

RESOLUTION

(Authorizing an Additional Sponsorship for the Yonkers Downtown Business Improvement District Holiday Lighting)

A regular meeting of the Yonkers Economic Development Corporation was convened on December 28, 2022.

The following resolution was duly offered and seconded, to wit:

Resolution No. 12/2022-19

RESOLUTION OF THE YONKERS ECONOMIC DEVELOPMENT CORPORATION (I) TO APPROVE AN ADDITIONAL SPONSORSHIP FOR THE YONKERS DOWNTOWN BUSINESS IMPROVEMENT DISTRICT HOLIDAY LIGHTING; AND (II) TO EXECUTE AND DELIVER ANY RELATED DOCUMENTS

WHEREAS, pursuant to the purposes and powers contained within Section 1411 of the Not-for-Profit Corporation Law (the "N-PCL") of the State of New York (the "State"), as amended, and pursuant to its certificate of incorporation filed on May 31, 2007, the **YONKERS ECONOMIC DEVELOPMENT CORPORATION** (the "Corporation") was established as a not-for-profit local development corporation of the State with the authority and power to own, lease and sell personal and real property for the purposes of, among other things, acquiring, constructing and equipping certain projects exclusively in furtherance of the charitable or public purposes of relieving and reducing unemployment, promoting and providing for additional and maximum employment, bettering and maintaining job opportunities, instructing or training individuals to improve or develop their capabilities for such jobs, by encouraging the development of, or retention of, an industry in the community or area, and lessening the burdens of government and acting in the public interest; and

WHEREAS, to carry out the aforesaid purposes, the Corporation has the power under the NPCL to do all things necessary to fulfill its obligations imposed by the N-PCL; and

WHEREAS, the Yonkers Downtown Business Improvement District Holiday Lighting (the "YDBID Holiday Lighting") for the 2022 holiday season will create a warm and welcoming ambiance which will activate the street, leading to an increase in foot traffic and patronage that will directly benefit downtown waterfront restaurants and other retail businesses which continue to be negatively impacted by the effects of the COVID-19 pandemic; and

WHEREAS, events such as the YDBID Holiday Lighting create an attractive environment drawing residents and visitors to the downtown core of the City; and

WHEREAS, the Corporation previously authorized, on October 31, 2022, the funding of a sponsorship to the Yonkers Downtown Business Improvement District ("YDBID") for the YDBID Holiday Lighting in an amount not to exceed \$40,372.00 (the "YDBID Holiday Lighting Sponsorship"); and

WHEREAS, by a letter dated November 27, 2022, YDBID submitted an updated invoice to the Corporation in the amount of \$43,524.00 for the YDBID Holiday Lighting; and

YDBID has requested an additional \$3,152.00 sponsorship to reflect the increased cost of the event (the Additional Sponsorship); and

WHEREAS, the Corporation finds that the YDBID Holiday Lighting is in the public interest; and

WHEREAS, there are sufficient funds in the Corporation account to fund the Additional Sponsorship.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE YONKERS ECONOMIC DEVELOPMENT CORPORATION AS FOLLOWS:

Section 1. The Corporation hereby authorized participation in and funding of the Additional Sponsorship at a total cost not to exceed \$3,152.00.

Section 2. The officers, employees and agents of the Corporation are hereby authorized, on behalf of the Corporation, to deliver the Additional Sponsorship and execute and deliver any and all documents reasonably contemplated by this resolution to accomplish the Additional Sponsorship and, where appropriate, the Secretary or Assistant Secretary of the Corporation is hereby authorized to affix the seal of the Corporation to any Additional Sponsorship documents and to attest the same, all with such changes, variations, omissions and insertions as the officers of the Corporation shall approve, the execution thereof by any officer of the Corporation to constitute conclusive evidence of such approval. All acts of the officers, employees and agents of the Corporation in furtherance of the Additional Sponsorship are hereby ratified and confirmed by the Corporation.

Section 3. The officers, employees and agents of the Corporation are hereby authorized and directed for and in the name and on behalf of the Corporation to do all acts and things required and to execute and deliver all such agreements, 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 the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolution and to cause compliance by the Corporation with all of the terms, covenants and provisions of the documents executed for and on behalf of the Corporation.

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:

| | <i>Yea</i> | | <i>Nay</i> | | <i>Abstain</i> | | <i>Absent</i> | |
|-----------------------|------------|---|------------|---|----------------|---|---------------|---|
| Mayor Mike Spano | [✓ |] | [|] | [|] | [|] |
| Marlyn Anderson | [|] | [|] | [|] | [x |] |
| Victor Gjonaj | [✓ |] | [|] | [|] | [|] |
| Hon. Cecile D. Singer | [|] | [|] | [|] | [x |] |
| Melissa Nacerino | [✓ |] | [|] | [|] | [|] |

The Resolution was thereupon duly adopted.

SECRETARY'S CERTIFICATION

*(Authorizing an Additional Sponsorship for the Yonkers Downtown Business Improvement
District Holiday Lighting)*

STATE OF NEW YORK)
) ss:
COUNTY OF WESTCHESTER)

I, the undersigned, Secretary of the Yonkers Economic Development Corporation, DO
HEREBY CERTIFY:

That I have compared the annexed extract of minutes of the meeting of the Yonkers
Economic Development Corporation (the "Corporation"), including the resolutions contained
therein, held on December 28, 2022, with the original thereof on file in my office, and that the
same is a true and correct copy of the proceedings of the Corporation 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 all members of said Corporation had due notice of said
meeting, that the meeting was in all respects duly held and that, pursuant to Article 7 of the Public
Officers Law (Open Meetings Law), said meeting was open to the general public, and that public
notice of the time and place of said meeting was duly given in accordance with such Article 7.

