



**NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY**

**Resolution # 375**

**RESOLUTION GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR THE OLYMPIC SPORTS COMPLEX – SITE DATA UPGRADES**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 15, 2020, the Chairperson Pro Tem offered the following resolution:

**WHEREAS**, ORDA desires to enter into a proposed Agreement entitled “Olympic Sports Complex - Site Data Upgrades” (Contract No. OSC.19.014.100), which calls for the construction of a new underground fiber optic distribution system (“the project”) to be performed by Northline Utilities, LLC; and

**WHEREAS**, the project work shall include all labor, materials, tools, equipment, and temporary facilities for the project, the scope of which shall include but not be limited to, testing, startup and commissioning of systems and training, and final clean-up. New fiber optic cables shall be installed in underground conduits provided and terminated in enclosures or data racks; and

**WHEREAS**, the project is the first part of a larger project of upgrades and improvements to the Olympic Sports Complex that are necessary to ensure the continued success of the facility’s operations; and

**WHEREAS**, following a design-bid-build Request for Proposals, Northline Utilities, LLC submitted a proposal for ORDA’s consideration, and said bid was determined to be the lowest responsible bidder for the project; and

**WHEREAS**, pursuant to the terms of the proposed Agreement, the total estimated cost of work shall be \$440,700.00; and

**WHEREAS**, pursuant to the terms of the proposed Agreement, the work shall be completed in a reasonable amount of time with an anticipated substantial completion date of September 21, 2020; and

**WHEREAS**, the President & CEO has requested that the Authority commit the requisite capital for the “Olympic Sports Complex - Site Data Upgrades” (Contract No. OSC.19.014.100); and

**WHEREAS**, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the foregoing proposed Agreement.

**THEREFORE, BE IT RESOLVED** that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the "Olympic Sports Complex - Site Data Upgrades" (Contract No. OSC.19.014.100) as is described more fully herein; and

**THEREFORE, BE IT FURTHER RESOLVED** that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed Agreement upon the terms and in the amount provided for above.

MOVED BY: Jeff Stefanko

SECONDED BY: Bill Beaney

and

ADOPTED BY the following vote:

Art Lussi  
Andy Lack  
Steve Hunt  
Chris Pushkarsh  
Bill Beaney  
Cliff Donaldson  
John Parete  
Jill Broderick  
Jeff Stefanko

Excused:


None

Against:

None

Lisa Wieboldt, Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution #375 was duly passed by the Board of Directors on April 15, 2020

Signature   
Title: Acting Secretary to the Board of Directors

Sworn before me this 17 day of April 2020  
Notary Public, State of New York

MARIANNE SMITH  
Notary Public, State of New York  
No. 0138700151  
Residing in Glen Head, County 2022  
Commission Expires July 30, 2022





**NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY**

**Resolution # 376**

**RESOLUTION GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR LIFT IMPROVEMENTS AT WHITEFACE MOUNTAIN AND GORE MOUNTAIN**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 15, 2020, the Chairperson Pro Tem offered the following resolution:

**WHEREAS**, ORDA desires to enter into a proposed Agreement entitled “WFM-GOR Quad Chair Lifts” (Contract No. WFM-GOR.19.001.001), which calls for the installation of new quad chair lifts at both Whiteface Mountain and Gore Mountain (“the project”) to be performed by Skytrac Services, Inc.; and

**WHEREAS**, the project work shall include all labor, materials, tools, equipment, and temporary facilities for the project, the scope of which shall include but not be limited to:

- the removal of Lift 3 at Gore Mountain, grubbing and grading of the site, installation of new Quad Chair Lift 3 with belt conveyor loading and top operator building;
- a new Quad Chair Lift C at Whiteface Mountain with belt conveyor loading, a top operator building, and a bottom operator building;
- the removal of Lift 6 at Gore Mountain, grubbing and grading of the site, top operator building, and bottom operator building; and

**WHEREAS**, the project is a continuing effort to make upgrades and improvements to the infrastructure at both Whiteface Mountain and Gore Mountain, and the aforementioned project is necessary to ensure the continued success of the operations at both facilities; and

