



PROJECT MODIFICATION REQUEST

If you have any questions or need assistance, please call 585.753.2000.

Applicant: Facility 4, Inc.

Project Address: 432 Portland Avenue Rochester, NY 14605

Contact Name: Adam Altimonda

Contact Company: Ramar Steel Sales, Inc.

Contact Address: 432 Portland Avenue Rochester, NY 14605

Contact Email: aaltimonda@ramarsteel.com Contact Phone: 585-232-7777

Employment in Monroe County: 31 0 June 30, 2021

Full Time Part Time As of Date

Modification Requested: Check all that apply. (Attach additional page if necessary). Legal fees apply.
 A substantial change in project costs or scope may require a new application.

Increase in Project Costs: Must complete page 2. (If there is a significant change in Project Scope, an application will be required.)

Assistance Requested: Check all that apply.

Property Tax Abatement Mortgage Tax Exemption Sales Tax Exemption

Project Cost Information: \$ 4,050,000 \$ 1,209,050 \$ 5,259,050

Original Project Cost Increase in Project Costs New Project Costs

Extend or Renew Sales Tax Exemption: (If exemption date has expired, a \$350 fee applies.)

_____ \$ _____

Current Expiration Date Requested Expiration Date Amount of Exemptions Taken to Date

Reason for Extension:

New Tenant: Include name, business description, and square feet to be occupied.

Applicant hereby represents that (i) it is not in default under any documents executed in connection with the Project being modified; (ii) Applicant will pay all applicable fees of the Agency and its counsel in connection with the modification of the Project.

Signed: Date: 7-20-21

Print Name and Title: Adam Altimonda - Vice President of Finance

Staff Use Only:
 Date Received 7/20/21 Date of Original Approval: 1/19/21 New Code 2602 21 001 B ^{2/20}

Project Modification Request - Page 2
Required when requesting an Increase in Project Costs

A. Applicant Project Costs	<u>Original/Current Approval</u>	<u>Requested Increase Modification</u>	<u>Revised Approval Requested</u>
Building Construction or Renovation			
a. Materials	\$ 1,860,000	\$ _____	\$ 1,860,000
b. Labor	\$ 1,240,000	\$ _____	\$ 1,240,000
Site Work			
c. Materials	\$ 540,000	\$ _____	\$ 540,000
d. Labor	\$ 360,000	\$ _____	\$ 360,000
e. Non-Manufacturing Equipment	\$ _____	\$ 1,209,050	\$ 1,209,050
f. Furniture & Fixtures	\$ 25,000	\$ _____	\$ 25,000
g. Land and/or Building Purchase	\$ _____	\$ _____	\$ 0
h. Manufacturing Equipment	\$ _____	\$ _____	\$ 0
i. Soft Costs (Legal, Architect, Engineer)	\$ 25,000	\$ _____	\$ 25,000
Other Costs (specify)			
j. _____	\$ _____	\$ _____	\$ 0
k. _____	\$ _____	\$ _____	\$ 0
l. _____	\$ _____	\$ _____	\$ 0
m. _____	\$ _____	\$ _____	\$ 0
Total Project Costs	\$ 4,050,000	\$ 1,209,050	\$ 5,259,050
Sources of Funds for Project Costs			
a. Tax Exempt Industrial Revenue Bond	\$ _____	\$ _____	\$ 0
b. Taxable Industrial Revenue Bond	\$ _____	\$ _____	\$ 0
c. Tax Exempt Civic Facility Bond	\$ _____	\$ _____	\$ 0
d. Bank Financing (subject to recording tax)	\$ 3,240,000	\$ 1,209,050	\$ 4,449,050
e. Public Sources	\$ _____	\$ _____	\$ 0
f. Equity	\$ 810,000	\$ _____	\$ 810,000
Total Sources	\$ 4,050,000	\$ 1,209,050	\$ 5,259,050

B. Reason for Increase:

The purchase of a CNC drilling & sawing line will allow the Company to both increase production capacity and provide added efficiency to the new fabrication shop. When the initial application was completed, the Company was unsure whether it would be feasible to add this machine to the new shop.

C. Amount of Sale Tax Exemptions Taken to Date: \$ 67,501.69

Motion By:
Seconded By:

J. Popli
J. Alloco

RESOLUTION
(Facility 4, Inc. Project Modification)
OSC Project Code 2602-21-001B

A regular meeting of the County of Monroe Industrial Development Agency (the "Agency"), was held at the Ebenezer Watts Center, 47 S. Fitzhugh St., Rochester, New York 14614, on August 17, 2020 at 12:00 p.m.

After the meeting had been duly called to order, the Chair announced that among the purposes of the meeting was to consider and take action on certain matters pertaining to a certain Project more particularly described below.

