



NEW YORK STATE
**OLYMPIC REGIONAL
DEVELOPMENT AUTHORITY**

BOARD OF DIRECTORS MEETING
Lake Placid Conference Center, 2634 Main Street, Lake Placid, NY
April 12, 2024
1:00 p.m.

AGENDA

- I. INTRODUCTION**
 - a. Roll Call
 - b. Approval of Minutes from February 2, 2024 Board Meeting

- II. DISCUSSION**
 - a. Governance Committee Report
 - b. President’s Report

- III. NEW BUSINESS: Resolutions**
 - a. Resolution # 523 – Resolution Approving and Adopting a Revised and Updated Olympic Authority Code of Ethics
 - b. Resolution # 524 – Resolution Approving and Adopting Performance Measurements for the Olympic Authority’s Mission
 - c. Resolution # 525 – Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for the Olympic Jumping Complex
 - d. Resolution # 526 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for the Mt. Van Hoevenberg Sports Complex
 - e. Resolution # 527 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Belleayre Mountain Snowmaking, Trails and Electrical Improvements
 - f. Resolution # 528 - Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into an Agreement for the Belleayre Mountain Carpet Conveyor System
 - g. Resolution # 529 – Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Gore Mountain Snowmaking, Trails, and Electrical Improvements
 - h. Resolution # 530 – Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Gore Mountain Gondola Improvements
 - i. Resolution # 531 – Resolution Committee Capital and Granting Approval for the President & CEO to Enter Into Agreements for Whiteface Mountain Snowmaking, Trails and Electrical Improvements

- j. Resolution # 532 - Resolution Committee Capital and Granting Approval for the President & CEO to Enter Into Agreements for Whiteface Mountain Snowmaking Pump House #1 Improvements**
 - k. Resolution # 533 - Resolution Committee Capital and Granting Approval for the President & CEO to Enter Into Agreements for Whiteface Mountain Lodge Improvements**
 - l. Resolution # 534 - Resolution Committee Capital and Granting Approval for the President & CEO to Enter Into Agreements for the Whiteface Mountain Little Whiteface Lift Replacement**
 - m. Resolution # 535 - Resolution Committee Capital and Granting Approval for the President & CEO to Enter Into Agreements for Improvements to the Whiteface Mountain Veterans' Memorial Highway**
- IV. MOTION TO GO INTO EXECUTIVE SESSION TO OBTAIN ATTORNEY ADVICE RELEVANT TO PROPOSED LITIGATION INVOLVING A PERSONNEL MATTER**
- V. MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS A MATTER LEADING TO THE EMPLOYMENT, PROMOTION, DEMOTION, DISCIPLINE, SUSPENSION, DISMISSAL, OR REMOVAL OF A PARTICULAR PERSON**
- VI. ADJOURN**



NEW YORK STATE
**OLYMPIC REGIONAL
DEVELOPMENT AUTHORITY**

**Board Meeting Minutes
February 2, 2024**

Present: Joe Martens, Chair
Bill Beaney
Cliff Donaldson
Steve Hunt, ESD
Betty Little
Arthur Lussi, Vice-Chair
Diane Munro
Chris Pushkarsh, OPRHP
Joe Zalewski, DEC
Elinor Tatum

Also Present: Ashley Walden, President & CEO
Michelle Crew, General Counsel

Introduction: Vice-Chair Art Lussi called the meeting to order at 1:01 p.m. and welcomed everyone in attendance.

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

Art Lussi then asked for a roll call, and confirmed a quorum was present. Joe Martens attended the meeting via videoconference, in a non-public location, under extraordinary circumstances. Art Lussi ran the meeting as Vice-Chair.

Minutes: On a motion by Betty Little, seconded by Joe Zalewski, the minutes of the Board of Directors meeting held on December 13, 2023, were approved without changes. Cliff Donaldson abstained from voting on account of not being present at the meeting held on December 13, 2023.

Executive Session: On a motion by Diane Munro, seconded by Cliff Donaldson, 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.

Executive
Committee:

Art Lussi explained that the Executive Committee met on December 21, 2023, to consider Resolution # 520 – Resolution Approving and Adopting the Olympic Authority’s 2024/2025 Budget and 2023-2028 Financial Plan – Corrected. The resolution approved a correction to the “Total Expenditures” which should have read \$162,024,876 rather than \$182,024,876. This error did not affect any other items within the document.

