



**OLYMPIC REGIONAL
NEW YORK
DEVELOPMENT AUTHORITY**

BOARD OF DIRECTORS MEETING

Olympic Center, Lake Placid, NY

April 18, 2022

1:00 p.m.

AGENDA

- I. INTRODUCTION**
 - A. Roll Call**
 - B. Approval of Minutes from February 25, 2022 Board Meeting**

- II. DISCUSSION**
 - A. Audit Committee Report**
 - B. President's Report**

- III. OLD BUSINESS**

- IV. NEW BUSINESS**
 - A. Resolutions**
 - **Resolution # 444 – Resolution Granting Approval for the President & CEO to Enter into a Food and Beverage Concession License Agreement**
 - **Resolution # 445 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for the Purchase and Installation of Commercial Prefabricated Restroom Systems at Belleayre Mountain, Mt. Van Hoevenberg and Whiteface Mountain**
 - **Resolution # 446 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into an Amended Agreement for the Olympic Center Revitalization Project - 1932 Rink/Jack Shea Arena & 1980 Rink/Herb Brooks Arena Contract**
 - **Resolution # 447 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Building & Infrastructure Improvement Projects at the Olympic Center**
 - **Resolution # 448 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Buildings & Infrastructure Improvements at Mt. Van Hoevenberg**
 - **Resolution # 449 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for the Redevelopment of the North Creek Ski Bowl Lodge**
 - **Resolution # 450 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Gore Mountain Summer Operations - Anchor Attraction Project**



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- **Resolution # 451 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Electrical Infrastructure Improvements at the North Creek Ski Bowl**
- **Resolution # 452 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Whiteface Mountain Electrical Improvement Project**
- **Resolution # 453 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Belleayre Mountain Snowmaking Improvements Project**
- **Resolution # 454 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Whiteface Mountain Snowmaking & Trails Improvement Projects**
- **Resolution # 455 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Gore Mountain Snowmaking & Trails Improvement Projects**
- **Resolution # 456 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into an Agreement for the Purchase of an Industrial Haul Truck for Gore Mountain**
- **Resolution # 457 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Replacement of Gore Mountain's Hudson Chair with a Four-Person Detachable Chairlift Designed for Year-Round Operations**
- **Resolution # 458 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into an Agreement for Belleayre Mountain Lift #6 Improvements**
- **Resolution # 459 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for 2023 Lift Modernizations at Belleayre Mountain, Gore Mountain and Whiteface Mountain**

V. ADJOURN



**NYS Olympic Regional Development Authority
Board Meeting Minutes
February 25, 2022**

Present: Kelly Cummings, Chair
Cliff Donaldson
Frank Cardinale
Stephen Hunt, ESD
Betty Little
Arthur Lussi
Diane Munro
Chris Pushkarsh, OPRHP
Joseph Zalewski, DEC
Elinor Tatum

Also Present: Michael Pratt, President/CEO
Michelle Crew, General Counsel

Introduction: Chair Kelly Cummings called the meeting to order at 1:03 p.m. and welcomed everyone in attendance.

Kelly Cummings explained that the meeting was being videotaped and a link to the recording would be made available on www.orda.org.

Kelly Cummings then asked for a roll call, and confirmed a quorum was present.

Minutes: Kelly Cummings explained that there was a revision to the meeting minutes to clearly reflect a request by Board Member Diane Munro regarding discussion of capital spending priorities.

On a motion by Diane Munro, seconded by Elinor Tatum, the minutes of the Board of Directors meeting held on December 17, 2021 were approved.

President's Report: Mike Pratt explained that the venues are still operating with various COVID health and safety protocols. Some of the restrictions have been reduced allowing people to not wear a mask.

This winter has been difficult with seven rain events since Thanksgiving. Despite the various challenges at the venues, year-to-date revenue is up by 26%.

Gross retail revenue is up 62% over last year. This is ORDA's first season managing retail operations.

ORDA has hosted multiple events at various venues. Some of the events that have taken place are the Ski Jumping Trials, the NENSA SuperTour, Empire



State Games, Section 2 Nordic Champs, USCSA Division 3 Race, NYSPHAA State Championships, and HoleShot and Futures Tour. March is also a busy month with multiple events scheduled.

The World University Games starts in 318 days. Every host venue has been holding test events and preparing the field of plays.

Mike Pratt discussed the impact that the pandemic has had on the capital projects. There have been multiple challenges and they are not letting up. These include a shortage of skilled labor and limited availability of supplies.

Multiple global Olympic assets are in disrepair. In contrast, ORDA has done a nice job of maintaining its assets. During the Olympic Games in Beijing, Lake Placid received a lot of media coverage.

Mike Pratt discussed the Worker's Compensation Policy and extending it for two years. Due to the commitment of staff and insuring we have a safe working environment the premium has gone down over half a million dollars over the past five years.

ORDA would like to enter into a Cost Reimbursement and Escrow Account Agreement with the New York State Office of General Services (OGS). They have a construction and design department and have stronger buying power than ORDA. ORDA would need to start an Escrow Fund of \$750,000 and maintain a minimum balance of \$250,000.

Mike explained that this would give ORDA improved access to prequalified bidders and state contract pricing, with ORDA still having the final decision on its projects. An example of a project that could utilize this account is fuel tank removal.

