



APPLICATION FOR ASSISTANCE

Each applicant seeking assistance must complete this application and provide required supplemental forms/documentation.

Please answer all questions. Use "None" or "Not Applicable" where necessary. Information in this application may be subject to public review under New York State Law, except for information that is considered deniable by the Freedom of Information Law. This form is available at www.monroecountybusiness.org/application.

Please send completed application via email to EconomicDevelopment@monroecounty.gov. A **non-refundable** application fee of \$350.00 is required. Please see page 12 for additional information on costs and fees.

I. APPLICANT

A. Applicant Information

Name: Penn Central Apartments I, LLC
 Address: 1200 Jefferson Road, Suite 210
 City/State/Zip: Rochester, NY 14623
 Tax Id No.: 99-4870577
 Contact Name: George Klemann
 Title: CFO
 Telephone: 585-739 5916
 E-Mail: gklemann@frontiernet.net

B. Applicant's Legal Counsel

Name: Alan Lookwood
 Firm: Boylan Code LLP
 Address: 145 Culver Road
 City/State/Zip: Rochester, New York 14620
 Telephone: (585) 232-5300
 Email: alockwood@boylancode.com

C. Owners of Applicant Company (must total 100%). If an LLC, LP or similar, all members/partners must be listed

Name	%	Corporate Title
<u>Mark Bohn</u>	<u>45.1%</u>	<u>Co-Managing Member</u>
<u>Ken Vasile</u>	<u>45.1%</u>	<u>Co-Managing Member</u>
<u>George Klemann</u>	<u>9.8%</u>	<u>CFO and Treasurer</u>
<u> </u>	<u> </u>	<u> </u>
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D. Is the business applying for assistance certified as an MWBE or service-disabled veterans' agency? Yes No

II. PROJECT

A. Address of proposed project facility

Address: 354 Island Cottage Road

Tax Map Parcel Number: 046.01-1-6.111

City/Town/Village: Town of Greece

School District: Greece Central

Zip: 14612

Current Legal Owner of Property:

Town of Greece

B. Benefits Requested (Check all that apply)

Sales Tax Exemption

Mortgage Recording Tax Exemption

Real Property Tax Abatement

Industrial Revenue Bond Financing

C. Description of project (check all that apply)

New Construction

Existing Facility

Acquisition

Expansion

Renovation/Modernization

Acquisition of machinery/equipment

Other (specify) _____

D. Proposed User(s)/Tenant(s) of the Facility

If there are multiple Users/Tenants, please attach additional pages.

Are the user and owner related entities? Yes No

Company Name: _____

Address: _____

City/State/Zip: _____

Tax ID No: _____

Contact Name: _____

Title: _____

Telephone: _____

Email: _____

% of facility to be occupied by user/tenant _____

E. Owners of User/Tenant Company (must total 100%)

If an LLC, LP or similar, all members/partners must be listed

Name	%	Corporate Title
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_____	_____	_____
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_____	_____	_____
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_____	_____	_____
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_____	_____	_____
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F. Project Timeline

Proposed Date of Acquisition: March, 2025

Proposed Commencement Date of Construction: April, 2025

Anticipated Completion Date: April, 2026

G. Contractor(s)

Vasile Construction Corp. or contractors to be later determined

II.PROJECT (cont'd)

H. DESCRIPTION OF THE PROJECT AND BACKGROUND ON USER(S) OF THE FACILITY

NAICS Code: 236116

See Attached

OVERVIEW

The proposed Penn Central Senior Apartment complex will consist of 330 units situated on approximately 20 acres of land located at 354 Island Cottage Road in the Town of Greece.

The Town of Greece Planning Board has reviewed and approved the proposed plans, which consists of two buildings, four stories with surface parking, and a total of 310 one- and two-bedroom apartments. The total projected project cost will be approximately \$70M to \$75M. The owner intends to construct and fund this project in 2 phases:

PHASE I

The Phase I building will be restricted to senior households (55+ or 62+) and healthcare workers. The resident community space at a minimum would include lounge areas, a community room, and management offices. Additional amenities being considered include fitness, yoga room, theatre, and outdoor courtyard areas.

The Phase I four-story building will include 163 one-bedroom/one bath, 745 SF units at a projected full market rental rate in CY 2026 of \$1,700/month (including utilities) and 17 two bedroom/2 bath, 970 SF units at a rental rate of \$2,049/month (including utilities). As set forth in the Newmark Preliminary Market Study, there is support for up to 245 apartments including 100 one-bedroom and 145 two-bedrooms for Market Rate housing for seniors with no restrictions on income or rents.

