

**PUBLIC HEARING RESOLUTION
REMOTE ACCESS POLICY**

A regular meeting of City of Rensselaer Industrial Development Agency (the “Agency”) was convened in public session at the offices of the Agency located at the Rensselaer City Hall at 62 Washington Street in the City of Rensselaer, Rensselaer County, New York on July 25, 2022 at 4:18 p.m., local time.

The meeting was called to order by the Chairman of the Agency and, upon roll being called, the following members of the Agency were:

PRESENT:

Michael Stammel	Chairman
John DeFrancesco	Vice Chairman
Andrew Kretzchmar	Member

Ray Stevens	Member
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Each of the members present participated in the meeting either in person or remotely pursuant to the signing into law on September 2, 2021 of Chapter 417 of the Laws of 2021, as amended on January 14, 2022.

ABSENT: William Bulnes	Member
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AGENCY STAFF PRESENT INCLUDED THE FOLLOWING:

John J. Bonesteel	Chief Executive Officer/Treasurer
Philip Danaher, Esq.	Secretary
A. Joseph Scott, III, Esq.	Special Agency Counsel
Madeline Rizzo	Executive Assistant to CEO

The following resolution was offered by Mr. DeFrancesco, seconded by Mr. Kretzschmar, to wit:

Resolution No. 0722-2

RESOLUTION AUTHORIZING THE CHIEF EXECUTIVE OFFICER OF THE CITY OF RENSSELAER INDUSTRIAL DEVELOPMENT AGENCY (THE “AGENCY”) TO HOLD A PUBLIC HEARING REGARDING A PROPOSED REMOTE ACCESS POLICY OF THE AGENCY.

WHEREAS, the Agency is authorized and empowered by the provisions of Chapter 1030 of 1969 Laws of New York, constituting Title 1 of Article 18-A of the General Municipal Law, Chapter 24 of the Consolidated Laws of New York, as amended (the “Enabling Act”) and Chapter 235 of the 1974 Laws of New York, as amended, constituting Section 903-c of said General Municipal Law (said Chapter and the Enabling Act being hereinafter collectively referred to as the “Act”) to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of manufacturing, warehousing, research, commercial and industrial facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration; and

WHEREAS, to accomplish its stated purposes, the Agency is authorized and empowered under the Act to acquire, reconstruct, renovate and install one or more “projects” (as defined in the Act), or to cause said projects to be acquired, reconstructed, renovated and installed, and to convey said projects or to lease said projects with the obligation to purchase; and

WHEREAS, under Section 858 of the Act, the Agency has the power to make certain appointments and approve certain administrative matters; and

WHEREAS, under Section 103-a(2)(b) of the Public Officers Law of the State of New York (the “Remote Access Law”), the Agency further has the power to adopt written (the “Remote Access Policy”) authorizing and governing the use of videoconferencing to conduct its meetings ; and

WHEREAS, pursuant to Section 103-a(2)(a) of the Remote Access Law, prior to the Agency adopting the Remote Access Policy, the Agency, among other things, must hold a public hearing pursuant to Section 103-a(2)(a) of the Remote Access Law with respect to the use of videoconferencing; and

WHEREAS, the members of the Agency desire to approve the adoption of a Remote Access Policy; and

WHEREAS, the Agency further desires to provide for compliance with the provisions of Section 103-a(2)(a) of the Remote Access Law with respect to the Remote Access Policy;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF CITY OF RENSSELAER INDUSTRIAL DEVELOPMENT AGENCY, AS FOLLOWS:

Section 1. The Agency hereby authorizes the Chief Executive Officer of the Agency, after consultation with the members of the Agency and Agency Counsel, (A) to establish the time, date and place for a public hearing of the Agency to hear all persons interested in the Remote Access Policy (the “Public Hearing”); (B) to cause the Public Hearing to be held in the City of Rensselaer, New York, and to cause notice of such Public Hearing to be given to the public by publishing a notice or notices of such Public Hearing (1) in a newspaper of general circulation available to the residents of the governmental units where the Agency is located, (2) on public bulletin boards in at least four prominent places within the City of Rensselaer, and (3) on the Agency’s website; (C) to cause a report of the Public Hearing fairly summarizing the views presented at such Public Hearing (the “Report”) to be prepared; and (D) to cause a copy of the Report to be made available to the members of the Agency.

Section 2. The Chairman, Vice Chairman and/or Chief Executive Officer of the Agency is hereby authorized and directed to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.

Section 3. All action taken by the Chief Executive Officer of the Agency in connection with the Public Hearing with respect to the Remote Access Policy prior to the date of this Resolution is hereby ratified and confirmed.

Section 4. This Resolution shall take effect immediately.

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

Michael Stammel	VOTING	Yes
John DeFrancesco	VOTING	Yes
Andrew Kretzchmar	VOTING	Yes
William Bulnes	VOTING	Absent
Ray Stevens	VOTING	Yes

The foregoing Resolution was thereupon declared duly adopted.

STATE OF NEW YORK)
) SS.:
COUNTY OF RENSSELAER)

I, the undersigned Secretary of City of Rensselaer Industrial Development Agency (the “Agency”), DO HEREBY CERTIFY that I have compared the foregoing annexed extract of the minutes of the meeting of the members of the Agency, including the Resolution contained therein, held on July 25, 2022 with the original thereof on file in my office, and that the same is a true and correct copy of said original and of such Resolution contained therein and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that (A) all members of the Agency had due notice of said meeting; (B) said meeting was in all respects duly held; (C) pursuant to Chapter 417 of the Laws of 2021, as amended (the “2021 Laws”), said meeting was open to the general public, and due notice of the time and place of said meeting was duly given; and (D) there was a quorum of the members of the Agency, either in person or attending remotely in accordance with the 2021 Laws, throughout said meeting.

I FURTHER CERTIFY that, as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Agency this 25th day of July, 2022.

 s/Philip J. Danaher
Secretary

(SEAL)