President’s Report: Ashley Walden highlighted Governor Hochul’s visit to Mt. Van Hoevenberg on January 23, 2024, where Governor Hochul presented her executive budget. During the presentation, Governor Hochul confirmed New York State’s commitment to continue hosting international events.

Ashley provided a mid-winter revenue update. Ashley explained that visitation is flat due to challenging weather in the first part of the season, especially over Christmas, but revenue is up by 7% compared to last year. Ashley also discussed some of the key growth areas, which include Belleayre, the Olympic Museum, zip lines at the venues, and indoor and outdoor skating at the Olympic Center.

Ashley discussed some of the events that have been hosted at the Olympic Authority venues which include the Adirondack Winter Invitational at the Olympic Center, the SuperTour Eastern Cup at Mt. Van Hoevenberg, and the Empire State Winter Games.

On January 10, 2024, several individuals were honored for their help in developing the North Creek Ski Bowl. The honorees were Kelly and Bob Nettle, Tom Butler, George Heim, and former ORDA President & CEO Mike Pratt.

Ashley highlighted some of the community and sports events that go on throughout the venues. At the Olympic Center they started the Job and Career Training Program, family and youth skating programs, and museum education programs. There are youth and local programs offered at all the venues.

The Olympic Authority is celebrating the centennial of the first Winter Olympic Games which were held January 25 – February 5, 1924.

Ashley discussed some of the events that are scheduled to be hosted at the venues. These events include Nordic events, Alpine

and Freeride events, and other major events that includes the World Cup Ski Jumping and the IBSF World Cup Skeleton/Bobsled.

New Business:

Resolutions:

#521 Resolution Committing Capital and Authorizing the President & CEO to Enter Into an Agreement for the Purchase of Replacement Gondola Cabins for the Northwoods Gondola at Gore Mountain

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

Ashley Walden explained that the Gore Gondola cabins were installed in 1999. They have considerable damage and wear-and-tear from year-round use. This will allow for them to be upgraded and get them to modern standards.

10 in favor, 0 opposed, 0 abstained, Resolution #521 adopted.

#522 Resolution Committing Capital and Granting Approval for the President & CEO to Enter Into Agreements for Belleayre Ski Center Discovery Lodge and Overlook Lodge Improvements Project

On a motion by Elinor Tatum, seconded by Diane Munro.

Ashley Walden explained that this is a multi-year project that is set to start in April. The first phase of the project is the Discovery Lodge, with a final completion date of December 2024. The second phase of the project is the Overlook Lodge, with a final completion date of December 2025. Belleayre Mountain has seen significant growth in the past couple of years, and this project will continue supporting its success.

10 in favor, 0 opposed, 0 abstained, Resolution #522 adopted as presented, and amended.

Chair:

Art Lussi announced that the meeting's business had concluded.

Adjournment:

On a motion by Cliff Donaldson, seconded by Betty Little, the meeting of the Olympic Regional Development Authority Board of Directors was adjourned at 2:16 p.m.



Resolution # 523

RESOLUTION APPROVING AND ADOPTING A REVISED AND UPDATED OLYMPIC AUTHORITY CODE OF ETHICS

At a meeting of the Board of Directors of the Olympic Regional Development Authority (“Olympic Authority”) held on April 12, 2024, the Board Chair offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2824, the Olympic Authority Board of Directors is charged with establishing written policies and procedures governing the conduct of the Olympic Authority and Olympic Authority personnel; and

WHEREAS, by Resolution Nos. 11, 29, 179, and 428, the Board of Directors has previously adopted a Code of Ethics Policy (“Code”) for Olympic Authority members and employees; and

WHEREAS, the Olympic Authority has found and determined that it is both necessary and desirable to revise its existing Code to update it in accordance with current ethics law and policy under the newly established Commission on Ethics and Lobbying in Government; and

WHEREAS. The Governance Committee has reviewed the revised Code and has recommended that the Board of Directors approve and adopt such revised Code; and

WHEREAS, annexed hereto and made a part hereof as if fully restated herein, is the Olympic Authority’s proposed revised Code reflecting updates to the restrictions on nepotism, clarifications of the gift provisions and the restrictions on outside employment or activities, and restrictions on political activities, and otherwise updating the Code to reflect the change from the Joint Commission on Public Ethics to the Commission on Ethics and Lobbying in Government;

NOW THEREFORE BE IT RESOLVED, that after careful consideration and due deliberation, the Olympic Authority Board of Directors hereby approves and adopts the attached Code of Ethics Policy, effective immediately, which will be posted on the Olympic Authority website for access by the public.

