1	STATE OF NEW YORK
2	COUNTY OF BROOME
3	
4	In the Matter of the Application by
5	200 COURT STREET APARTMENTS HOUSING
6	DEVELOPMENT FUND CORPORATION
7	for Financial Assistance
8	
9	A public hearing held at 185 Court Street,
LO	Binghamton, New York, on the 10th day of October, 2023,
11	commencing at 5:02 PM.
12	
1.3	BEFORE: JOSEPH B. MEAGHER
L 4	Counsel for Broome County
15	Industrial Development Agency
16	
17	BEFORE: CZERENDA COURT REPORTING, INC.
18	PO Box 903
19	Binghamton, New York 13902-0903
20	KEVIN CALLAHAN (via video)
21	Shorthand Reporter
22	Notary Public
23	Binghamton - (607) 723-5820
24	(800) 633-9149

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HEARING OFFICER: Good afternoon or good evening, whichever you want to call it.

My name is Joseph Meagher, and I'm counsel to the Broome County Industrial Development Agency.

The Agency is conducting a hearing pursuant to General Municipal Law, Section 859-a, to seek public comment on an application for financial assistance submitted by 200 Court Street Apartment -excuse me, 200 Court Street Apartments Housing Development Fund Corporation in connection with a proposed four-story apartment building to include 111 new and high-quality, affordable apartments, common area space, office space, two elevators, an unfinished basement space, all to be located at 200 Court Street, 38 Fayette Street, 34 Stuyvesant Street and 25 Rutherford Street, all in the City of Binghamton, County of Broome and State of New York.

The acceptance of the filing by the Agency does not infer any position on the

approval or disapproval of the financial assistance requested. No position will be taken by the Agency until a public hearing, this public hearing, is concluded.

A copy of the application along with a cost-benefit analysis prepared by the Agency is available for your review at the offices of the Agency during regular business hours.

Notice of this public hearing was published in the PRESS & SUN BULLETIN on September 28, 2023.

I request that each person wishing to speak state his or her name, and if you're speaking on behalf of an entity or organization, please, identify that entity or organization. Please, limit your remarks to five minutes.

The hearing will remain open until all public comment is concluded.

First I'm going to request that
Stacey Duncan, Executive Director of the
Agency, explain the tax benefits that have
been requested by 200 Court Street

Apartments Housing Development Fund Corporation.

Stacey.

MS. DUNCAN: Thank you, Joe.

So, as was mentioned previously,

200 Court Street Apartments Housing

Development Fund Corporation in partnership

with Helio Health, Incorporated, is -- has

proposed the development of a new affordable

and integrated supportive housing community

in the downtown area of the City of

Binghamton.

The proposed development will convert an exiting vacant historic office and manufacturing warehouse into 111 new and high-quality affordable house -- apartments for individuals and families who suffer from substance use challenges, severe mental illness and homeless veterans.

This site was selected because of the area's vital need for affordable and supportive housing and the opportunity to revitalize a vacant historic structure in the heart of Downtown Binghamton.

The site has easy access to public transportation and is near grocery stores, pharmacies and retail amenities.

That new housing will include 51 affordable and 56 supportive units.

Supportive housing units will serve multiple special populations, 30 units reserved for persons with substance use disorder, 16 units reserved for individuals with severe mental illness and 10 units reserved for homeless veterans.

The remaining 55 units will be available to other individuals and families with limited income and resources some of whom may be experiencing homelessness.

The income of the tenants in these units will include 60 percent of AMI. The Empire State Supportive Housing Initiative, or ESSHI, will subsidize the special needs units. Residents in those units will meet the ESSHI definition of homeless including homeless households and households at risk of homelessness.

Total residential area is,

approximately, 77,487 square feet. The proposed project features two elevators serving all floors. Every unit in the building will be adapted or adaptable and divisible. The building will also include, approximately, 42,139 square feet of common area and office space for service providers and, approximately, 22,615 square feet of unfinished basement space.

The main offices for the project will be located on the first floor, which will also feature conference room space and a front desk. The building has a central lobby and reception area. All common areas are designed for full accessibility. Other amenities include a community room and fitness center, lounges and laundry and trash rooms will be on each floor. A community room and secure resident bulk storage will be provided within the basement accessible by the elevator.

