

RESOLUTION

*(Appointing Drew Claxton to the Board of Directors of the
Peekskill Facilities Development Corporation)*

A regular meeting of the City of Peekskill Industrial Development Agency was convened on September 26, 2023, at 7:00 p.m.

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

Resolution No. 2023 – _5_

APPOINTING DREW CLAXTON TO THE BOARD OF DIRECTORS OF THE PEEKSKILL FACILITIES DEVELOPMENT CORPORATION

WHEREAS, by Title 1 of Article 18-A of the General Municipal Law of the State of New York, as amended, and Chapter 671 of the Laws of 1974 of the State of New York, as amended (hereinafter collectively called the “Act”), the CITY OF PEEKSKILL INDUSTRIAL DEVELOPMENT AGENCY (hereinafter called “Agency”) was created with the authority and power to own, lease and sell property for the purpose of, among other things, acquiring, constructing and equipping civic, industrial, manufacturing and commercial facilities as authorized by the Act; and

WHEREAS, Section 1 of Article II of the By-Laws (“By-Laws”) of Peekskill Facilities Development Corporation (“PFDC”) provides that members of the Board of Directors of PFDC shall be appointed from time to time by the Agency, as initial Member of PFDC; and

WHEREAS, in accordance with the foregoing, the Agency has determined to appoint Drew Claxton to the Board of Directors of PFDC.

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

Section 1. Pursuant to Section 1 of Article II of the By-Laws, the Agency hereby elects and appoints DREW CLAXTON to the Board of Directors of PFDC, whose responsibilities shall be as set forth in the By-Laws.

Section 2. The Agency is hereby authorized to do all things necessary or appropriate for the accomplishment of the purposes of this resolution, and all acts heretofore taken by the Agency with respect to such activities are hereby approved, ratified and confirmed.

Section 3. This Resolution shall take effect immediately.

Dated: September 26, 2023

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

| | Yea | Nea | Absent | Abstain |
|--------------------|-------|-----|--------|---------|
| Alan Kravitz | [X] | [] | [] | [] |
| Drew Claxton | [] | [] | [] | [X] |
| Deborah Post | [X] | [] | [] | [] |
| Juliene Bell-Smith | [X] | [] | [] | [] |
| Rohan deFreitas | [X] | [] | [] | [] |

The Resolution was thereupon duly adopted.

STATE OF NEW YORK)

: SS.

COUNTY OF WESTCHESTER)

I, the undersigned Secretary of the City of Peekskill Industrial Development Agency, DO
HEREBY CERTIFY:

That I have compared the annexed extract of minutes of the meeting of the City of Peekskill Industrial Development Agency (the "Agency"), including the Resolution contained therein, held on September 26, 2023, with the original thereof on file in my office, and that the same is a true and correct copy of the proceedings of the Agency and of such Resolution 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 Agency 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 members of the Agency present throughout said meeting.

I FURTHER CERTIFY, that as of the date hereof, the attached resolution is 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 Agency this 26th day of September, 2023.

By: Alan Krawitz

Secretary