SO RESOLVED,

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Edward Kowalewski, Jr., Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 523 was duly passed by the Board of Directors on April 12, 2024.

Signature _____

Title: Acting Secretary to the Board of Directors

Sworn to before me this _____ day of April, 2024

Notary Public, State of New York



CODE OF ETHICS POLICY **Effective _____, 2024**

I. Introduction

It is the policy of the Olympic Regional Development Authority (the "Olympic Authority") to conduct all of its activities pursuant to the highest standards of public integrity and ethical conduct. So as to emphasize the standards of ethical conduct expected of all members and employees of the Olympic Authority, the Board of Directors has adopted in its By-Laws at Article III (Conflicts of Interest), and by Resolution Nos. 11, 79, 179, and 428, a Code of Ethics Policy (the "Code").

This Code establishes the parameters of permissible activity by Olympic Authority members and employees, specifically proscribes certain activities, and establishes the administrative structure through which such matters shall be identified and resolved.

Any questions regarding the application of this Code, or any doubts regarding the propriety of any action planned or taken by the Olympic Authority, its members or employees, shall be brought to the attention of the Olympic Authority's General Counsel. The General Counsel will refer breaches of the Code, or other matters, as appropriate, to the Commission on Ethics and Lobbying in Government ("COELIG") and/or such other authority as may be appropriate under the circumstances. The COELIG website can be accessed at: <https://ethics.ny.gov/>.

II. Public Officers Law

The Ethics in Government Act was enacted in 1987 to eliminate abuse and corruption in State government and to restore the public's trust and confidence in public institutions. Under the Act, restrictions were imposed on the business and professional activities of State officers and employees, both during and after their State employment. The Act also requires certain public employees to file an annual statement of financial disclosure to COELIG.

In accordance with Public Authorities Law § 2608 (5), all members and employees of the Olympic Authority are subject to the ethics provisions set forth in Public Officers Law §§ 73, 73-a, and 74. The rules of ethical conduct as set forth in this Code are to be considered as supplemental to those contained in §§ 73, 73-a, and 74 of the Public Officers Law, and such law is paramount and controlling to the extent, if any, that it is more restrictive or limiting than the Code.

III. Conflicts of Interest

Members and employees of the Authority shall avoid actual, apparent, or potential conflicts of interest in the exercise of their official duties and responsibilities, as well as their private and individual interests. Such conflicts of interest may include:

A. Soliciting, accepting, or receiving any gift, whether in the form of money, service, loan,

travel, entertainment, hospitality, promise, or in any other form, under circumstances in which it could be reasonably inferred that the gift was intended to influence the member or employee of the Olympic Authority, or could reasonably be expected to influence such member or employee in the performance of their official duties, or as a reward for any official action;

B. Accepting outside employment which would impair the member or employee of the Olympic Authority's independence of judgement in the exercise of their official duties, or which would require or result in the disclosure of confidential information gained by reason of State position, employment, or authority;

C. Soliciting or obtaining significant interest or investment in business enterprises that act as Olympic Authority sponsors or suppliers, other than those interests or investments held prior to service as a member or employee of the Olympic Authority;

D. Taking part, as a member or employee of Olympic Authority, in the identification, negotiation, selection, acquisition or determination of any procurement, contract, transaction, or other matter with any business entity in which such member, employee, or representative has a direct or indirect financial interest that might reasonably tend to conflict with the proper discharge of his/her official duties.

This Code mandates complete disclosure, in writing, of any such conflict or potential conflict of interest, or appearance of a conflict of interest. This requirement includes a detailed recitation of the nature and extent of any direct or indirect financial or other interest such member or employee of the Olympic Authority may have in any entity currently doing or attempting to do business with the Olympic Authority, and must be submitted to the General Counsel. Every effort must be made to identify and mitigate the appearance or existence of, or the potential for, a conflict of interest at the earliest stage of any Olympic Authority business transaction.