PHASE II

The mix of one-bedroom and two-bedroom comprising the total 130 units projected for Phase II of the project will include age restricted affordable housing units under the Low-Income Housing Credit (LIHTC) guidelines and NYS Homes and Community Renewal (HCR). Page 1 of the Newmark Preliminary Market Study indicates that there is adequate market demand for these 130 units:

☐ “Operations under Low Income Housing Tax Credit (LIHTC) guidelines and Homes and Community Renewal (HCR) regulatory agreement at or below 50% and 60% of area median income (AMI). There is support for up to 193 apartments including 127 one-bedroom and 66 two-bedrooms.”

THE OWNER MAKES NO REPRESENTATION NOR GUARANTEE THAT IT WILL BE SUCCESSFUL IN OBTAINING THE APPROVALS FROM THE NEW YORK STATE HOUSING AUTHORITY, NYSEDA, AS WELL AS OTHER REGULATORY ENTITIES APPROVALS, WHICH ARE REQUIRED TO PROCEED WITH THE PROPOSED AFFORDABLE HOUSING 55+ PHASE II DEVELOPMENT.

OWNERSHIP STRUCTURE

The owner has formed a separate Limited Liability Corporations for each of the 2 development phases of the project, which hereinafter will be referred to as “Penn Central Apartments I, LLC” and “Penn Central Apartments II, LLC.” In connection with Phase I of the project development, the 20 acres of land will be purchased from the Town of Greece by a newly formed LLC. The Members of this entity will be Mark Bohn 45.1% membership interest, Ken Vasile 45.1%, and George Klemann 9.8%. Subsequently this 20-acre parcel will be subdivided into 2 parcels, which will then be assigned to Penn Central Apartments I, LLC and to Penn Central Apartments II, LLC.

OPERATIONAL MANAGEMENT OF COMPLETED PROJECT

As previously mentioned, the owner intends to develop Phase II of the project as an Affordable Housing Age 62+. The owner is currently collaborating with Providence Housing to submit its application to the New York Housing Authority on or about June 30, 2025. Providence Housing (Administrative offices located at 1150 Buffalo Road, Rochester, NY 14624) currently manages 32 projects in western New York state which provide Family Housing, Senior Housing, Supportive Housing and Special Needs Housing.

While no formal commitment has been entered into as of the date of this writing, the owner intends to engage Providence Housing for purposes of managing the operations for the Phase II completed apartments, given their expertise in managing affordable housing projects. Providence Housing has also expressed their willingness to take over the management operations for the Phase I apartments.

PROJECTED EMPLOYMENT

Please be advised that employment statistics set forth in Section "VII. PROJECTED EMPLOYMENT" of this application, only includes personnel directly employed by Penn Central Apartments I, LLC and does not include additional jobs created for Providence Housing (or other management company engaged by the project owners), projected employment related to Phase I and Phase II, nor does it include the hundreds of construction jobs created through the project development.

WAIVER REQUEST FOR AFFORDABLE SET-ASIDE

Owner respectfully requests a waiver of the COMIDA 20% affordable set-aside for Phase 1I, on the condition that Phase II will be 100% affordable units. Should Phase II not be built or not be built as affordable units, the set-aside will be enforced on phase 1.

II. PROJECT (cont'd)

- I. **Would the project be undertaken without financial assistance from the Agency?** Yes No

Please explain why financial assistance is necessary.

Despite the rising demand for senior housing, the rising cost for new construction and relatively high interest rates makes new construction not feasible without the financial assistance we are requesting from COMIDA.

- J. **Are other facilities or related companies located within New York State?**

Yes No

Location:

Will the Project result in the removal of an industrial or manufacturing plant of the Project occupant from one area of the state to another area of the state? Yes No

Will the Project result in the abandonment of one or more plants or facilities of the Project occupant located within the state?

Yes No

If Yes to either question, explain how the Agency's Financial Assistance is required to prevent the Project from relocating out of the State, or is reasonably necessary to preserve the Applicant or User's competitive position in its respective industry:

- K. **State Environmental Quality Review (SEQR) Act Compliance**

COMIDA, in granting assistance to the Applicant, is required to comply with the New York State Environmental Quality Review Act (SEQR).

Does the proposed project require discretionary permit, license or other type of approval by the state or local municipality?

- YES - Include a copy of any SEQR documents related to this Project including Environmental Assessment Form, Final Determination, Local Municipality Negative Declaration, etc.