RESOLUTION OF THE COUNTY OF MONROE INDUSTRIAL DEVELOPMENT AGENCY (THE "AGENCY") AUTHORIZING (i) ADDITIONAL FINANCIAL ASSISTANCE TO FACILITY 4, INC. (THE "COMPANY") IN AMOUNTS EXCEEDING THE AMOUNTS APPROVED BY THE AGENCY IN ITS RESOLUTION ADOPTED ON JANUARY 19, 2021; AND (ii) THE EXECUTION OF RELATED DOCUMENTS.

WHEREAS, by Title I of Article 18-A of the General Municipal Law of the State of New York, as amended and Chapter 55 of the Laws of 1972 of the State of New York (collectively, the "Act"), the Agency was created with the authority and power among other things, to assist with the acquisition of certain industrial development projects as authorized by the Act; and

WHEREAS, by Resolution duly adopted on January 19, 2021, the Agency appointed **FACILITY 4, INC.**, a New York corporation, for itself or an entity formed or to be formed (collectively, the "Company"), the true and lawful agent of the Agency to undertake a certain project (the "Project") consisting of: (A) the acquisition of a leasehold interest in an approximately 2.26-acre parcel of land located at 432 Portland Avenue in the City of Rochester, New York 14605 (the "Land"); (B) the construction on the Land of an approximately 40,000 square-foot structural steel fabrication facility (the "Improvements"); and (C) the acquisition and installation therein, thereon or thereabout of certain machinery, equipment and related personal property (the "Equipment" and, together with the Land and the Improvements, the "Facility"); all for use by Ramar Steel Sales, Inc. in its business of fabricating structural steel; and

WHEREAS, the Agency previously appointed the Company as its true and lawful agent to make purchases of goods and services relating to the Project that would otherwise be subject to New York State and local sales and use tax in an amount up to \$2,425,000, which would result in New York State and local sales and use tax exemption benefits not to exceed \$194,000; and

WHEREAS, the Company has requested, by a Project Modification Request, dated July 20, 2021 (the "Project Modification Request"), that the Agency authorize the Company to make purchases of goods and services relating to the Project that would otherwise be subject to New York State and local sales and use tax in an the amount up to \$3,634,050, which would result in New York State and local Sales and Use Tax Exemption Benefits not to exceed \$290,724 (as amended and increased, the "Sales and Use Tax Exemption Benefits"); and

WHEREAS, the Agency desires to adopt a resolution authorizing (i) the increase in Sales and Use Tax Exemption Benefits; and (ii) the execution and delivery of any documents necessary and incidental thereto.

NOW, THEREFORE, BE IT RESOLVED by the County of Monroe Industrial Development Agency as follows:

Section 1. Based upon the representation and warranties made by the Company in its request, the Agency hereby authorizes and approves the Company, as its agent, to make purchases of goods and services relating to the Project and that would otherwise be subject to New York State and local sales and use tax in an amount up to \$3,634,050, which result in New York State and local Sales and Use Tax Exemption Benefits not to exceed \$290,724. The Agency agrees to consider any requests by the Company for an increase to the amount of Sales and Use Tax Exemption Benefits authorized by the Agency upon being provided with appropriate documentation detailing the additional purchases of property or services.

Section 2. The Executive Director, Chairman or Vice Chairman of the Agency are hereby authorized, on behalf of the Agency, to execute and deliver any agreements, documents or certificates necessary and incidental to providing the Company with a partial mortgage recording tax exemption and the increase in Sales and Use Tax Exemption Benefits.

Section 3. The Executive Director or any officer of the Agency are hereby authorized and directed for and in the name and on behalf of the Agency to do all acts and things required and to execute and deliver all such certificates, instruments and documents, to pay all such fees, charges and expenses and to do all such further acts and things as may be necessary or, in the opinion of such Executive Director, Chairman or Vice Chairman of the Agency acting, desirable and proper to effect the purposes of the foregoing resolutions and to cause compliance by the Agency with all of the terms, covenants and provisions of the documents executed for and on behalf of the Agency.

Section 4. This resolution shall take effect immediately.

The question of the adoption of the foregoing Resolution was duly put to vote on roll call, which resulted as follows:

	<u>Yea</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Jay Popli	X			
Anthony Meleo	X			
Troy Milne	X			
Lisa Bolzner			X	
Joseph Alloco	X			
Rhett King	X			
Ann L. Burr	X			

The Resolutions were thereupon duly adopted.

STATE OF NEW YORK)
COUNTY OF MONROE) ss.:

I, the undersigned Executive Director of the County of Monroe Industrial Development Agency, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the County of Monroe Industrial Development Agency (the "Agency"), including the resolutions contained therein, held on August 17, 2021, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Agency and of such resolutions set forth therein and of the whole of said original insofar as the same related to the subject matters therein referred to.

I FURTHER CERTIFY that public notice of the time and place of said meeting was duly given to the public and the news media in accordance with Sections 103 and 104 of the New York Public Officers Law (Open Meetings Law) that all members of the Agency had due notice of the meeting and that the meeting was in all respects duly held.

IN WITNESS WHEREOF, I have hereunto set my hand on this 17th day of August, 2021.



Ana J. Liss, Executive Director