***NOTE:** A conflict of interest with respect to any entity doing business or attempting to do business with the Olympic Authority shall preclude any member of the Olympic Authority Board of Directors from voting upon such business before the Board, and shall require all affected members and/or employees of the Olympic Authority to refrain from any involvement in the transaction of such business at any level. Inquiries regarding the application of this requirement should be immediately referred to the General Counsel.*

IV. Nepotism

Public Officers Law § 73 (14) prohibits a State employee from participating in any decision to hire, promote, discipline, or discharge a relative who is, or is under consideration to become, a State employee. The term “relative” is defined under the law as any person living in the same household as the member or employee, or any person who is a direct descendant of the member’s or employee’s grandparents, as well as the spouse of such descendant.

This law does not prohibit relatives from being employed by the Olympic Authority in the same venue or even the same department. It does, however, prohibit the direct oversight of one relative by another. The Olympic Authority will make every effort to avoid the placement of relatives in the same chain of command. However, in those cases where that is not possible, in accordance with guidance provided by COELIG in 2023, the Olympic Authority will use its discretion to establish a management and reporting structure that avoids the direct or indirect management of one relative by another. Such management structure must be documented by the

appropriate Olympic Authority venue or department management staff, shall be approved by the General Counsel in writing, and such written approval shall be provided to relevant managerial staff and maintained by the Office of Human Resources in the personnel files of both relatives. The Olympic Authority shall retain the right to revise any such management and reporting structure if necessary.

Any relative of an Olympic Authority employee who wishes to seek employment with the Olympic Authority must do so without any involvement by their Olympic Authority-employed relative. Any Olympic Authority employee who has a relative seeking employment with the Olympic Authority is prohibited from participating in any manner in any part of the hiring process.

V. Gifts

A “gift” under the law is anything of value that is over the nominal amount of \$15.00. The prohibition of accepting gifts includes but is not limited to meals, refreshments, entertainment, money, services, loans, travel, lodging, a promise with monetary value, forgiving a debt or agreeing to change the terms of a debt. The purpose of the prohibition is to avoid conflicts of interest or the appearance of conflicts of interest in connection with the performance of a member or employee’s job duties, or anything that could be interpreted as a reward for official action on the part of a member or employee.

Under the law, gifts from “interested sources” are presumed to be prohibited even if the gift falls under the \$15.00 nominal threshold. An “interested source” is any person or entity who does business with the Olympic Authority, who wants to do business with the Olympic Authority, who is involved in litigation with the Olympic Authority, any person or entity who has received or applied for funds from the Olympic Authority within the preceding year, and any person or entity who is attempting to influence the member or employee or the Olympic Authority in carrying out an official action.

It is important to remember that the \$15.00 nominal threshold can be exceeded if the same source provides multiple otherwise “permissible” gifts that add up to over \$15.00. It is also important to remember that no member or employee may direct a gift from an impermissible source to a third party, including a charitable organization or a family member.

Travel costs (which include lodging and hospitality) that are associated with an employee’s job duties and are offered by a third party, must be reviewed and approved in advance by the General Counsel and may be reportable on an employee’s annual Financial Disclosure form. Honoraria must also be approved in advance by the General Counsel and may also be reportable on an annual Financial Disclosure form filing. Complimentary attendance at certain widely attended events may be permissible, but must be approved in advance by the General Counsel.

NOTE: Impermissible gifts are those that are offered in connection with an employee’s job with the Olympic Authority. Exclusions include gifts from family or friends in connection with holidays or other occasions, honors or awards, promotional items, and widely available discounts.

All employees are encouraged to contact either the General Counsel or COELIG for advice regarding the offer of a gift in connection with their employment, to be sure they avoid potential problems with the ethics law.

VI. Outside Employment or Activities

No Olympic Authority member or employee shall engage in any outside business activity, transaction, or employment that would conflict with their responsibility to carry out their job duties in the public interest. In addition, no Olympic Authority member or employee shall engage in any outside business activity that would reflect adversely on the integrity of such member or employee, or the Olympic Authority itself.