200 Court Street Apartments Housing
Development Fund Corporation is seeking a
30-year standard affordable housing PILOT, a

payment in lieu of tax agreement, and requesting a property tax exemption not exceeding \$1,020,982.

Approximately, \$3,342,599 of new tax revenue will be divided among the Binghamton City School District, the City of Binghamton and Broome County.

Over three years it is estimated that 100 construction jobs with a payroll of, approximately, 11,770,000 -- 770,000 will be created for -- in new annual wages.

The project will create 12 new jobs with a total payroll of \$1,894,000 over three years.

HEARING OFFICER: Thank you, Stacey.

I note that we do not really have anyone from the public here this evening, but is -- Amy, is anybody online?

MS. WILLIAMSON: We have Whitney McClary, who's representing the project, but we don't have any members of the public online, no.

HEARING OFFICER: All right. That

them?

24

1	said, does anyone within my hearing wish to
2	be heard relative to this project?
3	(Whereupon there was no response)
4	HEARING OFFICER: I'll ask a
5	second time. Does anyone wish to be heard
6	relative to this project?
7	(Whereupon there was no response)
8	HEARING OFFICER: Well, hearing
9	none, I'm going to call this matter to a
10	conclusion at 5:07 PM and I'm going to
11	request that our reporter note or our
12	reporter spread upon the record of these
13	proceedings the following documents: 1,
14	Notice of the Public Hearing; 2, Affidavit
15	of Publication; 3, Letter to the Taxing
16	Authorities informing them of the public
17	hearing and providing them with a copy of
18	the notice of public hearing; 4, an
19	Affidavit of Mailing; and, 5, an Affidavit
20	of Posting.
21	Kevin, do you have those or
22	THE REPORTER: I do.
23	HEARING OFFICER: You already have

1	So, they will be henceforth
2	become part of the record of these
3	proceedings.
4	Okay.
5	MS. DUNCAN: Okay.
6	HEARING OFFICER: That said, the
7	hearing is now concluded.
8	(Whereupon Grand Jury Exhibits 1
9	through 5 were marked for identification)
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3	EXH	IBIT:	PAGE:
4	1	Notice of Public Hearing	8
5	2	Affidavit of Publication	8
6	3	Letter to Taxing Authorities	8
7	4	Affidavit of Mailing	8
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1	STATE OF NEW YORK :
2	COUNTY OF BROOME :
3	
4	I, KEVIN CALLAHAN, Shorthand Reporter, do
5	certify that the foregoing is a true and accurate
6	transcript of the proceedings in the matter of 200
7	Court Street Apartments Housing Development Fund
8	Corporation, held in Binghamton, New York, on October
9	10, 2023.
10	
11	
12	Ken Colle
13	KEVIN CALLAHAN
14	Shorthand Reporter
15	Notary Public
16	CZERENDA COURT REPORTING, INC
17	PO Box 903
18	Binghamton, New York 13902-0903
19	
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NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing, pursuant to Article 18-A of the New York State General Municipal Law, will be held by the Broome County Industrial Development Agency (the "Agency") on the 10th day of October, 2023 at 5:00 p.m., local time, at the Broome County Public Library, 185 Court Street, City of Binghamton, New York 13901, and will be streamed on the date and time above referenced at www.theagency-ny.com, in connection with the following matters:

200 Court Street Apartments Housing Development Fund Corporation, a limited liability company organized and existing under the laws of the State of New York, (the "Company") has requested that the Agency assist in the financing of the acquisition, construction, renovation, and equipping of 2.08+/- acres of land situate at 200 Court Street, 38 Fayette Street, 34 Stuyvesant Street, and 25 Rutherford Street in the City of Binghamton, Broome County, New York (the "Land") to be used as a four-story apartment building, including a basement, to consist of 77,847+/- square feet for 111 new and high-quality, affordable apartments, 42,139+/- square feet of common area space and office space, two elevators, and 22,615+/- square feet of unfinished basement space (the "Facility") and the acquisition and installation in the Facility of certain machinery, equipment, furniture and fixtures (the "Equipment"). The Land, the Facility and the Equipment are hereinafter, collectively, the "Project". The Project will be initially owned, operated and/or managed by the Company.

The Agency will acquire a leasehold interest in the Project from the Company and lease the Project back to the Company. At the end of the lease term, the Agency's interest in the Project will be reconveyed to the Company. The Agency contemplates that it will provide financial assistance to the Company in the form an abatement of real property taxes.