ORDA would like to upgrade the electrical system at the Olympic Center. The upgrade would allow an auto-remote main service disconnect, emergency transfer switch replacement, and upgrades to equipment and materials.

ORDA would like to purchase 774 low-energy, high performance snow guns, and related equipment. These snow guns have proven to be very effective, use less energy, and maximize pumping capabilities.

Cindy Dady was asked to provide additional information on the Workers Compensation Policy. Cindy explained that ORDA receives monthly reports that include each venue, the work group that was injured, and the type of claim. These reports help to develop measures to reduce incidents from happening.

Mike Pratt provided an additional presentation concerning ORDA's inventories and financial planning. The State is scheduled to enact the state budget by April 1st. If there are any changes to the state budget that affect ORDA the changes



will be brought to the board as soon as possible. Mike reviewed some of the key items in developing the Budget and Financial Plan.

Mike Pratt discussed the size and scope of venues, some of the inventory at the venues, summer/fall operations, and future focuses at the venues.

Governance Committee: Chris Pushkarsh discussed the committee meeting and the issues that were discussed. The committee unanimously resolved to recommend to the board the edit to the Governance Committee and Audit Committee charters.

There was discussion about the 2011 Mission Statement and the committee felt that the proposed changes reflected the scope of the authority. The Committee did not take a formal resolution or recommendation in respect to the mission statement. Committee members felt that it should go to the full board.

Also discussed was board education and training. The Committee decided that this would be a continuing item of business for the Governance Committee.

The annual board member evaluation was also discussed, and it was decided that the Governance Committee would take a more proactive roll in insuring that the evaluations are completed and compiled.

The final item for discussion was the Governance Committee schedule. It was decided that the committee would have one more meeting this year and if necessary, a third.

Executive Committee: Kelly Cummings explained that there was a brief Executive Committee meeting to discuss the two-year extension of the Workers Compensation Insurance Policy. The committee is recommending that the board approve this policy.

Art Lussi stated that because of ORDA's financial well-being, by paying a premium in advance, ORDA saved over \$20,000.

New Business: Resolutions:

#437 Resolution Approving Updates to ORDA Governance Committee Charter and ORDA Audit Committee Charter.

On a motion by Chris Pushkarsh, seconded by Elinor Tatum.

Michelle Crew stated that the updates bring the language of the charters in line with the Public Authority's Law, and with respect to the Audit Committee the Bylaws.

10 in favor, 0 opposed, 0 abstained, adopted Resolution #437.



#438 Resolution Approving the Chair's Appointment of the Members of the Committees of the ORDA Board of Directors.

On a motion by Diane Munro, seconded by Betty Little.

Michelle Crew explained that the approval of this resolution will bring the committee members to four people on each committee. This will not only increase the expertise, but it will also make it so that members can have discussions without it being considered a quorum.

10 in favor, 0 opposed, 0 abstained, adopted Resolution #438.

#439 Resolution Approving Update to ORDA Mission Statement.

On a motion by Betty Little, seconded by Cliff Donaldson

After further discussion board members decided to table this resolution to provide additional time for review and discussion.

On a motion by Art Lussi, seconded by Diane Munro the resolution was tabled.

#440 Resolution Approving a Two-Year Extension of the Current ORDA Workers Compensation Insurance Policy.

On a motion by Cliff Donaldson, seconded by Frank Cardinale.

10 in favor, 0 opposed, 0 abstained, adopted Resolution #440.

#441 Resolution Approving the President & CEO to Enter Into and Fund an Agreement with the New York State Office of General Services for the Provision of Design and Construction Services and Committing Capital and Granting Conditional Approval for the President & CEO to Enter Into Agreements with the New York State Office of General Services for Improvements to ORDA Venues and Facilities.

On a motion by Diane Munro, seconded by Frank Cardinale.

10 in favor, 0 opposed, 0 abstained, adopted Resolution #441.

#442 Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Electrical Upgrades to the Olympic Center.

On a motion by Cliff Donaldson, seconded by Betty Little.

10 in favor, 0 opposed, 0 abstained, adopted Resolution #442.



#443 Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into an Agreement for the Purchase of Snowmaking Equipment.

On a motion by Diane Munro, seconded by Betty Little.

Mike Pratt explained that the new equipment would utilize less air, require less labor, allow for maximization of the pumping system, and facilitate a quicker start up and shut down.

Diane Munro inquired about what stage the snowmaking improvements are in among the venues, and Mike explained that while ORDA is well along in its overall snowmaking infrastructure modernizations, additional pipe work is needed at Belleayre and Whiteface.

10 in favor, 0 opposed, 0 abstained, adopted Resolution #443.

Executive Session: On a motion by Betty Little, seconded by Cliff Donaldson the ORDA Board of Directors entered into Executive Session for the purpose of discussing (1) matters leading to the appointment or employment of a particular person or corporation, and (2) collective negotiations pursuant to article fourteen of the civil service law.

10 in favor, 0 opposed, 0 abstained, the motion carries.

Public Session: Kelly Cummings announced that the meeting was back in public session following a motion to end Executive Session and resume Public Session. The motion passed. No action was taken during Executive Session.

Kelly Cummings announced that Diane Munro has been appointed by the Governor as the second Vice Chair of the ORDA Board of Directors.