All employees are encouraged to seek the approval of their supervisor and the Olympic Authority General Counsel prior to engaging in an outside employment or business activities. Those employees who are classified as policymakers are required to have the prior written approval of both their supervisor and the General Counsel, and for any policymaker earning over \$5000 per year from such activity, COELIG must also issue prior approval. Policymakers are required to obtain review and approval of all outside activities on an annual basis, even where such activity has previously been approved.

Actions associated with any outside business activity, transaction, or employment are not permitted during an employee's normal work hours, and no Olympic Authority premises, equipment, supplies, or resources of any kind may be used to accomplish such activity.

VII. Political Activities

Olympic Authority members and employees are encouraged to take an interest in local, State, and national political affairs, and to participate in such affairs, on their own time, using their own resources. However, the Public Officers Law generally prohibits an individual who is serving in a policy making position from serving as an officer of any political party or political organization (note - a "political organization" is defined to mean an organization that is affiliated with or subsidiary to a political party, but does not include campaign or fundraising committees), from serving as a member of any political party committee including serving as a political party district leader or member of a national committee of a political party, and from giving or raising contributions to the Governor's political campaign.

Any participation by an Olympic Authority employee in permitted political activities must comply with the following guidelines:

- A. The employee must be clearly acting as an individual, not as a representative of the Olympic Authority;
- B. The activities must not interfere with the employee's job duties;
- C. The activities cannot be carried out on Olympic Authority time;
- D. The activities must not involve the use of Olympic Authority premises, resources, facilities, equipment, or supplies.

There should be no political signage on any Olympic Authority property, and no Olympic Authority employee should wear political hats or clothing at work. No Olympic Authority employee should wear their Olympic Authority uniform to any political function. The use of social media on an employee's own time using their personal technology is of course permissible, as long as there is no association made between an employee's political views and their employment with the Olympic Authority.

In general, Olympic Authority members and employees are charged to pursue a course of conduct that will maintain the public's trust and confidence in civil servants and public institutions, and that complies with all applicable local, State, and federal laws.

Any member or employee with an interest in outside political activities or questions about these requirements should contact the Olympic Authority General Counsel or COELIG.

VIII. Policy Makers

The Olympic Authority Board of Directors will, on an annual basis, pass a resolution identifying those employees who are designated as policy makers by the Olympic Authority. The specific rules that apply to Policy Makers in a manner that is different than other Olympic Authority employees are discussed in Sections VI and VII above, and in the following section.

IX. Financial Disclosure

In accordance with Public Officers Law § 73-a, COELIG requires that any employee designated by the Olympic Authority as a policymaker, or any employee whose salary exceeds the annual threshold, file an Annual Financial Disclosure Statement (FDS). All Board Members are subject to the requirement for filing an annual statement of financial disclosure. Pursuant to the Public Officers Law, the failure to file this Statement in a timely manner may subject a required filer to a civil penalty of up to ten thousand dollars (\$10,000.00), and/or disciplinary action initiated by the Olympic Authority.

The Olympic Authority will track the compliance of members and employees with this requirement, and those members and employees who are subject to this requirement will be notified by COELIG and the Olympic Authority Director of Human Resources of the requirement to file a FDS and the annual deadline for doing so.

Information about the annual filing requirements, including changes in salary thresholds can be found at <https://ethics.ny.gov/fds-filing-information-and-forms>.

Any questions on these requirements should be directed to Olympic Authority General Counsel, or to COELIG at 800-873-8442 or by email at Guidance@ethics.ny.gov.



Resolution # 524

**RESOLUTION APPROVING AND ADOPTING PERFORMANCE MEASUREMENTS
FOR THE OLYMPIC AUTHORITY'S MISSION**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (“Olympic Authority”) held on April 12, 2024, the Board Chair offered the following resolution:

WHEREAS, pursuant to Public Authorities Law § 2824-a, the Olympic Authority Board of Directors is charged with developing and submitting to the Authorities Budget Office (ABO), on an annual basis, the Olympic Authority’s Mission Statement, together with a list of Performance Measurements by which the achievement of its Mission may be evaluated; and

