

**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 refund its currently outstanding 2007 Series bonds. The current environmental allows the Charter School to generate net present value savings of approximately \$1.1 million or 17.2% on the refunding of these bonds. 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 Concepts Charter School to undertake an appraisal of the value of the facility for lending purposes. It was disclosed that payment for appraisal services were to be made from funds unrelated to the proposed ILDC bonding. Mr. Murray confirmed this does not arise to the level of a conflict of interest otherwise

requiring Mr. Emminger to recuse himself from participating in any Committee action as so requested by the Charter School and as presented to the Committee today.

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 chance of a future increase.

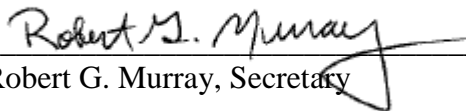
Mr. Szukala asked for a motion to approve of the project. Mr. Witzleben moved and Mr. Emminger seconded to approve of the project. Mr. Szukala called for the vote and the following resolution was unanimously approved:

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

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