The next Board meeting will be scheduled for April 8.

Art Lussi recognized Steven Vassar an ORDA employee who passed. He worked in the ORDA museum and was a lifelong resident of Lake Placid.

Adjournment: On a motion by Elinor Tatum, seconded by Frank Cardinale, the meeting of the Olympic Regional Development Authority Board of Directors was adjourned at 3:09 p.m.



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 444

RESOLUTION GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO A FOOD AND BEVERAGE CONCESSION LICENSE AGREEMENT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2611 (12), the New York State Olympic Regional Development Authority (ORDA) has the power to contract for the operation of concession services at the venues it operates, manages and maintains; and

WHEREAS, ORDA is currently operating Food and Beverage (“F&B”) concessions under an exclusive concession license agreement, as amended, with Service America Corporation d/b/a Centerplate (“Centerplate”), which terminates on April 30, 2022; and

WHEREAS, ORDA is finalizing the terms of an exclusive F&B Concession License Agreement with Sodexo Live!, the successor corporation to Centerplate; and

WHEREAS, upon agreement of the terms and conditions of a new contract, the President & CEO must be ready and have the authority to act by entering into the new F&B Concession License Agreement to enable ORDA to be prepared to continue F&B service operations when the current concession license agreement, as amended, expires on April 30, 2022; and

WHEREAS, the President & CEO therefore requests the authority to execute the F&B Concession License Agreement with Sodexo Live! at the point at which ORDA has been able to reach agreement on terms and conditions that will provide the best value for food and beverage concessionaire operations at ORDA;

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed F&B License Agreement;

NOW, THEREFORE, BE IT RESOLVED that, the Board of Directors hereby authorizes the President & CEO to execute the proposed F&B Concession License Agreement with Sodexo Live! under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 444 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 445

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR THE PURCHASE AND INSTALLATION OF COMMERCIAL PREFABRICATED RESTROOM SYSTEMS AT BELLEAYRE MOUNTAIN, MT. VAN HOEVENBERG AND WHITEFACE MOUNTAIN

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, as part of ORDA's continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations and, in part, to complete ORDA's preparations for the World University Games in January of 2023, ORDA desires to enter into contracts for the materials, services, and work necessary to construct the Commercial Prefabricated Restroom Facilities at Belleayre Mountain, Mt. Van Hoevenberg and Whiteface Mountain (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to:

- "Commercial Prefabricated Restroom Systems for Belleayre, Mt. Van Hoevenberg and Whiteface (Supply Prefabricated Restroom System Contract)" (EXO.21.020.001) – supply and installation of commercial Prefabricated Restroom Systems;
- "Commercial Prefabricated Restroom Systems for Belleayre (General Construction)" (BEL.21.010.100 Series) – work to be performed for the necessary general, plumbing, electrical, and heating, ventilation, and air conditioning construction for the support and connection of the Commercial Prefabricated Restroom Systems;
- "Commercial Prefabricated Restroom Systems for Mt. Van Hoevenberg (General Construction)" (OSC.21.006.100 Series) – work to be performed for the necessary general, plumbing, electrical, and heating, ventilation, and air conditioning construction for the support and connection of the Commercial Prefabricated Restroom Systems; and
- "Commercial Prefabricated Restroom Systems for Whiteface (General Construction)" (WFM.21.017.100 Series) – work to be performed for the necessary general, plumbing, electrical, and heating, ventilation, and air conditioning construction for the support and connection of the Commercial Prefabricated Restroom Systems; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO

to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA’s Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the anticipated cost of the Project is approximately \$1,500,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:	Excused/Abstained:	Against:
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 445 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 446

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AN AMENDED AGREEMENT FOR THE OLYMPIC CENTER REVITALIZATION PROJECT – 1932 RINK/JACK SHEA ARENA & 1980 RINK/HERB BROOKS ARENA CONTRACT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, on November 20, 2020, the Board of Directors (“Board”) approved Resolution #397 titled “Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for the Olympic Center Revitalization – 1932 Rink/Jack Shea Arena & 1980 Rink/Herb Brooks Arena Construction and Construction Administration and Phase One Construction Management” (Contract No’s. ARN.19.006.104, ARN.19.006.027 and ARN.19.006.029); and

WHEREAS, Resolution #397 relative to Contract No. ARN.19.006.104 (the “Contract”) provided for, among other things, construction work to include all labor, tools, equipment, materials, temporary facilities and profit & overhead for a project that included hazardous materials abatement and the demolition, modification, renovation of architectural and structural systems, mechanical systems, plumbing system, and electrical and information technology systems for the revitalization of the 1932 Rink/Jack Shea Arena & 1980/Herb Brooks Arena; and

WHEREAS, the value of Contract No. ARN.19.006.104, as approved by the ORDA Board of Directors, is \$22,842,000.00; and

WHEREAS, during the performance of the Contract Work, the Contractor was required to perform extra and additional work on account of the following:

- Changed conditions resulting from deviations between the conditions of the structure and electrical systems as set forth in the Bidding Documents and the actual conditions of the existing structure and electrical systems which revealed noncompliance with the NYS Uniform Building Code (the “Code”) that had to be corrected;
- Unforeseen conditions consisting of forty-two year old substandard existing construction hidden by paint which required reconstruction rather than minor restoration as set forth in the Bidding Documents;
- Unforeseen conditions in the 1980 Rink/Herb Brooks Arena concourse on account of the existing concrete floor sealer being a permanent product rather than a temporary finish which required significant labor and material beyond that identified in the Bidding Documents;