**WHEREAS**, following a design-bid-build Request for Proposals, Skytrac Services, Inc. submitted a proposal for ORDA’s consideration and said bid was determined to be the lowest responsible bidder for the project; and

**WHEREAS**, pursuant to the terms of the proposed Agreement, with a total estimated project cost of \$9,458,000.00; and

**WHEREAS**, the President & CEO has requested the authority commit the requisite capital for the “WFM-GOR Quad Chair Lifts” (Contract No. WFM-GOR.19.001.001); and

**WHEREAS**, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the foregoing proposed Agreement.

**THEREFORE, BE IT RESOLVED** that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the "WFM-GOR Quad Chair Lifts" (Contract No. WFM-GOR.19.001.001) as is described more fully herein; and

**THEREFORE, BE IT FURTHER RESOLVED** that the Board of Directors hereby authorizes the President & CEO to enter into the proposed Agreement upon the terms and amounts provided for above.

MOVED BY: Jill Broderick

SECONDED BY: John Parete

and

ADOPTED BY the following vote:

Art Lussi  
Andy Lack  
Steve Hunt  
Chris Pushkarsh  
Bill Beaney  
Cliff Donaldson  
John Parete  
Jill Broderick  
Jeff Stefanko

Excused:


None

Against:

None

Lisa Wieboldt, Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution #376 was duly passed by the Board of Directors on April 15, 2020

Signature   
Title: Acting Secretary to the Board of Directors

Notary Public, State of New York  
Commission Expires 2022

Sworn before me this 17 day of April 2020  
Notary Public, State of New York





**NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY**

**Resolution # 377**

**RESOLUTION GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT WITH PETERSON EQUIPMENT FOR THE PURCHASE OF USED SPRUNG INSTANT STRUCTURES**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 15, 2020, the Chairperson Pro Tem offered the following resolution:

**WHEREAS**, ORDA desires to enter into a proposed Agreement that calls for the purchase of three used Sprung Instant Structures, which are prefabricated structures that form complete temporary multi-use facilities, from Peterson Equipment Company (the “Agreement”); and

**WHEREAS**, the Agreement includes the purchase of:

- 1 70’ x 130’ Used Sprung Instant Structure, including all mechanicals (i.e., all fixtures, plumbing, electrical, lights, fire suppression, and HVAC);
- 1 50’ x 95’ Used Sprung Instant Structure including all mechanicals;
- 1 60’ x 132’ Used Sprung Instant Structure including all mechanicals;
- 3 Restroom Trailers;
- 1 Walk-In Cooler;
- 1 Ski Tuning Trailer; and

**WHEREAS**, ORDA has researched the availability of these structures and identified this opportunity to purchase these used structures at a significant cost savings over the cost of new structures; and

**WHEREAS**, these structures will be placed at locations that have yet to be determined based on the outcome of stakeholder outreach and the completion of applicable permit processes, but potential considerations include restroom facilities and event space that would facilitate greater public enjoyment of ORDA facilities and could provide needed public accommodations for such future events as the 2023 World University Games; and

**WHEREAS**, as a result of the foregoing, the Agreement is part of a continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of the ORDA operations; and

**WHEREAS**, this sole source procurement has taken place in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, ORDA’s internal procurement guidelines and the various procurement requirements contained therein, and notice of the contract award shall be posted as required by the Economic Development Law in the New York State

Contract Reporter; and

**WHEREAS**, this procurement is being made on a sole source basis because only Peterson Equipment Company can provide these specific used systems to ORDA, which are consistent with ORDA's current needs and future plans, which there are no comparable used systems on the market, as a result of which Peterson Equipment Company is the only vendor that can provide these goods in a manner consistent with ORDA's best interests; and

**WHEREAS**, pursuant to the terms of the proposed Agreement, the total estimated lump sum value of the proposed equipment purchase order shall be \$854,000.00; and

**WHEREAS**, the President & CEO has requested that the Authority commit the requisite capital for the Agreement; and

**WHEREAS**, pursuant to ORDA's By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the foregoing proposed Agreement.

**THEREFORE, BE IT RESOLVED** that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the Agreement as is described more fully herein; and

**THEREFORE, BE IT FURTHER RESOLVED** that the Board of Directors hereby authorizes the President & CEO to enter into the proposed Agreement upon the terms and amounts provided for above.