WHEREAS, by Resolution #439, in February 2022, the Olympic Authority Board of Directors approved and adopted the Olympic Authority’s Mission Statement; and

WHEREAS, the attached list of Performance Measures has been developed by the Governance Committee and the Governance Committee has recommended that the Board of Directors approve and adopt the attached Performance Measures for posting on the Olympic Authority website and for submission to the ABO in accordance with the requirements of Public Authorities Law §2800, 2824-a; and

WHEREAS, in accordance with the requirements of Public Authorities Law § 2824-a, the attached list includes the identification of the Olympic Authority’s stakeholders and their reasonable expectations which, upon approval by the Board of Directors, will be followed by a self-evaluation of the Olympic Authority based on the stated measurements; and

WHEREAS, the Board of Directors has reviewed the Mission Statement and the proposed Performance Measures and has considered both in the context of the ABO guidance to public authorities for best practices in this regard; and

WHEREAS, the Board of Directors hereby acknowledges that its members have read and understand the Mission of the Olympic Authority; and

WHEREAS, it is the consensus of the members of the Olympic Authority Board of Directors that the attached list of Performance Measures together with the attached list of identified stakeholders and their reasonable expectations will provide a sound basis for a self-evaluation that will enable the Olympic Authority to determine whether and how well it is performing its Mission, and whether and how well the Olympic Authority is meeting the interests of its stakeholders, and will thereby provide the means by which the Board of Directors may work with Olympic Authority management and staff to identify whether there are changes that can or should be implemented to enable the Olympic Authority to be more efficient and/or effective in carrying out its Mission and meeting the interests of its stakeholders;

NOW THEREFORE BE IT RESOLVED, that after careful consideration and due deliberation, the Olympic Authority Board of Directors hereby approves and adopts the attached

list of Performance Measures for posting on the Olympic Authority website together with the Olympic Authority Mission Statement; and

BE IT FURTHER RESOLVED, that the Olympic Authority Board of Directors approves the attached list of Olympic Authority stakeholders and their reasonable expectations, which will be used by the Olympic Authority, together with the approved Performance Measures, to perform a self-evaluation, and to submit all required information to the ABO and as part of the Olympic Authority’s annual filing in accordance with Public Authorities Law §§ 2800, 2824-a.

SO RESOLVED,

MOVED BY: _____

SECONDED BY: _____

and

ADOPTED BY the following vote:

Excused/Abstained:

Against:

Edward Kowalewski, Jr., Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 524 was duly passed by the Board of Directors on April 12, 2024.

Signature _____

Title: Acting Secretary to the Board of Directors

Sworn to before me this _____ day of April, 2024

Notary Public, State of New York



Resolution # 525

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes to upgrade and modernize the HS128 and HS100 Ski Jumps and related infrastructure (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$2,000,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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



Resolution # 526

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR THE MT. VAN
HOEVENBERG SPORTS COMPLEX**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes enhancements to the Sliding Track System, Roller Loop System, and infrastructure upgrades to the lodges and maintenance buildings (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$4,000,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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: |
|-----------|--------------------|----------|
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Edward Kowalewski, Jr., Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 526 was duly passed by the Board of Directors on April 12, 2024.

Signature _____

Title: Acting Secretary to the Board of Directors

Sworn to before me this _____ day of April, 2024.

Notary Public, State of New York



Resolution # 527

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR BELLEAYRE
MOUNTAIN SNOWMAKING, TRAILS AND ELECTRICAL IMPROVEMENTS**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes certain trail work, snowmaking pipeline work, and electrical distribution system upgrades (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$4,500,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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: |
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Edward Kowalewski, Jr., Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 527 was duly passed by the Board of Directors on April 12, 2024.

Signature _____

Title: Acting Secretary to the Board of Directors

Sworn to before me this _____ day of April, 2024.