- Unforeseen conditions throughout the Rinks consisting of non-Code compliant conditions uncovered during the demolition phase of the Contract which required additional work to update the existing electrical services, panel boards, and lighting and fire alarm systems to be Code compliant; and
- Added scope of work to upgrade the electrical and fire alarm upgrades in the 1980 Rink/ Herb Brooks Arena to obtain Code compliance on account of portions of the electrical and fire alarm systems extending into the USA Rink and these portions not being included in the Bidding Documents; and

WHEREAS, as a result of these changes, approval of an amendment to Contract No. ARN.19.006.104 is requested to increase its value by \$850,000.00 for a total estimated cost of work of \$23,692,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the proposed amendment to Contract No. ARN.19.006.104; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into any agreement the value of which will be in excess of \$250,000.00 or more over the life of the agreement, the President & CEO hereby requests the authority to enter into an amendment to Contract No. ARN.19.006.104 as provided for herein;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the proposed amendment to Contract No. ARN.19.006.104 to increase its value by \$850,000.00 for a total estimated cost of work of \$23,692,000.00; and

BE IT FURTHER RESOLVED that the Board of Directors hereby authorizes the President & CEO to enter into an amendment to Contract No. ARN.19.006.104 upon the terms and amounts provided for above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution #446 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 447

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR BUILDING & INFRASTRUCTURE IMPROVEMENT PROJECTS AT THE OLYMPIC CENTER

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, as part of ORDA's continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations and to complete ORDA's preparations for the World University Games in January of 2023, ORDA desires to enter into contracts for the materials, services, and work necessary to construct the Olympic Center Building & Infrastructure Improvements Project (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to:

- "Olympic Center Revitalization Project – (Cooling Tower Piping Replacement Contract)" (ARN.19.006.111) – work to be performed for the necessary supply and installation of a new Olympic Arena Refrigeration Plant Cooling Tower Water Piping Lines and Drainage Lines;
- "Maintenance Shop & Storage Barn Facility, 1932 Rink Zamboni Garage and Egress Canopy Project (General Trades Contract)" (ARN.20.002.100) – work to be performed for the necessary general construction of the Maintenance Shop & Storage Barn Facility, 1932 Rink Zamboni Garage, and Egress Canopy Project;
- "Maintenance Shop & Storage Barn Facility, 1932 Rink Zamboni Garage and Egress Canopy Project (Plumbing Contract)" (ARN.20.002.101) – work to be performed for the necessary plumbing construction of the Maintenance Shop & Storage Barn Facility, 1932 Rink Zamboni Garage and Egress Canopy Project;
- "Maintenance Shop & Storage Barn Facility, 1932 Rink Zamboni Garage and Egress Canopy Project (Electrical Contract)" (ARN.20.002.102) – work to be performed for the necessary electrical construction of the Maintenance Shop & Storage Barn Facility, 1932 Rink Zamboni Garage and Egress Canopy Project;
- "Maintenance Shop & Storage Barn Facility, 1932 Rink Zamboni Garage and Egress Canopy Project (HVAC Contract)" (ARN.20.002.103) – work to be performed for the necessary heating, ventilation, and air conditioning construction of the Maintenance Shop & Storage Barn Facility, 1932 Rink Zamboni Garage and Egress Canopy Project;
- "1932/1980 Arenas Locker Room Improvements Project (Door System Upgrades)" (EXO.21.003.050-51) – materials and services to be performed for the necessary Door System Upgrades;

- “1932 Arena Locker Room Improvements Project (Locker Room #3 Contract)” (ARN.21.003.100) – work to be performed for the necessary general, plumbing, electrical, and heating, ventilation, and air conditioning construction for Locker Room #3 improvements;
- “1932 Arena Locker Room Improvements Project (Locker Room #4 General Trades Contract)” (ARN.20.002.110) – work to be performed for the necessary general construction of Locker Room #4;
- “1932 Arena Locker Room Improvements Project (Locker Room #4 Plumbing Contract)” (ARN.20.002.111) – work to be performed for the necessary plumbing construction of Locker Room #4;
- “1932 Arena Locker Room Improvements Project (Locker Room #4 Electrical Contract)” (ARN.20.002.112) – work to be performed for the necessary electrical construction of Locker Room #4;
- “1932 Arena Locker Room Improvements Project (Locker Room #4 HVAC Contract)” (ARN.20.002.113) – work to be performed for the necessary heating, ventilation, and air conditioning construction of Locker Room #4;
- “1932 Arena Locker Room Improvements Project (General Improvements)” (ARN.21.003.120-129) – work to be performed for the necessary general, plumbing, electrical, and heating, ventilation, and air conditioning construction for the Arena Locker Rooms which is outside of the scope of work of the previous contracts and is required for the World University Games;
- “1932 Arena Locker Room Improvements Project (Figure Skating Locker Rooms, Locker Room #8 and Locker Room #9 Contracts)” (ARN.21.003.130-139) – work to be performed for the necessary general, plumbing, electrical, and heating, ventilation, and air conditioning construction for the Figure Skating Locker Rooms, Locker Room #8 and Locker Room #9 improvements; and
- “1932 Arena Locker Room Improvements Project (Contracts for Materials/Services)” (ARN.20.002.200 Series) – materials to be pre-purchased by ORDA and then installed by the necessary general, plumbing, electrical, and/or heating, ventilation, and air conditioning contractors for the construction of the 1932/1980 Arena Locker Room Improvement Projects to ensure that the schedule is maintained, and services to be performed prior to the start of installation to ensure that the schedule is maintained; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 447 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 448