NO

III. PROPERTY TAX ABATEMENT/PAYMENT IN LIEU OF TAX AGREEMENT (PILOT)

Check One:

JOBSPLUS

Requirements:

- Applicant must commit to a 10% increase in full-time equivalent employment, measured on the existing impacted employee base, over a 3 year period. The required number of jobs is 1.

LEASEPLUS

Requirements:

- University and/or medical related facilities in which a 501(c)3 entity leases from a for-profit entity.
- Company must commit to a 10% increase in full-time equivalent employment, measured on the existing impacted employee base, over a 3 year period. The required number of jobs is _____.

ENHANCED JOBSPLUS

Requirements:

- A minimum \$15 million investment **AND**
- A minimum of 100 new jobs

GREEN JOBSPLUS

Requirements:

- LEED® Certification – Project must be rated as Certified, Gold, Silver or Platinum by the United States Green Building Council's Leadership in Energy and Environmental Design (LEED®) Green Building Rating System.
- Company must commit to a 10% increase in full-time equivalent employment, measured on the existing impacted employee base, over a 3 year period. The required number of jobs is _____.

SHELTER RENT

For student housing or affordable housing projects.

Local Tax Jurisdiction Sponsored PILOT

NO PROPERTY TAX ABATEMENT IS SOUGHT FOR THIS PROJECT

IV. APPLICANT PROJECT COSTS

A. Estimate the costs necessary for the construction, acquisition, rehabilitation, improvement and/or equipment of the project by the APPLICANT.

Building Construction or Renovation

- a. Materials a. \$ 15,100,000
- b. Labor b. \$ 14,786,000

Site Work

- c. Materials c. \$ 500,000
- d. Labor d. \$ 2,750,000
- e. Non-Manufacturing Equipment e. \$ _____
- f. Manufacturing Equipment f. \$ _____
- g. Equipment Furniture and Fixtures g. \$ _____
- h. Land and/or Building Purchase h. \$ 600,000
- i. Soft Costs (Legal, Architect, Engineering) i. \$ 645,000
- Other (specify) j. Taxes & Ins. j. \$ 251,000
- k. Financing Fees k. \$ 461,539
- l. Capitalized Interest l. \$ 761,313
- m. 3rd Party Reports m. \$ 75,000

Total Project Costs (must equal Total Sources) \$ 35,929,852

B. Sources of Funds for Project Costs:

- a. Tax-Exempt Industrial Revenue Bond a. \$ 0
- b. Taxable Industrial Revenue Bond b. \$ 0
- c. Bank Financing c. \$ 28,700,000
- d. TOTAL Public Sources d. \$ 0

Identify below each state and federal grant/credit totaling the amount for d.)

_____ \$ _____
 _____ \$ _____
 _____ \$ _____
 _____ \$ _____

- e. Equity e. \$ 7,229,852

TOTAL SOURCES (must equal Total Project Costs) \$ 35,929,852

C. Has the applicant made any arrangements for the financing of this project

Yes No

If yes, please specify bank, underwriter, etc.

bank financing is in process

V. COMPLETE FOR EACH USER/TENANT THAT IS SEEKING SALES TAX EXEMPTIONS USER(S)/TENANT(S) PROJECT COSTS

Use additional sheets as necessary

Company Name _____

A. Estimate the costs necessary for the construction, acquisition, rehabilitation, improvement, and/or equipping of the project by the user(s)/tenant(s) for which a sales tax exemption is requested.

Estimated Costs Eligible for Sales Tax Exemption Benefit

- a. Materials a. \$ _____
- b. Labor b. \$ _____
- c. Non-Manufacturing Equipment c. \$ _____
- d. Manufacturing Equipment d. \$ _____
- e. Furniture and Fixtures e. \$ _____
- Other (specify): f. _____ f. \$ _____
- g. _____ g. \$ _____
- h. _____ h. \$ _____
- i. _____ i. \$ _____

Total Project Costs \$ _____

Value of Incentives
Penn Central Apartments I, LLC

A. IDA PILOT Benefits:

Current Assessment	\$370,900
Value of New Construction & Renovation Costs	\$15,600,000
Estimated New Assessed Value Subject to IDA	\$15,970,900
Current Taxes	\$14,027
Current Taxes Escalator	2%
PILOT Terms - Years	10
County Tax rate/\$1,000	7.31000
Local Tax Rate* Tax Rate/\$1,000	5.98000
School Tax Rate /\$1,000	24.53000
Total Tax Rate	37.82000