MOVED BY: Jeff Stefanko

SECONDED BY: Andy Lack

and

ADOPTED BY the following vote:

Art Lussi  
Andy Lack  
Steve Hunt  
Chris Pushkarsh  
Bill Beaney  
Cliff Donaldson  
John Parete  
Jeff Stefanko

Excused:

None

Against:

Jill Broderick

Lisa Wieboldt, Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution #377 was duly passed by the Board of Directors on April 15, 2020

Signature *Lisa L. Wieboldt*  
Title: Acting Secretary to the Board of Directors

Sworn before me this 17 day of April 2020  
Notary Public, State of New York

*Margaret Smith*  
MARGARET SMITH  
Notary Public, State of New York  
Commission Expires 2022



**NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY**

**Resolution # 378**

**RESOLUTION GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF AIR COMPRESSORS AT BELLEAYRE MOUNTAIN**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 15, 2020, the Chairperson Pro Tem offered the following resolution:

**WHEREAS**, ORDA desires to enter into a proposed Agreement entitled “Supply Centrifugal Type Air Compressor for Snowmaking Operations” (Contract No. BEL.19.008.100), which calls for the supply and delivery of an electrical powered centrifugal-type air compressor with glycol cooling system, to service both the new and an existing air compressors at Belleayre, by Air Compressor Engineering Co., Inc. (the “Agreement”); and

**WHEREAS**, the Agreement shall include, but not be limited to, a two-year extended warranty, Benshaw soft starter, internal after-cooler, alarm system connections and annunciation, auto block valve for automation, and start-up and commissioning services for snowmaking operations; and

**WHEREAS**, the Agreement is part of a continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of the ORDA operations; and

**WHEREAS**, the effect of the proposed Agreement will be an increase in the efficiency of snowmaking at Belleayre by removing reliance on the rented diesel-fueled air compressors currently in use, reducing fuel costs and resulting in lower air emissions; and

**WHEREAS**, following an advertisement in the New York State Contract Reporter, Air Compressor Engineering Co. Inc. submitted a proposal/quote that was determined to be the best value for ORDA; and

**WHEREAS**, pursuant to the terms of the proposed Agreement, the lump sum cost of the system will be \$330,000; and

**WHEREAS**, pursuant to the terms of the proposed Agreement, the anticipated delivery date will be on or about September 1, 2020; and

**WHEREAS**, the President & CEO has requested that the Authority commit the requisite capital for the “Supply Centrifugal-Type Air Compressor for Snowmaking Operations” (Contract No. BEL.19.008.100); and

**WHEREAS**, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in

excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the foregoing proposed Agreement.

**THEREFORE, BE IT RESOLVED** that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the "Supply Centrifugal-Type Air Compressor for Snowmaking Operations" (Contract No. BEL.19.008.100) as is described more fully herein; and

**THEREFORE, BE IT FURTHER RESOLVED** that the Board of Directors hereby authorizes the President & CEO to enter into the proposed Agreement upon the terms and amounts provided for above.

MOVED BY: John Parete

SECONDED BY: Jeff Stefanko

and

ADOPTED BY the following vote:

Art Lussi  
Andy Lack  
Steve Hunt  
Chris Pushkarsh  
Bill Beaney  
Cliff Donaldson  
John Parete  
Jill Broderick  
Jeff Stefanko

Excused:

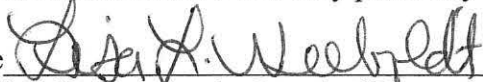
None

Against:

None

Lisa Wieboldt, Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution #378 was duly passed by the Board of Directors on April 15, 2020

