Aye

The foregoing Resolution was thereon declared duly adopted.

STATE OF NEW YORK:

: ss.:

COUNTY OF BROOME:

I, the undersigned Chairman of the Broome County Industrial Development Agency (the "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 on August 21, 2019 with the original thereof on file in my office, and that the same is a true and correct copy of said original and of such Resolution set forth therein and of the whole of said original so far as the same relates to the subject matters 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 and affixed the seal of the Agency this 28th day of August, 2019.



John M. Bernardo
Chairman

(SEAL)

Exhibit A

ALL THAT TRACT OR PARCEL OF LAND in the Town of Conklin, County of Broome, State of New York, being portions of the lands described in L. 1455 P. 301 recorded in the Broome County Clerk's Office on June 18, 1985, L. 1462 P. 121 recorded in the Broome County Clerk's Office on July 12, 1985 and L. 1632 P. 338 recorded in the Broome County Clerk's Office on August 4, 1987.

BEGINNING at a POINT at the intersection of the westerly line of Broome Industrial Parkway (County Road 197) and the southerly line of a proposed road known as Maple Lane, said POINT being 4603 feet, more or less, northerly of NYS Route 7; thence along the southerly and southwesterly lines of said Maple Lane and the northerly and northeasterly lines of lands now or formerly of Broome County Industrial Development Agency (BCIDA) per L. 1881 P. 442 the following four (4) courses and distances:

- 1) along a curve to the left with a radius of 40 feet, a length of 62.22 feet and a chord bearing N 61° 03' 41" W a distance of 56.14 feet to a POINT;
- 2) S 74° 23' 17" W a distance of 10.50 feet to a POINT;
- 3) Along a curve to the right with a radius of 463.55 feet, a length of 556.22 feet and a chord of N 71° 15' 06" W a distance of 523.45 feet to a POINT;
- 4) N 36° 52' 35" W a distance of 1043.65 feet to a POINT;

Thence along the northwesterly and southwesterly lines of said BCIDA the following two (2) courses and distances:

- 1) S 53° 07' 25" W a distance of 631.39 feet to a POINT;
- 2) S 52° 12' 37" E a distance of 129.64 feet to a POINT;

Thence S 84° 37' 08" W, along the southerly line of said BCIDA per L. 1632 P. 338 and the northerly line of said BCIDA per L. 1462 P. 121, a distance of 257.05 feet to a POINT; thence N 05° 17' 04" W along the westerly line of said BCIDA per L. 1632 P. 338 and L. 1455 P. 301 and the easterly line of lands now or formerly of Kenneth G. Webb per L. 1242 P. 95 and Lots 5, 4, 3 and 1 of Amber Hills 2 Subdivision (Amber Hills 2) per Map No. 3071 recorded in the Broome County Clerk's Office on March 19, 2002 in Plat Cabinet 5, Sleeve 133, a distance of 1482.48 feet to a 3/4 inch PIPE; thence N 85° 09' 36" E, along the southerly line of a 5 foot wide strip of land shown on said Amber Hills 2, being now or formerly of Amber Hills Development Co., Inc. per L. 1293 P. 282 and the northerly line of said BCIDA per L. 1455 P. 301, a distance of 1075.04 feet to a 1 inch PIPE; thence S 03° 23' 22" E, through the lands of said BCIDA per L. 1455 P. 301, a distance of 516.17 feet to a POINT; thence S 84° 44' 11" W, along the northerly line of lands now or formerly of the Town of Conklin per L. 1028 P. 572, being a closed landfill site, and the southerly line of said BCIDA per L. 1455 P. 301, a distance of 132.30 feet to a POINT; thence along the westerly and

southerly lines of said Town of Conklin and the easterly and northerly lines of said BCIDA per L. 1632 P. 338 the following three (3) courses and distances:

- 1) S 05° 15' 49" E a distance of 400.00 feet to a POINT;
- 2) S 53° 26' 37" E a distance of 509.91 feet to a POINT;
- 3) N 84° 44' 11" E a distance of 386.69 feet to a POINT;

Thence along the westerly line of said Broome Industrial Parkway per L. 1513 P. 129 and L. 1635 P. 281 the following three (3) courses and distances:

- 1) along a curve to the left with a radius of 4252.00 feet a length of 215.19 feet and a chord bearing S 05° 18' 52" E a distance of 215.17 feet to a POINT;
- 2) N 84° 37' 08" E a distance of 10.00 feet to a POINT;
- 3) Along a curve to the left with a radius of 4242.00 feet, a length of 720.27 feet and a chord bearing S 11° 37' 55" E a distance of 719.40 feet to the Point of Beginning.

The above described parcel contains 1,861,581 square feet or 42.736 acres, more or less.

EXHIBIT "B"

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POINT; thence along the westerly and southerly lines of said Town of Conklin and the easterly and northerly lines of said BCIDA per L. 1632 P. 338 the following three (3) courses and distances:

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