B. Sales Tax Exemption Benefit:

Estimated value of Sales Tax exemption:	\$1,248,000
Estimated duration of ST exemption:	12/31/2026

C. Mortgage Recording Tax Exemption (MRTE) Benefit:

Estimated Value of MRTE:	\$215,250
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D. Industrial Revenue Bond Benefit

IRB inducement amount:	\$0
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E. Percentage of Project Costs financed from Public Sector sources:

Total Value of Incentives:	\$4,264,889
Project Construction Costs:	\$35,929,852
	11.87%

PILOT Schedule

PILOT Year	% Abatement	County PILOT Amount	Local PILOT Amount	School PILOT Amount	Total PILOT Amount	Full Tax Payment w/o PILOT***	Net Exemption**
	Total	\$707,150	\$578,490	\$2,372,969	\$3,658,609	\$6,460,248	\$2,801,639
1	90%	\$11,404	\$9,329	\$38,267	\$58,999	\$589,992	\$530,993
2	80%	\$23,263	\$19,031	\$78,064	\$120,358	\$601,792	\$481,433
3	70%	\$35,593	\$29,117	\$119,438	\$184,148	\$613,828	\$429,679
4	60%	\$48,406	\$39,599	\$162,436	\$250,442	\$626,104	\$375,663
5	50%	\$61,718	\$50,489	\$207,106	\$319,313	\$638,626	\$319,313
6	40%	\$75,543	\$61,798	\$253,498	\$390,839	\$651,399	\$260,560
7	30%	\$89,896	\$73,540	\$301,662	\$465,099	\$664,427	\$199,328
8	20%	\$104,793	\$85,727	\$351,652	\$542,172	\$677,715	\$135,543
9	10%	\$120,250	\$98,372	\$403,521	\$622,143	\$691,270	\$69,127
10	0%	\$136,284	\$111,488	\$457,324	\$705,095	\$705,095	\$0

VII. PROJECTED EMPLOYMENT

Complete for each Applicant or User/Tenant

Company Name: Penn Central Apartments I, LLC

Applicant: or User/Tenant:

Applicant/Tenant creating jobs must submit most recent NYS-45 or equivalent.

	Current # of jobs at proposed project location or to be relocated to project location	IF FINANCIAL ASSISTANCE IS GRANTED – project the number of FTE and PTE jobs to be RETAINED	IF FINANCIAL ASSISTANCE IS GRANTED – project the number of FTE and PTE jobs to be CREATED upon THREE Years after Project completion	Estimate number of residents of the Labor Market Area in which the Project is located that will fill the FTE and PTE jobs to be created upon THREE Years after Project Completion **
Full time (FTE)	0	1	1	1
Part Time (PTE)	0	1	1	1
Total	0	1.5	1.5	1.5

** For purposes of this question, please estimate the number of FTE and PTE jobs that will be filled, as indicated in the third column, by residents of the Labor Marker Area, in the fourth column. The Labor Marker Area includes: Monroe County, Orleans County, Genesee County, Wyoming County, Livingston County, Ontario County, Wayne County, Yates County, and Seneca County chosen at the Agency's discretion.

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VIII. LOCAL LABOR

To be completed by all Applicants and Users/Tenants of Projects which include the construction of new, expanded or renovated facilities:

Company Name Penn Central Apartments I, LLC

Applicant: **and/or User/Tenant:**

The County of Monroe Industrial Development Agency (IDA) was established for the purpose of creating employment opportunities for, and to promote the general prosperity and economic welfare of the residents of Monroe County. The IDA offers economic incentives and benefits to qualified applicants who wish to locate or expand their businesses or facilities in Monroe County. When the IDA approves a project, it enters into agreements to extend these incentives and benefits to the applicant.

Construction jobs are vital to the overall employment opportunities and economic growth in Monroe County. The IDA believes that companies benefiting from its incentive programs should employ local laborers, mechanics, craft persons, journey workers, equipment operators, truck drivers and apprentices ("construction workers"), during the construction phase of projects.

X **100% Local Labor**
Applicants receiving IDA benefits **must** ensure that the it and/or its contractor/developer hire **100% of its construction workers from the local labor market.**

X **Local Labor Market**
For the purpose of this policy, the local labor market is defined as construction workers residing in the following counties in New York State: Monroe, Genesee, Livingston, Orleans, Ontario, Seneca, Steuben, Wayne, Wyoming and Yates.