Notary Public, State of New York



Resolution # 528

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AN AGREEMENT FOR THE BELLEAYRE
MOUNTAIN CARPET CONVEYOR SYSTEM**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes to construct the Belleayre Mountain Carpet Conveyor System; and

WHEREAS, the Project will necessitate the Olympic Authority entering into a contract for the purchase of the conveyor assembly and its enclosure (System); and

WHEREAS, proposals for the System have been solicited through a Best Value Request for Proposal (RFP) via the New York State Contract Reporter; and

WHEREAS, in response to the RFP, Star Lifts USA, Inc. submitted a proposal for the Olympic Authority's consideration; and

WHEREAS, upon review of the proposal submitted by Star Lifts USA, Inc., Olympic Authority staff recommends awarding a contract to Star Lifts USA, Inc. as the best value in accordance with the criteria set forth in the RFP; 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 the notice of the award will be posted in the New York State Contract Reporter as applicable and required by the Economic Development Law; and

WHEREAS, the cost to purchase the System is \$310,900; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the purchase of the System, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 over the life of the contract, the President & CEO has requested authority to enter into an agreement with Star Lifts USA, Inc. for the purchase of the System;

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

BE IT FURTHER RESOLVED that the Board of Directors hereby authorizes the President & CEO to enter into an agreement with Star Lifts USA, Inc. under the circumstances



Resolution # 529

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes certain trail work, snowmaking pipeline work, and electrical distribution system upgrades (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$2,100,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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: |
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Edward Kowalewski, Jr., Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 529 was duly passed by the Board of Directors on April 12, 2024.

Signature _____

Title: Acting Secretary to the Board of Directors

Sworn to before me this ____ day of April, 2024.

Notary Public, State of New York



Resolution # 530

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes the replacement of the gondola cabin grips for the Northwoods Gondola system at Gore Mountain (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$1,105,001; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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: |
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Edward Kowalewski, Jr., Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 530 was duly passed by the Board of Directors on April 12, 2024.

Signature _____

Title: Acting Secretary to the Board of Directors

Sworn to before me this _____ day of April, 2024.

Notary Public, State of New York



Resolution # 531

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes certain trail work, snowmaking pipeline work, and electrical distribution system upgrades (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$2,000,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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



Resolution # 532

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR WHITEFACE
MOUNTAIN SNOWMAKING PUMP HOUSE #1 IMPROVEMENTS**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes certain upgrades to the existing Pump House that will enhance the operations and maintenance of snowmaking infrastructure at Whiteface Mountain (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$2,000,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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: |
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Edward Kowalewski, Jr., Acting Secretary to the Board, being duly sworn, deposes and says:

The above Resolution # 532 was duly passed by the Board of Directors on April 12, 2024.

Signature _____

Title: Acting Secretary to the Board of Directors

Sworn to before me this _____ day of April, 2024.

Notary Public, State of New York



Resolution # 533

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes upgrades and modernization to the Base Lodge, Legacy Lodge and Bear Den Lodge (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and the work necessary to construct the Project; and

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

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 \$2,000,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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



NEW YORK STATE OLYMPIC REGIONAL DEVELOPMENT AUTHORITY

Resolution # 534

**RESOLUTION COMMITTING CAPITAL AND GRANTING APPROVAL FOR THE
PRESIDENT & CEO TO ENTER INTO AGREEMENTS FOR THE WHITEFACE
MOUNTAIN LITTLE WHITEFACE LIFT REPLACEMENT**

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes the removal of the Mountain Run lift on Little Whiteface at the Whiteface Mountain Ski Center, and the replacement of the existing Little Whiteface Fixed Grip Double Lift with a new Fixed Grip Double Lift; and

WHEREAS, the work will include new towers and foundations below the existing Mid/Intermediate Terminal, the re-purposing of the existing towers and foundations above the existing Mid/Intermediate Terminal (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$5,000,000; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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



Resolution # 535

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

At a meeting of the Board of Directors of the Olympic Regional Development Authority (Olympic Authority) held on April 12, 2024, the Chair offered the following resolution:

WHEREAS, as part of the Olympic Authority's continuing efforts to improve its venues, the Olympic Authority proposes upgrades to the Veterans' Memorial Highway water, wastewater, and electrical infrastructure, and certain refurbishments to the Round House, Castle, and Toll House buildings (Project); and

WHEREAS, the Project will necessitate the Olympic Authority entering into contracts for the materials, services, and work necessary to construct the Project; and

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

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 \$1,000,000.00; and

WHEREAS, the President & CEO has requested that the Board commit the requisite capital for the Project, subject to the Enacted New York State Budget for fiscal year 2024-2025; 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 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

