



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 517

**RESOLUTION RATIFYING CERTAIN ACTIONS TAKEN AT THE BOARD
MEETING HELD ON SEPTEMBER 22, 2023**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on December 13, 2023, the Chair offered the following resolution:

WHEREAS, under the videoconferencing provisions of the Open Meetings Law, the remote participation of Board members is authorized as long as members “can be heard, seen and identified, while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon” (Public Officers Law § 103-s [2] [d]): and

WHEREAS, at a duly called meeting of the Olympic Authority Board held on September 22, 2023, the meeting utilized videoconferencing to enable the remote participation of certain members, in a manner that assured that they could be seen, heard and identified during the meeting; and

WHEREAS, during the meeting there was a technical problem on the part of one of the members such that they could no longer be seen on the videoconferencing monitor but could be heard; and

WHEREAS, that member participated in moving in taking the following actions, and the videotape of that meeting reflects that the member was identified each time in doing so and the Board secretary recorded the identity of that member:

- approve the minutes of the August 21, 2023 meeting;
- adopt Resolution #510, Resolution Amending Board Resolution # 445 and Granting Approval for the President & CEO to Enter Into Amended Agreements for the Purchase and Installation of Commercial Prefabricated Restroom Systems at Belleayre Mountain, Mt. Van Hoevenberg, and Whiteface Mountain;
- adopt Resolution #512, Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for the Purchase of Diesel Fuel;
- adjourn the meeting; and

WHEREAS, the Board of Directors desires to ratify and affirm all actions taken at the September 22, 2023 meeting notwithstanding the fact that the Board member who took the actions specified herein could not be seen, but could be heard and was identified at the time all motions were moved or seconded by that member;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby

ratifies the actions taken at the September 22, 2023 meeting of the Board of Directors, as specified herein.

SO RESOLVED,

MOVED BY: Chris Pushkarsh

SECONDED BY: Elinor Tatum

and

ADOPTED BY the following vote:

In Favor:	Excused/Abstained:	Against:
Joe Martens		
Bill Beaney		
Steve Hunt		
Betty Little		
Art Lussi		
Diane Munro		
Chris Pushkarsh		
Joe Zalewski		
Elinor Tatum		

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

The above Resolution # 517 was duly passed by the Board of Directors on December 13, 2023.

Signature: 

Title: Secretary to the Board of Directors

Sworn before me this 14th day of December, 2023.



EDWARD KOWALEWSKI, JR.
Notary Public, State of New York
No. 02KO4982911
Qualified in Franklin County
Commission Expires June 10, 2027



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 518

**RESOLUTION APPROVING AND ADOPTING
THE OLYMPIC AUTHORITY'S 2024/2025 BUDGET & 2023-2028 FINANCIAL PLAN**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on December 13, 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 (3) 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 has prepared a budget that meets the requirements of Part 203, and has 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 2023-2028; and

WHEREAS, pursuant to the requirements of Part 203, the Olympic Authority's proposed budget and financial plan is required to be made publicly available for inspection at least thirty (30) days prior to approval by the Board of Directors, and not less than sixty (60) days before the commencement of the ensuing fiscal year, with a minimum of forty-five (45) days of time provided for the public's review and inspection; and

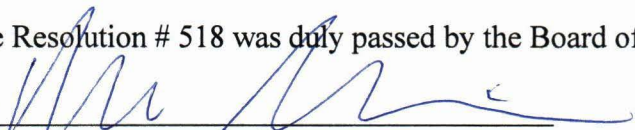
WHEREAS, for the purposes of public inspection, the budget and financial plan is to be made available in at least five (5) convenient public locations and posted to the Olympic Authority's website; and

WHEREAS, once approved by the Board of Directors, the budget and financial plan is to be accessible for public inspection not less than seven (7) days before the start of the next fiscal year, and must be submitted to the State Comptroller within seven (7) days of approval by the Board of Directors; and

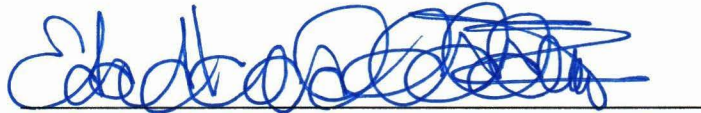
WHEREAS, at a duly called meeting of the Executive Committee held on September 22, 2023, whose responsibility it is to recommend to the Board of Directors a financial budget reflecting anticipated operating and capital expenditures and operating receipts for the ensuing year, thoroughly reviewed and considered the Proposed 2024/2025 Budget & 2023-2028 Financial Plan and, based thereon, authorized publication of the Proposed 2024/2025

The above Resolution # 518 was duly passed by the Board of Directors on December 13, 2023.

Signature


Title: Secretary to the Board of Directors

Sworn before me this 14th day of December, 2023.