A copy of the Company's application to the Agency will be available for review, during regular business hours, at the Agency's offices located at FIVE South College Drive, Suite 201, Binghamton, New York 13905.

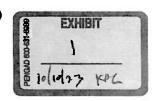
A representative of the Agency will, at the above-stated time and place, hear and accept written comments from all persons with views in favor of or opposed to either the proposed financial assistance to the Company or the location or nature of the Project.

Minutes of the hearing will be made available to the County Executive of the County of Broome.

BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY

Dated: September 25, 2023 By: Stacey M. Duncan, Executive Director

(PLEASE SEE ZOOM INFORMATION BELOW OR ON NEXT PAGE)



Join Zoom Meeting https://us02web.zoom.us/j/82121664184?pwd=QWZPdzFGa2xrc2RwYWo4VFE2TGs1UT09

Meeting ID: 821 2166 4184 Passcode: 138488

Call- in: (646) 558-8656

AFFIDAVIT OF PUBLICATION

PRESS & SUN-BULLETIN

State of New York
City of Binghamton
County of Broome,

livalut being duly sworn, deposes and says she is the	
the Binghamton Press Company Inc., publisher of the following newspaper	printed in Johnson
City published in the City of Binghamton, New York and of general circular	tion in the Counties of
Broome, Chenango, Delaware, Tioga, State of New York and Susquehanna	County, State of
Pennsylvania PRESS & SUN BULLETIN	
On the 28 day of September in the year 2023, before me, the undersigned, a	Notary Public in and
for said State, personally appeared \[\lambda	*
personally known to me or proved to me on the basis of satisfactory eviden	ce to be the
individual(s) whose name(s) is (are) subscribed to the within instrument an	d acknowledged to me
that he/she/they executed the same in his/her/their capacity(ies), and that by	his/her/their
signature(s) on the instrument, the individual(s), or the person upon behalf	of which the
individual(s) acted, executed, the instrument. (Signature of Notary)	
A notice of which the annexed is a printed copy, as published in the edition	s dated:
09/28/2023	lenda tutt
	Legal Clerk
Subscribed and sworn to before me this 28 day of September, 2023	Katalien Men
	Notary Public
	State of Wisconsin. County of Brown
	State of Wisconstit. County of Blown
	1-2-35
	My commission expires

KATHLEEN ALLEN Notary Public State of Wisconsin

EXHIBIT

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing, pursuant to Articla 18-A of the New York State General Municipal Law, will be held by the Broome County Industrial Development Agency (the "Agency") on the 10th day of October, 2023 at 5:00 p.m., local time, at the Broome County Public Library, 185 Court Street, City of Binghamton, New York 13901, and will be streamed on the date and time above referenced at www.theagency-ny.com, in connection with the following matters:
200 Court Street Apartments Housing Development Fund Corporation, a limited liability company organized and existing under the laws of the State of New York, (the "Compeny") has requested that the Agency assist in the financing of the acquisition, construction, renovation, and equipping of 2.08-4/- acres of land situate at 200 Court Street, 38 Payette Street, 34 Stuyweam Street, and 25 Rutherford Street in the City of Binghamton, Broome County, New York (the "Land") to be used as a four-story apartment building, including a basement, to consist of 77.847-4/- square feat for 111 new and high-quality, asfordable apartments, 42,139-4/- square feat of company and the acquisition and installation in the Facility of certain machinery, equipment, furniture and fixtures (the "Equipment"). The Land, the Facility and the Equipment will be initially owned, operated and/or managed by the Company. At the end of the lease term, the Agency's interest in the Project will be initially owned, operated and/or managed by the Company. At the end of the lease term, the Agency's interest in the Project will be reconveyed to the Company. The Agency contemplates that it will provide financial assistance to the Company in the form of an abatement of real property taxes.

A copy of the Company's application to the Agency will be available for review, during regular business hours, at the Agency's offices located at five South College Drive, Suite 201, Binghamton, New York 13905.

