



NEW YORK STATE
**OLYMPIC REGIONAL
DEVELOPMENT AUTHORITY**

BOARD OF DIRECTORS MEETING

United States Olympic & Paralympic Training Center, 421 Old Military Rd., Lake Placid, NY

May 16, 2023

1:00 p.m.

AGENDA

I. INTRODUCTION

- a. Roll Call
- b. Approval of Minutes from March 24, 2023 Board Meeting

II. DISCUSSION

- a. Audit Committee Report
- b. President’s Report

III. OLD BUSINESS

IV. NEW BUSINESS

A. Resolutions

- Resolution # 479 - Resolution Approving and Adopting Revised 2023/2024 Budget & 2022-2027 Financial Plan
- Resolution # 480 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Belleayre Mountain Snowmaking Improvements Project
- Resolution # 481 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Belleayre Mountain Snowmaking Infrastructure Improvements Project
- Resolution # 482 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Belleayre Mountain Snowmaking Reservoir Project
- Resolution # 483 – Resolution Amending Board Resolution # 459 and Committing Additional Capital and Granting Approval for the President & CEO to Enter into Amended Agreements for Belleayre Mountain Lift 8 Modernization Project
- Resolution # 484 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Belleayre Mountain Electrical Distribution and Services Upgrade Project

- **Resolution # 485 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Belleayre Mountain Lodges Improvements Projects**
- **Resolution # 486 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Belleayre Mountain Buildings Improvements Projects**
- **Resolution # 487 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Belleayre Mountain Trails Improvements Project**
- **Resolution # 488 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Gore Mountain Pump Houses Improvements Project**
- **Resolution # 489 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Gore Mountain Snowmaking Infrastructure Improvements Project**
- **Resolution # 490 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Whiteface Mountain Snowmaking Improvements Project**
- **Resolution # 491 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Whiteface Mountain Race Trail Improvements Project**
- **Resolution # 492 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Whiteface Mountain Bear Den Lodge Improvements Project**
- **Resolution # 493 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Whiteface Mountain Electrical Improvements Project**
- **Resolution # 494 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Whiteface Mountain Veterans' Memorial Highway Improvements Project**
- **Resolution # 495 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Olympic Center Improvements Project**
- **Resolution # 496 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Olympic Jumping Complex Improvements Project**
- **Resolution # 497 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into Agreements for Mt Van Hoevenberg Sliding Track Improvements Project**

- **Resolution # 498 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter into an Agreement for the Purchase of Snowgrooming Equipment**
- **Resolution # 499 – Resolution Committing Capital and Granting Approval for the President & CEO to Enter into an Agreement for the Purchase of Snowmaking Equipment**

V. MOTION TO GO INTO EXECUTIVE SESSION: To discuss the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.

VI. ADJOURN



**NYS Olympic Regional Development Authority
Board Meeting Minutes
March 24, 2023**

Present: Joe Martens, Chair
Stephen Hunt, ESD
Arthur Lussi
Chris Pushkarsh, OPRHP
Joe Zalewski, DEC
Cliff Donaldson
Diane Munro
Bill Beaney
Elinor Tatum
Frank Cardinale

(Note: Elinor Tatum joined as an observer only, due to the inability to participate from a previously announced location open to the public.)

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

Introduction: Chair Joe Martens called the meeting to order at 1:00 p.m. and welcomed everyone in attendance.

Joe Martens explained that the meeting was being videotaped and a link to the recording would be made available at www.orda.org.

Joe Martens then asked for a roll call, and confirmed a quorum was present. Frank Cardinale joined after roll call.

Minutes: On a motion by Cliff Donaldson, seconded by Art Lussi. Diane Munro noted that Elinor Tatum would like the minutes to reflect that “Elinor Tatum objected to the proposed new mission statement because it did not adequately represent, in her opinion, the vast range of New Yorkers and athletes that ORDA is tasked to serve. She believes that it is ORDA’s mission to be inclusive of all people and that the language used does not include people with disabilities”.

Joe Martens asked for a motion to amend the meeting minutes to include Elinor’s statement. On a motion by Diane Munro, seconded by Art Lussi, the Board of Directors approved the amendment of the meeting minutes to include Elinor’s statement. Thereafter, the minutes of the Board of



Directors meeting held on December 19, 2022, as amended, were approved by the Board of Directors.

Executive Session: On a motion by Joe Zalewski, seconded by Diane Munro, the Olympic Authority Board of Directors entered into Executive Session for the purpose of discussing the appointment or employment of a particular person or corporation.

After a motion and second, the Olympic Authority Board of Directors voted to exit Executive Session and resumed public session. No action was taken during Executive Session.

Governance
Committee:

Chris Pushkarsh provided a report of the Governance Committee meeting. The Governance committee discussed some matters related to the confidential evaluation of Board performance. He explained that this is an annual requirement under the Public Authorities Law. He further explained that it is the Governance Committee's responsibility to compile and summarize the responses and submit them to the various State entities that are listed in the Public Authorities Law.

After in depth discussion, the Committee members agreed that space would be added to provide comments and/or explanations following each item. The Committee also discussed the process for collecting and compiling the completed forms. It was agreed that the Board Secretary will be responsible for collecting the forms and sending the completed forms to the Committee Chair for compilation.

President's Report: Mike Pratt explained that the Olympic Authority has been extremely busy since the last Board meeting. The Olympic Authority hosted the FISU Winter World University Games. There were many challenges with this event being planned during a global pandemic. This event was done with the biggest Olympic region ever that also included Potsdam, Canton, Saranac Lake, and North Creek. The Olympic Authority staff stayed focused and concentrated on providing the best field of play possible. There were 68 events with no controversies and the venues shined due to the efforts of staff.