X **Bid Processing**
Local participation in qualified projects receiving IDA economic incentives and benefits is vital to the economic growth of Monroe County. As such, all applicants/contractors/developers of a qualified project with a minimum \$5,000,000 investment must place any and all invitations to bid in the Builders Exchange of Rochester Plan Room (<https://robex.com/planroom/>) two weeks before the bids are due.

X **Monitoring**
A third-party auditing firm ("Project Monitor") will be engaged to monitor construction work commencing on the date benefits are granted by resolution of the IDA Board.

Once approved for IDA benefits, all applicants will be required to provide to the Project Monitor and the Exemption Processor (as hereinafter defined) the following information:

1. Contact information for the applicant's representative who will be responsible and accountable for providing information about the bidding and awarding of construction contracts relative to the applicant's project; and
2. Description of the nature of construction jobs created by the project, including in as much detail as possible, the number, type and duration of construction positions.

All Monroe County IDA projects are subject to local monitoring by the IDA and the Project Monitor. Proof of residency or copy of drivers' license shall be checked by the Project Monitor during the Project Monitor's periodic inspection of the project.

The Project Monitor shall issue a report to the IDA staff immediately when an applicant or applicant's contractor is not in compliance with this labor policy. IDA staff shall advise the IDA Board of non-compliance by email or at the next scheduled meeting. If a violation of policy has occurred, the Project Monitor shall notify the applicant and contractor of such non-compliance and give applicant a warning of violation and 72 hours in which to correct such violation. Upon evidence of continued non-compliance or additional violations, the IDA and/or the Project Monitor shall notify the applicant that the project is in violation of the Monroe County IDA Labor Policy and is subject to IDA Board action which may result in the revocation, termination and/or recapture of any or all benefits conferred by the IDA.

X

Signage

The applicant/contractor/developer of an IDA approved project shall be required to maintain a sign, provided by the Project Monitor, on the project site at all times during construction. This sign shall be located in an area that is accessible to onsite workers and visitors, which should be clear and legible.

X

Exemption Process

In some instances, use of 100% local labor may not be possible for any of the following reasons:

- o Warranty issues related to installation of specialized equipment whereby the manufacturer requires installation by only approved installers (a copy of the equipment warranty confirming the use of specific installers must be provided). The granting of an exemption for the use of non-local labor on warranty related grounds is expressly conditioned on either (i) said non-local sub-contractors being enrolled in a New York State certified apprenticeship program (proof of such enrollment shall be provided to the IDA upon request) or (ii) the hiring of an apprentice/apprentices or local construction laborer(s) to assist in the installation.
- o Specialized construction is required and no local contractors or local construction workers have the required skills, certifications or training to perform the work (proof of communication with local contractors, or details of the specialized construction must be provided);
- o Significant cost differentials in bids whereby use of local labor significantly increases the cost of the project. Three (3) bids are required and a cost differential of 25% is deemed significant. Where there is a significant cost differential, that if the local labor contractor agrees to reduce the bid to the average of the two bids, no waiver will be granted. However, if the average is still 25% or more, a waiver will be granted (copies of all bids/proposals received, including pricing, must be provided to confirm cost differential).
- o No local labor available for the project (if local bids were solicited with no response, please provide a copy of the bid, explain how it was advertised, and list who the bids were requested from).

The request to secure an exemption for the use of non-local labor must be received from the applicant on the exemption form provided by the IDA or the 3rd party exemption monitor (the "Exemption Processor") and received by the Exemption Process forty-five (45) days in advance of work commencing. The request will be reviewed by the Exemption Processor and forwarded to the IDA, at which time the IDA's Executive Director shall have the authority to approve or disapprove the exemption. The Exemption Processor shall report each authorized exemption to the Board of Directors at its monthly meeting.

The applicant has read the Labor Policy and agrees to adhere to it without changes and shall require its construction manager, general contractor and sub-contractors who are not exempt to acknowledge the same.

The foregoing terms have been read, reviewed and understood by the Applicant or User/Tenant and all appropriate personnel. Furthermore, the undersigned agrees and understands that the information contained herein must be transmitted and conveyed in a timely fashion to all applicable subcontractors, suppliers and materialman. Furthermore, the undersigned agrees to post and maintain a sign, provided by COMIDA, in a prominent, easily accessible location, identifying the project as a recipient of COMIDA assistance and the local labor requirements associated with this assistance.

Furthermore, the undersigned realizes that failure to abide by the terms herein could result in COMIDA revoking all or any portion of benefits it deems reasonable in its sole discretion for any violation hereof.