A representative of the Agency will be made available to the County Exe

THOMAS, COLLISON & MEAGHER

Attorneys at Law 1201 Monroe Street Post Office Box 329 Endicott, NY 13761-0329

Telephone: (607) 754-0410
Facsimile: (607) 754-6293
E-Mail Address: <u>imeagher@tcmslaw.com</u>

Robert B. Thomas (1925 – 2017) Joseph B. Meagher * Charles H. Collison (1938 – 2021) *Also Admitted in Ponusylvania

Gary H. Collison

September 25, 2023

TO ALL INDIVIDUALS LISTED ON PAGE 3 HEREIN

Re: BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY
PROPOSED 200 COURT STREET APARTMENTS HOUSING DEVELOPMENT
FUND CORPORATION PROJECT

Ladies and Gentlemen:

Pursuant to Section 859-a (3) of the New York General Municipal Law (the "Act"), the Broome County Industrial Development Agency (the "Agency") hereby informs you that the Agency has received an application (the "Application") from 200 Court Street Apartments Housing Development Fund Corporation (the "Company") for financial assistance in connection with a project (the "Project") consisting of the following: (A) the acquisition, construction, renovation, and equipping of 2.08+/- acres of land situate at 200 Court Street, 38 Fayette Street, 34 Stuyvesant Street, and 25 Rutherford Street in the City of Binghamton, Broome County, New York (the "Land") to be used as a four-story apartment building, including a basement, to consist of 77,847+/- square feet for 111 new and high-quality, affordable apartments, 42,130+/- square feet of common area space and office space, two elevators, and 22,615+/- square feet of unfinished basement space (the "Facility") and the acquisition and installation in the Facility of certain machinery, equipment, furniture and fixtures (the "Equipment") (the Land, Facility and Equipment being hereinafter collectively referred to as the "Project"); (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing, including a potential exemption from an abatement of real property taxes in an amount not to exceed \$1,020,982.00 (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project to the Company or such other person or entity as may be designated by the Company and agreed upon by the Agency.

Enclosed is a notice of public hearing to be held by the Agency relating to the proposed Project. The financial assistance being contemplated by the Agency in connection with the Project is described in said notice of public hearing.



Jason T. Garnar, County Executive
Wendy Hughes, Acting Director, Broome County Real Property
Jane St. Amour, Director, OMB
Terie W. Huseby, IAO, City of Binghamton Assessor
Jared M. Kraham, City Mayor
Brian M. Seachrist, Esq., City of Binghamton Corporation Counsel
Tonia Thompson Ed.D., Binghamton City School District Superintendent
Board of Education, Binghamton City School District
Daniel J. Reynolds, Chairman, BC Legislature
Aaron M. Martin, Clerk, BC Legislature
September 25, 2023
Page 2

If you have any questions regarding the foregoing, please do not hesitate to contact me.

Very truly yours,

BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY

Joseph B. Meagher Agency Counsel

JBM/smm Enc.

cc: Stacey M. Duncan (w/enc.) (via e-mail) Natalie Abbadessa (w/enc.) (via e-mail)

PARTIES NOTICED

Jason T. Garnar
Broome County Executive
Broome County Office Building
60 Hawley Street
P.O. Box 1766
Binghamton, New York 13902

Jane St. Amour
Director, OMB
Broome County Office Building
60 Hawley Street
P.O. Box 1766
Binghamton, New York 13902

Terie W. Huseby, IAO
Assessor
City of Binghamton
Binghamton City Hall
38 Hawley Street
Binghamton, New York 13901

Tonia Thompson Ed.D.
Superintendent of Schools
Binghamton City School District
164 Hawley Street
Binghamton, New York 13901

Daniel J. Reynolds
Chairman
Broome County Legislature
Broome County Office Building
60 Hawley Street
P.O. Box 1766
Binghamton, New York 13902

Wendy Hughes
Acting Director
Broome County Real Property
60 Hawley Street, 2nd Floor
P.O. Box 1766
Binghamton, New York 13902

Jared M. Kraham Mayor City of Binghamton Binghamton City Hall 38 Hawley Street Binghamton, New York 13901

Brian M. Seachrist, Esq. Corporation Counsel City of Binghamton Binghamton City Hall 38 Hawley Street Binghamton, New York 13901

Board of Education Binghamton City School District 164 Hawley Street Binghamton, New York 13901

Aaron M. Martin Clerk Broome County Legislature Broome County Office Building 60 Hawley Street P.O. Box 1766 Binghamton, New York 13902

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A representative of the Agency will, at the above-stated time and place, hear and accept written comments from all persons with views in favor of or opposed to either the proposed financial assistance to the Company or the location or nature of the Project.