EDWARD KOWALEWSKI, JR.
Notary Public, State of New York
No. 02KO4982911
Qualified in Franklin County
Commission Expires June 10, 2027



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 519

RESOLUTION COMMITTING CAPITAL AND AUTHORIZING THE PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR THE OLYMPIC AUTHORITY TO HOST THE UNION CYCLISTE INTERNATIONALE MOUNTAIN BIKE WORLD SERIES IN 2024, 2025, AND 2026

At a meeting of the Board of Directors of the Olympic Regional Development Authority (“Olympic Authority”) held on December 13, 2023, the Chair offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2606, the legislature has declared that the Olympic Authority was created to, among other things, to institute programs that insure optimum year-round use of the Olympic Authority venues including for national and international training and competition, provide opportunities for athletic and recreational education of the people who visit and use the Olympic Authority venues, and maximize revenue opportunities for the support of the venues; and

WHEREAS, pursuant to Public Authorities Law § 2611 (6), the Olympic Authority is authorized to schedule and book events with organizations and individuals interested in using the venues for events and activities that are appropriate to the purposes of the Olympic Authority; and

WHEREAS, pursuant to Public Authorities Law § 2611 (11), the Olympic Authority is authorized to conduct or contract for the conduct of any services necessary to support scheduled events and activities at the venues, including marketing, advertising, promotion, and media services; and

WHEREAS, among other venues, the Olympic Authority manages, maintains, and operates the Olympic Sports Complex at Mount Van Hoevenberg (“MVH”), which among other things includes trails and features that are used for mountain biking; and

WHEREAS, the Union Cycliste Internationale (“UCI”), which owns the rights and license to the Mountain Bike World Series, has transferred those rights to Warner Brothers Discovery Sports Events Limited (“WBDSE”) through 2029; and

WHEREAS, WBDSE is desirous of entering into an agreement with the Olympic Authority for the purpose of holding the Mountain Bike World Series for 2024, 2025, and 2026 (the “Event”) at MVH; and

WHEREAS, the 2024 Event will consist of two Cross-Country Olympic races and two Cross-Country Short Track races at MVH, with a total of approximately 130 racers, from September 27 to September 29, 2024; and

WHEREAS, the dates of the 2025 and 2026 races have not yet been determined and may also include a downhill race at Whiteface Mountain; and

WHEREAS, the Olympic Authority will be responsible for an annual payment to WBDSE of an Organization Fee which shall be a minimum of \$170,000 and a maximum of \$250,000 depending on the outcome of negotiations over the value of the Olympic Authority's pre-existing infrastructure and course construction expenses; and

WHEREAS, the Olympic Authority will also be responsible for an annual Media Amplification Fee payment to WBDSE of \$250,000; and

WHEREAS, the Olympic Authority will receive marketing, promotion and sponsorship rights from WBDSE through a media promotion package that shall have a value of up to \$500,000 and will include the right for the Olympic Authority to use WBDSE's linear and digital platforms; the right to 25% of sponsor visibility within the field of play; the right to obtain sponsors and advertisers in areas of the venue outside of the field of play; all revenue from food and beverage concessions for the Event; the right to retain half of the entry fees for the Event; and the right to retain all ticketing revenue for the Event; and

WHEREAS, for the 2024 event the due date for these payments is August 1, 2024; for the 2025 and 2026 events the payments will be due thirty (30) days prior to the event date; and

WHEREAS, on October 13, 2023, the Olympic Authority President & CEO signed a Letter of Intent with WBDSE to enter into an agreement to organize and promote the Event, contingent on obtaining all necessary approvals; 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 proposed agreement;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors hereby authorizes the expenditure of funds and commits the capital for the proposed agreement for the Olympic Authority to host the UCI Mountain Bike World Series for the 2024, 2025, and 2026 seasons; and

BE IT FURTHER RESOLVED that the Board of Directors hereby authorizes the President & CEO to enter into the necessary contract amendments under the circumstances and upon the terms and amounts provided for herein.

SO RESOLVED,

MOVED BY: Diane Munro

SECONDED BY: Chris Pushkarsh

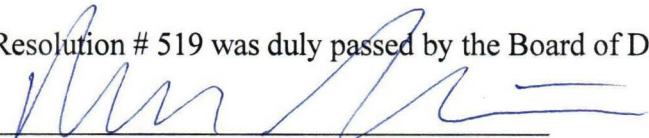
and

ADOPTED BY the following vote:

In Favor:	Excused/Abstained:	Against:
Joe Martens		
Steve Hunt		
Betty Little		
Art Lussi		
Diane Munro		
Chris Pushkarsh		
Joe Zalewski		
Elinor Tatum		

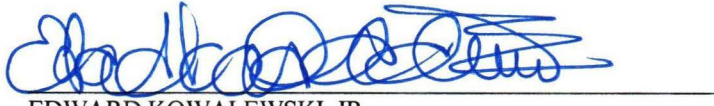
Renee Fitzgerald, Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 519 was duly passed by the Board of Directors on December 13, 2023.

Signature: 

Title: Secretary to the Board of Directors

Sworn before me this 14th day of December, 2023.



EDWARD KOWALEWSKI, JR.
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