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR BUILDINGS & INFRASTRUCTURE IMPROVEMENTS AT MT. VAN HOEVENBERG

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, as part of ORDA's continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations and to complete ORDA's preparations for the World University Games in January of 2023, ORDA desires to enter into contracts for the materials, services, and work necessary to construct the Mt. Van Hoevenberg Building and Infrastructure Project (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to:

- "NMB Pump Station Improvements Project – (Suction Replacement Contract)" (OSC.21.012.101) – work to be performed for the necessary supply and installation of suction line improvements and dam upgrades for the North Meadow Brook Pump Station;
- "OSC Staff Office Building & Maintenance Garage Renovation Project (General Trades Contract)" (OSC.21.005.100) – work to be performed for the necessary general construction of the renovation of the existing Bobsled Storage Building to a Staff Office Building and the existing Warehouse building into a vehicle maintenance garage facility;
- "OSC Staff Office Building & Maintenance Garage Renovation Project (Plumbing Contract)" (OSC.21.005.101) – work to be performed for the necessary plumbing construction of the OSC Staff Office Building & Maintenance Garage Renovation;
- "OSC Staff Office Building & Maintenance Garage Renovation Project (Electrical Contract)" (OSC.21.005.102) – work to be performed for the necessary electrical construction of the OSC Staff Office Building & Maintenance Garage Renovation;
- "OSC Staff Office Building & Maintenance Garage Renovation Project (HVAC Contract)" (OSC.21.005.103) – work to be performed for the necessary heating, ventilation, and air conditioning construction of the OSC Staff Office Building & Maintenance Garage Renovation; and
- "OSC Staff Office Building & Maintenance Garage Renovation Project (Contracts for Materials/Services)" (OSC.21.005.200 Series) – materials to be pre-purchased by ORDA and installed by the necessary general, plumbing, electrical, and/or heating, ventilation, and air conditioning contractors for the construction of the OSC Staff Office Building & Maintenance Garage Renovation Project to ensure that the schedule is maintained, and services to be performed prior to the start of installation to ensure that the schedule is maintained; and

WHEREAS, the anticipated cost of the Project is approximately \$4,500,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:	Excused/Abstained:	Against:
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 448 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 449

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR THE REDEVELOPMENT OF THE NORTH CREEK SKI BOWL LODGE

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2611 (7) & (16), ORDA is empowered to enter into contracts and to execute all instruments necessary or convenient for the conduct of ORDA business, and to do all things necessary, convenient, or desirable to carry out its purposes, respectively; and

WHEREAS, pursuant to Public Authorities Law § 2606, ORDA's legislative mandate includes the establishment of a comprehensive, coordinated program of year-round activities at its venues that, among other things, will provide economic and social benefits to the communities in which those venues are located; and

WHEREAS, in support and furtherance of ORDA's legislative mandate, ORDA is pursuing improvements at the North Creek Ski Bowl located in North Creek, New York, that expand and enhance winter operations while adding year-round operations to be located at the North Creek Ski Bowl, which include, but are not limited to, a lodge, an anchor attraction, the replacement of a fixed grip lift with a detachable four-person chairlift system, and other site enhancements (the "North Creek Ski Bowl Project"); and

WHEREAS, as part of the North Creek Ski Bowl Project ORDA desires to enter into contracts for the materials, services, and work necessary to construct and install the North Creek Ski Bowl Year-Round Lodge Project (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to:

- "North Creek Ski Bowl Lodge – (Structural Steel Contract)" (GOR.21.001.100) – work to be performed for the necessary structural steel construction of the North Creek Ski Bowl Lodge;
- "North Creek Ski Bowl Lodge (General Trades Contract)" (GOR.21.001.102) – work to be performed for the necessary general construction of the North Creek Ski Bowl Lodge;
- "North Creek Ski Bowl Lodge (Plumbing Contract)" (GOR.21.001.103) – work to be performed for the necessary plumbing construction of the North Creek Ski Bowl Lodge;
- "North Creek Ski Bowl Lodge (HVAC Contract)" (GOR.21.001.104) – work to be performed for the necessary heating, ventilation, and air conditioning construction of the North Creek Ski Bowl Lodge; and

- “North Creek Ski Bowl Lodge (Electrical Contract)” (GOR.21.001.105) – work to be performed for the necessary electrical construction of the North Creek Ski Bowl Lodge; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA’s Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the anticipated cost of the Project is approximately \$19,750,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure the timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 449 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 450

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR GORE MOUNTAIN SUMMER OPERATIONS - ANCHOR ATTRACTION PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2611 (7) & (16), ORDA is empowered to enter into contracts and to execute all instruments necessary or convenient for the conduct of ORDA business, and to do all things necessary, convenient, or desirable to carry out its purposes, respectively; and