The Olympic Authority hosted the first World Cup Ski Jumping event in North America in 21 years. This was the first World Cup Ski Jumping event in Lake Placid in 31 years. The event was well received with 7,000 spectators on both Saturday and Sunday. FIS would like the Olympic Authority to agree to annual events and consider bidding for a Nordic World Championship in 2031.



NYSEF has been hosting races at all three of the ski venues. All three ski areas are expanding youth programming by working with local schools and staying open a little later two days a week to try and get more skiers excited about the sport and the facilities.

Mike explained that the Olympic Authority's labor costs are up, and the new union contract has facilitated the hiring of more employees. The Olympic Authority has not returned to pre-pandemic levels and are still a little short staffed in some areas.

The Olympic Authority, through effective cash flow management and growing its operational revenue, has been able to start investing and has made \$30,000 in interest. The Olympic Authority is debt free for the first time in history.

Next year's season passes have gone on sale and have already sold a record number for this time of year. Of the passes that have been sold, 70% of them are to new pass holders.

Mike discussed the upcoming venue planning. The Olympic Authority committed \$34,550,000 of next year's capital to the purchase of lifts at Belleayre, Gore, and Whiteface, and the purchase of Gore Solar.

The Olympic Authority continues to struggle with supply chain issues. There are so many different challenges from market volatility to peer review. There are three variables that you have to consider during construction which include quality, price, and speed. Environmental projects and permitting take time and need to be organized in order for this to happen timely.

Mike discussed Executive Order 22 which is robust, multi-faceted, and will affect every Department and Division within State entities. The Olympic Authority has a lot of unique entities, and it will take time and planning to make sure that the Olympic Authority is meeting expectations in order to continue to be successful.

At Belleayre, Gore, and Whiteface there are plans for lodge modernizations, additional snowmaking improvements, trail expansions, electrical distribution improvements, and improved parking.

At Mt. Van Hoevenberg, the Bobsled track is getting ready to host the Bobsled and Skeleton World Championships in a couple years. The



current track has a lot of maintenance needs. The refrigeration system is from before the Olympics and needs modernization.

At the Olympic Center, the 1932 Rink has masonry deterioration to be addressed, and the USA garage roof needs to be replaced.

At the Olympic Jumping Complex, there are multiple areas in need of maintenance including the judges tower, the 128-observation area, the starting platform, improvements to the staging building, and the installation of a summer surface on the K48. The Olympic Authority is also investigating if they could do some kicker redevelopment and include an angle for big air jumping into to the pool during the summer months.

At the Olympic Training Center, athletes are looking for improvements to the strength & conditioning equipment, sports medicine & athlete recovery, national team administration space, and dining upgrades.

The Veterans' Memorial Highway needs additional work including water and wastewater infrastructure improvements, repair to the castle chimney and heating system, and the Toll House needs updates to the electrical service.

The Olympic Authority has been including hiking and biking trail planning within its UMP process. The Olympic Authority feels that they could provide front country solutions to help DEC's backcountry problems.

Mike explained that taking care of all the facilities' equipment is extensive. To take care of the equipment, the garages at Gore and Whiteface need to be updated. At the Ski Jumps there is no garage to store equipment. At Belleayre they need a grip maintenance building, vehicle maintenance garage, and original garage demolished. Gore needs wastewater plant upgrades, water storage upgrades necessary to install fire suppression, and a snowcat facility. Mt. Van Hoevenberg needs a bobsled garage expansion. The Olympic Center needs garage roof replacement and conference center retaining wall. The Olympic Jumping Complex needs a maintenance garage with an oil water separator system and freestyle pool filter replacement. Whiteface needs a maintenance/snowcat facility.

Mike discussed the DOMO resolution and explained that this is a management tool to allow us to make sense of the data. There are people that are using it to analyze real time visitor information, real time



revenue information, or trends to see what the hot selling item is in the retail store. The Olympic Authority has been using this system for three years. It is connected and integrated with our other customer management systems. There is the possibility for cost savings if we commit to a three-year contract.

Board members commended staff for their efforts and holding the World University Games. It was a very successful event.

New Business:

Resolutions:

#478 Resolution Committing Capital and Authorizing the President and CEO to Enter Into an Agreement Extending the Contract for Business Intelligence Software Platform

On a motion by Diane Munro, seconded by Cliff Donaldson.

9 in favor, 0 opposed, 0 abstained, Resolution #478 adopted.

Chair:

Joe Martens announced that the next Board meeting is scheduled for Friday, April 24.

Adjournment:

On a motion by Art Lussi, seconded by Cliff Donaldson, the meeting of the Olympic Regional Development Authority Board of Directors was adjourned at 2:50 p.m.



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 479

**RESOLUTION APPROVING AND ADOPTING REVISED
2023/2024 BUDGET & 2022-2027 FINANCIAL PLAN**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, Pursuant to Part 203 of Title 2 the Official Compilation of Codes, Rules and Regulations of the State of New York (Department of Audit and Control), the Olympic Authority is required to annually prepare a budget and financial plan covering the current fiscal year and the revenue and expenditure projections for a minimum of three subsequent fiscal years, in accordance with generally accepted accounting principles; and

WHEREAS, the requirements of Part 203 specify the budget and financial plan format, and the requirements for the budget and financial plan presentation; and

WHEREAS, the Olympic Authority prepared a budget that meets the requirements of Part 203, and carefully reviewed and projected the revenues to be received and expenses forecasted to be incurred over the five-year period of the financial plan for years 2022-2027; and

WHEREAS, at a duly called meeting of the Executive Committee held on September 14, 2022, the Executive Committee, whose responsibility it is to recommend to the Board of Directors a financial budget reflecting anticipated operating and capital expenditures and operating receipts for the ensuing year, thoroughly reviewed and considered the Proposed 2023/2024 Budget & 2022-2027 Financial Plan and based thereon, authorized publication of the Proposed 2023/2024 Budget & 2022-2027 Financial Plan in accordance with the requirements of Part 203, and recommended presentation to the Board of Directors for approval; and