Signature   
Title: Acting Secretary to the Board of Directors

Sworn before me this 17 day of April 2020

Notary Public, State of New York



NOTARIAL PUBLIC  
Notary Public, State of New York  
Practicing in the County of Belmont  
Commission Expires on 2022



**NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY**

**Resolution # 379**

**RESOLUTION GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL PLUMBING SERVICES**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 15, 2020, the Chairperson Pro Tem offered the following resolution:

**WHEREAS**, ORDA desires to enter into a proposed Agreement entitled “Phase 1 – Plumbing Contract” (Contract No. ARN.19.006.102), which calls for the demolition, coordination, and modification of the existing sanitary piping system in the lower level of the Olympic Center 1980 Arena (“the project”) to be performed by Luck Brothers, Inc.; and

**WHEREAS**, the project work shall include all labor, materials, tools, equipment, and temporary facilities, overhead and profit for the project, the scope of which shall include but not be limited to, installation of under-slab sanitary and vent piping at the exterior underground tunnel; and the demolition, site coordination, and modification of existing refrigerant piping and associated infrastructure connections from the facility refrigeration plant to the existing facility cooling tower; and

**WHEREAS**, the project is the first part of a larger project of upgrades and improvements to the Olympic Center that are necessary to ensure the continued success of the facility’s operations; and

**WHEREAS**, following a design-bid-build Request for Proposals, Luck Brothers, Inc. submitted a proposal for ORDA’s consideration, and said bid was determined to be the lowest responsible bidder for the project; and

**WHEREAS**, pursuant to the terms of the proposed Agreement, the total estimated cost of work shall be \$859,000.00; and

**WHEREAS**, pursuant to the terms of the proposed Agreement, the work shall be completed in a reasonable amount of time with an anticipated final completion date of October 1, 2020; and

**WHEREAS**, the President & CEO has requested that the Authority commit the requisite capital for the “Phase 1 – Plumbing Contract” (Contract No. ARN.19.006.102); and

**WHEREAS**, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO has requested authority to enter into the foregoing proposed Agreement.

**THEREFORE, BE IT RESOLVED** that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the “Phase 1 – Plumbing Contract”

(Contract No. ARN.19.006.102) as is described more fully herein; and

**THEREFORE, BE IT FURTHER RESOLVED** that the Board of Directors hereby authorizes the President & CEO to enter into the proposed Agreement upon the terms and amounts provided for above.

MOVED BY: Chris Pushkarsh

SECONDED BY: Steve Hunt

and

ADOPTED BY the following vote:

Art Lussi  
Andy Lack  
Steve Hunt  
Chris Pushkarsh  
Bill Beaney  
Cliff Donaldson  
John Parete  
Jill Broderick  
Jeff Stefanko

Excused:


None

Against:

None

Lisa Wieboldt, Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution #379 was duly passed by the Board of Directors on April 15, 2020

Signature   
Title: Acting Secretary to the Board of Directors

Sworn before me this 17 day of April 2020  
Notary Public, State of New York

MARIANNE SMITH  
Notary Public, State of New York  
No. 613-0000001  
Residing in the State of New York  
Commission Expires on 03/31/2022





NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution #380

**RESOLUTION AUTHORIZING THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR ELECTRICITY PURCHASES FOR THE BELLEAYRE, GORE, AND WHITEFACE MOUNTAIN SKI CENTERS**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 15, 2020, the Chairperson Pro Tem offered the following resolution:

**WHEREAS**, ORDA currently has agreements for the supply of power to Belleayre, Gore, and Whiteface Ski Centers that are in effect until January 2021, and which are based on the following terms and criteria:

- a. Belleayre
  - Annual usage 4,037,319 kWh
  - NYSEG Distribution Zone
  - Supply by Champion Energy
  - Price is \$0.04581 per kWh
  - 100% Green
- b. Gore Mountain
  - Annual usage 16,328,402 kWh
  - National Grid Distribution Zone
  - Supply by Champion Energy
  - Price is \$0.061 per kWh
  - 100% Green
- c. Whiteface
  - Annual Usage 14,521,086 kWh
  - NYSEG Distribution Zone
  - Supply by Direct Energy
  - Price is \$0.04528 per kWh
  - ORDA will receive Renewable Energy Credits for 2020 in the amount of 58,276 MWh; and