WHEREAS, pursuant to Public Authorities Law § 2606, ORDA's legislative mandate includes the establishment of a comprehensive, coordinated program of year-round activities at its venues that, among other things, will provide economic and social benefits to the communities in which those venues are located; and

WHEREAS, in support and furtherance of ORDA's legislative mandate, ORDA is pursuing improvements at the North Creek Ski Bowl located in North Creek, New York, that expand and enhance winter operations while adding year-round operations to be located at the North Creek Ski Bowl, which include, but are not limited to, a lodge, an anchor attraction, the replacement of a fixed grip lift with a detachable four-person chairlift system, and other site enhancements (the "North Creek Ski Bowl Project"); and

WHEREAS, as part of the North Creek Ski Bowl Project ORDA desires to enter into contracts for the materials, services, and work necessary to construct and install a project titled "North Creek Ski Bowl Anchor Attraction (Contracts for Manufactured System and Supporting Facility)" (GOR.21.002 Series) (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to, all the proprietary design/engineering for the manufactured systems and components of the anchor attraction, the manufacture, delivery and installation of all components of the anchor attraction, and the design and construction of a base area staging and storage facility; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will

be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA’s Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the anticipated cost of the Project Work is approximately \$7,250,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure the timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 450 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 451

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR ELECTRICAL INFRASTRUCTURE IMPROVEMENTS AT THE NORTH CREEK SKI BOWL

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2611 (7) & (16), ORDA is empowered to enter into contracts and to execute all instruments necessary or convenient for the conduct of ORDA business, and to do all things necessary, convenient, or desirable to carry out its purposes, respectively; and

WHEREAS, pursuant to Public Authorities Law § 2606, ORDA's legislative mandate includes the establishment of a comprehensive, coordinated program of year-round activities at its venues that, among other things, will provide economic and social benefits to the communities in which those venues are located; and

WHEREAS, in support and furtherance of ORDA's legislative mandate, ORDA is pursuing improvements at the North Creek Ski Bowl located in North Creek, New York, that expand and enhance winter operations while adding year-round operations to be located at the North Creek Ski Bowl, which include, but are not limited to, a lodge, an anchor attraction, the replacement of a fixed grip lift with a detachable four-person chairlift system, and other site enhancements (the "North Creek Ski Bowl Project"); and

WHEREAS, the North Creek Ski Bowl Project requires the upgrading of the 13,000 volt electrical service by relocating the meter pole and realigning and redistributing the 13,000 volts of electricity to ORDA owned transformers (the "Electrical Work"); and

WHEREAS, pursuant to tariffs on file with the New York State Public Service Commission (PSC), National Grid provides electrical service to the North Creek Ski Bowl; and

WHEREAS, National Grid's provision of electrical service to the North Creek Ski Bowl includes the ownership, maintenance, repair and improvement of the electrical power lines leading up to the meter pole and the meter pole; and

WHEREAS, the work associated with relocation of the meter pole and associated electrical power line work up to the pole must be performed by National Grid; and

WHEREAS, the estimated cost of the National Grid's portion of the Electrical Work is \$300,000.00; and

WHEREAS, National Grid's tariffs on file with the PSC mandate that ORDA pay for the costs of National Grid's portion of the Electrical Work; and

WHEREAS, ORDA desires to enter into an Agreement with National Grid for

National Grid's portion of the Electrical Work; and

WHEREAS, for the balance of the Electrical Work which will not be performed by National Grid, ORDA desires to enter into contracts for the materials, services, and work necessary to construct and install a project titled "Electrical Upgrades for the North Creek Ski Bowl (Electrical Construction)" (GOR.21.019.100 Series) (the "Project"); and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA's Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the anticipated cost of the Project is approximately \$980,000.00; and

WHEREAS, the anticipated cost of all of the Electrical Work is approximately \$1,280,000.00 (\$300,000.00 to National Grid and \$980,000.00 to others); and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Electrical Work; and

WHEREAS, pursuant to ORDA's By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Electrical Work as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 451 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this ____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 452

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR WHITEFACE MOUNTAIN ELECTRICAL IMPROVEMENT PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, as part of ORDA's continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations and to complete ORDA's preparations for the World University Games in January of 2023, ORDA desires to enter into contracts for the materials, services, and work necessary to construct and install a project titled "Electrical Improvements for Whiteface Mountain (Electrical Construction)" (WFM.21.019.100 Series) (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to, all construction work necessary for the installation of approximately 3500 linear feet of 35 kV power line with associated conduits, vaults, terminations and accessories; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA's Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the anticipated cost of the Project is approximately \$1,100,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:	Excused/Abstained:	Against:
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 452 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 453

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR BELLEAYRE MOUNTAIN SNOWMAKING IMPROVEMENTS PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, as part of ORDA's continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations, ORDA desires to enter into contracts for the materials, services, and work necessary to construct the Belleayre Mountain Snowmaking Improvements Project (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to:

- "Belleayre Mountain Snowmaking Pipeline Distribution Project (BEL.22.MP.100 Series) – work to be performed for the replacement and/or upgrading of approximately 31,060 lineal path feet of at-risk snowmaking distribution pipeline; and
- Belleayre Mountain Pump Maintenance and Upgrade Project (BEL.22.MP.200 Series) – work to be performed the maintenance and/or replacement of inoperable or degraded pumps, motors, and/or motor starters and other upgrades in accordance with the 2019 Belleayre Snowmaking Master Plan including the increase of operating pressures to utilize high-efficiency snowmaking guns; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA's Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the anticipated cost of the Project is approximately \$4,480,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 453 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 454

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR WHITEFACE MOUNTAIN SNOWMAKING & TRAILS IMPROVEMENT PROJECTS

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, as part of ORDA's continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations, ORDA desires to enter into contracts for the materials, services, and work necessary to construct and install a project titled "Whiteface Mountain Snowmaking & Trails Improvement" (WFM.21.018.100 Series) (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to, trail construction, trail widening of approved trails, the replacement of historic snowmaking pipelines and at-risk and/or failed pipelines, and the installation of new pipelines on widened and newly constructed trails; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA's Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the anticipated cost of the Project is approximately \$4,000,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:	Excused/Abstained:	Against:
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 454 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 455

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR GORE MOUNTAIN SNOWMAKING & TRAILS IMPROVEMENT PROJECTS

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, as part of ORDA's continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations, ORDA desires to enter into contracts for the materials, services, and work necessary to construct and install the "Gore Mountain Snowmaking & Trails Improvement Projects" (GOR.21.006.100 Series) (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to, trail construction, trail widening of approved trails, the replacement of historic snowmaking pipelines and at-risk and/or failed pipelines, and the installation of new pipelines on widened and newly constructed trails; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA's Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the anticipated cost of the Project is approximately \$2,940,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:	Excused/Abstained:	Against:
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
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_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 455 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 456

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF AN INDUSTRIAL HAUL TRUCK FOR GORE MOUNTAIN

At a meeting of the Board of Directors of the Olympic Regional Development Authority (“ORDA”) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, ORDA desires to enter into a proposed Agreement for the purchase of a new 2022 John Deere 310 Articulated Haul Truck (“Equipment”) from John Deere Shared Services d/b/a John Deere Construction Retail Sales (“John Deere”) (the “Agreement”); and

WHEREAS, the purchase of the Equipment is part of a continuing effort to provide equipment upgrades and improvements to ORDA facilities; and

WHEREAS, pursuant to State Finance Law § 163 and ORDA’s Procurement Guidelines, goods and services needed by ORDA may be purchased through the New York State Office of General Services (“OGS”) Centralized Contracts; and

WHEREAS, John Deere is a New York State approved contractor on OGS Centralized Contracts for Heavy Equipment (“Contract PC69403”); and

WHEREAS, the price of the Equipment purchased from John Deere through Contract PC69403 including interest at the rate of three and a quarter percent (3.25%) per annum is \$454,126.83; and

WHEREAS, payment of the purchase price with interest will require the yearly investment and expenditure of capital in the amount of \$151,375.61 for fiscal years 2022/2023, 2023/2024 and 2024/2025; and

WHEREAS, the President & CEO has requested that the Authority commit the requisite capital for the purchase of the Equipment so as to enable entry into the proposed 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 any agreement the value of which will be in excess of \$250,000.00 or more over the life of the agreement, the President & CEO hereby requests the authority to enter into the foregoing proposed Agreement on the terms as provided for herein;

NOW, 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

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: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 456 was duly passed by the Board of Directors on April 18, 2022.

Signature _____
Title: Secretary to the ORDA Board of Directors

Signature _____
Sworn before me this ____ day of April, 2022.
Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 457

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR REPLACEMENT OF GORE MOUNTAIN'S HUDSON CHAIR WITH A FOUR-PERSON DETACHABLE CHAIRLIFT DESIGNED FOR YEAR-ROUND OPERATIONS

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2611 (7) & (16), ORDA is empowered to enter into contracts and to execute all instruments necessary or convenient for the conduct of ORDA business, and to do all things necessary, convenient, or desirable to carry out its purposes, respectively; and

WHEREAS, pursuant to Public Authorities Law § 2606, ORDA's legislative mandate includes the establishment of a comprehensive, coordinated program of year-round activities at its venues that, among other things, will provide economic and social benefits to the communities in which those venues are located; and

WHEREAS, in support and furtherance of ORDA's legislative mandate, ORDA is pursuing improvements at the North Creek Ski Bowl located in North Creek, New York, that expand and enhance winter operations while adding year-round operations to be located at the North Creek Ski Bowl, which include, but are not limited to, a lodge, an anchor attraction, the replacement of a fixed grip lift with a detachable four-person chairlift system, and other site enhancements (the "North Creek Ski Bowl Project"); and

WHEREAS, as part of the North Creek Ski Bowl Project ORDA desires to enter into contracts for the materials, services, and work necessary to construct and install a project titled "North Creek Ski Bowl Four-Person Chair Lift System (Contract for Manufactured Systems)" (GOR.21.004 Series) (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to, all the proprietary design/engineering for the manufactured systems and components of the chairlift system, and the manufacture, delivery and installation of all components of the chairlift system including a chair storage facility; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, and the long-term scheduling requirements of lift

manufacturers, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA’s Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the total anticipated cost of the Project is approximately \$8,761,520.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA’s By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure the timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution #457 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 458