Penn Central Apartments I, LLC

(APPLICANT COMPANY)

(TENANT COMPANY)

George Klemann

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Date: 2025.01.25 11:45:50 -06'00'

CFO

1/24/25

Signature

, Title

Date

Signature

, Title

Date

IX. FEES

Transaction Type	Fees
Real Property Tax Abatement (PILOT Agreement) including Sales Tax Exemption* and/or partial Mortgage Recording Tax Exemption.	Application Fee: Non-refundable \$350.00 IDA Fee: 0.75% of the total project cost Legal Fee: 33% of the IDA fee. Minimum fee of \$4,000.
Sales Tax Exemption* and/or partial Mortgage Recording Tax Exemption	Application Fee: Non-refundable \$350.00 IDA Fee: 0.50% of the total project cost Legal Fee: 33% of the IDA fee. Minimum fee of \$4,000 if transaction includes mortgage recording tax exemption. Minimum fee of \$750 if transaction is sales tax exemption only.
Small Business Sales Tax Exemption (Non-retail projects with total project costs under \$500,000)	Application Fee: Non-refundable \$350.00 IDA Fee: Flat fee of \$750 (\$500 for certified M/WBE or certified service disabled Veterans) Legal Fee: Flat fee of \$750
Bond: Taxable or Tax-Exempt Including any/all of the following: 1. PILOT Agreement 2. Sales Tax Exemption 3. Partial Mortgage Recording Tax Exemption	Application Fee: Non-refundable \$350.00 IDA Fee: 1.25% of the total project cost Legal Fee: 33% of the IDA fee. Designated Bond Counsel fee is based on the complexity and amount of the transaction.
Bond: Taxable or Tax-Exempt	Application Fee: Non-refundable \$350.00 IDA Fee: 1.00% of the total project cost Legal Fee: 33% of the IDA fee. Designated Bond Counsel fee is based on the complexity and amount of the transaction.

*If the sales tax benefits are required prior to closing, a non-refundable twenty-five percent (25%) of the IDA fee and Legal fees are payable at that time. This amount will be applied towards the IDA fee and Legal fee.

Penn Central Apartments I, LLC

(APPLICANT COMPANY)

George
Klemann

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George Klemann
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CFO

01/24/25

Signature

, Title

Date

(TENANT COMPANY)

Signature

, Title

Date

X. CERTIFICATION

The undersigned company officer and/or user/tenant officer each hereby certifies, on behalf of the company and/or user/tenant, respectively (each singularly and together, the "Applicant"), as follows:

- A. The information contained in this Application, including employment information, is true and correct. The Applicant is aware that any material misrepresentation made in this Application constitutes an act of fraud, resulting in revocation of COMIDA benefits.
- B. The undersigned, on behalf of the Applicant, hereby certifies that the Applicant, and all parties which have ownership of the Applicant are current and will remain current on all real property, federal, state, sales, income and withholding taxes throughout the term of any agreements made in connection with this Application.
- C. Absence of Conflicts of Interest – The Applicant has received from the Agency a list of the members, officers and employees of the Agency. No member, officers or employees of the Agency has an interest, whether direct or indirect, in any transaction contemplated by this Application, except as herein described: _____
- D. Compliance with N.Y. GML Sec. 862(1): Applicant understands and agrees that the provisions of Section 862(1) of the New York General Municipal Law, as provided below, will not be violated if Financial Assistance is provided for the proposed Project:
§ 862. Restrictions on funds of the agency. (1) No funds of the agency shall be used in respect of any project if the completion thereof would result in the removal of an industrial or manufacturing plant of the project occupant from one area of the state to another area of the state or in the abandonment of one or more plants or facilities of the project occupant located within the state, provided, however, that neither restriction shall apply if the agency shall determine on the basis of the application before it that the project is reasonably necessary to discourage the project occupant from removing such other plant or facility to a location outside the state or is reasonably necessary to preserve the competitive position of the project occupant in its respective industry.
- E. Compliance with Applicable Laws: The Applicant confirms and acknowledges that the owner, occupant, or operator receiving Financial Assistance for the proposed Project is in substantial compliance with applicable local, state and federal tax, worker protection and environmental laws, rules and regulations.
- F. False and Misleading Information: The Applicant confirms and acknowledges that the submission of any knowingly false or knowingly misleading information may lead to the immediate termination of any Financial Assistance and the reimbursement of an amount equal to all or part of any tax exemption claimed by reason of the Agency's involvement the Project.
- G. Recapture: Should the Applicant not expend as projected or hire as presented, the Agency may view such information/status as failing to meet the established standards of economic performance. In such events, some or all of the benefits taken by the Applicant will be subject to recapture.
- H. Pay Equity: The Applicant and/or user/tenant officer certifies on behalf of the company and/or user/tenant (the Applicant) has not been the subject of an adverse finding under the equal pay laws within the previous five years, has disclosed any pending equal pay claims against the company at time of application, and shall disclose to COMIDA any pending claims or adverse findings under the equal pay laws during the term of COMIDA financial assistance agreement.
- I. Applicant hereby releases the COMIDA ("Agency") from, agrees that the Agency shall not be liable for, and agrees to indemnify, defend and hold the Agency harmless from and against any and all liability arising from or expense incurred by (A) the Agency's examination and processing of, and action pursuant to or upon, this Application, regardless of whether or not this Application or the Project described herein or the tax exemptions and other assistance requested herein are favorably acted upon by the Agency; (B) the Agency's acquisition, construction, renovation and/or equipping of the Project described herein; and (C) any further action taken by the Agency with respect to the Project; including, without limiting the generality of the foregoing, all causes of action and attorneys' fees and any other expenses incurred in defending any suits or actions which may arise as a result of any of the foregoing. Applicant hereby understands and agrees, in accordance with Section 875(3) of the New York General Municipal Law, that any New York State and local sales and use tax exemption claimed by the Applicant and approved by the Agency in connection with the Project may be subject to recapture by the Agency under such terms and conditions as will be set forth in the Agent Agreement to be entered into by and between the Agency and the Applicant. The Applicant further represents and warrants that the information contained in this Application, including without limitation, information regarding the amount of New York State and local sales and use tax exemption benefits, is true, accurate and complete.