WHEREAS, at a duly called meeting of the Olympic Authority Board of Directors held on December 19, 2022, the Board of Directors passed Resolution # 474 approving and adopting the Proposed 2023/2024 Budget & 2022-2027 Financial Plan as the Olympic Authority's 2023/2024 Budget & 2022-2027 Financial Plan, effective immediately, and directing that it be posted with the Board materials on the Olympic Authority website for access by the public in accordance with the requirements of 2 NYCRR Part 203; and

WHEREAS, the Olympic Authority's 2023/2024 Budget & 2022-2027 Financial Plan is subject to the New York State Legislature enacting into law the New York State Budget for fiscal year 2023/2024; and

WHEREAS, the New York State Budget for fiscal year 2023/2024, which was enacted by the Legislature on May 2, 2023, included an additional Twelve Million Five Hundred Thousand Dollars (\$12,500,000.00) in capital contributions from the State to the Olympic Authority; and

WHEREAS, the Olympic Authority has revised the Olympic Authority's 2023/2024 Budget & 2022-2027 Financial Plan to reflect the additional Twelve Million Five Hundred Thousand Dollars (\$12,500,000.00) in capital contributions from the State to the Olympic Authority for fiscal year 2023/2024, as well as a recommended Seven Million Five Hundred Thousand Dollars (\$7,500,000.00) to be added to the Olympic Authority's plan for its



NEW YORK STATE

**OLYMPIC REGIONAL
DEVELOPMENT AUTHORITY**

Revised
Proposed 2023/2024 Budget &
2022-2027 Financial Plan

| | Approved 2022/2023 | Proposed 2023/2024 | Projected 2024/2025 | Projected 2025/2026 | Projected 2026/2027 |
|--|-------------------------------|-------------------------------|--------------------------------|--------------------------------|--------------------------------|
| Revenue & Financial Sources | | | | | |
| Operating Revenues | | | | | |
| Charges for Services | \$38,007,544 | \$43,543,000 | \$44,849,290 | \$45,297,783 | \$45,977,250 |
| Rentals & Financing Income | \$488,347 | \$3,655,000 | \$3,764,650 | \$3,802,297 | \$3,859,331 |
| Other Operating Revenues | \$5,166,859 | \$5,194,000 | \$5,349,820 | \$5,403,318 | \$5,484,368 |
| Non-Operating Revenues | | | | | |
| Investment Earnings | \$0 | \$1,000 | \$1,000 | \$1,000 | \$1,000 |
| State Subsidies / Grants* | \$14,940,000 | \$14,940,000 | \$14,940,000 | \$14,940,000 | \$14,940,000 |
| Federal Subsidies / Grants | | | | | |
| Municipal Subsidies / Grants | \$750,000 | \$500,000 | \$500,000 | \$500,000 | \$500,000 |
| Public Authority Subsidies | | | | | |
| Other Non-Operating Revenues | \$854,893 | \$1,032,250 | \$1,047,250 | \$1,052,400 | \$1,060,202 |
| Proceeds from the Issuance of Debt | | | | | |
| Total Revenues & Financing Sources | \$60,207,643 | \$68,865,250 | \$70,452,010 | \$70,996,798 | \$71,822,151 |
| Expenditures | | | | | |
| Operating Expenditures | | | | | |
| Salaries and Wages | \$25,929,410 | \$29,966,010 | \$30,565,330 | \$30,870,984 | \$31,179,693 |
| Other Employee Benefits | \$17,465,802 | \$16,780,944 | \$17,126,563 | \$17,302,829 | \$17,480,857 |
| Professional Services Contracts | \$245,431 | \$250,000 | \$255,000 | \$257,550 | \$260,126 |
| Supplies and Materials | \$2,486,494 | \$4,350,000 | \$4,437,000 | \$4,481,370 | \$4,526,184 |
| Other Operating Expenditures | \$13,851,354 | \$17,485,786 | \$17,835,501 | \$18,013,856 | \$18,193,995 |
| Non-Operating Expenditures | | | | | |
| Payment of Principal on Bonds and Financing Arrangements | | | | | |
| Interest and other Financing Charges | \$119,998 | \$0 | \$0 | \$0 | \$0 |
| Subsidies to Other Public Authorities | | | | | |
| Capital Asset Outlay | \$105,000,000 | \$92,500,000 | \$100,000,000 | \$100,000,000 | \$100,000,000 |
| Grants and Donations | | | | | |
| Other Non-Operating Expenditures | | | | | |
| Total Expenditures | \$165,098,489 | \$161,332,740 | \$170,219,394 | \$170,926,588 | \$171,640,854 |
| Capital Contributions* | \$105,000,000 | \$92,500,000 | \$100,000,000 | \$100,000,000 | \$100,000,000 |
| Excess (Deficiency) of Revenues and Capital Contributions Over Expenditures | \$109,154 | \$32,510 | \$232,616 | \$70,209 | \$181,297 |

**Actual funding availability will be determined on an annual basis, subject to state budget process outcomes.*

(a) ORDA’s Relationship with New York State Government

New York State Olympic Regional Development Authority (“ORDA”) was created under Title 28 of the Public Authorities Law as a public benefit corporation on June 10, 1981 to operate, manage and maintain the Olympic facilities in and around Lake Placid, New York. ORDA assumed operation of the facilities at Whiteface Mountain Ski Center and Memorial Highway and the Mount Van Hoevenberg Recreation Area on October 4, 1982 under an agreement with the New York State Department of Environmental Conservation (“DEC”). ORDA assumed operation of the arena complex, the speed skating oval and the Interval Ski Jump complex on October 13, 1982 under agreement with the Town of North Elba, as trustee for the Town of North Elba Public Parks and Playground District. On April 1, 1984, ORDA entered into an agreement with DEC to operate, manage and maintain Gore Mountain Ski Center. On April 1, 2012, ORDA assumed management responsibility of Belleayre Ski Area in Highmount, New York. Belleayre was previously managed by DEC.

