



**ERIE COUNTY INDUSTRIAL DEVELOPMENT AGENCY (ECIDA)
BUFFALO & ERIE COUNTY REGIONAL DEVELOPMENT CORP (RDC)
BUFFALO & ERIE COUNTY INDUSTRIAL LAND DEVELOPMENT CORP (ILDC)**

**Joint Finance & Audit Committee Meeting
August 20, 2018**

at 12:00 PM

1. Approval of Minutes – July 18, 2018 (Action)
2. 95 Perry Street Sublease Renewal (Action) – Handout
3. New Business (Informational)
4. Adjournment

**MINUTES OF A JOINT MEETING OF THE
FINANCE & AUDIT COMMITTEES OF THE
ERIE COUNTY INDUSTRIAL DEVELOPMENT AGENCY (ECIDA or AGENCY)
THE BUFFALO & ERIE COUNTY REGIONAL DEVELOPMENT
CORPORATION (RDC) AND THE BUFFALO & ERIE COUNTY INDUSTRIAL
LAND DEVELOPMENT CORPORATION (ILDC)**

- MEETING:** July 18, 2018, at the Erie County Industrial Development Agency, 95 Perry Street, Suite 403, Buffalo, New York 14203
- PRESENT:** Hon. Joseph H. Emminger, Hon. Glenn R. Nellis, Michael Szukala and William Witzleben
- ABSENT:** Penny Beckwith, James F. Doherty and Sister Denise Roche
- OTHERS PRESENT:** Steve Weathers, Chief Executive Officer; John Cappellino, Executive Vice President; Mollie Profic, Chief Financial Officer; Karen M. Fiala, Assistant Treasurer; and Robert G. Murray, Secretary
- GUESTS:** Christopher Andreucci, Esq., Bond Counsel

There being a quorum present, Mr. Szukala called the meeting to order at 12:45 p.m.

MINUTES

The March 12, 2018 minutes of the joint meeting of the Committee were presented. Upon motion made by Mr. Szukala, and seconded by Mr. Nellis, and after a vote as called for by Mr. Szukala, the March 12, 2018 minutes of the Committee were unanimously approved.

GLOBAL CONCEPTS CHARTER SCHOOL BOND ISSUANCE

Mr. Cappellino reviewed the Global Concepts Charter School request for the ILDC to issue up to \$7,700,000 in bonds to allow the charter school to have an opportunity to generate net present value savings of approximately \$1.1 million or 17.2% on a refunding of these bonds with a maturity structure extending to October 1, 2037 with no extension of existing final maturity. It is anticipated that opportunities exist to decrease current debt service interest paid from 6.25% to approximately 4%.

Mr. Emminger disclosed that he may be retained by Global to undertake approval for lending purposes. Mr. Murray confirmed this does not arise to the level of a possible conflict of interest and with the disclosure, _____ to _____ cash flow and not loan proceeds.

Mr. Szukala asked for a motion to approve of the project. Mr. Emminger moved and Mr. Nellis seconded to approve of the project. Mr. Szukala called for the vote and the following resolution was unanimously approved:

RESOLUTION OF THE MEMBERS OF THE BUFFALO AND ERIE COUNTY INDUSTRIAL LAND DEVELOPMENT CORPORATION (“ILDC” OR “ISSUER”) FINANCE & AUDIT COMMITTEE RECOMMENDING THAT THE ILDC FINANCE CERTAIN COSTS RELATING TO, AND APPROVING THE UNDERTAKING OF A CERTAIN PROJECT DESCRIBED BELOW, AT THE REQUEST OF THE GLOBAL CONCEPTS CHARTER SCHOOL AND THE GRANTING OF CERTAIN FINANCIAL ASSISTANCE IN CONNECTION THEREWITH, INCLUDING THE ISSUANCE OF THE ISSUER’S TAX-EXEMPT AND/OR TAXABLE REFUNDING REVENUE BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$7,700,000.00 FOR THE PURPOSE OF UNDERTAKING THE PROJECT AND THE COSTS OF SUCH ISSUANCE

MEDAILLE COLLEGE BOND ISSUANCE

Mr. Cappellino reviewed the Medaille College request for the ILDC to issue up to \$10,500,000 in bonds to allow the college to refund the Series 2010 A-1, Series 2010 A-2 and Series 2010 B Bonds (the “2010 Bonds”). Due to the decrease of the marginal corporate tax rate from 35% to 21% effective January 1, 2018, the interest rate on the College’s 2010 Bonds was increased to maintain the original taxable equivalent rate charged by the bank. The interest rate on the Series 2010 A-1 and Series 2010 B bonds was raised from 4.34% to 5.275%. The interest rate on the Series 2010 A-2 bonds was raised from 4.77% to 5.797%. In addition, the College would have to renegotiate the interest rate on the 2010 Bonds when a bullet maturity is due in December 2020. Through the Series 2018 Refunding, the College will be able to lower the interest rate on the bonds to approximately 5.09% and fix this rate until October 2038 with no change of a future increase.

Mr. Szukala asked for a motion to approve of the project. Mr. Witzleben moved and Mr. Emminger seconded to approve of the project. Mr. Szukala called for the vote and the following resolution was unanimously approved:

RESOLUTION OF THE MEMBERS OF THE BUFFALO AND ERIE COUNTY INDUSTRIAL LAND DEVELOPMENT CORPORATION (“ILDC” OR “ISSUER”) FINANCE & AUDIT COMMITTEE RECOMMENDING THAT THE ILDC FINANCE CERTAIN COSTS RELATING TO, AND APPROVING THE UNDERTAKING OF A CERTAIN PROJECT DESCRIBED BELOW, AT THE REQUEST OF MEDAILLE COLLEGE AND THE GRANTING OF CERTAIN FINANCIAL ASSISTANCE IN CONNECTION THEREWITH, INCLUDING THE ISSUANCE OF THE ISSUER’S TAX-EXEMPT AND/OR TAXABLE REVENUE BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$10,500,000.00 FOR THE PURPOSE OF UNDERTAKING THE PROJECT AND THE COSTS OF SUCH ISSUANCE

DRAFT
Subject to Committee Approval

There being no further business to discuss, Mr. Szukala adjourned the meeting at 12:55 p.m.

Dated: July 18, 2018

Robert G. Murray, Secretary