I FURTHER CERTIFY, that there was a quorum of the directors of the Corporation present
throughout said meeting.

I FURTHER CERTIFY, that as of the date hereof, the attached resolutions are in full force
and effect and have not been amended, repealed or modified.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said
Corporation this 31 day of December 2022.


Marlyn Anderson, Secretary

RESOLUTION

(Authorizing a Sponsorship for the City of Yonkers Department of Public Works Fall Clean-Up)

A regular meeting of the Yonkers Economic Development Corporation was convened on December 28, 2022.

The following resolution was duly offered and seconded, to wit:

Resolution No. 12/2022-20

RESOLUTION OF THE YONKERS ECONOMIC DEVELOPMENT CORPORATION (I) TO APPROVE A SPONSORSHIP FOR THE CITY OF YONKERS DEPARTMENT OF PUBLIC WORKS AND LOCAL TEAMSTERS 456 FALL CLEAN-UP; AND (II) TO EXECUTE AND DELIVER ANY RELATED DOCUMENTS

WHEREAS, pursuant to the purposes and powers contained within Section 1411 of the Not-for-Profit Corporation Law (the "N-PCL") of the State of New York (the "State"), as amended, and pursuant to its certificate of incorporation filed on May 31, 2007, the **YONKERS ECONOMIC DEVELOPMENT CORPORATION** (the "Corporation") was established as a not-for-profit local development corporation of the State with the authority and power to own, lease and sell personal and real property for the purposes of, among other things, acquiring, constructing and equipping certain projects exclusively in furtherance of the charitable or public purposes of relieving and reducing unemployment, promoting and providing for additional and maximum employment, bettering and maintaining job opportunities, instructing or training individuals to improve or develop their capabilities for such jobs, by encouraging the development of, or retention of, an industry in the community or area, and lessening the burdens of government and acting in the public interest; and

WHEREAS, to carry out the aforesaid purposes, the Corporation has the power under the N-PCL to do all things necessary to fulfill its obligations imposed by the N-PCL; and

WHEREAS, on October 22, 2022, the City of Yonkers Department of Public Works (the "DPW"), in partnership with Local Teamsters 456 ("Local 456") held a citywide Fall Clean-Up event (the "Fall Clean-Up"), in which employees of the DPW, members of Local 456 and many community volunteers participated; and

WHEREAS, the purpose of the Fall Clean-Up was to spend a day cleaning and removing trash from vacant lots, streets, parks and other properties throughout the City of Yonkers (the "City"); and

WHEREAS, despite ongoing maintenance of properties throughout the City, there are locations that collect trash, illegal dumping and other detritus, which detracts from the quality of life for residents, negatively affects the reputation and business climate of the City, and threatens the health and safety of City residents and visitors; and

WHEREAS, many of the locations targeted during the Fall Clean-Up were in economically disadvantaged areas of the City, and/or were near to or at the location of Corporation projects and initiatives; and

WHEREAS, the Fall Clean-Up is part of ongoing efforts to create and maintain an attractive, safe and welcoming environment in the City, in order to draw residents, visitors and businesses and enhance quality of life; and

WHEREAS, in furtherance of the Corporation's mission and its charitable and public purpose of reducing the burden on government, the Corporation desires to sponsor the Fall Clean-Up, *nunc pro tunc* in an amount not to exceed \$3,600 (the "Sponsorship"); and

WHEREAS, the Corporation finds that the above contemplated program is in the public interest; and

WHEREAS, there are sufficient funds in the Corporation account to fund the Sponsorship.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE CORPORATION AS FOLLOWS:

Section 1. The Corporation hereby authorized participation in and funding of the Sponsorship.

Section 2. The officers, employees and agents of the Corporation are hereby authorized, on behalf of the Corporation, to deliver the Sponsorship and execute and deliver any and all documents reasonably contemplated by this resolution to accomplish the Sponsorship and, where appropriate, the Secretary or Assistant Secretary of the Corporation is hereby authorized to affix the seal of the Corporation to any Sponsorship documents and to attest the same, all with such changes, variations, omissions and insertions as the officers of the Corporation shall approve, the execution thereof by any officer of the Corporation to constitute conclusive evidence of such approval. All acts of the officers, employees and agents of the Corporation in furtherance of the Sponsorship are hereby ratified and confirmed by the Corporation.

Section 3. The officers, employees and agents of the Corporation are hereby authorized and directed for and in the name and on behalf of the Corporation to do all acts and things required and to execute and deliver all such agreements, 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 the officer, employee or agent acting, desirable and proper to effect the purposes of the foregoing resolution and to cause compliance by the Corporation with all of the terms, covenants and provisions of the documents executed for and on behalf of the Corporation.

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:

| | <i>Yea</i> | <i>Nay</i> | <i>Abstain</i> | <i>Absent</i> |
|-----------------------|-------------------|-------------------|-----------------------|----------------------|
| Mayor Mike Spano | [✓] | [] | [] | [] |
| Marlyn Anderson | [] | [] | [] | [x] |
| Victor Gjonaj | [✓] | [] | [] | [] |
| Hon. Cecile D. Singer | [] | [] | [] | [x] |
| Melissa Nacerino | [✓] | [] | [] | [] |

The Resolution was thereupon duly adopted.

(Authorizing a Sponsorship for the Yonkers Department of Public Works Fall Clean-Up)

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