ORDA’s operations are overseen by a Board of Directors (“Board”). ORDA’s Board consists of the Commissioner of Environmental Conservation, the Commissioner of Empire State Development, the Commissioner of Parks, Recreation and Historic Preservation and nine members appointed by the Governor, by and with the advice and consent of the Senate. ORDA receives an annual operating appropriation from the general fund based on projected needs. Income of ORDA is exempt from taxation.

ORDA’s legislative mandate is to:

1. Institute a comprehensive, coordinated program of activities utilizing the Olympic facilities in and around Lake Placid, Gore Mountain Ski Center in North Creek, and Belleayre Mountain Ski Center in Highmount, in order to ensure optimum year-round use and enjoyment of these facilities to the economic and social benefit of the regions and to minimize the financial burden on state and local government by maximizing revenue opportunities.
2. Improve the physical fitness and recreational education of the people of New York and the United States.
3. Develop, implement and supervise a comprehensive, coordinated program for the management, promotion and scheduling of a wide range of national and international athletic training and competitive opportunities that maximize the utilization of the Olympic facilities.
4. Develop, construct, operate, manage and maintain facilities for the training and housing of amateur athletes in connection with the United States Olympic Committee’s training center program and ORDA’s conduct of national and international sports events.

(b) Budget Process

The creation of the 2023/2024 operational budget was especially challenging due to the continued pandemic and many other uncertainties including but not limited to rising fuel cost, supply chain issues and labor shortages.

During the summer of 2022 ORDA’s President & CEO, along with the Director of Finance, reviewed previous years’ actual revenue and expenses to project the next fiscal year’s budget.

Consideration was also made from input by the Director of Human Resources, for projected payroll and payroll added costs based on current and projected staffing levels.

Generally, in October of each year, the Division of the Budget (“DOB”) issues a letter (the “call letter”) to ORDA’s President & CEO requesting ORDA’s budget submission for the upcoming fiscal year. The call letter specifies budget directives and the filing due date. As a public benefit corporation of the State, ORDA’s fiscal year aligns with the State and the data presented is in accordance with the guidelines provided by the DOB.

The budget process will end with an appropriation request to the Director of the Budget on the prescribed date of the call letter and then uploading the proposed 2023/2024 budget to the Public Authorities Reporting Information System at the end of the calendar year.

The Proposed 2023/2024 Budget and 2022-2027 Financial Plan relies on data and projections developed through the following timeframe:

- During July/August – develop preliminary budget forecasts, including revenue and expenses, preliminary operations and maintenance, and capital expense targets.
- During September – Review ORDA’s Proposed Budget and Financial Plan with the Executive Committee.
- During September/October – make ORDA’s Proposed Budget and Financial Plan available for public inspection at five convenient locations and on ORDA’s website.
- During November/December – seek authorization from ORDA’s Board of Directors to approve the Final Budget and Financial Plan; submit the information to the State Comptroller’s Office; and make the approved document available for public inspection at five convenient locations and on ORDA’s website.

(c) Budget Assumptions

ORDA Revenue and Expenses

ORDA generates approximately 70% of its revenue from its operations, with the other 30% coming from New York State operating appropriations combined with funds from the Town of North Elba. Operational revenue is extremely hard to forecast as so much of it is dependent upon the weather and economy.

The projected staffing level is determined by evaluating the employee headcount during the current fiscal year and forecasting future headcounts based upon anticipated organizational needs. Payroll added costs are also projected based on the headcount. The impact of the pandemic was taken into consideration.

The basis of the budget is presented on an accrual basis.

Investment Income

Investment of ORDA’s funds is administered in accordance with ORDA’s investment guidelines. These guidelines comply with the New York State Comptroller’s investment guidelines for public authorities and were adopted pursuant to Section 2925 of the New York Public Authorities Law.

(d) Self-Assessment of Budgetary Risks

Set forth below is a summary of certain risks associated with ORDA’s assets and operations. The following discussion of risks is intended only as a partial list and does not purport to identify all of the risk factors that may affect ORDA’s assets and operations. Any one or more of the factors discussed and others could adversely affect ORDA’s operations, assets, revenues and expenses to an extent that cannot be determined at this time.