Minutes of the hearing will be made available to the County Executive of the County of Broome.

BROOME COUNTY INDUSTRIAL DEVELOPMENT AGENCY

Dated: September 25, 2023 By: Stacey M. Duncan, Executive Director

(PLEASE SEE ZOOM INFORMATION BELOW OR ON NEXT PAGE)

Join Zoom Meeting https://us02web.zoom.us/j/82121664184?pwd=QWZPdzFGa2xrc2RwYWo4VFE2TGs1UT09

Meeting ID: 821 2166 4184 Passcode: 138488

Call- in: (646) 558-8656

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Broome County Executive Broome County Office Building 60 Hawley Street P.O. Boy 1766 Birghamton, N.Y. 13902	If YES, enter delivery address	below: ☐ No
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AFFIDAVIT OF MAILING OF NOTICE OF PUBLIC HEARING (200 COURT STREET APARTMENTS HOUSING DEVELOPMENT FUND CORPORATION PROJECT)

STATE OF NEW YORK:

: SS.:

COUNTY OF BROOME:

The undersigned, being duly sworn, hereby states:

That on September 25, 2023, I mailed a copy of the Notice of Public Hearing in connection with the Broome County Industrial Development Agency's proposed 200 Court Street Apartments Housing Development Fund Corporation Project to the individuals set forth on page 2 hereof.

IN WITNESS WHEREOF, I have hereunto set my hand this 26th day of September, 2023.

Susan McGregor

Subscribed to and Sworn to before me this 26th day of September, 2023

Notary Public

MARION E. GOETZ
Notary Public, State Of New York
Broome County 4636322
My Commission Expires Sept. 30, 20 26

EXHIBIT

Life 1/23 lette

PARTIES NOTICED

Jason T. Garnar
Broome County Executive
Broome County Office Building
60 Hawley Street
P.O. Box 1766
Binghamton, New York 13902

Jane St. Amour Director, OMB Broome County Office Building 60 Hawley Street P.O. Box 1766 Binghamton, New York 13902

Terie W. Huseby, IAO Assessor City of Binghamton Binghamton City Hall 38 Hawley Street Binghamton, New York 13901

Tonia Thompson Ed.D.
Superintendent of Schools
Binghamton City School District
164 Hawley Street
Binghamton, New York 13901

Daniel J. Reynolds
Chairman
Broome County Legislature
Broome County Office Building
60 Hawley Street
P.O. Box 1766
Binghamton, New York 13902

Wendy Hughes Acting Director Broome County Real Property 60 Hawley Street, 2nd Floor P.O. Box 1766 Binghamton, New York 13902

Jared M. Kraham Mayor City of Binghamton Binghamton City Hall 38 Hawley Street Binghamton, New York 13901

Brian M. Seachrist, Esq. Corporation Counsel City of Binghamton Binghamton City Hall 38 Hawley Street Binghamton, New York 13901

Board of Education Binghamton City School District 164 Hawley Street Binghamton, New York 13901

Aaron M. Martin Clerk Broome County Legislature Broome County Office Building 60 Hawley Street P.O. Box 1766 Binghamton, New York 13902

AFFIDAVIT OF POSTING OF NOTICE OF PUBLIC HEARING ON PROPOSED PROJECT AND FINANCIAL ASSISTANCE RELATING THERETO (200 COURT STREET APARTMENTS HOUSING DEVELOPMENT FUND CORPORATION PROJECT)

STATE OF NEW YORK:

: ss.:

COUNTY OF BROOME:

The undersigned, being duly sworn, hereby states:

- 1. That on September 26, 2023, I posted a copy of a Notice of Public Hearing in connection with the proposed 200 Court Street Apartments Housing Development Fund Corporation Project to be undertaken by the Broome County Industrial Development Agency.
- 2. Said Notice was posted on a bulletin board located at Binghamton City Hall, 38 Hawley Street, Binghamton, New York 13901.

IN WITNESS WHEREOF, I have hereunto set my hand this 27th day of September, 2023.

Dan Yarnovich

Subscribed to and Sworn before me this 27th day of September, 2023

Notary Public

SUSAN M. MCGREGOR
Notery Public, State of New York
No. 01MC6215671
Qualified in Broome County
Commission Expires January 4,

10/10/13 FEET