APPLICANT COMPANY

Penn Central Apartments I, LLC

George
Klemann

Digitally signed by George
Klemann
Date: 2025.01.25 15:17:22
-06'00'

CFO

1/24/25

Signature

, Title

Date

TENANT COMPANY

Signature

, Title

Date

1/24/25

County of Monroe Industrial Development Agency

MRB Cost Benefit Calculator

Date: March 25, 2025
 Project Title: Penn Central Apartments I, LLC
 Project Location: Town of Greece

Economic Impacts

Summary of Economic Impacts over the Life of the PILOT

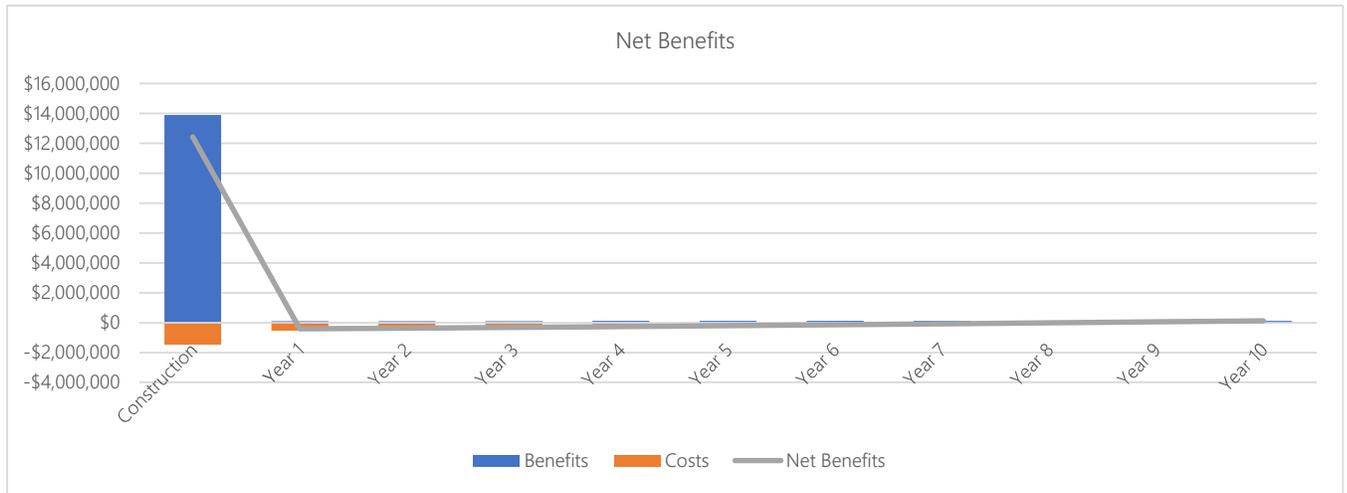
Project Total Investment

\$35,929,852

Temporary (Construction)			
	Direct	Indirect	Total
Jobs	204	40	244
Earnings	\$11,072,980	\$2,055,927	\$13,128,907
Local Spend	\$28,743,882	\$7,042,644	\$35,786,526

Ongoing (Operations)			
Aggregate over life of the PILOT			
	Direct	Indirect	Total
Jobs	2	0	2
Earnings	\$952,467	\$176,845	\$1,129,312

Figure 1



Net Benefits chart will always display construction through year 10, irrespective of the length of the PILOT.