- **Climate Change** – As part of the Climate Leadership and Community Protection Act initiatives, ORDA engages in regular vulnerability assessments to identify climate change-related risks to its assets and services. The climate change vulnerability assessment is meant to be an initial qualitative assessment of climate change impacts to ORDA’s assets, operations, and overall mission. Recognizing the effects that climate change has had and will continue to have on the Northeast’s winter recreation and its core assets, ORDA has incorporated climate change into its decision-making at the operational, planning, and executive levels. Through its budget planning, ORDA has invested in high-efficiency snowmaking, hybrid maintenance equipment, dedicated solar arrays, modernized building systems, updated refrigeration for ice rinks and electric car charging stations. ORDA has adapted some of its existing infrastructure and equipment to offer more year-round activities, maximize venue use, support regional tourism, and advance economic development efforts in surrounding areas.
- **Other Business Risks**
 - **Industry Transformation** – Through its strategic planning and risk management processes, ORDA regularly evaluates its mission, objectives, and customer needs and seeks to appropriately position ORDA to effectively meet the challenges of the transforming winter sport and tourism industry through implementation of initiatives such as long-term asset management strategy and a suite of customer solutions including new/modified facilities, technology, and product offerings. The impact on ORDA operations of any such industry transformation is not presently predictable.
Workforce – Like many other industries, the winter sport and tourism sector is realizing increased competition for, and a general shortage of talent in high skilled areas. This trend is expected to continue and be further impacted by transformations in the industry where new technologies are being developed and deployed. ORDA recognizes the uncertainty associated with attracting and retaining staff with the skills and competencies needed to meet stated objectives and regularly evaluates and positions its recruiting, talent development, and benefits programs accordingly.
 - **Physical and Cyber Security** – ORDA constantly assesses the nature of the physical and cyber security risks and adjusts its resources to best anticipate and respond to any threats. Investments to harden both physical and cyber assets and their related infrastructure are continually needed to minimize potential adverse impacts to protect ORDA and customer information.
 - **Catastrophic Natural Events** – A catastrophic natural event such as severe weather or flooding can negatively affect the operability of ORDA assets and facilities. ORDA regularly evaluates the resiliency of its assets and facilities. In addition, ORDA annually develops and implements disaster planning programs through its Emergency Management and Operations Plan. This plan is based on the specific, unique natural threats at each of its facilities. ORDA regularly conducts drills and exercises in order to ensure advance preparation for these types of events. ORDA maintains close working relationships with local first responders and government agencies to ensure its ongoing preparedness.
 - **Occupational Health and Workforce Safety** – ORDA and its employees are exposed to a variety of health and safety risks. The health and safety of ORDA’s workforce, customers, and contractors is of the highest priority to ORDA. ORDA has put in place multiple levels of controls, policies, procedures, and training programs in support of reducing and/or eliminating health and safety incidents. The impacts of the pandemic on ORDA’s operations and financial condition is not presently predictable or quantifiable. To mitigate these risks, ORDA works closely with the Department of Health and other local and county health departments to ensure its ongoing preparedness and responsiveness.
 - **Litigation Risk** – Actions or claims against ORDA include those arising out of negligence, personal injury, breach of contract, employment and other matters. Pursuant to Public Authorities Law § 2622 (4), all actions or claims against ORDA to recover damages for injuries to property or for personal injury arising out of the operation of its facilities is exclusive to the New York State Court of Claims. Payment of awards or judgments for such claims are made by the State of New York in

accordance with section 20 of the Court of Claims Act. All other claims will, in the opinion of ORDA, and through representation by outside counsel hired by ORDA, be disposed of within the amounts of ORDA's insurance coverage, where applicable, or the amount which ORDA has available therefore and without any material adverse effect on the business of ORDA.

- **Regulatory Risks** – Congressional and regulatory action for the increased regulation of air, water and contaminants is periodically considered, and there are potential legislative and regulatory proposals which may affect ORDA in the future. The impact on ORDA operations of any such proposals is not presently predictable or quantifiable.

(e) **Revised Forecast of Current Year's Budget**

Once the Operation Budget is approved it is not revised as the year progresses. During the year actual vs budget is constantly reviewed and analyzed.

The Capital Budget is frequently reviewed, and adjustments made as various projects transition from start to finish.

(f) **Reconciliation of Current Year's Budget and Revised Forecast**

Once the Operation Budget is approved it is not revised as the year progresses. All actual revenue and expenses are reviewed to develop and modify upcoming budgets.

The Capital Budget is frequently reviewed, and adjustments made as various projects transition from start to finish.

(g) **Statement of Previous Year's Financial Performance**

| | Last Year Actual 2021/2022 | Last Year Budget 2021/2022 | Variance |
|--|---|---|-----------------|
| Revenue & Financial Sources | | | |
| Operating Revenues | | | |
| Charges for Services | \$40,478,500 | \$33,067,142 | \$7,411,358 |
| Rentals & Financing Income | \$1,109,242 | \$205,110 | \$904,132 |
| Other Operating Revenues | \$4,991,355 | \$7,237,595 | (\$2,246,241) |
| Non-Operating Revenues | | | |
| Investment Earnings | \$31 | \$25 | \$6 |
| State Subsidies / Grants | \$14,940,000 | \$14,940,000 | \$0 |
| Federal Subsidies / Grants | | | |
| Municipal Subsidies / Grants | \$750,000 | \$750,000 | \$0 |
| Public Authority Subsidies | | | |
| Other Non-Operating Revenues | \$648,233 | \$700,153 | (\$51,920) |
| Proceeds from the Issuance of Debt | | | |
| Total Revenues & Financing Sources | \$62,917,361 | \$56,900,025 | \$6,017,336 |
| Expenditures | | | |
| Operating Expenditures | | | |
| Salaries and Wages | \$22,508,651 | \$25,929,389 | (\$3,420,738) |
| Other Employee Benefits | \$13,171,286 | \$17,465,798 | (\$4,294,512) |
| Professional Services Contracts | \$209,636 | \$181,755 | \$27,881 |
| Supplies and Materials | \$3,964,266 | \$2,797,474 | \$1,166,792 |
| Other Operating Expenditures | \$12,524,059 | \$12,890,771 | (\$366,712) |
| Non-Operating Expenditures | | | |
| Payment of Principal on Bonds and Financing Arrangements | \$254,838 | \$254,838 | \$0 |
| Interest and other Financing Charges | \$117,507 | \$375,000 | (\$257,493) |
| Subsidies to Other Public Authorities | | | |
| Capital Asset Outlay | \$104,745,162 | \$105,000,000 | (\$254,838) |
| Grants and Donations | | | |
| Other Non-Operating Expenditures | | | |
| Total Expenditures | \$157,495,406 | \$164,895,025 | (\$7,399,619) |
| Capital Contributions | \$105,000,000 | \$105,000,000 | \$0 |
| Excess (Deficiency) of Revenues and Capital Contributions Over Expenditures | \$10,421,955 | (\$2,995,000) | \$13,416,955 |

The 2021/2022 fiscal year was one of the most successful years in history. ORDA grew revenue, made smart investments in its facilities, developed new businesses opportunities, and paid off its debts. The pandemic, as well as labor and supply chain shortages, presented several challenges to these successes. However, the excellence of the ORDA staff made the organization's record-breaking accomplishments possible.