**WHEREAS**, the energy use at the Gore Mountain and Whiteface Mountain Ski Centers equates to \$150,000 dollars for each \$.01 change in the rate of electricity supply, and;

**WHEREAS**, the electric use at the Belleayre Mountain Ski Center has been growing and will approach 8,000,000 kWh as a result of the replacement of rented diesel snowmaking air with owned electric air, which equates to \$80,000 for each \$.01 change in the rate of electricity

supply; and

**WHEREAS**, in a volatile futures market ORDA has an opportunity to negotiate the next set of electricity contracts for the Belleayre Mountain, Gore Mountain, and Whiteface Mountain Ski Centers for the purchase electricity for a lower price that, according to preliminary research, can lower ORDA's electricity rates and save ORDA in excess of \$110,000 in electricity costs annually; and

**WHEREAS**, while these contracts are typically for longer terms, up to 3 years, the best value to ORDA appears to be a 24-month contract that would begin in January 2021 when the existing Ski Center contracts expire, and would include such beneficial terms to ORDA as net utility billing to allow for the application of solar credits and net 30-day payments, as well as Renewable Energy Credits that would green ORDA operations and support the NYS goals; and

**WHEREAS**, ORDA is working with an independent broker that will coordinate the bidding for eligible suppliers for each distribution zone, including the opportunity for renewable energy credits and energy efficiency; and

**WHEREAS**, the broker will advise the President & CEO of the point at which the market reflects the most advantageous price structure for ORDA to negotiate new contracts for each of the Ski Centers, which price structure will be available for less than 24 hours as a result of which the President & CEO must be ready and have the authority to act on its availability by entering into new contracts at that time; and

**WHEREAS**, the President & CEO therefore requests the authority to negotiate and execute such contracts at the point at which ORDA has been able to obtain the best value for its Ski Center operations without having to wait until the next regularly scheduled Board meeting for approval to do so; and

**WHEREAS**, at the first regularly scheduled Board meeting that is held after the date on which such contracts are executed, the President & CEO will report the full details of all such contracts to the Board; and

**WHEREAS**, the current value of the Gore Mountain and Whiteface Mountain Ski Center electric supply contracts exceed \$250,000, and the Belleayre Mountain Ski Center contract will exceed that amount based on the anticipated increase in use; and

**WHEREAS**, pursuant to ORDA's By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into agreements the value of which will be in excess of \$250,000.00 or more over the life of the contract, the President & CEO requests authority to enter into the proposed electric supply contracts at the point at which the price structure is at the best value for ORDA based upon the advice of ORDA's broker.

**THEREFORE, BE IT RESOLVED** that the Board of Directors hereby authorizes the expenditure of funds for future electricity supply contracts for the Belleayre Mountain, Gore Mountain, and Whiteface Mountain Ski Areas, as is described more fully herein; and

**THEREFORE, BE IT FURTHER RESOLVED** that, the Board of Directors

hereby authorizes the President & CEO to enter into the proposed contracts under the circumstance and incorporating the terms described above.

MOVED BY: Cliff Donaldson

SECONDED BY: Andy Lack

and

ADOPTED BY the following vote:

Art Lussi  
Andy Lack  
Steve Hunt  
Chris Pushkarsh  
Bill Beaney  
Cliff Donaldson  
John Parete  
Jill Broderick  
Jeff Stefanko

Excused:

None

Against:

None

Lisa Wieboldt, Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution #380 was duly passed by the Board of Directors on April 15, 2020

Signature

Lisa A. Wieboldt  
Title: Secretary to the Board of Directors

Sworn before me this 17 day of April 2020

Notary Public, State of New York

Maryanne Smith

PROBATION COUNTY  
Notary Public, State of New York  
27  
Residence: [illegible]  
Commission Expires: [illegible] 2022