Figure 2

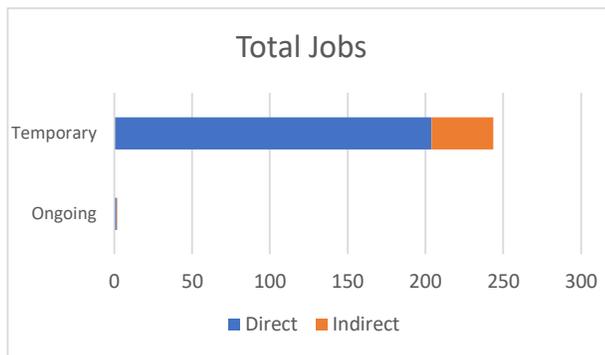
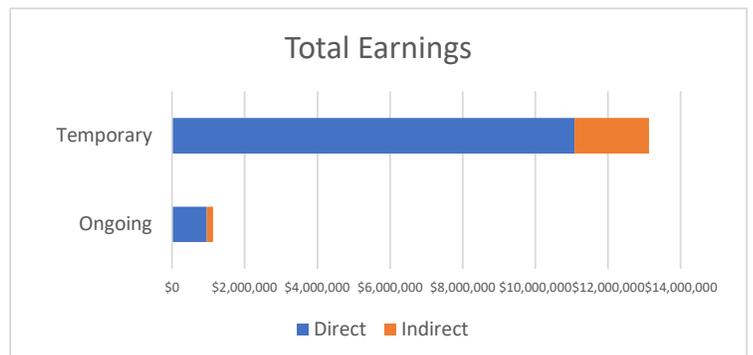


Figure 3



Fiscal Impacts

Estimated Costs of Exemptions

	Nominal Value	Discounted Value*
Property Tax Exemption	\$2,801,639	\$2,602,906
Sales Tax Exemption	\$1,248,000	\$1,248,000
Local Sales Tax Exemption	\$624,000	\$624,000
State Sales Tax Exemption	\$624,000	\$624,000
Mortgage Recording Tax Exemption	\$215,250	\$215,250
Local Mortgage Recording Tax Exemption	\$71,750	\$71,750
State Mortgage Recording Tax Exemption	\$143,500	\$143,500
Total Costs	\$4,264,889	\$4,066,156

State and Local Benefits

	Nominal Value	Discounted Value*
Local Benefits	\$18,016,635	\$17,420,849
To Private Individuals	\$14,258,219	\$14,140,536
Temporary Payroll	\$13,128,907	\$13,128,907
Ongoing Payroll	\$1,129,312	\$1,011,629
Other Payments to Private Individuals	\$0	\$0
To the Public	\$3,758,416	\$3,280,313
Increase in Property Tax Revenue	\$3,658,609	\$3,181,329
Temporary Jobs - Sales Tax Revenue	\$91,902	\$91,902
Ongoing Jobs - Sales Tax Revenue	\$7,905	\$7,081
Other Local Municipal Revenue	\$0	\$0
State Benefits	\$741,427	\$735,308
To the Public	\$741,427	\$735,308
Temporary Income Tax Revenue	\$590,801	\$590,801
Ongoing Income Tax Revenue	\$50,819	\$45,523
Temporary Jobs - Sales Tax Revenue	\$91,902	\$91,902
Ongoing Jobs - Sales Tax Revenue	\$7,905	\$7,081
Total Benefits to State & Region	\$18,758,063	\$18,156,157

Benefit to Cost Ratio

	Benefit*	Cost*	Ratio
Local	\$17,420,849	\$3,298,656	5:1
State	\$735,308	\$767,500	1:1
Grand Total	\$18,156,157	\$4,066,156	4:1

*Discounted at 2%

Additional Comments from IDA

This is a good project.

Does the IDA believe that the project can be accomplished in a timely fashion?

Yes