(h) Employee Data – number of employees, full-time, FTEs and functional classification

| | 2023-2024 | 2024-2025 | 2025-2026 | 2026-2027 |
|-----------------------|------------|------------|------------|------------|
| Executive Management | 11 | 11 | 11 | 11 |
| Marketing/Sales | 20 | 20 | 20 | 20 |
| Finance | 9 | 9 | 9 | 9 |
| Other Admin | 74 | 74 | 74 | 74 |
| Venue Ops (projected) | 470 | 470 | 470 | 470 |
| Total FTE | <u>584</u> | <u>584</u> | <u>584</u> | <u>584</u> |

(i) Gap-Closing Initiatives – revenue enhancements or cost-reduction initiatives

ORDA continues to seek revenue streams that are favorable to the bottom line. ORDA continues to monitor operating expenses to manage cash outflows. ORDA has invested in solar arrays at both Gore Mountain and Whiteface Mountain, delivering clean energy that offsets the resorts' electric needs. ORDA has made a strong commitment to modernizing the snowmaking fleets with high-efficiency guns, system monitoring, motors with variable drives, and new energy-saving technologies. This means ORDA is making more snow in less time, using less energy. ORDA has invested in reloadable RFID technology and a robust e-commerce platform. This allows guests hassle-free ticketing in advance online, with no waste. The RFID media lasts for years, offering convenient direct-to-lift access winter after winter. New improvements at the facilities have allowed ORDA to expand year-round operations, thereby extending its revenue opportunities.

(j) Material Non-Recurring Resources – source and amount

There are no material non-recurring resources expected in the 2022-2027 period.

(k) Shift in Material Resources

There are no anticipated shifts in material resources from one year to another.

(l) Debt Service

ORDA does not issue debt.

During the fiscal year ended March 31, 2022 ORDA saw an improvement in cash flow and made it a priority to pay down its debt to zero. This will be a savings in future years of interest and finance charges.

Also, due to better cash flow ORDA also was able to pay some large annual invoices in full, rather than in installments, again saving on interest and finance charges.

Below is the balance of outstanding debt currently and projected operational debt through March 31, 2027:

NYS ORDA
Principal ONLY Balances
(does not include interest)

| | Actual | Actual | Projected Balance | | | | |
|---------------------------------------|---------------------|------------------|-------------------|------------------|------------------|------------------|------------------|
| | <u>3/31/2021</u> | <u>3/31/2022</u> | <u>3/31/2023</u> | <u>3/31/2024</u> | <u>3/31/2025</u> | <u>3/31/2026</u> | <u>3/31/2027</u> |
| NYPA | \$2,474,650 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Office of General Services | \$2,972,731 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Key Bank Line of Credit | \$4,400,000 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Key Government Finance, Inc | \$745,007 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| NYS Retirement | | | | | | | |
| Deferred Principal payments 2013-2016 | \$899,866 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| | <u>\$11,492,253</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |

(m) Capital Commitments and Sources Funding*

ORDA’s plan for its Maintenance and Improvements of Existing Facilities is currently planned to remain consistent at \$12.5M for 2023/2024, then increasing to \$20M for years 2024/2025, 2025/2026 and 2026/2027. These funds will target Health & Safety, Environmental Stewardship, Revenue Enhancement, Technology and Efficiencies.

ORDA’s plan for its New Capital presently calls for a reduction from the 2022/2023 funding of \$92.5M to \$80M in years 2023/2024, 2024/2025, 2025/2026 and 2026/2027. These funds will be invested in lifts, snowmaking, electrical & building infrastructure, year-round operational infrastructure and economic development opportunities.

**Actual funding availability will be determined on an annual basis, subject to state budget process outcomes.*

ORDA has grown significantly in recent years, both in its scope of operations and in the increased value of its assets. The last seven years of ORDA's total insured values are listed below, representing a 93% increase during that period. A review of the proposed capital budgets is recommended to ensure that they reflect ORDA's current and future needs for proper maintenance of its infrastructure and the organization's continued evolution in technology, sustainability, and the guest and athlete experience.

| <u>Fiscal Year</u> | <u>ORDA's Total Insured Value</u> |
|--------------------|-----------------------------------|
| 2016-2017 | \$240,927,055 |
| 2017-2018 | \$241,767,225 |
| 2018-2019 | \$257,165,513 |
| 2019-2020 | \$256,198,336 |
| 2020-2021 | \$365,322,690 |
| 2021-2022 | \$418,839,573 |
| 2022-2023 | \$462,983,525 |

Draft



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 480

**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 (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority’s continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Belleayre Mountain Snowmaking Improvements Project – Pine Hill Pump House Modernization, which includes pump, intake, manifold and drain improvements (the “Project”); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with the Wicks Law project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority’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 \$565,000.00; and



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 481

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Belleayre Mountain Snowmaking Infrastructure Improvements Project, which includes pipe replacement on the lower mountain that will allow for the higher pressures required by the modern snow guns (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Single Prime project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 481 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 482

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to enter into contracts for the preliminary design and permitting to construct the Belleayre Mountain Snowmaking Reservoir Project (the "Project"), consisting of Professional services contracts for the Design Phases, Bidding Phase, and Construction Management Pre-Construction Phase; 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 ongoing challenges including supply chain disruptions and labor shortages following 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, this procurement will be carried out in accordance with the State Finance Law, Public Authorities Law, Economic Development Law, and the Olympic Authority'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 \$450,000.00; and

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

WHEREAS, pursuant to the Olympic Authority'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