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR
THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR BELLEAYRE
MOUNTAIN LIFT #6 IMPROVEMENTS**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, ORDA desires to enter into a proposed Agreement for work on a project titled “Belleayre Lift #6 Upgrades (Lift #6 High Speed Detachable Quad Upgrade Contract)” (BEL.21.014.001) for electrical upgrades and improvements to the Lift #6 High Speed Detachable Quad at Belleayre Mountain (the “Project”); and

WHEREAS, the Project work shall include all labor, equipment, materials, tools, and temporary facilities necessary for the supply and installation of new equipment including, but not be limited to, Electrical Control Systems, communications cables including fiber optics, tower switches, and wiring, low-voltage control system, 600 HP AC Motor, 600 HP ABB ACS880 Drive, drive operator building, and return operator building; and

WHEREAS, the Project will replace existing lift components with new and updated components providing improved reliability and ease of maintenance for another fifteen years; and

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

WHEREAS, following a posting on the New York State Contract Reporter, Doppelmayr USA, Inc. submitted a proposal for ORDA’s consideration, which ORDA determined to be the lowest responsible bid for the Project; and

WHEREAS, pursuant to the terms of the proposed Agreement, the lump sum cost of the Project will be \$1,695,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; 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;

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



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 459

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR 2023 LIFT MODERNIZATIONS AT BELLEAYRE MOUNTAIN, GORE MOUNTAIN AND WHITEFACE MOUNTAIN

At a meeting of the Board of Directors of the Olympic Regional Development Authority (ORDA) held on April 18, 2022, the Chair offered the following resolution:

WHEREAS, as part of ORDA's continuing effort to provide upgrades and improvements to ORDA facilities that are necessary to ensure the continued success of ORDA operations, ORDA desires to enter into contracts for the materials, services, and work necessary for the upgrades and improvements to Lifts 7, 8, and 9 at Belleayre Mountain, Lift 9 at Gore Mountain, and Lift A at Whiteface Mountain (the "Project"); and

WHEREAS, a general overview of the Project's scope includes, but is not limited to:

- Belleayre Lift 7 – Removal, replacement and realignment of a lift built in 1986 by a manufacturer who is no longer in business. This project will change the alignment of this lift to bring the base of the lift below the Overlook Lodge, includes the clearing and grading of the site, and increases the uphill transport capacity. The lift will need a new electrical service and associated components brought in from the new pumphouse area to support the project. Total approximate project cost is \$6,500,000.00. This project is pending Unit Management Plan (UMP) approval from the Department of Environmental Conservation (DEC);
- Belleayre Lift 8 - Upgrade the original 1988 low voltage electrical system with a new low-voltage system including new tower circuit switches, operator switches, control wiring, and associated components, communication line replacement, and replacement of all three operator buildings with new buildings. Total approximate project cost is \$400,000.00. This project does not require DEC approval;
- Belleayre Lift 9 – Installation of a new lift with covered belt conveyor loading. Installation of this lift will require clearing and grading of the site and a new electrical service. Total approximate project cost is \$700,000.00. This project is pending UMP approval from DEC;
- Gore Lift 9 - Replace and extend the Bear Cub Poma lift with an aerial lift. Installation of this lift will require the cutting of a new lift line extension, trail work, and a new electrical service. Total approximate project cost is \$3,500,000.00. This project has been approved by DEC; and

- Whiteface Lift A - This is a new lift project that will construct and install a high speed detachable quad chairlift with a mid-station to provide year-round access from the Bear Den Lodge to the new Legacy Lodge. Installation of this lift will require construction and clearing of a new lift line and new electrical service to all three terminals of the lift. Total approximate project cost is \$16,500,000.00. This project is pending UMP approval from DEC; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Project, with the possibility of one or more contracts exceeding the amount of \$250,000.00, and others falling within the authority of the President & CEO to sign without the necessity of Board approval; and

WHEREAS, due to current challenges including supply chain disruptions and labor shortages resulting from the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Project as soon as they are ready; and

WHEREAS, all chosen proposals for Project materials, equipment, and services will be solicited through Requests for Proposals via the New York State Contract Reporter and awarded by means of Best Value; and

WHEREAS, all chosen proposals for Project construction work will be solicited through design-bid-build Requests for Bids via the New York State Contract Reporter and awarded to the lowest responsible bidder; and

WHEREAS, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and ORDA's Procurement Guidelines, and notice of all contract awards will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, it is anticipated that the lump sum value of the Project will be approximately \$27,600,000.00 with \$5,550,000.00 in capital from fiscal year 2022/2023 and the remainder of the required capital from fiscal year 2023/2024; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project; and

WHEREAS, pursuant to ORDA's By-Laws, Art. VI § 2, which requires that the President & CEO obtain Board approval prior to entering into contracts, 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 proposed contracts to ensure timely completion of the Project;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the President & CEO to invest the necessary capital for expenses related to the Project as is described more fully herein, including, but not limited to, the authority to enter into contracts whether or not any contract amount exceeds \$250,000.00; and

BE IT FURTHER RESOLVED that, the Board of Directors hereby authorizes the President & CEO to enter into the proposed contracts under the circumstances and incorporating the terms described above.

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 459 was duly passed by the Board of Directors on April 18, 2022.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of April, 2022.

Notary Public, State of New York