

**Annual Project Review Resolution
City of Utica Industrial Development
Agency**

Date: June 3, 2026

At a meeting of the City of Utica Industrial Development Agency, Utica, New York (the "Agency"), held at One Kennedy Plaza, Utica, New York on June 3, 2026, the following members of the Agency were:

Members Present: Vincent Gilroy, John Buffa, Kevin Martin

Staff Present: Jack Spaeth

Others Present: Laura Ruberto, Linda Romano (on phone)

After the meeting had been duly called to order, the Chairman announced that among the purposes of the meeting was to perform the annual review of active projects and consider and take action as may be determined.

The following resolution was duly moved, seconded, discussed and adopted with the following members voting:

Vincent Gilroy voting aye
John Buffa voting aye
Kevin Martin voting aye

RESOLUTION RELATING TO THE ANNUAL REVIEW OF ACTIVE PROJECTS OF THE AGENCY, MAKING DETERMINATIONS AND AUTHORIZING CERTAIN ACTION PERTAINING TO ACTIVE PROJECTS.

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended and Chapter 710 of the Laws of 1981 of the State of New York (collectively, the "Act"), the City of Utica Industrial Development Agency (the "Agency") was created with the authority and power among other things, to assist with the acquisition of certain industrial development projects as authorized by the Act; and

WHEREAS, under the Act, the Agency is obligated to evaluate on at least an annual basis whether recipients of its financial assistance are achieving the investment, job retention or creation, or other objectives of the project indicated in the project application and report to New York State that it is taking appropriate action when those objectives are not being met; and

WHEREAS, the Agency members received a report from the Executive Director summarizing the data collected from the various project operators and copies of relevant correspondence submitted by certain project operators for year ending December 31, 2025; and

WHEREAS, the members of the Agency desire to confirm the results of the annual project review.

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

Section 1. The Agency hereby confirms it has completed its annual project review and determines to take to the following action:

(A) The Agency determines the following project operator is not meeting its stated objectives and recapture of financial assistance is the appropriate remedy:

- 231 Genesee Utica, LLC

(B) The Agency determines to amend the project obligations for the following project operators, based on information provided to the Agency by the project operators:

- Utica Travelers Building LLC – reduce Employment Obligation from 20 FTEs to 15 FTEs
- GSCB LLC – reduce Employment Obligation from 42 FTEs to 20 FTEs

(C) The Agency determines that, based on information provided by the project operators, all other project operators are substantially meeting the stated objectives of their respective projects.

Section 2. The Agency hereby authorizes the Chairman and the Executive Director to work with Agency Counsel to take all steps necessary to implement the actions described in Sections 1 and 2.

Section 3. This Resolution shall take effect immediately.