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 483

**RESOLUTION AMENDING BOARD RESOLUTION # 459 AND COMMITTING
ADDITIONAL CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT &
CEO TO ENTER INTO AMENDED AGREEMENTS FOR BELLEAYRE MOUNTAIN
LIFT 8 MODERNIZATION PROJECT**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, on April 18, 2022, the Board of Directors approved Resolution # 459 entitled “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;” and

WHEREAS, Resolution # 459 provided, in relevant part, the following for Belleayre Mountain:

- 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; and

WHEREAS, the Olympic Authority has decided to temporarily suspend the work associated with Belleayre Lift 9 due to the significance and timing of the many projects requiring storm water permitting in 2023 and 2024; and

WHEREAS, after the adoption of Resolution #459, evaluation of the upgrades to Belleayre Lift 8 necessitated expansion of the scope and budget of the project; and

WHEREAS, the expanded scope of work for Belleayre Lift 8 increased the estimated project cost by \$950,000.00 such that the anticipated cost of the project is approximately \$1,350,000.00; and

WHEREAS, the Olympic Authority desires to fund the cost of the Project by transferring the \$700,000.00 allocated to Belleayre Lift 9 by Resolution # 459 to Belleayre Lift 8, and securing approval from the Board of Directors to expend new capital of \$250,000.00; and

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

The above Resolution # 483 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 484

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR BELLEAYRE MOUNTAIN ELECTRICAL DISTRIBUTION AND SERVICES UPGRADE PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Belleayre Mountain Electrical Distribution and Services Upgrade Project, which includes the installation of a new 13k volt underground distribution line to supply new services and reduce loads on older services (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase, and Construction Administration Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Single Prime project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 484 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 485

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR BELLEAYRE
MOUNTAIN LODGES IMPROVEMENTS PROJECTS**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to enter into contracts for the materials, services, and work necessary to construct the Belleayre Mountain Lodges Improvements Projects (the "Project"), consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase, and
- Contracts for long lead materials and equipment required for the Construction Phase; and

WHEREAS, the work performed in fiscal year 2023/2024 will allow the Olympic Authority to determine the cost of the work to be performed in fiscal year 2024/2025; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Projects, 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 ongoing challenges including supply chain disruptions and labor shortages following the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Projects as soon as they are ready; and

WHEREAS, all chosen proposals for materials, equipment, and services for the Projects 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 construction work for the Projects 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 the Olympic Authority'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 2023 portion of the Project is approximately \$7,300,000.00; and

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



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 486

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Belleayre Mountain Buildings Improvements Projects, which includes a gondola grip room for work on gondola grips, hangers, and carriers, and the remodeling of the administrative building (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Wicks Law project delivery; and

WHEREAS, as a result, multiple contracts for design, construction management, and/or construction will be required to complete the Projects, 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 ongoing challenges including supply chain disruptions and labor shortages following the COVID-19 pandemic, the President & CEO must be ready and have the authority to act by entering into the contracts for the Projects as soon as they are ready; and

WHEREAS, all chosen proposals for materials, equipment, and services for the Projects 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 construction work for the Projects 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 the Olympic Authority's

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

The above Resolution # 486 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 487

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Belleayre Mountain Trails Improvements Project, which includes trail development associated with improving access to the base of new Lift 7 and improvements to the trail network to provide a more difficult trail near the top of new Lift 7 (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Single Prime project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

The above Resolution # 487 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 488

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR GORE MOUNTAIN
PUMP HOUSES IMPROVEMENTS PROJECT**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to enter into contracts for the materials, services, and work necessary to construct the Gore Mountain Hudson River Pump House Pump Refits and Reservoir Pump House Modifications and Systems Upgrades (the "Project"), consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Wicks Law project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority'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 \$760,000.00; and

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

WHEREAS, pursuant to the Olympic Authority’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 upon the terms and amounts provided for herein.

SO RESOLVED,

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

| In Favor: | Excused/Abstained: | Against: |
|-----------|--------------------|----------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

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

The above Resolution # 488 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 489

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Gore Mountain Snowmaking Infrastructure Improvements Project, which includes improving mainline water distribution and correcting problematic areas to improve efficiencies and production (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Single Prime project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 489 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 490

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Whiteface Mountain Snowmaking Improvements Project, which includes the replacement of problematic pipelines to improve reliability (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Single Prime project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 490 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 491

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR WHITEFACE MOUNTAIN RACE TRAIL IMPROVEMENTS PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Whiteface Mountain Race Trail Improvements Project, which will allow simultaneous competitions and training in a controlled and secured area (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Single Prime project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 491 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 492

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR WHITEFACE MOUNTAIN BEAR DEN LODGE IMPROVEMENTS PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Whiteface Mountain Bear Den Lodge Improvements Project, which includes gutters, drainage, a patio with radiant heat, and code compliance matters (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Wicks Law project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 492 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 493

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Whiteface Mountain Electrical Improvements Project, which includes reservicing the summit's 35k volt distribution with an underground distribution line and providing a new transformer to service the Silo, the Round House, and the Castle (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Single Prime project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 493 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 494

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR WHITEFACE MOUNTAIN VETERANS' MEMORIAL HIGHWAY IMPROVEMENTS PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to maintain the condition of the State of New York's historical facilities and to continue to ensure compliance to the Americans Disability Act for staff and visitors when feasible and practical to historical facilities, and to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Whiteface Veterans' Memorial Highway Improvements Projects, which at the summit includes Castle exterior repairs and improvements, potable water and wastewater systems improvements, and master planning/design for electrical/mechanical systems and ADA compliance; and at the Toll House includes infrastructure improvements to wastewater, potable water and electrical systems, and preliminary evaluation, design, and/or work for items including, but not limited to, abatement and remediation considerations, electrical and other system improvements, and exterior stabilization (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Wicks Law project delivery; and

WHEREAS, unforeseen work and infrastructural needs are likely to be discovered during evaluation of these historic structures, which create uncertainty when establishing construction budgets and schedules, which will be determined during engineering; and

WHEREAS, contingent upon its evaluation, regulatory review, and design results, engineering economics will determine the final scope of specific enhancements; and

WHEREAS, multiple contracts for design, construction management, and/or construction will be required to advance 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority'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 \$2,500,000.00; and

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

WHEREAS, pursuant to the Olympic Authority'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 upon the terms and amounts provided for herein.

SO RESOLVED,

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

| In Favor: | Excused/Abstained: | Against: |
|-----------|--------------------|----------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 495

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR OLYMPIC CENTER IMPROVEMENTS PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Olympic Center Improvements Project, which includes 1932 Rink masonry repairs, maintenance garage roof repairs, and food and beverage storage solutions (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Wicks Law project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 495 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 496

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR OLYMPIC JUMPING COMPLEX IMPROVEMENTS PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Olympic Jumping Complex Improvements Project, which includes a new single bay maintenance garage, repairs to the judges' tower, and the installation of a summer surface on the 48M jump (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Wicks Law project delivery and/or Single Prime project deliver; 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 ongoing challenges including supply chain disruptions and labor shortages following 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

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

The above Resolution # 496 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 497

RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR MT VAN HOEVENBERG SLIDING TRACK IMPROVEMENTS PROJECT

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to provide upgrades and improvements to the Olympic Authority facilities that are necessary to ensure the continued success of the Olympic Authority operations, the Olympic Authority proposes to construct the Mt Van Hoevenberg Sliding Track Improvements Project, which includes refrigeration plant piping evaluation and sliding track improvements (the "Project"); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project consisting of the following:

- Professional services contracts for the Design Phases, Bidding Phase and Construction Administration Phase, and the Construction Management Pre-Construction Phase and Construction Phase,
- Contracts for long lead materials and equipment required for the Construction Phase, and
- Construction contracts in accordance with Single Prime project delivery; 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 ongoing challenges including supply chain disruptions and labor shortages following 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 the Olympic Authority's

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

The above Resolution # 497 was duly passed by the Board of Directors on May 16, 2023.

Signature _____

Title: Secretary to the Board of Directors

Sworn before me this _____ day of May, 2023.

Notary Public, State of New York



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 498

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR
THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR
THE PURCHASE OF SNOWGROOMING EQUIPMENT**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, the Olympic Authority desires to enter into a proposed Agreement that calls for the purchase of five (5) snowgrooming machines with accessories (“Snowgrooming Equipment”) from Mohawk Industrial Werks, LLC (the “Agreement”); and

WHEREAS, the Agreement includes the purchase of Snowgrooming Equipment consisting of the following:

- One (1) 2023/24 PistenBully 400 W (420 HP) Snowgroomer including Winch 4.0+ - \$486,000.00;
- Two (2) 2023/24 PistenBully 600 Polar W (500 HP) Snowgroomers fully equipped for and including Winch 4.6+ - \$1,146,000.00 (\$573,000.00 each); and
- Two (2) 2023/24 PistenBully 600 Polar W (500 HP) Snowgroomers fully equipped for Winch 4.6+ but excluding Winch 4.6+ - \$1,020,000.00 (\$510,000.00 each); and

WHEREAS, following an Invitation for Bids posted on the New York State Contract Reporter (“NYSCR”), Mohawk Industrial Werks, LLC submitted a bid that met the Olympic Authority’s specifications and requirements as prescribed in the NYSCR posting; and

WHEREAS, Mohawk Industrial Werks, LLC was determined to be the lowest responsible bidder; and

WHEREAS, the purchase of the Snowgrooming Equipment is part of a continuing effort to provide upgrades and improvements to the Olympic Authority facilities, which include increasing energy efficiency and reducing emissions; and

WHEREAS, pursuant to the terms of the Agreement, the total lump sum value of the Snowgrooming Equipment will be \$2,652,000.00; and

WHEREAS, the President & CEO has requested that the Authority commit the requisite capital for the purchase of the Snowgrooming Equipment so as to enable entry into the Agreement; and

WHEREAS, pursuant to the Olympic Authority’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



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 499

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR
THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR
THE PURCHASE OF SNOWMAKING EQUIPMENT**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on May 16, 2023, the Chair offered the following resolution:

WHEREAS, the Olympic Authority desires to enter into a proposed Agreement that calls for the purchase of new snowmaking equipment from Snow Economics, Inc. d/b/a HKD Snowmakers (the “Agreement”) for the Olympic Authority Venues located at Belleayre Mountain, Gore Mountain, and Whiteface Mountain (the “Venues”); and

WHEREAS, the Agreement includes the purchase of 396 Impulse R5 low energy, high performance snowguns, 42 Impulse low energy, high performance snowguns, 12,000 feet of 1.5” snow hose, 12,500 feet of 2” snow hose, and related equipment (the “Snowmaking Equipment”); and

WHEREAS, the Olympic Authority has determined that HKD Snowmakers is the sole source provider of the Snowmaking Equipment and that entering into the Agreement on a non-competitive basis is warranted and in the best interest of the Olympic Authority; and

WHEREAS, the purchase of the Snowmaking Equipment is part of a continuing effort to provide upgrades and improvements to Olympic Authority facilities, which include increasing energy efficiency and snowmaking capacity at the Venues; and

WHEREAS, pursuant to the terms of the Agreement, the price of the Snowmaking Equipment will be \$2,433,566.73; and

WHEREAS, the President & CEO has requested that the Olympic Authority commit the requisite capital for the purchase of the Snowmaking Equipment so as to enable entry into the Agreement; and

WHEREAS, pursuant to the Olympic Authority’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 Agreement;

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, subject to the approval of the Agreement by the Comptroller of the State of New York, the Board of Directors hereby authorizes the President & CEO to enter into the Agreement under the circumstances and upon the terms and amount provided for herein.

